

THE CORPORATION OF THE TOWNSHIP OF PRINCE

BY-LAW 2019-21

A by-law to authorize an agreement between the Township and the Corporation of the City of Sault Ste. Marie to acquire technical assistance in administering the provisions of the Ontario Building Code, the Plumbing Code and the Township by-laws relating to the construction of buildings.

The Council of the Township of Prince, ENACTS as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and the CAO/Clerk Treasurer are hereby authorized for and in the name of the Township to execute and to affix the seal of the Corporation to an agreement in the form of Schedule "A" hereto dated the 15th day of April, 2019 between the Township and the Corporation of the City of Sault Ste. Marie to acquire technical assistance in administering the provisions of the Ontario Building Code, the Plumbing Code and the Township by-laws relating to the construction of buildings.

2. **SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

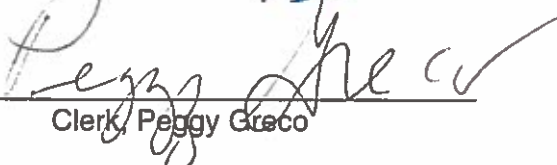
3. **EFFECTIVE DATE**

This by-law takes effect as of January 2, 2019.

Passed in open Council this 14th day of May, 2019.



Mayor, Ken Lamming



Clerk, Peggy Greco

THIS AGREEMENT (the "Agreement") made this 15th day of April, 2019.

BETWEEN:

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
(hereinafter referred to as the "City")

- and -

THE CORPORATION OF THE TOWNSHIP OF PRINCE
(hereinafter referred to as the "Township")

WHEREAS the Township has requested that the City provide technical assistance to the Township in administering the provisions of the Ontario Building Code and Township by-laws relating to construction of buildings;

AND WHEREAS the City has agreed to provide such technical assistance subject to the terms and conditions as set out in this Agreement;

NOW THEREFORE in consideration of the rents, covenants and agreements herein contained and hereby assumed, the parties for themselves and their respective successors and assigns do hereby covenant and agree with one another as follows:

GENERAL PROVISIONS

1. The City shall provide plans examination and building inspection services (the "Plans Examination & Inspection Services") as follows:
 - a. Plans examination and review for compliance with the Ontario Building Code and the Township's building and zoning by-laws, excluding the Township's property standards by-law;
 - b. Written correspondence describing plan review and inspection deficiencies to applicant and associated parties;
 - c. Analyses of written responses or amended plans resulting from the plan review and inspection;
 - d. Written notices to the Township regarding matters that pertains to the building permits;
 - e. Inspections of buildings under construction as required upon notification by the applicant directly to the City of Sault Ste. Marie Building Division;
 - f. Attendance in court for the purpose of providing evidence on behalf of the Township in the event that the Township undertakes a prosecution arising from non-compliance;
 - g. Enforcement and prosecutorial services;
 - h. Building permit applications will be submitted directly to the Sault Ste. Marie Building Division;
 - i. Building permit and inspection statistical data will be submitted on a monthly basis to the Township.

2. The said Plans Examination & Inspection Services shall be performed by duly qualified City employees and City employees shall be subject to direction from the City only.
3. City employees providing Plans Examination & Inspection Services to the Township shall maintain a work log indicating the dates and lengths of time that such employees have performed Plans Examination & Inspection Services and the nature of such services.
4. The City, as employer, shall pay all salaries, wages and costs associated with its Building Division.
5. The Township shall appoint by by-law any person(s) employed by the City as its inspectors pursuant to the Building Code Act.

COST OF INSPECTION SERVICES

6. Permit fees to be provided to the City of Sault Ste. Marie Building Division by the permit applicant at the time of application. The fees for the required permit are based on the service index as listed in The City of Sault Ste. Marie Schedule "A" User Fees. This amount shall comprise the full cost of The Building Division Plans Examination & Inspection Services inclusive of enforcement and clerical duties, mileage and miscellaneous expenses for inspections related to all Building Classification.

COMMENCEMENT AND TERMINATION OF AGREEMENT

7. This Agreement shall be in force for four years commencing on the 2nd day of January 2019 and shall conclude on the 31st day of December 2022 (the "Term").
8. Either party to this Agreement may terminate this Agreement at any time and for any reason upon thirty (30) days written notice of termination to the other party. Should a notice to terminate be given, the City shall continue to collect permit fees and provide the Plans Examination & Inspection Services outlined in this Agreement up to and including the date of such termination.

NOTICE

10. All correspondence or other notices related to the terms of the Agreement shall be delivered as set forth below:

Chief Administrative Officer
The Corporation of the City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie ON P6A 5X6

Chief Administrative Officer/Clerk-Treasurer
Corporation of the Township of Prince
3042 Second Line West
Prince Township, ON P6A 6K4

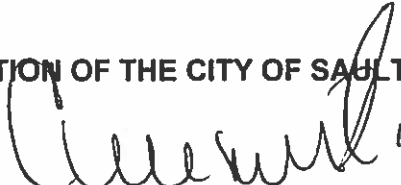
ENTIRE AGREEMENT

- 11. This Agreement constitutes the entire Agreement between the parties, and there are no representations, warranties, collateral agreements or conditions affecting this Agreement or the relationship of the parties or supported hereby other than as expressed herein in writing. Any amendment to this Agreement must be in writing, duly executed by the parties.

IN WITNESS WHEREOF the parties hereto have affixed their Corporate Seals attested by the signatures of their duly authorized signing officers to be effective as of the 15th day of April, 2019.

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Per:



 Mayor – Christian Provenzano



 Deputy City Clerk – Rachel Tyczinski

MALCOLM WHITE
 City Clerk
 City of Sault Ste. Marie
 District of Algoma

APPROVED BY
 CITY OF SAULT STE. MARIE

BY-LAW# 2019-84

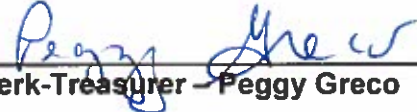
We have authority to bind the Corporation.

THE CORPORATION OF THE TOWNSHIP OF PRINCE

Per:



 Mayor – Ken Lamming



 CAO/Clerk-Treasurer – Peggy Greco

We have authority to bind the Corporation.