

**THE CORPORATION OF THE  
TOWNSHIP OF ASPHODEL-NORWOOD  
BY-LAW No. 2009-17**

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*Being a By-law to authorize The Corporation of the Township of Asphodel-Norwood to enter into a fire communications services agreement with The Corporation of the County of Peterborough, The Corporation of the Township of Cavan-Monaghan, The Corporation of the Township of Douro-Dummer, The Corporation of the Township of Galway-Cavendish and Harvey, The Corporation of the Township of Havelock-Belmont-Methune, The Corporation of the Township of North-Kawartha, The Corporation of the Township of Otonabee South Monaghan, The Corporation of the Township of Smith-Ennismore-Lakefield and The Corporation of the City of Peterborough*

**WHEREAS** the Municipal Act, 2001, c. 25, s. 19(2) provides that a municipality may exercise its powers, other than its power to impose taxes, to provide a municipal system to provide a service or thing in an area in another municipality or in unorganized territory if one of the purposes for so acting is for its own purposes and if one of the following conditions applies:

1. The service or thing is provided only to inhabitants of the municipality providing the service or thing.
2. The other municipality is a single-tier municipality and the service or thing is provided with its consent.
3. The other municipality is a lower-tier municipality and the service or thing is provided with the consent of,
  - i. the lower-tier municipality, if it has jurisdiction to provide the service or thing in the area
  - ii. its upper-tier municipality, if it has that jurisdiction, or
  - iii. both the lower-tier municipality and its upper-tier municipality, if they both have jurisdiction.
4. The service or thing is provided in unorganized territory
  - i. with the consent of a local body that has jurisdiction to provide the service or thing in the area, or
  - ii. with the consent of the person who receives the service or thing, if no local body has jurisdiction.

**AND WHEREAS** the Municipal Act, 2001, c.25, s.20(1) provides that a municipality may enter into an agreement with one or more municipalities or local bodies, as defined in section 19, or a combination of both to jointly provide, for their joint benefit, any matter which all of them have the power to provide within their own boundaries.

**AND WHEREAS** the Corporation of the Township of Asphodel-Norwood, The Corporation of the County of Peterborough, The Corporation of the Township of Cavan-Monaghan, The Corporation of the Township of Douro-Dummer, The Corporation of the Township of Galway-Cavendish and Harvey, The Corporation of the Township of Havelock-Belmont-Methune, The Corporation of the Township of North-Kawartha, The Corporation of the Township of Otonabee South Monaghan, The Corporation of the Township of Smith-Ennismore-Lakefield and The Corporation of the City of Peterborough have individually expressed a desire to enter into a Fire Communications Services Agreement and have jointly negotiated the terms and conditions upon which the delivery of Fire Communications Services will be provided for on behalf of the respective municipalities.

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***NOW THEREFORE*** the Council of The Corporation of the Township of Asphodel-Norwood enacts as follows:

1. That the Reeve and Clerk be authorized to execute the Fire Communications Services Agreement between the Corporation of the County of Peterborough and The Corporation of the Township of Asphodel-Norwood, The Corporation of the Township of Cavan-Monaghan, The Corporation of the Township of Douro-Dummer, The Corporation of the Township of Galway-Cavendish and Harvey, The Corporation of the Township of Havelock-Belmont-Methune, The Corporation of the Township of North-Kawartha, The Corporation of the Township of Otonabee South Monaghan, The Corporation of the Township of Smith-Ennismore-Lakefield and The Corporation of the City of Peterborough in the form attached hereto as Schedule “A”, and to affix the seal of the Corporation hereto.
2. That By-Law No. 2005-76 passed the Council of the Township of Asphodel-Norwood on the 19<sup>th</sup> Day of December, 2005 be and is hereby repealed.
3. That this by-law shall be commonly called the “Fire Communication Services Agreement By-law”.

Read a first and second time this 20th day of April, 2009.

Read a third time and finally passed this 20<sup>th</sup> day of April, 2009.

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Reeve Douglas J. Percy

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Valerie Przybilla, CAO/Clerk