

BOUNDARY ROAD AMENDING & EXTENDING AGREEMENT

THIS FIRST AMENDING & EXTENDING AGREEMENT effective as of January 1, 2019 (the "Agreement")

BETWEEN:

THE REGIONAL MUNICIPALITY OF YORK
("York")

and

THE REGIONAL MUNICIPALITY OF PEEL
("Peel")

RECITALS:

- A. York and Peel are adjoining upper-tier municipalities that in accordance with Section 29.1(2) of the *Municipal Act, 2001* previously executed a boundary road agreement dated July 16, 2015 for maintenance and repair over that part of Highway 50 forming the boundary line between Peel and York (the "Original Agreement").
- B. The parties wish to amend and extend the Original Agreement.

The parties agree as follows:

1. The recitals contained in this Agreement are accurate and true.
2. The Original Agreement is amended by extending the term for a further ten (10) years, commencing on January 1, 2019 and ending on December 31, 2028.
3. The Original Agreement is amended in the following manner:
 - a. **Definitions – "Highway"** – The definition of "Highway" in Section 1.1 is deleted in its entirety and replaced with the following:

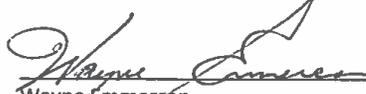
"Highway" means (a) that part of Highway 50 commencing at the northerly boundary of the intersection with Steeles Avenue and continuing north to the northerly boundary of the intersection with Peel Regional Road 14 (Mayfield Road) and Albion Vaughan Road; and (b) the intersection of Albion Vaughan Road with King Street East/ King Road (Peel Regional Road 9 and York Regional Road 11, respectively) and as shown outlined in red on Schedule A and includes all Highway related improvements, including but not limited to: pavement, bridges, culverts, storm sewers, guiderails, Traffic Control Devices, pavement markings, traffic signing and trees but excludes all non-transportation related infrastructure, including water and wastewater systems, that are located in the Highway;"
 - b. **Section 8 – Permits and Development Approvals** - all reference to the City of Brampton are deleted and replaced with "the municipality of competent jurisdiction and planning authority".
 - c. **Schedule "A" – The Highway** shall be deleted in its entirety and replaced with Schedule "A" attached.
 - d. **Schedule "B" – Traffic Control Devices** shall be deleted in its entirety and replaced with Schedule "B" attached.
4. Capitalized expressions used in this Agreement, unless separately defined herein, have the same meaning as defined in the Original Agreement.
5. All other terms and conditions in the Original Agreement remain unchanged with time continuing to be of the essence.

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6. Any future amendments or modifications to the Original Agreement will require a further or subsequent amending agreement signed by both parties.
7. This Agreement extends to and binds the successors and permitted assigns of the parties.
8. The parties agree that this Agreement is governed by the laws of Ontario and all disputes arising in connection with this Agreement shall be determined exclusively by the courts in Ontario.

Authorized by Clause 10 of Report
10 of the Transportation and Works
Committee, adopted by Regional
Council on December 18, 2008

THE REGIONAL MUNICIPALITY OF YORK



Wayne Emmerson
Regional Chair

Approved as to form
and content

EW

Solicitor



Christopher Raynor
Regional Clerk

Dated at the City of Brampton, this ____ day of _____, 2019.

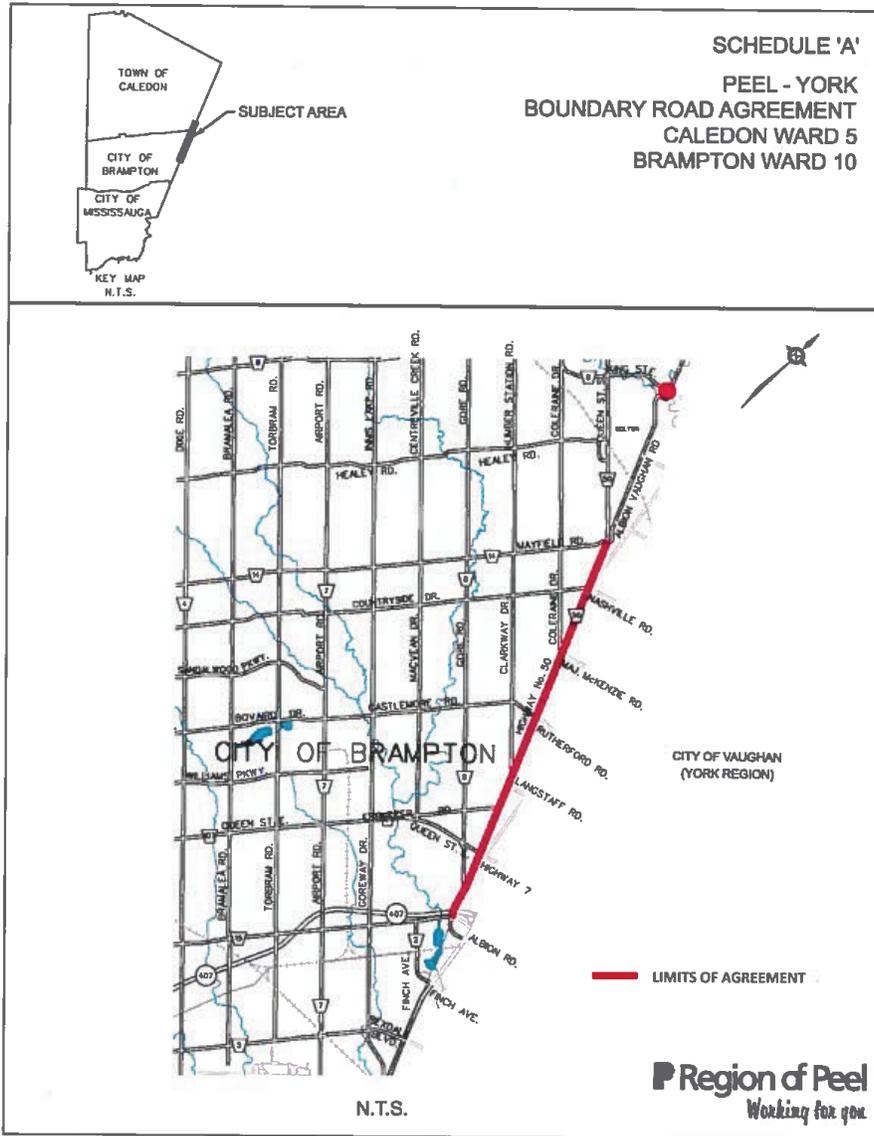
THE REGIONAL MUNICIPALITY OF PEEL

Per: _____
Name: Kathryn Lockyer
Title: Regional Clerk

I have authority to bind the Regional Corporation.

Schedule "A"

Highway



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Schedule "B"

Traffic Control Devices

1. Hwy. 50 @ Queen St. East
2. Hwy. 50 @ Fogal Rd.
3. Hwy. 50 @ Ebenezer Road
4. Hwy. 50 @ Langstaff Rd./Cottrelle Blvd.
5. Hwy. 50 @ Trade Valley Drive/Bell Chase Trail
6. Hwy. 50 @ Castle Oaks Crossing
7. Hwy. 50 @ Castlemore Rd./Rutherford Rd.
8. Hwy. 50 @ Sears Entrance/Private Dr.
9. Hwy. 50 @ Cadetta Road
10. Hwy. 50 @ Coleraine Drive/Major Mackenzie Drive
11. Hwy. 50 @ Countryside Dr./Nashville Rd.
12. Hwy. 50 @ Mayfield Rd./Albion-Vaughan Rd.
13. King St. @ Albion Vaughan Rd./Caledon King Town Line