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**REPORT TITLE:**     **Encroachment Agreement – 3610 Dixie Road – City of Mississauga, Ward 3 – Owner: Killam Kamres (Silver Spear) Inc.**

**FROM:**                Kathryn Lockyer, Interim Commissioner of Corporate Services  
                                Andrew Farr, Interim Commissioner of Public Works

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## **RECOMMENDATION**

**That the encroachment of a temporary private hydro pole and temporary private hydro shack (sea container) on Regional Road 4 (Dixie Road), adjacent to the property municipally known as 3610 Dixie Road, Mississauga, be permitted in accordance with the terms and conditions contained in an Encroachment Agreement between The Regional Municipality of Peel and Killam Kamres (Silver Spear) Inc.;**

**And further, that the necessary by-law be presented for enactment.**

## **REPORT HIGHLIGHTS**

- Regional Council approval is required to permit a temporary private hydro pole and a temporary private hydro shack (sea container) to encroach within the widened limits of Regional Road 4 (Dixie Road).
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## **DISCUSSION**

Killam Kamres (Silver Spear) Inc. (the “Owner”) is the owner of the lands municipally known as 3610 Dixie Road, located on the west side of Regional Road 4 (Dixie Road) and south of Burnhamthorpe Road East in the City of Mississauga.

The Owner submitted a Site Plan Application (SP-16-056M) and, as a condition of Site Plan approval, and pursuant to the Region’s Official Plan, the Owner is required to gratuitously dedicate lands to The Regional Municipality of Peel (the “Region”) for road widening along Regional Road 4 (Dixie Road).

As a result of the gratuitous dedication of lands, a temporary private hydro pole and a temporary private hydro shack (sea container) (the “Encroachment”) would now be located within the widened limits of Regional Road 4 (Dixie Road) and the Owner has requested the Region to permit the Encroachment to remain in whole or in part for a term of ten (10) months, commencing on January 1, 2021.

Pursuant to Section 11(3) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, Council approval is required to permit the Encroachment. By requirement, the Owner will enter into an Encroachment Agreement with the Region to permit the Encroachment to remain within the widened limits of Regional Road 4 (Dixie Road) as shown on Appendix I – Location Sketch.

**Encroachment Agreement – 3610 Dixie Road – City of Mississauga, Ward 3 – Owner: Killam Kamres (Silver Spear) Inc.**

The Owner shall be responsible for all maintenance, costs and liability associated with the Encroachment.

Regional staff have no objections to the Encroachment within the widened limits of Regional Road 4 (Dixie Road).

**APPENDICES**

Appendix I – Location Sketch

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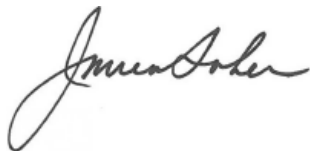
*For further information regarding this report, please contact Lori-Ann Thomsen, Manager, Real Property and Facility Acquisitions – Real Estate, extension 7636, lori-ann.thomsen@peelregion.ca*

*Authored By: Lisa Masters, Real Estate Portfolio Analyst*

***Reviewed and/or approved in workflow by:***

Department Commissioners, Division Directors and Legal Services.

Final approval is by the Chief Administrative Officer.



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J. Baker, Chief Administrative Officer