



PUBLIC WORKS SERVICES
Town of Newmarket
395 Mulock Drive
PO Box 328 STN Main
Newmarket, ON L3Y 4X7

www.newmarket.ca
info@newmarket.ca
905-953-5300
Fax 905-953-5150

UNDERTAKING AND INDEMNIFICATION FORM

POOL CONSTRUCTION PERMIT #: _____

NAME/S OF OWNER or PAYOR: _____

MAILING ADDRESS with postal code:

CONTACT PHONE #'S:

Newmarket, Ontario

POOL LOCATION:

In consideration of permission to construct a pool and travel over Town of Newmarket (Town) lands in order to facilitate construction on the Owner's property, the Owner(s) covenant(s) and agree(s) as follows:

- To remove all excavated material from the property and to dispose of said material at an approved location for which written permission has been granted. No construction material and/or debris shall be placed on Town parklands, open spaces and/or the travel portion of the Town's boulevards and/or roadways.
- Not to alter or obstruct the existing/designed drainage patterns or easements.
- To restore the Town's land, at the Owner's sole expense, to at least its condition as it existed immediately prior to access for the purposes of pool construction (subject of this undertaking) forthwith upon completion of construction or sooner, as requested by the Town.
- To provide to the Town a deposit in the amount of \$2,000.00 (TWO THOUSAND DOLLARS) in the form of a cheque, interac debit or cash. Upon receiving written request to release the deposit, the Town will arrange an inspection to determine the condition of Town owned property used by the Owner and the restoration of same. The deposit shall only be released based on the satisfaction of the Director of Public Works Services.

In the event the Owner(s) fail(s) to complete the restoration to the satisfaction of the Director of Public Works Services and after seven (7) days written notice by the Town of its intention to complete the restoration, the Town shall complete the restoration at the Owner's expense. Further, the Town shall be at liberty to use the deposit and apply its value, in whole or in part, to pay for restoration costs. Method, timing and materials used for restoration purposes by the Town shall be at the sole discretion of the Town.

In the event the deposit is insufficient to cover the total restoration costs, the Owner(s) covenant(s) and agree(s) to pay to the Town all costs incurred by the Town for restoration work. Payment of any outstanding balances shall be in a manner satisfactory to the Director of Financial Services. Alternatively, the Town shall collect any outstanding balances owed to the Town through municipal taxes.

Dated at the Town of Newmarket this _____ day of _____, 20__.

Signature of Owner/Payor