

**BLACKS HARBOUR**

**BY-LAW NO. 05-101**

**A BY-LAW RELATING TO THE WATER AND SEWERAGE SYSTEMS**

WHEREAS Blacks Harbour is a duly incorporated village under and by virtue of the *Municipalities Act*, R.S.N.B. 1973, Chapter M-22 (the Village), and operates and partially owns a water system and owns and operates a sewerage system (the systems) as authorized by said *Municipalities Act*; and

WHEREAS the systems are subject to agreements between the Village and Connors Bros., Limited (now Connors CL GP Limited, in its capacity as general partner of Clover Leaf Seafoods, L.P.) (Connors), including, without limitation, the First Water Agreement dated April 1, 1973 (the First Water Agreement), the Master Water Agreement dated May 22, 1992 (the Master Water Agreement) and the Water Supply Agreement dated May 22, 1992 (the Water Supply Agreement) (the First Water Agreement, the Master Water Agreement and the Water Supply Agreement are hereinafter collectively called the Agreements); and

WHEREAS Article 10.04 of the Master Water Agreement and Article 9.01 of the Water Supply Agreement provide as follows: The Village hereby agrees to make any necessary additions or amendments to its by-laws as are necessary to conform with this agreement and if any conflict shall appear between by-laws of the Village and the provisions of this agreement, the provisions of this agreement shall govern rather than the provisions of such by-laws; and

WHEREAS it is understood that this by-law is subject to the Agreements; and

WHEREAS the Council of the Village deems it necessary to enact a by-law governing the operation of the systems;

THEREFORE, the Council of Blacks Harbour enacts as follows: