



## **COUNCIL MEETING MINUTES**

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**Tuesday, January 31<sup>st</sup>, 2023**

**6:00 p.m.**

**Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario**

**Council Chambers**

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### **ATTENDANCE:**

**Members Present:** Chair, Reeve Rob Rainer  
Deputy Reeve Fred Dobbie  
Councillor Wayne Baker  
Councillor Greg Hallam  
Councillor Korrine Jordan  
Councillor Andrew Kendrick  
Councillor Angela Pierman  
Councillor Marilyn Thomas

**Staff Present:** Amanda Mabo, Chief Administrative Officer/Clerk  
Janie Laidlaw, Deputy Clerk  
Sean Ervin, Public Works Manager  
Noelle Reeve, Planner

**Regrets:** None

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### **1. CALL TO ORDER**

The meeting was called to order at 6:00 p.m.  
A quorum was present.

### **2. AMENDMENTS/APPROVAL OF AGENDA**

The Agenda was adopted as presented.

### **3. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF**

None at this time.

#### **4. APPROVAL OF MINUTES**

- i) **Striking Committee Meeting – November 18<sup>th</sup>, 2022.**

**RESOLUTION #C-2023-01-05**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

**“THAT**, the minutes of the Striking Committee Meeting held on November 18<sup>th</sup>, 2022, be approved as circulated.”

**ADOPTED**

- ii) **Striking Committee Meeting (Closed Session – Identifiable Individuals – Appointments to Boards and Committees) – November 18<sup>th</sup>, 2022.**

**RESOLUTION #C-2023-01-06**

**MOVED BY:** Marilyn Thomas

**SECONDED BY:** Fred Dobbie

**“THAT**, the minutes of the Striking Committee Meeting (Closed Session – Identifiable Individuals – Appointments to Boards and Committees) held on November 18<sup>th</sup>, 2022, be approved as circulated.”

**ADOPTED**

- iii) **Council Meeting – December 13<sup>th</sup>, 2022.**

**RESOLUTION #C-2023-01-07**

**MOVED BY:** Angela Pierman

**SECONDED BY:** Wayne Baker

**“THAT**, the minutes of the Council Meeting held on December 13<sup>th</sup>, 2022, be approved as circulated.”

**ADOPTED**

- iv) **“Special” Council Meeting – January 14<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-08**

**MOVED BY:** Wayne Baker

**SECONDED BY:** Angela Pierman

**“THAT**, the minutes of the “Special” Council Meeting held on January 14<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

- v) **“Special” Council Meeting (Closed Session – Education & Training – Staff & Council Relations) – January 14<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-09**

**MOVED BY:** Andrew Kendrick

**SECONDED BY:** Greg Hallam

**“THAT**, the minutes of the “Special” Council Meeting (Closed Session – Education & Training – Staff & Council Relations) held on January 14<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

- vi) **Committee of the Whole Meeting – January 17<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-10**

**MOVED BY:** Greg Hallam

**SECONDED BY:** Korrine Jordan

**“THAT**, the minutes of the Committee of the Whole Meeting held on January 17<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

- vii) **Committee of the Whole Meeting (Closed Session – Identifiable Individual – Building Services) – January 17<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-11**

**MOVED BY:** Korrine Jordan

**SECONDED BY:** Greg Hallam

**“THAT**, the minutes of the Committee of the Whole Meeting (Closed Session – Identifiable Individual – Building Services) held on January 17<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

- viii) **“Special” Council Meeting – January 26<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-12**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

**“THAT**, the minutes of the “Special” Council Meeting held on January 26<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

- ix) **“Special” Council Meeting (Closed Session – Solicitor/Client Privilege – Private Unassumed Roads) – January 26<sup>th</sup>, 2023.**

**RESOLUTION #C-2023-01-13**

**MOVED BY:** Marilyn Thomas

**SECONDED BY:** Fred Dobbie

**“THAT**, the minutes of the “Special” Council Meeting (Closed Session – Solicitor/Client Privilege – Private Unassumed Roads) held on January 26<sup>th</sup>, 2023, be approved as circulated.”

**ADOPTED**

**5. DELEGATIONS & PRESENTATIONS**

- i) **Presentation: Septic System Re-Inspection Program Orientation & 2022 Annual Report.**

Eric Kohlsmith, Mississippi-Rideau Septic System Office.

E. Kohlsmith gave the PowerPoint Presentation that was attached to the agenda.

A Member referred to the list of lakes that had inspections done in 2022 and that Little Silver and Rainbow Lakes which are both in the voluntary program had no inspections done. E. Kohlsmith explained that those lakes were added to the program in 2016 and between 2017-2021 those inspections were completed and now they will wait for the next ones to qualify as the system has to be 10+ years old to be inspected.

A Member asked how far a Class 1 system is required to be from the water, under the Building Code it is 15m but under the Township’s Zoning By-Law the setback is 30m.

A Member asked about the information showing the breakdown of the systems that need remediation on each lake. E. Kohlsmith does have that data with 15 lakes but the chart is too big for a slide but can include it in the report so it is the same as other years.

**RESOLUTION #C-2023-01-14**

**MOVED BY:** Angela Pierman

**SECONDED BY:** Wayne Baker

**“THAT**, the 2022 Septic System Re-Inspection Program Annual Report be received for information.”

**ADOPTED**

## 6. CORRESPONDENCE

None.

## 7. MOTIONS

- i) **Lanark County Report - Trans Canada Trail (Lanark County).**

**RESOLUTION #C-2023-01-15**

**MOVED BY:** Wayne Baker

**SECONDED BY:** Angela Pierman

“**THAT**, the Council of the Corporation of Tay Valley Township supports the resolution by Lanark County to move a large portion of the Trans Canada Trail in Lanark County to the Ottawa Valley Recreational Trail.”

**ADOPTED**

- ii) **Report #PW-2023-01 – Lakewood Road Reconstruction.**

**RESOLUTION #C-2023-01-16**

**MOVED BY:** Andrew Kendrick

**SECONDED BY:** Greg Hallam

“**THAT**, Lakewood Road be included for reconstruction in the 2024 Budget”.

**ADOPTED**

- iii) **Report #PD-2023-01– Removal of Holding Zone for Maberly Pines Subdivision.**

A Member is not objecting to the motion but has had concerns raised by constituents that there is no record available that explains that Maberly Pines is subject to septic construction as outlined in the BluMetric report. Should a map be included in the Zoning By-Law or made available to anyone purchasing a lot in the subdivision and feels the checklist should be made available to the public so they know the restrictions

The Planner explained that all subdivisions in the Township have checklists prepared for operational use either for a Building Permit application or for inquiries so staff can let them know what is required, the Township GIS mapping also has a layer showing these special requirements so any staff can identify them. There is an operational process in place for anyone inquiring.

The CAO/Clerk explained that the By-Law to lift the holding, the BluMetric report has already been adopted by Council. Council has legally done everything to lift the holding. The Map and the Report are on the website.

The Member was reassured that there is a procedure, going forward but there is a need to make information more available to purchasers. Feels it would be easier to find the information if it was a schedule in the By-Law rather than contacting staff, would like to revisit the procedure in the future.

**RESOLUTION #C-2023-01-17**

**MOVED BY:** Greg Hallam

**SECONDED BY:** Korrine Jordan

**“THAT**, By-Law #2021-033 Holding Zone for Plan 21 Lakeside Living (Maberly Pines) be lifted as the Rideau Valley Conservation Authority has indicated they are satisfied with the revised Lot Servicing Report and Plan for the Maberly Pines Subdivision by BluMetric consultants;

**AND THAT**, the Checklist for issuance of a Building Permit in Maberly Pines be received for information.”

**ADOPTED**

- iv) **Report #PD-2023-04 – Co-Housing and Seniors Communication Project.**

**RESOLUTION #C-2023-01-18**

**MOVED BY:** Korrine Jordan

**SECONDED BY:** Greg Hallam

**“THAT**, the Zoning By-Law be amended to implement the co-housing recommendations from Implementing Tay Valley’s Age-Friendly Community Plan Through Co-Housing, Communication and Inclusion report;

**AND THAT**, the recommended outreach strategy from Implementing Tay Valley’s Age-Friendly Community Plan Through Co-Housing, Communication and Inclusion report be undertaken once a Community Services Coordinator is hired.”

**ADOPTED**

- v) **Report #PD-2023-03 – Home Energy Retrofit Program Prerequisites (BetterHomes Tay Valley).**

A Member thanked staff for their work on this as it will be beneficial to the Township. Has concern with the motion as worded and explained that the second paragraph wording is not clear; is it a grant or a loan? Is the 20% from the Township part of the \$10 million or is it \$10 million plus \$2 million from the Township? The Local Improvement Charge By-Law had some discussion that the By-Law was to be further discussed as the draft indicates the program will be available to low income families but they have to put 90% down and that is not practical for a low income family. Would propose to reword the 1<sup>st</sup> paragraph to say that the draft By-Law is subject to legal review and be brought back to the next possible Council meeting.

The Planner explained that the first two paragraphs tie into the third paragraph and to complete the application the FCM requires that the Township commits to contributing \$2 million dollars and FCM will contribute \$8 million dollars. It is being called a program grant. The By-Law will be run by legal and has been used by other municipalities, the xxx's and brackets in the draft will be completed once the grant is approved. There is an option to front the money to the landowner in a split but that will be decided with entering into an agreement with FCM, right now the Township is just applying. Council needs to agree to the Local Improvement Charge as the mechanism for administering the grant and that Council will contribute \$2 million dollars.

The Member mentioned that the template of the By-Law did not have the provision of a split just a single option.

A Member reiterated that the first and second paragraph are just the mechanism to apply for the grant and does not think Council should hold this up as the Township may be passed over and not get the grant at all and the By-Law is just a template and Council can make changes to it when the time comes.

**RESOLUTION #C-2023-01-19**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

**“THAT**, the Draft Local Improvement Charge (LIC) By-Law authorizing the Undertaking of Energy Efficiency and Water Conservation Works on Private Residential Property as Local Improvements under the BetterHomes Tay Valley Program under the Federation of Canadian Municipalities (FCM) Community Efficiency Financing (CEF) program be brought forward to the next Council meeting, after legal review;

**THAT**, the Township will contribute \$2 million in funding as its 20% contribution of the \$10 million potential grant;

**AND THAT**, staff be authorized to advance a Federation of Canadian Municipalities (FCM) Community Energy Financing (CEF) program application by working with BetterHomes Ontario for the turn-key delivery of the Tay Valley Residential Energy Retrofit Program including the preparation of the FCM CEF application.”

**(SEE RESOLUTION #C-2023-01-20)**

**RESOLUTION #C-2023-01-20**

**MOVED BY:** Andrew Kendrick

**SECONDED BY:** Marilyn Thomas

**“THAT**, resolution #C-223-01-19 be amended in the first paragraph by replacing “*the Draft Local Improvement Charge (LIC) By-Law...*” with “*a Draft Local Improvement Charge By-Law (LIC)* and removing “*the next Council meeting*” and replacing it with “*a future Council meeting*”;

**AND THAT**, the second paragraph be amended to remove “*of the \$10 million potential grant*” after contribution and add “*to obtaining \$8 million of CEF (Community Efficiency Financing) for a total program grant of \$10 million*”.

**ADOPTED**

**RESOLUTION #C-2023-01-19**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

**“THAT**, a Draft Local Improvement Charge (LIC) By-Law authorizing the Undertaking of Energy Efficiency and Water Conservation Works on Private Residential Property as Local Improvements under the BetterHomes Tay Valley Program under the Federation of Canadian Municipalities (FCM) Community Efficiency Financing (CEF) program be brought forward to a future Council meeting, after legal review;

**THAT**, the Township will contribute \$2 million in funding as its 20% contribution to obtaining \$8 million of CEF (Community Efficiency Financing) for a total program grant of \$10 million;

**AND THAT**, staff be authorized to advance a Federation of Canadian Municipalities (FCM) Community Energy Financing (CEF) program application by working with BetterHomes Ontario for the turn-key delivery of the Tay Valley Residential Energy Retrofit Program including the preparation of the FCM CEF application.”

**ADOPTED**

- vi) **Report #CBO-2023-01 – Building Department Report – January – December 2022.**

**RESOLUTION #C-2023-01-21**

**MOVED BY:** Marilyn Thomas

**SECONDED BY:** Fred Dobbie

**“THAT**, Report #CBO-2023-01 – Building Department Report – January – December 2022 be received as information.”

**ADOPTED**

- vii) **Report #C-2023-01 – 2022 Municipal Election – Accessibility Report.**

**RESOLUTION #C-2023-01-22**

**MOVED BY:** Angela Pierman

**SECONDED BY:** Wayne Baker

**“THAT**, Report #C-2023-01 – 2022 Municipal Election – Accessibility Report be received for information.”

**ADOPTED**



viii) **Appointment of Re-Use Center Volunteers.**

**RESOLUTION #C-2023-01-23**

**MOVED BY:** Wayne Baker

**SECONDED BY:** Angela Pierman

**“THAT**, the Council of the Corporation of Tay Valley Township appoint the following volunteer for the Re-Use Center, subject to the Criminal Records Check Policy:

- Lorraine Willstead.”

**ADOPTED**

ix) **Appointment of Karate Volunteers.**

**RESOLUTION #C-2023-01-24**

**MOVED BY:** Andrew Kendrick

**SECONDED BY:** Greg Hallam

**“THAT**, the Council of the Corporation of Tay Valley Township appoint the following volunteers for the Tay Valley Karate Program, subject to the Criminal Records Check Policy:

- Joseph Maurice Gabriel Chartier
- Tyson Gibson.”

**ADOPTED**

x) **22-12-22 and 23-01-12 – Council Communication Packages.**

**RESOLUTION #C-2023-01-25**

**MOVED BY:** Greg Hallam

**SECONDED BY:** Korrine Jordan

**“THAT**, the 22-12-22 and 23-01-12 Council Communication Packages be received for information.”

**ADOPTED**

xi) **Friends of the Tay Watershed – Rail Ties Disposal – Glen Tay.**

**RESOLUTION #C-2023-01-26**

**MOVED BY:** Korrine Jordan

**SECONDED BY:** Greg Hallam

**“THAT**, the letter dated December 19, 2022, from Friends of the Tay Watershed regarding the Rail Ties Disposal in Glen Tay be received for information.”

**ADOPTED**

xii) **ROMA Conference Debrief.**

Councillor Kendrick reported that it was an interesting conference with lots of good presentations. It was nice that at least one Council Member attended each of the sessions. He attended sessions on short term rentals, uses of databases for Township policy and insurance for rural municipalities.

Councillor Hallam reported that it was a good conference. He attended the sessions on addressing Building Code Challenges with CBO's with retirement, lack of information about the career, investing in the people, changings in the workplace and dealing with difficult people being identified as some of the challenges, solutions for healthy communities with mobile health unit for remote areas and housing for medical graduates resonating with the challenges in our community, supporting seniors in rural municipalities and the assessment office presentation which had the same information that was presented to Council.

Councillor Jordan reported that it was interesting to hear from the Provincial Party Leaders and from the Indigenous people. Attended sessions on Short-term Rentals, the MPAC presentation, found the biggest benefit in the sessions was listening to other municipality's staff members and the stories of where they went wrong and how to learn from others mistakes.

Councillor Thomas felt she learned so much about what Tay Valley and Lanark County have to offer. The Indigenous speakers really made you stop and think. Attended sessions on Welcoming Newcomers to Rural Ontario, Solutions for Rural Healthy Communities, and the struggles with hospitals in our area and Supporting Seniors in the Community.

Councillor Pierman found that the best take away was realizing what an amazing and cohesive group the Township has that wants the best for Tay Valley. Attended sessions on Asset Management Planning it was nice to know that staff have already started this and are on the road to completing it, the Budget process made Council aware of some of the assets we have, Mental Health issues which seem to be overlooked at the municipal level was another session.

Councillor Baker attended the Asset Management session and there was a lot of good suggestions for asset management, the Bluebox Transition session explained that producers will start paying for most of the cost of their recyclables, there was discussion about a FoodCycle machine program to reduce the amount of food waste in waste sites and the decarbonization of the energy system predictions that by 2050 the electrical grid and generating capacity will need to double in size. The Conference was very educational.

The Reeve reported that the conference was very good for team building, getting more familiar with each other which is good as Council needs to work as a team and needs to make decisions as a team.

The take away from the Indigenous presentations was for a land acknowledgement to not make it meaningless with no substance behind it, the Short Term Rentals session feels that making a decision to best reflect what the public interest is will be tricky to balance, with so much innovation happening around the Province it would be beneficial for an association such as AMO (the Association of Municipalities of Ontario) to have information on who is doing what that is innovative, the Rural Health issues, there is a lot of focus on sick care which is necessary and not as much on the promotion of health and preventing illnesses.

The CAO/Clerk agreed that the biggest take away and benefit was to have team building with everyone.

## **8. BY-LAWS**

- i) **By-Law No. 2023-001: Amend Road Naming By-Law Amendment No. 2020-017 (Cohen Way).**

**RESOLUTION #C-2023-01-27**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

**“THAT**, By-Law No. 2023-001, being a by-law to Amend Road Naming By-Law No. 2020-017 (Cohen Way), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- ii) **By-Law No. 2023-002: Amend By-Law No. 2020-018 – Assume a Portion of Unopened Road Allowance for Public Use (Cohen Way Extension).**

**RESOLUTION #C-2023-01-28**

**MOVED BY:** Marilyn Thomas

**SECONDED BY:** Fred Dobbie

**“THAT**, By-Law No. 2023-002, being a by-law to Amend By-Law No. 2020-018 - Assume a Portion of an Unopened Road Allowance for Public Use (Cohen Way Extension) be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- iii) **By-Law No. 2023-003: Zoning By-Law Amendment – Removal of Holding Zone – Plan 21 Lakeside Living (Maberly Pines).**

**RESOLUTION #C-2023-01-29**

**MOVED BY:** Greg Hallam

**SECONDED BY:** Korrine Jordan

“**THAT**, By-Law No. 2023-003, being a by-law to Amend Zoning By-Law No. 2002-121 [Removal of Holding Zone – Plan 21 Lakeside Living (Maberly Pines)], be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- iv) **By-Law No. 2023-004: Electronic Monitoring of Employees Policy.**

**RESOLUTION #C-2023-01-30**

**MOVED BY:** Andrew Kendrick

**SECONDED BY:** Greg Hallam

“**THAT**, By-Law No. 2023-004, being a by-law to adopt an Electronic Monitoring of Employees Policy, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- v) **By-Law No. 2023-005: Interim & Final Tax Levy.**

**RESOLUTION #C-2023-01-31**

**MOVED BY:** Angela Pierman

**SECONDED BY:** Wayne Baker

“**THAT**, By-Law No. 2023-005, being a by-law to Authorize an Interim and Final Tax Levy for the Year 2023, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- vi) **By-Law No. 2023-006: 2023 Budget.**

**RESOLUTION #C-2023-01-32**

**MOVED BY:** Wayne Baker

**SECONDED BY:** Angela Pierman

“**THAT**, By-Law No. 2023-006, being a by-law to Adopt the Estimates for the Sums Required for Municipal Purposes for the Year 2023, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**(SEE RECORDED VOTE)**

Councillor Andrew Kendrick called a recorded vote on Resolution #C-2023-01-32:

For:	Reeve Rob Rainer	1
	Deputy Reeve Fred Dobbie	1
	Councillor Wayne Baker	1
	Councillor Greg Hallam	1
	Councillor Andrew Kendrick	1
	Councillor Angela Pierman	1
	Councillor Marilyn Thomas	<u>1</u>
		7

Against:	Councillor Korrine Jordan	<u>1</u>
		1

Absent:		0
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Total:		8
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**ADOPTED**

- vii) **By-Law No. 2023-007: Zoning By-Law Amendment – Lee – 152 Blair Poole Farm.**

**RESOLUTION #C-2023-01-33**

**MOVED BY:** Korrine Jordan

**SECONDED BY:** Greg Hallam

“**THAT**, By-Law No. 2023-007, being a by-law to Amend Zoning By-Law No. 2002-121 from Rural (RU) to Residential Limited Services (RLS) (152 Blair Poole Farm, Part Lot 4, Concession 6, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- viii) **By-Law No. 2023-008: Zoning By-Law Amendment – Lee – 364 Blair Poole Farm.**

**RESOLUTION #C-2023-01-34**

**MOVED BY:** Fred Dobbie

**SECONDED BY:** Marilyn Thomas

“**THAT**, By-Law No. 2023-008, being a by-law to Amend Zoning By-Law No. 2002-121 to Open Space-8 (OS-8) (364 Blair Poole Farm, Part Lots 5 & 6, Concession 6, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- ix) **By-Law No. 2023-009: Zoning By-Law Amendment – Lee – 364 Blair Poole Farm – *attached, page 17.***

**RESOLUTION #C-2023-01-35**

**MOVED BY:** Marilyn Thomas

**SECONDED BY:** Fred Dobbie

“**THAT**, By-Law No. 2023-009, being a by-law to Amend Zoning By-Law No. 2009-001 from Residential Limited Services-75 (RLS-75) to Residential Limited Services (RLS) (364 Blair Poole Farm, Part Lots 5 & 6, Concession 6, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

- x) **By-Law No. 2023-010: Zoning By-Law Amendment – Lee – 364 Blair Poole Farm – *attached, page 20.***

**RESOLUTION #C-2023-01-36**

**MOVED BY:** Angela Pierman

**SECONDED BY:** Wayne Baker

“**THAT**, By-Law No. 2023-010, being a by-law to Amend Zoning By-Law No. 2009-001 and 2002-121, as amended from Residential Limited Services-75 (RLS-75) to Residential Limited Services-191 (RLS-191) (364 Blair Poole Farm, Part Lots 5 & 6, Concession 6, geographic Township of North Burgess), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

**9. NEW/OTHER BUSINESS**

None.

**10. CALENDARING**

<b>Meeting</b>	<b>Date</b>	<b>Time</b>	<b>Location</b>
Committee of the Whole Meeting	February 7 <sup>th</sup>	6:00 p.m.	Municipal Office
“Special” Council Meeting	February 16 <sup>th</sup>	5:30 p.m.	Municipal Office
Committee of Adjustment Hearing	February 27 <sup>th</sup>	5:30 p.m.	Municipal Office
Police Services Board Meeting	February 28 <sup>th</sup>	2:00 p.m.	Municipal Office
Council Meeting	February 28 <sup>th</sup>	6:00 p.m.	Municipal Office

**11. CLOSED SESSIONS**

None.

**12. CONFIRMATION BY-LAW**

- i) **By-Law No. 2023-011 - Confirmation By-Law – January 14<sup>th</sup>, 26<sup>th</sup> and 31<sup>st</sup>, 2023.**

**RESOLUTION #C-2023-01-37**

**MOVED BY:** Wayne Baker

**SECONDED BY:** Angela Pierman

**“THAT**, By-Law No. 2023-11, being a by-law to confirm the proceedings of the Council meeting held on January 14<sup>th</sup>, 26<sup>th</sup> and 31<sup>st</sup> 2023, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

**ADOPTED**

**13. ADJOURNMENT**

Council adjourned at 7:30 p.m.

  
Rob Rainer, Reeve

  
Janie Laidlaw, Deputy Clerk

# **BY-LAWS**



# THE CORPORATION OF TAY VALLEY TOWNSHIP

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## BY-LAW NO. 2023-009

### A BY-LAW TO AMEND ZONING BY-LAW NO. 2009-001 (LEE– 364 BLAIR POOLE FARM) (PART LOTS 5, and 6, CONCESSION 6, GEOGRAPHIC TOWNSHIP OF NORTH BURGESS)

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**WHEREAS**, the *Planning Act*, R.S.O. 1990, Chapter P.13 Section 34 as amended, provides that the Councils of local municipalities may enact by-laws regulating the use of land and the erection, location and use of buildings and structures within the municipality;

**AND WHEREAS**, By-Law No. 2002-121, as amended, regulates the use of land and the erection, location and use of buildings and structures within Tay Valley Township;

**AND WHEREAS**, the Council of the Corporation of Tay Valley Township adopted By-Law No. 2009-001 to amend By-Law No. 2002-121 on the lands described in By-Law No. 2009-001 from Rural (RU) to Residential Limited Services, special exception 75 (RLS-75);

**AND WHEREAS**, the Council of the Corporation of Tay Valley Township deems it advisable to amend By-Law No. 2009-001, as hereinafter set out;

**AND WHEREAS**, this By-Law implements the policies and intentions of the Official Plan for Tay Valley Township;

**NOW THEREFORE BE IT RESOLVED THAT**, the Council of the Corporation of Tay Valley Township enacts as follows:

#### 1. GENERAL REGULATIONS

1.1 **THAT**, By-Law No. 2009-001 be amended by amending the zoning from Residential Limited Services – 75 (RLS -75) to Residential Limited Services (RLS) on a portion of the lands legally described as Part Lots 5 and 6, Concession 6, Geographic Township of North Burgess, now in Tay Valley Township, County of Lanark (Roll #091191101000100), in accordance with Schedule “A” attached hereto and forming part of this By-Law.

1.2 **THAT**, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

**THE CORPORATION OF TAY VALLEY TOWNSHIP**  
**BY-LAW NO. 2023-009**

**2. ULTRA VIRES**

Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

**3. BY-LAWS AMENDED**

**3.1** By-Law No. 2009-001 is hereby amended.

**3.2** All by-laws or parts thereof and resolutions passed prior to this by-law which are in contravention of any terms of this by-law are hereby rescinded.

**4. EFFECTIVE DATE**

ENACTED AND PASSED this 31<sup>st</sup> day of January 2023.

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**Rob Rainer, Reeve**

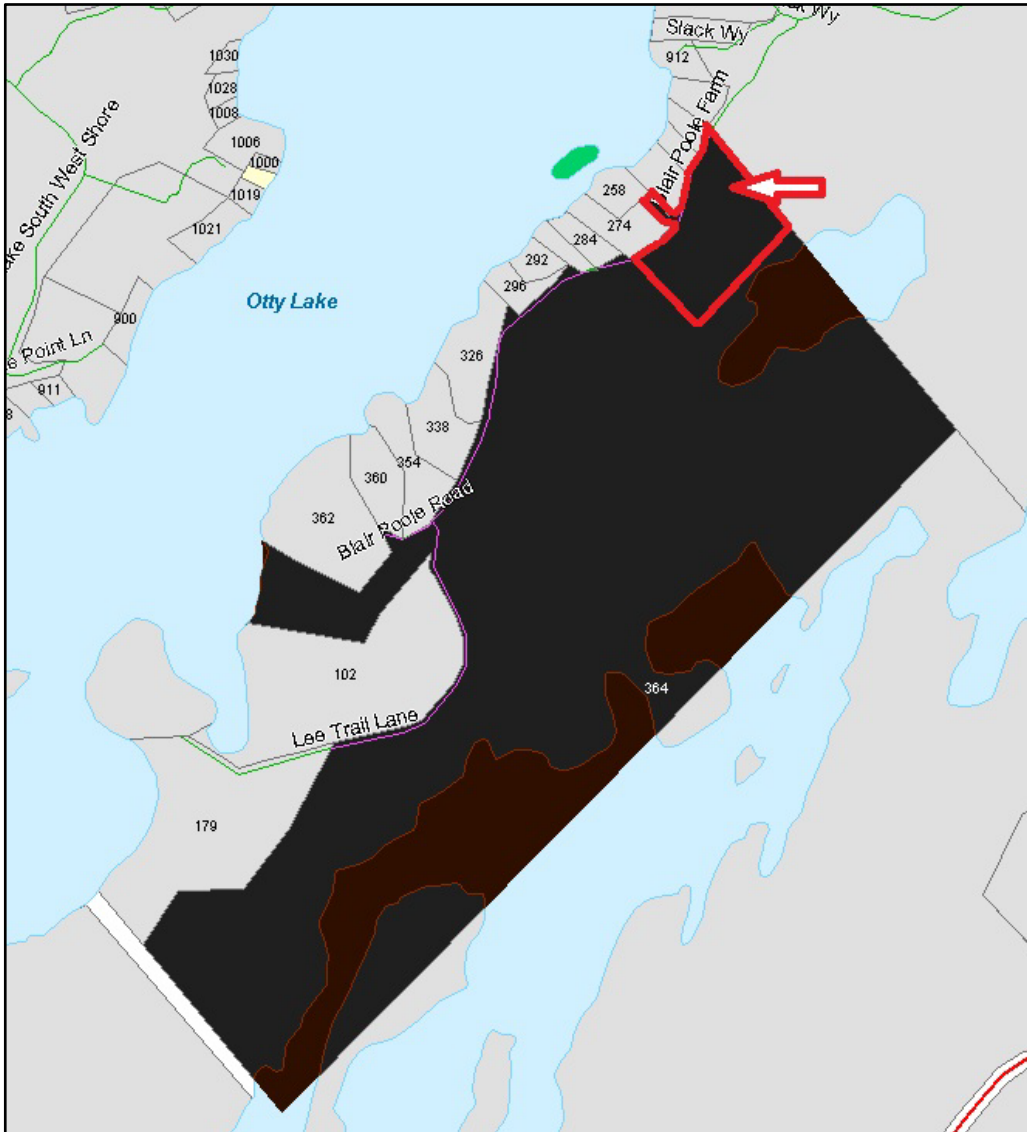
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**Amanda Mabo, Clerk**

**THE CORPORATION OF TAY VALLEY TOWNSHIP  
BY-LAW NO. 2023-009**

**SCHEDULE "A"**

Lee – 364 Blair Poole Farm  
Part Lots 5 and 6, Concession 6  
Geographic Township of North Burgess  
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning from  
Residential Limited Services -75 (RLS -75) to  
Residential Limited Services (RLS)

Certificate of Authentication

This is Schedule "A" to By-Law 2023-009  
passed this 31<sup>st</sup> day of January, 2023.

\_\_\_\_\_  
Reeve

\_\_\_\_\_  
Clerk

# THE CORPORATION OF TAY VALLEY TOWNSHIP

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## BY-LAW NO. 2023-010

### A BY-LAW TO AMEND ZONING BY-LAW NO. 2009-001 AND 2002-121, AS AMENDED (LEE– 364 BLAIR POOLE FARM) (PART LOTS 5, and 6, CONCESSION 6, GEOGRAPHIC TOWNSHIP OF NORTH BURGESS)

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**WHEREAS**, the *Planning Act, R.S.O. 1990, Chapter P.13 Section 34 as amended*, provides that the Councils of local municipalities may enact by-laws regulating the use of land and the erection, location and use of buildings and structures within the municipality;

**AND WHEREAS**, By-Law No. 2002-121, as amended, regulates the use of land and the erection, location and use of buildings and structures within Tay Valley Township;

**AND WHEREAS**, the Council of the Corporation of Tay Valley Township adopted By-Law No. 2009-001 to amend By-Law No. 2002-121 on the lands described in By-Law No. 2009-001 from Rural (RU) to Residential Limited Services, special exception 75 (RLS-75);

**AND WHEREAS**, the Council of the Corporation of Tay Valley Township deems it advisable to amend By-Law No. 2009-001 and 2002-121, as amended, as hereinafter set out;

**AND WHEREAS**, this By-Law implements the policies and intentions of the Official Plan for Tay Valley Township;

**NOW THEREFORE BE IT RESOLVED THAT**, the Council of the Corporation of Tay Valley Township enacts as follows:

#### 1. GENERAL REGULATIONS

- 1.1 **THAT**, By-Law No. 2009-001 be amended by amending the zoning from Residential Limited Services -75 (RLS-75) to Residential Limited Services -191 (RLS-191) on a portion of the lands legally described as Part Lots 5 and 6, Concession 6, Geographic Township of North Burgess, now in Tay Valley Township, County of Lanark (Roll #091191101000100), in accordance with Schedule “A” attached hereto and forming part of this By-Law.

**THE CORPORATION OF TAY VALLEY TOWNSHIP  
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**1.2** THAT, By-Law No. 2002-121, as amended, is further amended by adding the following new subsection at the end of Section 5.1.4 (Exception Zones).

**191. RLS-191** (Part Lots 5,6, Concession 6, North Burgess)

Notwithstanding the provisions of Section 5.1, on the lands zoned RLS-191 the following provisions shall prevail:

- Water Setback (minimum) 50m

**1.3** THAT, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

**2. ULTRA VIRES**

Should any sections of this by-law, including any section or part of any schedules attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

**3. BY-LAWS AMENDED**

**3.1** By-Law No. 2009-001 and 2002-121 is hereby amended.

**3.2** All by-laws or parts thereof and resolutions passed prior to this by-law which are in contravention of any terms of this by-law are hereby rescinded.

**4. EFFECTIVE DATE**

ENACTED AND PASSED this 31<sup>st</sup> day of January 2023.

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**Rob Rainer, Reeve**

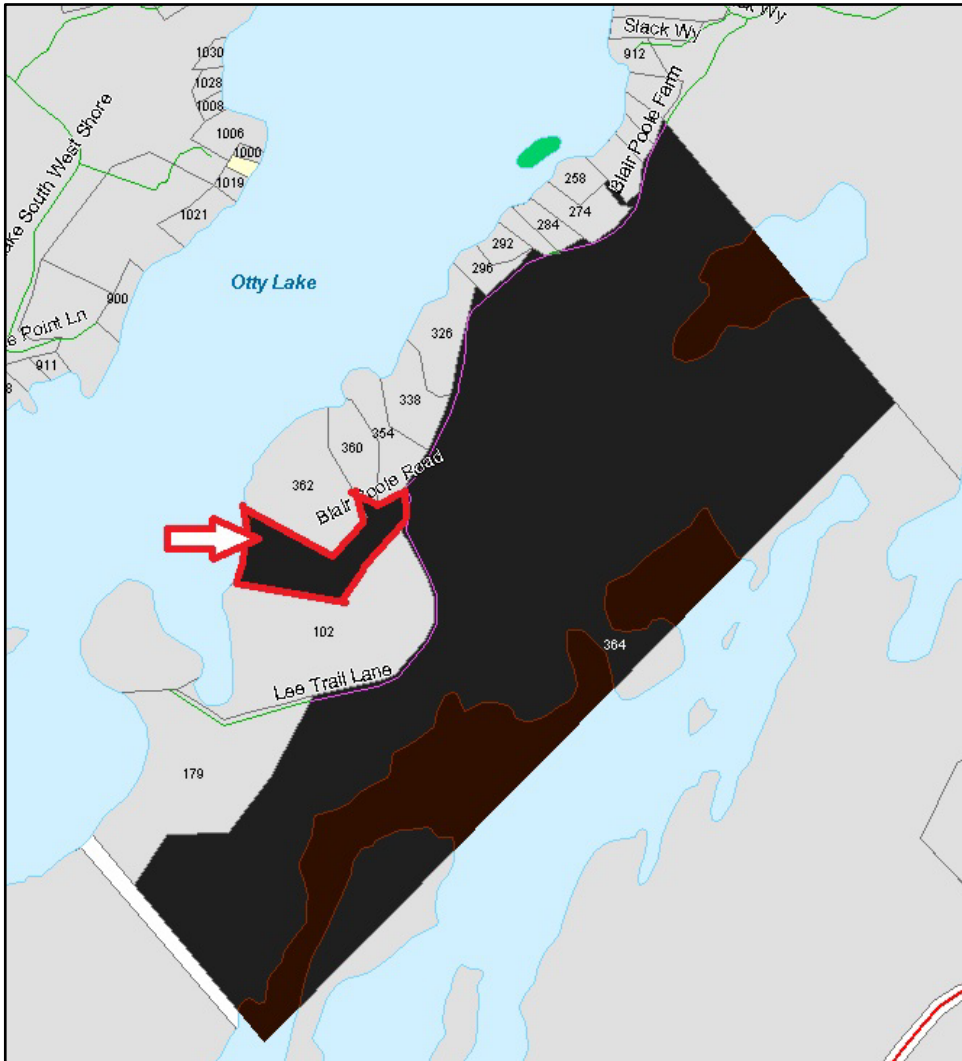
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**Amanda Mabo, Clerk**

**THE CORPORATION OF TAY VALLEY TOWNSHIP  
BY-LAW NO. 2023-010**

**SCHEDULE “A”**

Lee – 364 Blair Poole Farm  
Part Lots 5 and 6, Concession 6  
Geographic Township of North Burgess  
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning from  
Residential Limited Services-75 (RLS -75); to  
Residential Limited Services (RLS-191)

Certificate of Authentication

This is Schedule “A” to By-Law 2023-010  
passed this 31<sup>st</sup> day of January, 2023.

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Reeve

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Clerk