



# Tay Valley Township

## COMMITTEE OF THE WHOLE AGENDA

Tuesday, May 7<sup>th</sup>, 2024  
Immediately Following the Public Meeting at 5:30 p.m.  
Municipal Office – Council Chambers – 217 Harper Road

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5:30 p.m. *Public Meeting – Zoning By-Law Amendment(s)*  
Following *Committee of the Whole Meeting*

**Chair, Deputy Reeve Fred Dobbie**

**1. CALL TO ORDER**

**2. AMENDMENTS/APPROVAL OF AGENDA**

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

**4. APPROVAL OF MINUTES OF PUBLIC MEETINGS**

- i) **Public Meeting: Zoning By-Law Amendment(s) – April 9<sup>th</sup>, 2024 – *attached, page 12.***

*Suggested Recommendation:*

*“**THAT**, the minutes of the Public Meeting – Zoning By-Law Amendment(s) held on April 9<sup>th</sup>, 2024, be approved.”*

**5. DELEGATIONS & PRESENTATIONS**

- i) **Delegation: RNJ Youth Services – *attached, page 16.***  
Rachel Burns, Executive Director.
- ii) **Delegation: Caivan Development Proposal (South Frontenac).**  
Brad Schmidt, President, Long Bay Cottagers Association on Bob’s Lake.
- iii) **Delegation: Caivan Development Proposal (South Frontenac) – *attached, page 22.***  
Dick Johnston, President, Greater Bob’s and Crow Lake Association.

## 6. PRIORITY ISSUES

- i) **Report #PD-2024-06 – Proposed Update to the Zoning By-Law – attached, page 29.**

Noelle Reeve, Planner.

*Suggested Recommendation to Council:*

*“THAT, Report #PD-2024-06 – Proposed Update to the Zoning By-Law be received for information.”*

- ii) **Report #PD-2024-07 – Provincial Policy Statement and Bill 185 Comments – attached, page 33.**

Noelle Reeve, Planner.

*Suggested Recommendation to Council:*

*“THAT, staff submit comments to the seven (7) Environmental Registry of Ontario postings and one (1) to the Ministry of Municipal Affairs and Housing posting on key areas of importance to Tay Valley Township, as identified in Report #PD-2024-07 – Provincial Policy Statement and Bill 185 Comments, by the deadline of May 12, 2024;*

*AND THAT, this report be circulated to the Minister of Municipal Affairs and Housing, MPP Jordan, and the Rural Ontario Municipal Association.”*

- iii) **Report #PW-2024-13 – Relocate Backup Generator – Tender Award – attached, page 55.**

Sean Ervin, Public Works Manager.

*Suggested Recommendation to Council:*

*“THAT, Tender #2024-MO-002 – Relocate the Back-up Generator be awarded to G.A.L. Power Systems Ottawa Ltd. in the amount of \$36,044.49 plus H.S.T.;*

*AND THAT, the Reeve and Clerk be authorized to sign the necessary documentation.”*

- iv) **Establishing Guidelines for Awarding Community Grants.**

Reeve Rob Rainer.

- v) **Lessons Learned – Manie Daniels Centre.**

Councillor Wayne Baker.

- vi) **Caivan Properties (South Frontenac) File No.: PL-ZBA-2023-0135.**

Councillor Andrew Kendrick.

vii) **Appointment of Volunteer to Bolingbroke Cemetery Board.**

*Suggested Recommendation to Council:*

***“THAT,*** the Council of the Corporation of Tay Valley Township appoint the following volunteer to the Bolingbroke Cemetery Board, subject to the Criminal Records Check Policy:

- *Danial Milner.”*

viii) **Appointment of Soccer Volunteers.**

*Suggested Recommendation to Council:*

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

- *David Ceballos*
- *Tenzin Chu*
- *Dayna Clark*
- *Dawn Finn*
- *Andrew Graham*
- *Tiffany Graham*
- *Hayley Koeslag*
- *Steven Needham*
- *Kerrsten Norwood*
- *Melissa Pickering (Cordick)*
- *Karen Ratcliffe*
- *Paul Ratcliffe*
- *Andrew Rous*
- *Joseph Sawan*
- *Pamela Schnurr*
- *Bryan Scott*
- *Leah Timmerman*
- *Christine Wright.”*

**7. CORRESPONDENCE**

- i) **24-04-18 and 24-05-01 – Council Communication Packages – *cover sheets attached, page 59.***

*Suggested Recommendation to Council:*

***“THAT,*** the 24-04-18 and 24-05-01 Council Communication Packages be received for information.”

- ii) **The Corporation of the Township of The Archipelago Resolution - Public Health Ontario Proposes Phasing Out Free Water Testing for Private Wells – [distributed as a separate package.](#)**

*Suggested Recommendation to Council:*

*“**WHEREAS**, the Council of the Corporation of Tay Valley Township supports The Corporation of the Township of The Archipelago’s resolution No. 24-082 regarding Public Health Ontario Proposes Phasing Out Free Water Testing For Private Wells;*

***WHEREAS**, the Ontario Auditor General’s annual report on public health from December 2023 indicates that Public Health Ontario is proposing the phasing-out of free provincial water testing services for private drinking water;*

***WHEREAS**, free private drinking water testing services has played a pivotal role in safeguarding public health, particularly in rural communities, including Tay Valley Township, that rely predominantly on private drinking water;*

***WHEREAS**, the removal of free private drinking water testing could lead to a reduction in testing, potentially increasing the risk of waterborne diseases in these vulnerable populations;*

***WHEREAS**, the tragic events in Walkerton, Ontario underscored the critical importance of safe drinking water;*

***NOW THEREFORE BE IT RESOLVED THAT**, the Council of the Corporation of Tay Valley Township hereby requests that the Province reconsider and ultimately decide against the proposed phasing-out of free private drinking water testing services.*

***AND FURTHER BE IT RESOLVED THAT**, that this resolution be sent to all Ontario municipalities, Minister of Environment Conservation and Parks, Minister of Health, Leeds Grenville and Lanark District Health Unit, John Jordan, MPP Lanark-Frontenac-Kingston.”*

- iii) **The Corporation of the Town of Smiths Falls Resolution – High Frequency Rail – [attached, page 66.](#)**

*Suggested Recommendation to Council:*

*“**WHEREAS**, the Council of the Corporation of Tay Valley Township supports The Corporation of the Town of Smiths Falls’ Resolution #2024-04-084 regarding High Frequency Rail;*

**WHEREAS**, the Government of Canada has endorsed a procurement process for the development of a High Frequency Passenger Rail (HFPR) service connecting communities from Toronto to Quebec City;

**WHEREAS**, this project aims to make rail travel in Ontario and Quebec faster, more frequent and more reliable to attract more customers while stimulating economic growth;

**WHEREAS**, the HFPR project allows more options for connections with other modes of transportation;

**WHEREAS**, the VIA Rail project increases connections with smaller communities and increases intercity transit, and increases services on existing rail lines;

**WHEREAS**, this HFPR project enables an increase in intercity passenger services, which will lead to a significant reduction in greenhouse gas emissions from the transportation sector, thereby effectively supporting the Government of Canada's environmental objectives of greenhouse gas reductions;

**WHEREAS**, the HFPR project is consistent with the Government of Canada's priorities for public transit infrastructure;

**WHEREAS**, the Town of Smiths Falls Strategic Plan identifies high frequency rail service in their community as a priority;

**WHEREAS**, the Tay Valley Township Strategic Plan identifies the reduction of greenhouse gas as a priority;

**WHEREAS**, the Town of Smiths Falls is centrally located between Lanark and Leeds & Grenville Counties representing a commuter shed of 180,000 people;

**WHEREAS**, Smiths Falls is geographically situated along the proposed HFR corridor and represents a natural and logical access point for the new high frequency passenger rail service;

**NOW THEREFORE BE IT RESOLVED THAT**, Tay Valley Township requests that the Government of Canada and the High Frequency Rail Project Office locate a passenger rail station in Smiths Falls to provide convenient regional access to the new service;

**THAT**, Tay Valley Township requests support from all upper, lower and single tier municipalities in Lanark and Leeds & Grenville Counties representing the catchment area for the proposed HFPR rail station;

**AND FURTHER THAT**, this resolution be circulated to Federal Transport Minister Pablo Rodriguez, MP Scott Reid, HFPR CEO Martin Imbleau, MPP John Jordan, and all upper, lower and single tier municipalities in Lanark and Leeds & Grenville Counties.”

iv) **The Corporation of the Town of Smiths Falls Resolution - Basic Income Guarantee – attached, page 68.**

*Suggested Recommendation to Council:*

**“WHEREAS**, the Council of the Corporation of Tay Valley Township supports The Corporation of the Town of Smiths Falls’ Resolution #2024-04-074 regarding Basic Income Guarantee;

**WHEREAS**, per the 2021 Census of Canada 515 out of 5925 residents of Tay Valley Township (9.1% of the total) lived in low income, based on the Low Income After Tax (LIM-AT) measure;

**WHEREAS**, of the 515 Tay Valley Township citizens living in low income in 2021, 20 of them were children five years old or younger, 50 of them were children between the ages of 6 and 17, and 150 of them were seniors aged 65 or over;

**WHEREAS**, the province of Ontario recognizes that the LIM-AT does not include the cost of housing, food, transportation, etc. and therefore set its low income workers tax credit for 2021 at \$30,000 (up to \$38,000) for an individual and \$60,000 (up to \$68,500) for a household, resulting in a total of 790 – 985 residents of Tay Valley Township or 13% -17% identified as being unable to meet their basic living requirements without some government assistance;

**WHEREAS**, the province of Ontario has recognized the impacts of the costs of inflation (following Covid-19, continued supply chain disruptions due to wars and climate change, and record high profits by companies providing necessities such as food, fuel, and housing) and has increased the low income tax credit eligibility to \$32,500 (up to \$50,000) for an individual and \$65,000 (up to \$82,500) for a household, indicating the economic pressures an increasing number of Tay Valley residents experience;

**WHEREAS**, the level of income is one of the most important social determinants of health, and relates to many other determinants including education and literacy, healthy behaviours, one's social environment, and employment and work conditions;

**WHEREAS**, low income is strongly correlated with a wide range of negative health outcomes, including heart disease, cancer, diabetes, and poor mental health, and with shorter life expectancies compared to higher income persons;

**WHEREAS**, the minimum wage in Ontario and the maximum amounts of financial support available through Ontario Works (OW) and the Ontario Disability Support Program (ODSP) are deeply insufficient to meet the basic needs of full-time minimum wage workers, or of individuals or families drawing OW or ODSP support;

**WHEREAS**, ongoing, widespread, and rapid changes in labour markets, including due to outsourcing, artificial intelligence, automation, and advance of the "gig" economy, are causing more and more people to be exposed to labour changes beyond their control, adding to their vulnerability to low income;

**WHEREAS**, basic income is a means by which individuals, families, and whole communities can be less vulnerable to negative changes in health, relationship or family status, and labour markets, and better able to navigate transitions and challenging circumstances;

**WHEREAS**, basic Income is money distributed to eligible people, regularly, reliably, and without work requirement, and which, absent other income, should meet basic human needs;

**WHEREAS**, basic income exists in Canada in the form of longstanding programs like the Canada Child Benefit and the Guaranteed Income Supplement for seniors, programs with demonstrated positive impacts on basic income recipients, economies, and our greater society;

**WHEREAS**, there is need to establish basic income security for working-age adults in Canada who, at present and in general, lack sufficient social protection against low income;

**WHEREAS**, there is a growing body of evidence that basic income is not a disincentive on the pursuit or retention of employment and that, further, basic income is more likely to support such pursuit or retention given its stabilizing effect in the lives of people;

**WHEREAS**, the gross cost of a basic income program is reduced to a net cost once various funding options are exercised and the fiscal benefits of basic income are realized (e.g., basic income as a local economic stimulus);

**WHEREAS**, Canada, one of the wealthiest nations in the world, has the fiscal capacity to support a basic income guarantee for working-age adults;

**WHEREAS**, the call for basic income in Canada has been and is being made by public health authorities, including the Leeds, Grenville and Lanark District Health Unit per its November 2023 report on food insecurity within the health region;

**WHEREAS**, the call for basic income in Canada has been and is being made by many other interests, including a growing number of municipalities in Ontario and beyond, and by a range of provincial and federal parliamentarians;

**WHEREAS**, a 2022 national public opinion poll suggests that six in 10 adults in Canada support the concept of basic income;

**AND WHEREAS**, Tay Valley Township wishes to add its municipal voice to the call for a basic income guarantee for working-age adults in Canada.

**NOW THEREFORE BE IT RESOLVED THAT:**

- 1) Tay Valley Township supports the concept of a basic income guarantee for working-age adults to help combat low income and economic vulnerability within our community;
- 2) Tay Valley Township calls upon the federal and the provincial and territorial governments to collaborate on the design, introduction, implementation, and ongoing evaluation of a national basic income guarantee program for working-age adults;
- 3) The Council of Tay Valley Township directs the Reeve write (a) a letter to Prime Minister Justin Trudeau, copy to relevant federal ministers and to Lanark-Frontenac-Kingston MP Scott Reid; and (b) a letter to Ontario Premier Doug Ford; copy to relevant provincial ministers and to Lanark-Frontenac-Kingston MPP John Jordan, calling on these orders of government to collaborate on the design, introduction, implementation, and ongoing evaluation of a national basic income guarantee program for working-age adults;
- 4) The Council of Tay Valley Township directs the Reeve to write a letter to each of the Reeve's counterparts in the lower-tier municipalities in Lanark County, encouraging each municipality to also pass a resolution similar to that adopted by Tay Valley Township;
- 5) A copy of this resolution be shared with all other municipalities in Ontario, and with the presidents of the Eastern Ontario Mayors Caucus, the Eastern Ontario Wardens' Caucus, the Association of Municipalities of Ontario, the Rural Ontario Municipal Association, and the Federation of Canadian Municipalities.

**8. COMMITTEE, BOARD & EXTERNAL ORGANIZATION UPDATES**

- i) **Bolingbroke Cemetery Board.**  
Councillor Wayne Baker.

24-04-04 – DRAFT – Bolingbroke Cemetery Board Minutes – *attached, page 72.*



- ii) **Committee of Adjustment.**  
24-04-22 – DRAFT Committee of Adjustment Hearing Minutes – *attached, page 77.*
- iii) **Fire Board – deferred to the next meeting.**  
Councillor Wayne Baker, Councillor Greg Hallam, Councillor Marilyn Thomas.
- iv) **Library Board.**  
Councillor Andrew Kendrick.  
24-03-18 – Perth and District Union Public Library Board Minutes – *attached, page 81.*
- v) **Pinehurst Cemetery Board.**  
Deputy Reeve Fred Dobbie.  
24-04-11 – Pinehurst Cemetery Board Minutes – *attached, page 83.*
- vi) **Lanark County OPP Detachment Board – deferred to the next meeting.**  
Reeve Rob Rainer.
- vii) **Green Energy and Climate Change Working Group.**  
Councillor Greg Hallam and Councillor Angela Pierman.  
24-04-12 – DRAFT – Green Energy and Climate Change Working Group Minutes – *attached, page 87.*
- viii) **Mississippi Valley Conservation Authority Board.**  
Councillor Andrew Kendrick.  
24-03-11 – Mississippi Valley Conservation Authority Board AGM Summary Report – *attached, page 94.*  
24-03-11 – DRAFT Mississippi Valley Conservation Authority Board of Directors – Minutes – *attached, page 96.*
- ix) **Rideau Valley Conservation Authority Board.**  
Councillor Angela Pierman.  
24-03-28 – DRAFT Rideau Valley Conservation Authority Board of Directors – Minutes – *attached, page 105.*
- x) **Lanark County Traffic Advisory Working Group – deferred to the next meeting.**  
Councillor Greg Hallam.

- xi) **County of Lanark.**  
Reeve Rob Rainer and Deputy Reeve Fred Dobbie.

**9. CLOSED SESSION**

None.

**10. DEFERRED ITEMS**

*\*The following items will be discussed at the next and/or future meeting:*

- *None.*

**11. ADJOURNMENT**

# MINUTES

**PUBLIC MEETING  
ZONING BY-LAW AMENDMENT  
MINUTES**

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Tuesday, April 9<sup>th</sup>, 2024

5:30 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario  
Council Chambers

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**ATTENDANCE:**

**Members Present:** Chair, Councillor Wayne Baker  
Reeve Rob Rainer  
Deputy Reeve Fred Dobbie  
Councillor Greg Hallam  
Councillor Korrine Jordan  
Councillor Andrew Kendrick  
Councillor Angela Pierman (arrived at 5:37 p.m.)  
Councillor Marilyn Thomas

**Staff Present:** Amanda Mabo, Chief Administrative Officer/Clerk  
Aaron Watt, Deputy Clerk  
Noelle Reeve, Planner  
Sean Ervin, Public Works Manager  
Ashley Liznick, Treasurer

**Public Present:** Tracy Zander  
Joan Peters  
Blair Machan

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**1. CALL TO ORDER**

The public meeting was called to order at 5:30 p.m.

**2. INTRODUCTION**

The Chair provided an overview of the Zoning By-Law application review process to be followed, including:

- the purpose of the meeting
- the process of the meeting
- all persons attending were encouraged to make comments in order to preserve their right to comment should the application(s) be referred to the Ontario Land Tribunal (OLT)
- the flow and timing of documentation and the process that follows this meeting

- any person wanting a copy of the decision regarding the applications on the agenda was advised to email [planningassistant@tayvalleytwp.ca](mailto:planningassistant@tayvalleytwp.ca)

The Chair asked if anyone had any questions regarding the meeting and the process to be followed. Given that there were no questions, the meeting proceeded.

### 3. APPLICATION

- i) **FILE #ZA24-02: Elizabeth and George Rennick  
700 Bathurst 6<sup>th</sup> Concession  
Concession 6, Part Lot 22,  
Geographic Township of Bathurst**

a) PLANNER FILE REVIEW & PROPOSED BY-LAW

The Planner reviewed the PowerPoint Presentation that was attached to the agenda.

b) APPLICANT COMMENTS

Blair Machan, Agent was in attendance.

c) PUBLIC COMMENTS

Joan Peters, adjacent neighbour:

- a question was asked about potential impact to a neighbouring property
- while the neighbour's property is currently vacant, the owner asked if the rezoning would affect her ability to potentially build a house on her property in the future.

Councillor Pierman arrived at 5:37 p.m.

The Planner confirmed that at present there were no barns that would currently impact the building of a house on her property. She noted that this could change moving forward and a Minimum Distance Separation calculation would need to occur.

d) RECOMMENDATION

That the proposed amendments to Zoning By-Law No. 02-021 be approved.

ii) **FILE #ZA24-03: Bruce, Mary and Peter McIntyre  
206 Patterson Road and 208 Patterson Road  
Concession 3, Part Lot 19,  
Geographic Township of South Sherbrooke**

a) **PLANNER FILE REVIEW & PROPOSED BY-LAW**

The Planner reviewed the PowerPoint Presentation that was attached to the agenda.

b) **APPLICANT COMMENTS**

Tracey Zander, Agent was in attendance.

c) **PUBLIC COMMENTS**

None.

d) **RECOMMENDATION**

That the proposed amendments to Zoning By-Law No. 02-021 be approved.

**4. ADJOURNMENT**

The public meeting adjourned at 5:53 p.m.

# PRESENTATIONS



1

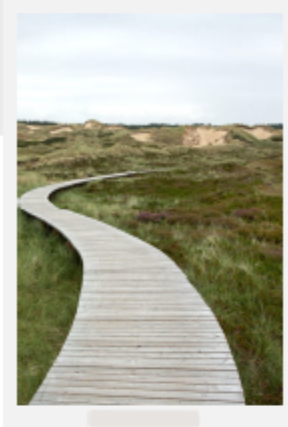


2



## STATISTICS BY REGION

### Number of youth served between 2021-2023



- Town of Gananoque – 117
- City of Brockville – 298
- Town of Athens – 59
- Township of Augusta – 136
- Township of Edwardsburgh Cardinal – 74
- Township of Elizabethtown-Kitley - 55
- Township of Front of Yonge - 48
- Township of Leeds and the Thousand Islands - 77
- Village of Merrickville-Wolford - 25
- Municipality of North Grenville - 148
- Township of Rideau Lakes - 65
- Village of Westport – 39
- Lanark Highlands – 67
- Carleton Place - 106
- Perth - 46
- Bedwith - 55
- Drummond, North Emsley - 41
- Tay Valley - 34
- Smiths Falls - 238
- 

3

Programs  
Offered

- Intersections
- Pre/Post Charge Diversion (EJM/EJS)
- Court Support
- Mental Health Diversion
- Connections
- Direct Accountability
- Rebound Choices
- Berm Out
- The Stingers After School Program

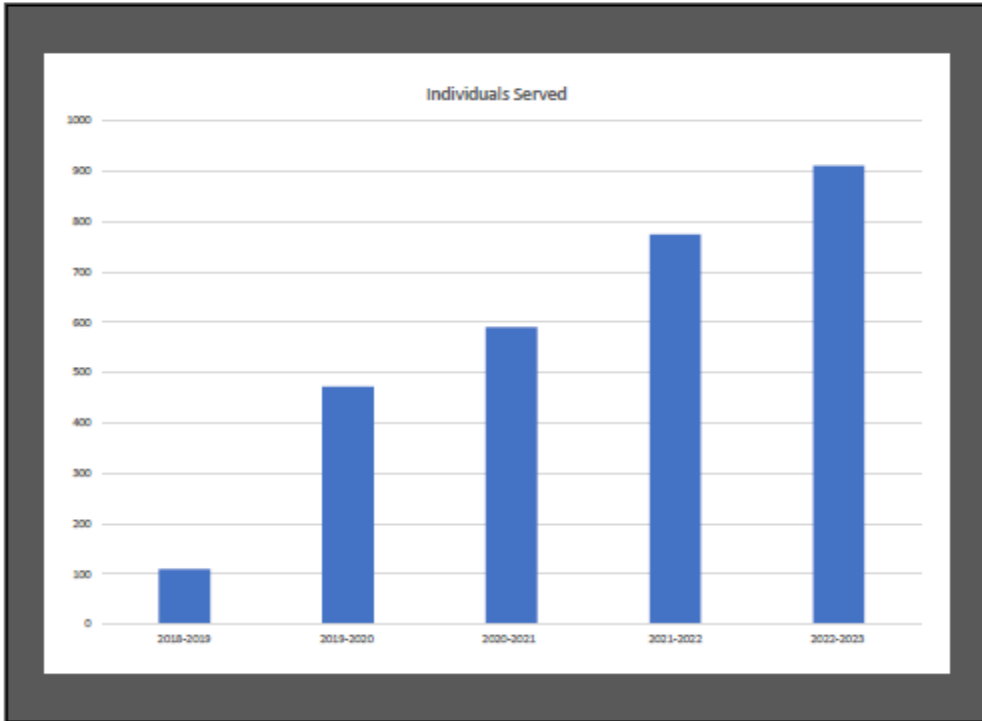
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## Trends

- Increased case loads
- Increased complexity
- Less volunteers
- Less opportunities
- Increased wait list
- Lack of services

5



6



7



8

## Cost Analysis

EARLY  
INTERVENTION/DIVERSION  
\$642.20/per youth



CALL FOR SERVICE FROM POLICE  
\$480-\$2400.00 per call



COST FOR YOUTH TO PARTICIPATE  
IN YOUTH COURT  
\$3292.00/per youth

9

## How can you help?

- Funding
- Advocacy
- Volunteers
- Use of space



10

# QUESTIONS?



11

## CONTACT US

Rachel Burns  
Executive Director  
613-342-4238  
[Rachel@rnjyouth.com](mailto:Rachel@rnjyouth.com)

[www.rnjyouth.com](http://www.rnjyouth.com)

12



April 28, 2024

Reeve Rob Rainer  
Amanda Mabo, Clerk  
Tay Valley Township Council

**Re: Application for Zoning By-Law Amendment  
162 Campground Lane, Long Bay  
Caivan Properties Holding Corporation  
South Frontenac Township**

Dear Reeve Rainer and Councillors:

As an association, we represent the interests of cottagers, visitors, and other stakeholders of Bobs and Crow Lakes to ensure the environmental viability of the lakes and the attractiveness of the region. We seek to be good stewards of our environment and supporters of our local communities. We take our responsibility as stewards of our lakes seriously. The Greater Bobs and Crow Lakes Association (GB&CLA) has many volunteers who monitor water quality, rehabilitate fish spawning areas, encourage conservation and educate cottagers about the importance of our lake environment. We also have a marine safety program that addresses physical water hazards and educates members on changes to government legislation.

We welcome an opportunity to address the rezoning application which is before the South Frontenac Township Council for the property at 162 Campground Lane on Long Bay, a property that has been vacant for some time now. While this property is in Bedford District, it will have considerable impact on Long Bay, much of which is within your jurisdiction and, of course, it will affect traffic on your roads and the quality of water in the bay. For your information, the following concerns have been raised with the South Frontenac Council.

While some residents of Bobs Lake may welcome a redevelopment of this property **if** the prospect of a lodge and dining room are open to the public, there are some concerns about the proposal that need to be addressed.

1. One concern that has been raised by cottagers on Long Bay is the effect of increased boat traffic, resulting in more wakes which erode the shoreline and destroy the habitat of some birds. Concern has been expressed, as well, for boating safety on the bay. We have, already, received complaints regarding congestion, hazards and speeding, given the very narrow entrance to Long Bay. An attachment to this letter outlines our concerns in that regard.

2. Water quality in the bay has been raised by several cottagers on Long Bay as being a significant worry. As you would be aware, Long Bay is long and narrow, averaging just about 1/3 kilometre wide. Water quality measurements which have been taken over the past 20 years by the GBCLA indicate that the water quality is good. A development of this size cannot help but negatively impact the quality of water.
3. Cottagers have expressed concern with the size of the convention centre which would accommodate 697 patrons and of the parking lots, which will provide facilities for 324 cars. There is considerable apprehension about increased traffic on the adjacent roads, which are, generally, gravel and winding and not at all designed for heavy traffic. This may be of particular concern to Tay Valley as it will significantly increase traffic on your roads.
4. The land owners around Bobs Lake are worried about the effect of the development on endangered species. Several endangered species, including the Eastern Wood-pewee, Eastern Whip-poor-will, Little Brown Bat, and Tri-coloured Bat, were identified on the site. As well, the Blandings Turtle and Gray Rat Snake are known to be present in the area. With 5 nesting sites for Whip-poor-wills on the property and one nearby, it is difficult to see how they would survive the construction of the new facility.

Yours sincerely,

Lynn Watson, Secretary  
on behalf of the Board of Directors, GBCLA

+ 2 attachments

## **Caivan Resort Development, Long Bay Campground**

### **Greater Bobs and Crow Lake Association's Marine Safety Response**

The purpose of this document is to provide South Frontenac Council with some historical and contextual information about Long Bay and to highlight serious concerns relating to marine safety, as a result of the proposed development.

#### **Brief History**

For decades Long Bay was also referred to as Lost Bay. This is due to the fact the two entrances are well hidden from the main parts of Bobs Lake. As the name indicates the bay is long. It is also narrow and is protected from the prevailing westerly winds. This makes it a usually very calm bay.

Unless you know exactly where the entrances are one would boat right past them. For either entrance, you have to enter a small bay, then take a sharp right turn in order to enter Long Bay. The entrance at the northern part of the bay is even more complicated as it involves a very narrow channel. In the fall there are areas where two pontoon boats would not be able to pass each other. When looking on a map you will have a better understanding of the two entrances. The proposed development is at the southern entrance in South Frontenac Township. The location is just after you enter the bay. The northern entrance is in Tay Valley Township. At this entrance there are two large boathouses. These boathouses were built a few years ago.

#### **What Has Changed.**

Boating on our lake has changed. Boats are bigger, faster often producing large wakes. We have also seen a significant increase in pontoon boats, high end fishing boats, wake boats and personal water craft.

Over the years the Long Bay Campground evolved from a commercial campground, to a private camp to a youth arts camp. It was always a very small operation, the waterfront used by a very few people canoeing or swimming and only in the summer season. It should be noted that the bay, at this location, is very narrow and people have been known to swim across the bay.

Historically, the majority of traffic on the bay was restricted to Long Bay cottage owners, aware of the shoals and shallow areas. Given the nature of the bay and the variety in the bottom, weeds, deadheads, and shoals it has become a more popular fishing spot.

#### **What Is New.**

The introduction of new water activities has become very popular. In addition to canoes, sailboats and paddleboats, you will now see kayaks, stand up paddleboards, wakeboards and the latest toy is a motorized surfboard.



The two large boathouses at the northern end of the bay have become a “tour” destination. The new resort development will add additional traffic to the bay. Once boating season starts there will be more individuals wanting to see the development site. This will continue throughout the construction phase, as it did with the boathouse builds.

### **Unintended Consequences.**

While the vast majority of boaters who use our lake are responsible and know boating rules and regulations, there has been an increase in boating and boat related complaints to the Greater Bobs and Crow Lake Association as well as the OPP.

The proposed resort development at the Long Bay Campground has stated that ‘The proposed resort facility DOES NOT include a marina and WILL NOT result in additional boat traffic on the lake. The existing beach will support passive activities such as swimming, paddle boards and canoeing’. As stated above, given our experience with the boathouses, there will most certainly be much higher boat traffic, however unintended. It is very reassuring, however, that the development will not include docking facilities, use of boat ramp and boat house facilities.

Any additional traffic will negatively impact the shoreline. Long Bay has a loon population. Loons nest near the shoreline. This may result in nesting areas being destroyed.

The increased traffic may impact a walleye spawning ground, near the development site. The Greater Bobs and Crow Lake Association, through its Fisheries Program, has done extensive work rehabilitating this site.

Another area of concern is at the northern exit of Long Bay. It is a very sharp, very narrow shallow channel. Given the existing traffic pattern it is not uncommon to see boats waiting to enter this channel. Any increase would have a negative impact on shoreline erosion and the turtle habitat area in the channel.

The increased volume of anticipated future water activities at the proposed resort raises concerns. Given the close proximity of the entrance to the resort the concern is that boaters making that blind 90-degree turn may present danger to folks enjoying some of the many water activities outlined above, e.g. fishing, canoeing, paddle boarding and swimming. Current boaters are not expecting to see any water activities and unfortunately may enter at a high speed. It has been observed that some boaters and personal water craft drivers race each other down the bay to the northern exit.

It should be noted that whatever the decision is taken regarding this resort development the Greater Bobs and Crow Lake Association is committed to work with: South Frontenac Township, Tay Valley Township, Caivan Development and the OPP to development and implement different approaches to ensure a safe boating environment.

## **Will the proposed Caivan development on Long Bay affect endangered species?**

The Environmental Impact Study (EIS) prepared for Caivan Development identifies 6 species at risk on the site at 162 Campground Lane as follows:

**Eastern Wood-pewee**  
**Eastern Whip-poor-will,**  
**Little Brown Bat**  
**Tri-coloured Bat**  
Blanding's Turtle  
Gray Ratsnake

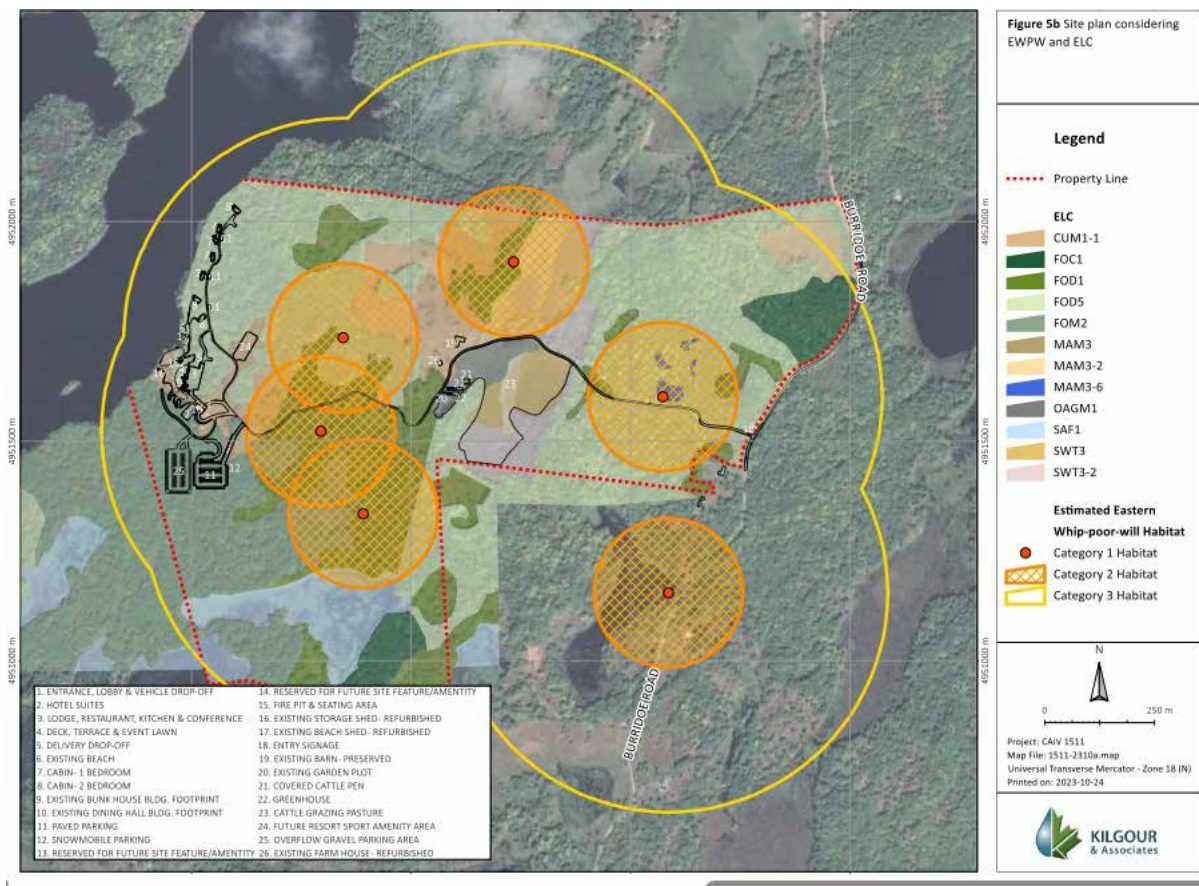
The bolded species were observed on site according to the *Environmental Assessment Study (EIS)*. The Blanding's Turtle and the Gray Ratsnake are noted for their presence in the broader vicinity and need to be protected.

Of particular concern in this list is the Eastern Whip-poor-will.

In Canada, the Eastern Whip-poor-will has been listed as Threatened since 2011 on Schedule 1 of the *Species at Risk Act* (2002) and is also protected under the *Migratory Birds Convention Act, 1994*. It is designated "threatened" under provincial legislation in Ontario.

*Source: Government of Canada, Species at risk*

Kilgour and Associates who did the EIS for Caivan included the following map of the nesting sites for Eastern Whip-poor-will on the property at 162 Campground Lane. Five Eastern Whip-poor-will nests were located on Site and one nest off Site (six breeding pairs total).



The EIS states that the proposed site plan will “require minimal removal of forest canopy, generally.” (p. 31). Given that there are 2 large parking lots proposed for forested lands, one questions this assessment.

In the opinion of the authors of the EIS the proposed development could proceed without having a significant negative impact on natural features if all the recommendations for mitigation within the report were implemented. There are many recommendations for precautions to be taken during construction such as not clearing land between April and September, litter prevention and management, managing stockpiles and equipment to prevent wildlife from setting up house in an artificial habitat, covering piles of peat, brush, rocks and other loose materials, checking wildlife exclusion fences etc. daily, driving slowly (less than 20km/hr). If these and other precautions are taken, it is the opinion of the ecologist that the development can proceed without significant negative effects on the wildlife and the environment on Long Bay. How will the township ensure that appropriate measures are taken to preserve our endangered wildlife during the construction of the recreational facility on Long Bay? It would require daily attendance at the site to enforce the recommendations in the EIS.

Further, there are at least 18 recommendation for erosion and sediment control during construction to avoid releasing sediment into Long Bay.

You may read the entire report at the following URL:  
<https://southfrontenac.civicweb.net/filepro/documents/100840/?preview=100842>

# **PRIORITY ISSUES**

**COMMITTEE OF THE WHOLE**  
May 7, 2024

**Report #PD-2024-06**  
**Noelle Reeve, Planner**

**PROPOSED UPDATE TO THE ZONING BY-LAW**

## STAFF RECOMMENDATION(S)

It is recommended:

“**THAT**, Report #PD-2024-06 – Proposed Update to the Zoning By-Law be received for information.”

## BACKGROUND

In anticipation of the Official Plan being adopted by County Council, and to address other outstanding issues raised by Township Council, the province, and residents, the Planner has prepared this report to outline the proposed issues to be addressed in the update.

## DISCUSSION

The Zoning By-Law is the mechanism to implement the policies Council has adopted in the Official Plan to shape land use to retain and improve the community that is Tay Valley Township. It is also a legislated requirement to update the Zoning By-Law following the approval of the Official Plan. The following topics are proposed to be addressed through updates to the Zoning By-Law.

### Housing Options

Increasing a range of housing supply for various income levels is a Council priority expressed in the Official Plan:

- Adjusting the distance between an Additional Dwelling Unit and the primary dwelling and addressing the requirement for shared septic and shared water services is proposed to increase housing options.
- As part of a strategy to revitalize Hamlets, dwelling heights for accessory buildings are

also proposed to be reviewed.

- Separation distances for group homes and shelters will be reviewed.
- Parking provisions in the new Zoning By-Law will be reviewed with an eye to reduce minimum parking requirements.
- The addition of a Short Term Rental and Glamping definitions, distinct from a Cottage Rental definition, and provisions will be investigated.
- Lapsing of Rideau Bluffs 6 lot subdivision will be proposed.
- An overlay for inclusionary zoning for housing will be explored.
- Allowing additional Residential Units, up to three (3) per lot, to be reviewed further.
- Community Benefit Charges, to be reviewed further.

### **Environmental Protection**

- Many municipalities are moving to restrict or limit development and site alteration near groundwater features that have the potential to be used as drinking water or where groundwater contributes to a surface water feature. This will be investigated further.
- Natural Heritage: Areas of Natural and Scientific Interest, local areas of interest, are in the Township Official Plan but are not reflected in the Zoning By-Law.
- The definition of surface water feature has been clarified in a number of eastern Ontario Zoning By-Laws.
- Update the hazard mapping from the Conservation Authorities.
- As part of food security provisions, many municipalities allow up to 10 hens on lots under 1 hectare.
- Addition of a Site Alteration By-Law, to be reviewed further.

### **Economic Development and Tourism**

Council has previously identified the following topics as priorities:

- Boathouses (RVCA has recently proposed guidance).
- Cannabis processing and retail facilities (a report has been drafted to come to Council).
- Dark Skies protection.

In addition, the Planner has identified additional topics:

- Expand the home-based business definition to include “low risk” food items that are considered “non-hazardous and do not require refrigeration”. They include items such as baked goods, breads, cakes, chocolates, hard candies and brittles, fudge and toffees, granola, trail mix, nuts and seeds, and coffee beans and tea leaves.
- Review the number of employees permitted for home-based businesses.
- The definition of on-farm diversified uses needs to be updated.
- Renewable energy generation facilities that are subject to Provincial approvals (e.g., battery energy storage plants) will be proposed to be permitted as a principal use within appropriate zones.
- A possible new Rural Institutional Zone (RI) to allow an instructional facility, restaurant, retail store and an accessory dwelling unit on a lot that has an institutional use. (This would allow a building that is no longer used for an institutional use to be converted into a dwelling without a zoning by-law amendment.)

## **Other Considerations**

Council should be aware that this is not the mechanism for a community-wide discussion on growth management. Once the County adopts the population allocation from the province and disperses it to the lower tier municipalities, growth management discussions can begin about how to disperse that growth allocation among the Township's Hamlets.

Consideration of de-designating some of the Township's eight Hamlets (Balderson, Bolingbroke, Brooke, Dewitts Corners, Fallbrook, Glen Tay, Maberly, and Stanleyville) as Rural Settlement Areas may be appropriate in order to revitalize some of the existing larger Hamlets through shifting the growth allocations.

## **Public Consultation**

Public consultation is proposed through an Open House and a formal Public Meeting. Issue papers on each topic (or related topics) will be drafted and posted to the main page of the website.

## **OPTIONS CONSIDERED**

**Option #1 (Recommended)** - Approve the existing list of potential Zoning By-Law changes identified by the Planner with any additions proposed by Council.

**Option #2** - Subtract from the proposed list to prioritize potential Zoning By-Law changes identified by the Planner.

## **FINANCIAL CONSIDERATIONS**

This review can be done using the consultant that helped update the Official Plan. Funds are available in the Official Plan/Zoning By-Law Reserve, and partially funded by Development Charges.

## **STRATEGIC PLAN LINK**

**Strong Community** - Development is increasingly 'clustered', and our hamlets are thriving. Land use patterns diminish the impacts of the changing climate and provide a range of housing for all.

**Healthy Environment** - Tay Valley continues to be known for its environmental policies and practices that preserve its natural resources (lakes, rivers, forest, wetlands) that underpin its \$1.2 billion assessment (the 4<sup>th</sup> highest in the County).

**Sustainable Finances** – Infrastructure is provided in an efficient fashion that is fiscally sustainable.

**CLIMATE CONSIDERATIONS**

Good land use decisions (supporting development within Hamlets, promoting multi-unit housing, protecting natural features and agricultural land, etc.) will reduce fossil fuel use, increase carbon sequestration and mitigate flooding and droughts, and promote food security and, therefore, will support the Township’s work to achieve its Climate Action Plan mitigation and adaptation goals.

**CONCLUSION**

Council has the opportunity to implement some of its priorities through changes to the Zoning By-Law. Confirming desired changes provides direction to the Planner and consultant to pursue Council priorities.

**ATTACHMENTS**

None

**Prepared and Submitted By:**

**Approved for Submission By:**

*Original Signed*

*Original Signed*

**Noelle Reeve,  
Planner**

**Amanda Mabo,  
Chief Administrative Officer/Clerk**



**COMMITTEE OF THE WHOLE**May 7<sup>th</sup>, 2024

Report #PD-2024-07

Noelle Reeve, Planner

**PROVINCIAL POLICY STATEMENT AND BILL 185 COMMENTS****STAFF RECOMMENDATION**

It is recommended:

**“THAT**, staff submit comments to the seven (7) Environmental Registry of Ontario postings and one (1) to the Ministry of Municipal Affairs and Housing posting on key areas of importance to Tay Valley Township, as identified in Report #PD-2024-07 – Provincial Policy Statement and Bill 185 Comments, by the deadline of May 12, 2024;

**AND THAT**, this report be circulated to the Minister of Municipal Affairs and Housing, MPP Jordan, and the Rural Ontario Municipal Association.”

**BACKGROUND**

On April 10, 2024, the Province introduced [Bill 185, Cutting Red Tape to Build More Homes Act, 2024](#). The Bill contains a number of changes to fifteen (15) statutes, including key land-use planning legislation (e.g., the *Planning Act*, *Development Charges Act*, etc.). A revised 2024 draft [Provincial Planning Statement](#) was also proposed. (See Attachments 1, 2 and 3 for a summary of the Bill 185 proposals relevant to Tay Valley Township residents, changes to the *2020 Provincial Policy Statement*, and other miscellaneous legislation).

If the draft 2024 *Provincial Planning Statement* (PPS) is adopted by the Province, it will replace *A Place to Grow: Growth Plan for the Greater Golden Horseshoe* and the *Provincial Policy Statement, 2020*.

The government’s stated intention with Bill 185 and the 2024 PPS is to, “cut red tape and support municipalities to build more housing faster to reach the government’s goal of building at least 1.5 million homes by 2031”.

The last few years have been a period of unprecedented change in Provincial direction on matters of land use planning, development, and municipal regulatory powers, with the Province bringing forward at least 10 related bills in the past three years, in addition to proposed land use policy and other changes. Given the pace of change and in some

instances, unanticipated consequences, the Province has been compelled to reverse some of its decisions, including through proposed Bill 185.

If adopted, the *2024 Provincial Planning Statement* would take precedence over Official Plans and Zoning By-Laws, even if they have not been updated.

## DISCUSSION

There are seven (7) Environmental Registry of Ontario (ERO) postings the province is asking for comments on as well as one Ministry of Municipal Affairs and Housing (MMAH) posting:

- i) Additional Residential Units (ARU) - ERO 019-8366;
- ii) Planning Act and Municipal Act Changes (Schedules 4, 9, and 12 of Bill 185) - ERO 019-8369;
- iii) Regulations under the Planning Act and Development Charges Act (notices, etc.) - ERO 019-8370;
- iv) Development Charges Act (Invest in Housing-Enabling Infrastructure) - ERO 019-8371;
- v) *Provincial Policy Statement 2024* – ERO 019-8642;
- vi) Ontario Energy Board Leave to Construct - ERO 019-8527;
- vii) Ontario Energy Board Fast-Track Approval of Small Energy Infrastructure - ERO 019-8562; and
- viii) Red Tape Reduction Supporting Municipal Incentives for Economic Growth - 24-MMAH009.

This report will provide comments on each of the postings in the order listed above. For the ARU posting and the *2024 Provincial Planning Statement* posting, the Province posed specific questions. It did not pose specific questions for the other six (6) postings.

### **Additional Residential Units - ERO 019-8366**

*Bill 185* proposes to add a new section 49.3 to the *Planning Act*, to give the minister a new regulation-making power to remove zoning barriers for ARUs and small multi-unit residential developments (in other words, exempt ARUs from the *Planning Act*). The ERO poses two questions.

1. Are there specific zoning by-law barriers standards or requirements that frustrate the development of ARUs (e.g., maximum building height, minimum lot size, side and rear lot setbacks, lot coverage, maximum number of bedrooms permitted per lot, and angular plane requirements, etc.)?

Yes. All of the above pose barriers to Additional Residential Unit construction in Rural Settlement Areas. However, outside of Rural Settlement Areas, on Rural Lands, some of these considerations are a valid means of retaining rural character.

2. Are there any other changes that would help support development of ARUs?

Yes. The financial requirements by rural municipalities (for letters of credit for private communal septic and water systems equal to the value of the system that has just been installed) limits the use of communal septic and water systems to protect themselves from liability. The province could do more with its grants for municipal water systems and wastewater systems to support municipalities to encourage them to allow private communal systems.

## **Planning Act and Municipal Act Changes (Schedules 4, 9, and 12 of Bill 185) - ERO 019-8369**

### Settlement Areas Expansion and Appeals

Tay Valley Township currently has eight (8) Rural Settlement Areas (Hamlets) – Balderson, Bolingbroke, Brooke, Dewitts Corners, Fallbrook, Glen Tay, Maberly, and Stanleyville. Currently, a municipality can only identify a settlement area expansion or new settlement area following a Comprehensive Review of the Official Plan.

The *Planning Act* also provides that an applicant cannot appeal a decision by Council on an official plan amendment or a zoning by-law amendment application that would expand or alter an in-force settlement area boundary.

*Bill 185* proposes that an applicant or municipality could propose a settlement area expansion at any time. *Bill 185* also proposes to allow appeals by applicants. This represents a significant expansion of appeal rights by lifting a prohibition which has been in place since the *Planning and Conservation Land Statute Law Amendment Act* came into force in 2006.

This appeal power would remove local and provincial input from important decisions on settlement area boundary expansions. Such decisions would be made by the Ontario Land Tribunal instead, upon appeal. However, the criteria for a settlement area expansion have been watered down from “shall include” to “should include” in the proposed 2024 *Provincial Planning Statement*.

The Township does not support these changes because they have the potential to disrupt the orderly management of growth by municipalities in the public interest by companies whose bottom line is profit, not public good.

### Pre-Consultation

Currently under the *Planning Act*, municipalities have the right to require pre-consultation on an application for official plan amendments, zoning by-law amendments, site plan approval and draft plans of subdivision. And after a municipality has deemed a planning application to be incomplete, the applicant had 30 days to make a motion to the Ontario Land Tribunal (OLT) to dispute the determination.

Bill 185 proposes to remove the municipal authority’s ability to require pre-consultation and instead would allow applicants to bring a motion to the OLT to determine the requirements for

a complete application at any time after the application fee has been paid or pre-consultation has begun.

The Township does not support these changes because they have the potential to disrupt the orderly management of growth by municipalities. Also, small municipalities may be forced to make poor decisions for their Communities if they cannot afford to defend themselves at the OLT.

### Upper Tier Municipalities

Regional planning authority is being removed from Halton, Peel and York Regions as of July 1, 2024. The dates for Simcoe, Durham, Niagara and Waterloo Regions have not been set (but the intention is for the end of 2024).

The removal of regional planning undermines the efficient, effective and equitable planning the province has stated it wants. Many land use decisions are better managed regionally as communities cross multiple municipal boundaries and can only be achieved at a regional scale (e.g., transit, health care, schools, parks, housing, etc.)

The Township does not support this proposal because planning decisions made by the lower tier municipalities individually will not add up to effective planning.

### Exemptions from the Planning Act for Universities and Community Facilities

*Bill 185* proposes a new section 62.0.2 of the *Planning Act* to exempt publicly assisted universities and colleges from the *Planning Act* (rezoning and site plan, etc.) for student housing on and off campus.

*Bill 185* also proposes a new section 62.0.3 of the *Planning Act* to authorize regulations that would exempt schools, hospitals and long-term care homes from the *Planning Act*.

The Township does not support this proposal because, while possibly speeding up construction, locating these facilities and student housing without considering their impacts on surrounding uses could result in poorly designed communities.

### Ministers Zoning Orders (MZOs) Revoked

*Bill 185* repeals six MZOs and repeals the Community Infrastructure Housing Accelerator (a type of MZO). The province has developed new guidelines for MZOs requiring a demonstration of why the normal municipal process cannot be used as well as information on Indigenous engagement and public consultation.

The Township supports these changes as they appear to return more land use planning input to the local municipality and with clearer criteria for the use of an MZO, remove the influence of developers on the province to reward political donations.

### Fee Refunds Revoked

*Bill 185* repeals the refund mechanisms introduced by *Bill 23* to the *Planning Act* relating to zoning by-law amendment applications and site plan applications whereby if applications were not processed within very tight timeframes set by the province, municipalities would have to return the application fees.

The Township supports this proposal because if refunds had continued to be required, planners would have been working on complex development approvals for free, with taxpayers subsidizing their costs on behalf of the developer applicants.

### Use it or Lose It

*Bill 185* introduces a provision for approval authorities to set a mandatory lapse date for draft subdivision approvals. (The County of Lanark already has a 5-year lapse date.) In addition, subdivisions with draft approval before March 27, 1995 will automatically lapse within three years of *Bill 185* passing.

*Bill 185* also proposes lapsing dates as an option for Site Plan Control Agreements. (Tay Valley Township already has a 3-year lapse date to match the Building Permit expiry.) A municipality may also provide for lapsing of previous approvals, subject to notice to the owner of the land.

*Bill 185* proposes a new section 86.1 to Part III (Specific Municipal Powers) of the *Municipal Act, 2001* to track water supply and sewage capacity, and to set criteria for when an approved development can have their allocation withdrawn and reallocated.

The Township supports these changes because they have the potential to increase the supply of houses as developers may lose their draft approvals if they do not proceed to construction in a timely manner. Reallocation of servicing capacity is appropriate under those circumstances.

### Parking Minimums

*Bill 185* proposes to remove requirements for a minimum number of parking spaces in major transit station areas, as well as in areas where minimum densities are required by official plans or provincial policies.

The Township supports this proposal as it supports transit use and reduces greenhouse gas emissions.

### Exempt Standardized Housing Designs

*Bill 185* proposes to exempt standardized (modular) housing designs from the zoning sections of the *Planning Act*.

The Township supports this proposal in Rural Settlement Areas because it will allow more homes to be constructed more quickly. However, the Township does not support this

proposal in Rural Lands as exemption from the provisions of the zoning by-law could result in strip development that does not preserve the rural landscape.

### **Regulations under the *Planning Act* and *Development Charges Act* - ERO 019-8370**

#### Third Party Appeals Prohibited

*Bill 185* proposes to amend regulations under the *Planning Act* to prohibit third party appeals (i.e., by members of the public) for Official Plans, Official Plan Amendments, Zoning By-Laws and Zoning By-Law Amendments. The province previously removed third party appeals for subdivisions and minor variances. Appeals would only be permitted by the applicant, Minister, public bodies and specified persons (generally utility companies that made submissions).

The Township does not support this proposal to remove the ability of residents to hold Councils accountable for poor planning decisions. The pressure on councils to approve development proposals will be tremendous.

#### Public Notice Requirements

*Bill 185* proposes to allow notice of new planning applications, development charges, and community benefit charges on a municipal website, if no local newspaper is available.

The Township supports this recognition that many rural areas have lost their newspapers.

#### Time Period for Evidence at the Ontario Land Tribunal

The Township supports this minor proposal to re-establish the prescribed time period for a municipality to review new evidence introduced in a hearing at the Ontario Land Tribunal.

### ***Development Charges Act (Invest in Housing-Enabling Infrastructure)* - ERO 019-8371**

The Township supports the revocation of the five-year phase in of increased development charges introduced in *Bill 23* because it created a very time-consuming process for finance staff.

The Township supports the proposal for development charge background studies to be again included as a capital cost when calculating the charge, because otherwise that expense would be borne by the general taxpayer.

The Township supports the reduced timeframe for the Development Charge freeze period, related to rezoning and site plan approvals, from two years to 18 months because this will encourage projects to begin construction earlier.

### ***Provincial Policy Statement 2024 (PPS)* – ERO 019-8642**

The posting for the PPS poses six questions listed below.

1. What are your overall thoughts on the updated proposed Provincial Planning Statement?

According to the Stockholm University Resilience Centre and others, biodiversity reduction and climate change are the biggest threats facing humanity<sup>1</sup>. Therefore, the Township is pleased to see that PPS 2024 Section 2.9.1 Climate Change has been strengthened from the *2020 Provincial Policy Statement* and that watershed planning is mandatory for the first time (Section 4.2.3).

<sup>1</sup>“Earth Beyond 6 of 9 Planetary Boundaries”, Richardson et al., Science Advances, 2023.

The Township is also pleased that the province has removed permission for lot severances on prime agriculture lands as farmland will be better protected for food security and sprawl will be more likely curtailed on these agricultural lands.

The Township is pleased that *PPS 2024* section 3.2.1 has added *transportation systems* “should be provided that support the use of zero and low emission vehicles”.

However, the Township does not support the proposal by the province to repeal regional planning. Shifting of planning authority away from regional governments to lower tier municipalities that are smaller and more vulnerable to development pressures with not promote good community outcomes. This seems to make little sense given the province is simultaneously requiring planning at the (regional) watershed scale.

The Township does not support new settlement area creation without the Comprehensive Review process. This could result in leap-frog sprawl development that destroys farmland, destroys natural heritage features, and does not support transit.

The National Task Force for Housing and Climate has stated that, “If we build the next 5.8 million homes the same way we built the last 15 million – using inefficient design, carbon-intensive materials and predominantly low-density, car-dependent land use patterns – Canada will exceed its carbon budget by 2050 on housing alone”. (Unfortunately, over the past five years, 75% of housing built in Canada was in greenfields).

The Task Force report, [Blueprint for More and Better Housing](#), presents a reminder that aiming for a total housing target can lead to a “build anything anywhere” approach. “An overlooked strategy to provide single-detached houses for younger and newcomer families is in “recycling” and “repurposing” the existing stock, rather than developing new car-dependent subdivisions further afield to build this typology. The key to this strategy is to focus on developing desirable housing alternatives for older Canadians, be it co-housing, co-living, smaller-scale retirement living or simply adding suites to their houses.”

The Township supports the report’s finding that, “Adding one Accessory Dwelling Unit to just *10% of the suitable single-family properties* located in many Ontario municipalities would meet between 8% and 30% of provincially mandated housing supply targets. With the right suite of policies these could be added quickly and gently and with much less carbon, as has been shown elsewhere in North America.”

2. What are your thoughts on the ability of updated proposed policies to generate appropriate housing supply, such as: intensification policies, including the redevelopment of underutilized, low density shopping malls and plazas; major transit station area policies; housing options, rural housing and affordable housing policies; and student housing policies?

The Township is pleased the *2024 PPS* returns the definitions of affordable housing and low and moderate income to the document, the *2020 PPS* and in section 2.2.1 (a) returns the requirement for affordable housing targets to be established.

The Township supports coordinating with housing Service Managers and post-secondary schools on planning housing including student housing.

The Township supports the *2024 PPS* revocation of policies in the proposed 2024 PPS to allow lot creation on Agricultural land. The Township supports PPS 2024 section 4.3.2.5 allowing two additional residential units on a lot.

The Township supports the intensification of development along transit corridors (section 2.4.2), re-use of shopping malls and plazas for housing, and the identification of strategic growth areas (section 2.4.1) but would prefer the growth area targets were mandatory as in the *2020 PPS*.

The Township would prefer to see the conservation and redevelopment of existing rural housing stock on Rural Lands returned to the *2024 PPS* (section 2.5.1).

The Township supports the direction that Rural Settlement Areas shall be the focus of growth and development (section 2.5.2).

The Township supports section 2.6.1 (c) that permits “residential development, including lot creation, where site conditions are suitable for the provision of appropriate sewage and water services” which replaces the more nebulous wording of the *2020 PPS* “that is locally appropriate”.

However, the Township needs much more information from the Conservation Authorities on where those site conditions are located, given that almost all of Tay Valley Township is a highly vulnerable aquifer.

3. What are your thoughts on the ability of the updated proposed policies to make land available for development, such as: forecasting, land supply, and planning horizon policies; settlement area boundary expansions policies; and employment area planning policies?

The Township has no concerns with the proposed forecasting time frame or source of data from the Ministry of Finance.

The Township supports the standardization of the use of modular homes as they can be manufactured rapidly and provide housing quickly.



The Township supports the location of growth within settlement areas.

However, the Township does not support the removal of the 2020 requirement that planning authorities establish and implement minimum targets for *intensification* and *redevelopment* within built-up areas from section 2.3.2.1.

The Township does not support the weakening of the criteria for settlement area identification or expansion and the opening up of the timing for settlement area expansion. Currently, a planning authority may identify a *settlement area* or allow the expansion of a *settlement area boundary* only at the time of a *comprehensive review* and only when certain conditions have been demonstrated.

The 2024 PPS would permit the planning authority to identify a new *settlement area* or allow a *settlement area* boundary expansion at any time instead of during a Comprehensive Review with criteria that *should* be considered rather than *shall be* considered. This weakens the planning from the public good and strengthens the ability of developers to influence Councils.

4. What are your thoughts on updated proposed policies to provide infrastructure to support development?

The Township supports the addition of “including the quality and quantity of water” to section 3.6.1 Sewage and Water Services as a requirement for protection of rural drinking water.

The Township supports the hierarchy of preferred servicing (municipal, communal, private) and strongly supports the addition, in section 3.6.4, of a requirement to consider the financial viability of servicing that is sustainable for a municipality over the long run.

Section 3.6.7 is supported by the Township and has recently become particularly relevant to Tay Valley Township since the Town of Perth has indicated it is no longer accepting septic waste. “Planning authorities may allow lot creation where there is confirmation of sufficient *reserve sewage system capacity* and *reserve water system capacity*. *Reserve sewage system capacity* includes approved capacity to treat and land-apply, treat and dispose of, or dispose of, hauled sewage in accordance with applicable legislation but not by land-applying untreated, hauled sewage.”

The Township supports the addition of a new section 3.6.8 (g) that includes “cumulative impacts on a watershed scale” in stormwater management. The watershed is the appropriate scale for planning and cumulative impacts are the meaningful measure of impact.

The Township supports the inclusion of green infrastructure in the 2024 PPS. And the Township supports the addition of section 4.3.6 that supports local food production.

The Township supports the addition of “energy storage systems” to the list in section 3.8 of the energy supply opportunities municipalities should provide.

As a Township with 44% of its residents over the age of 55, the Township supports the addition to section 3.9.1 Public Spaces, of wording stating municipalities “should meet the needs of persons of all ages and abilities” and the addition of the word “inclusive” to describe the type of communities municipalities should promote.

5. What are your thoughts on updated proposed policies regarding the conservation and management of resources, such as requirements to use an agricultural systems approach?

The Township supports an agricultural system approach as adding value to land use planning, but it will be difficult for smaller rural municipalities to implement the system without support from consultants or from their upper tier County.

The Township strongly supports the protection of natural heritage features as its tax assessment is dependent on these features (especially lakes and rivers) and because it recognizes the role forests, and in particular, wetlands, play in mitigating climate change.

The Township supports the addition of the “protection of drinking water supplies” not just “municipal drinking water supplies” as was in the *2020 PPS*. Protection of well water is of high importance to the Township.

6. What are your thoughts on any implementation challenges with the updated proposed Provincial Planning Statement?

Increased emphasis on indigenous consultation is supported by the Township. However, Indigenous groups need more financial support to hire staff to respond to municipal requests in a timely manner.

The Township supports the inclusion of “equity deserving groups” in section 6.2.3 with respect to public consultation.

**Ontario Energy Board Leave to Construct - ERO 019-8527**

The Township does not support the automatic exemption for a relocated or reconstructed pipeline of the same diameter or smaller, with no consideration by the OEB.

The Township’s Climate Action Plan is based on the need to stop undertaking “business as usual” and shift away from fossil fuels to reduce the devastating impacts of climate change as much as possible. Therefore, continuing to build fossil fuel-based infrastructure is not supported.

**Ontario Energy Board (OEB) Fast-Track of Small Energy Infrastructure - ERO 019-8562**

The Township does not support the proposal to broaden the Ontario Energy Board exemption from Leave-to-Construct (LTC) requirements for small hydrocarbon pipeline projects estimated to cost between \$2 million and \$10 million.

The Township's Climate Action Plan is based on the need to stop undertaking "business as usual" and shift away from fossil fuels to reduce the devastating impacts of climate change as much as possible. Therefore, continuing to build fossil fuel-based infrastructure is not supported.

## **Red Tape Reduction Supporting Municipal Incentives for Economic Growth - 24-MMAH009**

*Bill 185* provides a new exemption to Section 106 of the *Municipal Act*, the anti-bonusing rule. A municipality is prohibited from directly or indirectly providing assistance (land, exemption from fees, etc.) to any manufacturing business or other industrial or commercial enterprise (i.e., for-profit entities). Under the new section, a regulation is proposed to allow the Lieutenant Governor in Council (LGIC) to deem an incentive necessary or desirable.

The Township does not support this type of bonusing as it skews the market.

### **OPTIONS TO BE CONSIDERED**

**Option #1 (Recommended)** - The Planning Department submit the Municipality's response to the Environmental Registry of Ontario postings as well as to Minister of Municipal Affairs and Housing, Paul Calendra, local MPP John Jordan, and to the Rural Ontario Municipal Association.

Option #2 – Council chooses to respond to some of the ERO postings but not all.

### **FINANCIAL CONSIDERATIONS**

If enacted, a number of the proposed provincial legislative and policy changes identified in this report could have significant financial impacts, with the need to hire consultants or extra staff to coordinate with the County Housing Service Manager, define agricultural areas for the agricultural system, etc., These costs will either be passed through to applicants or paid for by the Township's residents as a whole.

### **STRATEGIC PLAN LINK**

**Strong Community** - Development is increasingly 'clustered', and our hamlets are thriving. Land use patterns diminish the impacts of the changing climate and provide a range of housing for all.

**Healthy Environment** - Tay Valley continues to be known for its environmental policies and practices that preserve its natural resources (lakes, rivers, forest, wetlands) that underpin its \$1.2 billion assessment (the 4<sup>th</sup> highest in the County).

**Sustainable Finances** – Infrastructure is provided in an efficient fashion that is fiscally sustainable.

## **CLIMATE CONSIDERATIONS**

Poor land use decisions (supporting development outside of settlement areas, promoting low density housing, etc.) will threaten food security, increase fossil fuel use, reduce carbon sequestration and, therefore, will impede the Township's work to achieve its Climate Action Plan mitigation and adaptation goals.

## **CONCLUSION**

The Planner concludes that the Township should comment on the Environmental Registry of Ontario and MMAH postings so that the province hears the measures the Township supports and the specific negative impacts on our rural area.

Some of the newly proposed changes appear to be positive (e.g., Development Charge studies are again allowed to be included in Development Charge calculations, etc.). However, others are of considerable concern because they limit public comment (e.g., restrictions on zoning and official plan appeals).

However, other proposals limit Council's ability to plan for the community (e.g., settlement area expansions no longer would require a Comprehensive Review, developers could appeal settlement area expansion refusal by Council but the public could not, etc.). Therefore, a number of the proposed legislative, policy, and other changes could have significant implications for various Township projects (e.g. Growth. Management, Official Plan amendments, etc.).

The elimination of intensification targets, the repeal of the Growth Plan and the ability to expand settlement areas at any time will shift how, where and when municipalities grow. Council will need to pay close attention to growth management as a consequence of the proposed *Bill 185* and *PPS 2024* changes.

## **ATTACHMENTS**

- 1) Tay Valley Township Planner's Summary of *Bill 185* Cutting Red Tape to Build More Homes Act, 2023
- 2) Tay Valley Township Planner's Summary of *Provincial Policy Statement 2024*
- 3) Tay Valley Township Planner's Summary of Other Legislative Changes

**Prepared and Submitted By:**

*Original signed*

**Noelle Reeve,  
Planner**

**Approved for Submission By:**

*Original signed*

**Amanda Mabo,  
Chief Administrative Officer/Clerk**

**Attachment 1 Summary of *Bill 185 Cutting Red Tape to Build More Homes Act, 2023***

<b>Topic</b>	<b>Proposed Changes</b>
<p><b>Additional unit regulations</b> ERO 019-8366</p>	<p><i>Bill 185</i> proposes to add a new section 49.3 to the <i>Planning Act</i>, which proposes to give the minister a new regulation-making power to remove zoning barriers for ARUs and small multi-unit residential developments.</p>
<p><b>Settlement Area Appeals</b> ERO 019-8369</p>	<p><i>Bill 185</i> proposes a change that would allow a private applicant to appeal the approval authority’s refusal or non-decision so long as the proposed boundary expansion does not include any lands within the Greenbelt area.</p>
<p><b>“Use it or lose it”</b> ERO 019-8369</p>	<p>A lapse date will become mandatory for draft plan of subdivision approvals (instead of simply an option. Lapsing dates will be an option for Site Plan Control Agreements. A municipality may provide for lapsing of <u>previous</u> approvals, subject to notice to the owner of the land.</p> <p>A new section 86.1 to Part III (Specific Municipal Powers) of the <i>Municipal Act, 2001</i>. Municipalities will be given the authority to enact by-laws under the <i>Municipal Act</i> to track water supply and sewage capacity, and to set criteria for when an approved development can have their allocation withdrawn and reallocated.</p> <p>Draft plans of subdivisions that were approved before March 27, 1995 will lapse if not registered within three years of the bill passing.</p>
<p><b>Pre-consultation voluntary</b> ERO 019-8369</p>	<p>Pre-application consultations with municipalities will no longer be mandatory. Instead they will be at the applicant’s discretion.</p> <p>Challenge to complete application requirements can be made by applicants to the Ontario Land Tribunal (OLT) at any time, rather than only having a time-limited window once a municipality rejects an application as not being “complete”.</p>

<p><b>Repeal of CIHA/Minister’s Zoning Orders</b> ERO 019-8369</p>	<p><i>Bill 185</i> repeals the Community Infrastructure Housing Accelerator (“CIHA”) provisions under the <i>Planning Act</i>. Six Ministerial Zoning Orders were also repealed. The province has provided a new framework for a Ministerial Zoning Order (“MZO”).</p>
<p><b>Upper tier municipalities</b> ERO 019-8369</p>	<p>Halton, Peel and York no longer will have planning responsibilities as of July 1, 2024. The dates for Simcoe, Durham, Niagara and Waterloo have not been set (intention is by end of 2024). Planning decisions will be made by the lower tier municipalities individually instead.</p>
<p><b>Expedited Approval</b> ERO 019-8369</p>	<p><i>Bill 185</i> proposes to add a new section 62.0.3 to the <i>Planning Act</i>, to authorize regulations that would exempt community service facilities from provisions of the <i>Planning Act</i>. Community service facilities could include schools, hospitals and long-term care homes.</p>
<p><b>Exempt Universities</b> ERO 019-8369</p>	<p>A new proposed section 62.0.2 to the <i>Planning Act</i> exempts publicly-assisted universities and colleges from the <i>Planning Act</i> for university-led student housing projects on- and off-campus.</p>
<p><b>Parking Minimums</b> ERO 019-8369</p>	<p>Parking minimums in protected major transit station areas to be prohibited, as well as in areas where minimum densities are required by official plans or provincial policies. The Minister will also have the ability to make a regulation prescribing other areas where the minimum number of parking spaces will be set by provincial regulation.</p>
<p><b>Repeal of Fee Refunds</b> ERO 019-8369</p>	<p><i>Bill 185</i> repeals the refund mechanisms introduced by <i>Bill 23</i> relating to zoning by-law amendment applications and site plan applications to the <i>Planning Act</i> whereby if applications weren’t processed within very tight timeframes set by the province, municipalities would have to return the application fees.</p>

<p><b>Facilitating Standardized Housing Designs</b> ERO 019-8369</p>	<p><i>Bill 185</i> creates regulations to exempt standardized (modular) housing designs from the zoning sections of the Planning Act.</p>
<p><b>Public notice</b> ERO 019-8370</p>	<p>Allows notice of new planning applications, development charges, and community benefit charges on a municipal website, if no local newspaper is available.</p>
<p><b>Third Party Appeals</b> ERO 019-8370</p>	<p><i>Ontario Regulation 543/06</i> – Official Plans and Plan Amendments, and <i>Ontario Regulation 545/06</i> – Zoning By-Laws, Holding By-laws and Interim Control By-laws are proposed to be amended to prohibit third party appeals for Official Plans, Official Plan Amendments, Zoning By-laws and Zoning By-law Amendments. Appeals would only permitted by the applicant, Minister, public bodies and specified persons (generally utility companies that made submissions).</p>
<p><b>Time Period for Evidence at OLT</b> ERO 019-8370</p>	<p>Re-establishes the prescribed time period for a municipality to review new evidence introduced in a hearing at the Ontario Land Tribunal.</p>
<p><b>Development charges</b> ERO 019-8371</p>	<p>Revokes five-year phase in of increased development charges introduced in Bill 23. Development charge background studies can again be included as a capital cost when calculating the charge. Reduce the timeframe of the DC freeze period related to <i>Planning Act</i> approvals from two years to 18 months. Failure to obtain a first building permit within 18 months of the approval of the relevant application will result in losing the “frozen” rates, as will allowing more than 18 months to pass from such approval and the date DCs becoming payable under the <i>Development Charges Act</i>.</p>

**Attachment 2 Summary of *Provincial Policy Statement 2024* – ERO 019-8642**

TOPIC	DRAFT SECTION
<b>GROWTH MANAGEMENT</b>	
<b>Growth Forecasts</b>	2.1.1 requires municipalities to base growth forecasts on Ministry of Finance population projections
<b>Sufficient Land Supply</b>	2.1.3 requires municipalities to plan for a minimum 20-year horizon but not more than 30 years 2.1.4 municipalities shall maintain a 15-year residential land supply and maintain land with servicing capacity for a 3-year supply of residential units 2.1.5 continues the responsibility for the land and unit supply to be based on the allocation of population and units by the upper tier municipality
<b>Complete Communities</b>	<p>The <i>2024 PPS</i> removes the concept of “healthy, liveable and safe communities” and “avoiding development and land use patterns which may cause environmental or public health and safety concerns” and “promoting development patterns that conserve biodiversity,” contained in the <i>PPS, 2020</i>.</p> <p>2.1.6 instead provides that “[p]lanning authorities should support the development of <i>complete communities</i>.” Complete communities are defined as, “places such as mixed-use neighbourhoods or other areas within cities, towns, and <i>settlement areas</i> that offer and support opportunities for equitable access to many necessities for daily living for people of all ages and abilities, including an appropriate mix of jobs, a full range of housing, transportation options, <i>public service facilities</i>, local stores and services. Complete communities are inclusive...”</p>
<b>Settlement Areas</b>	2.3.1 reiterates that settlement areas shall be the focus of growth with an additional focus on <i>strategic growth areas</i> and <i>major transit station areas</i> .
<b>Intensification</b>	<p>2.3.1.4 which encourages (but does not require) municipalities to establish minimum targets for <i>intensification</i> and <i>redevelopment</i>, is carried over from the 2023 Draft, but has been modified to refer to <i>intensification</i> and <i>redevelopment</i> in “built up areas” rather than <i>settlement areas</i>.</p> <p>2.3.1.5 has also been modified from the 2023 Draft to provide that municipalities are encouraged (but not required) to establish density targets for <i>designated growth areas</i> (rather than <i>settlement areas</i>). Large and fast-growing municipalities are encouraged to plan for 50 people and jobs per hectare in <i>designated growth areas</i>.</p>



<b>Phased Growth</b>	2.3.1.6 encourages municipalities to establish phasing strategies to align growth with infrastructure needs in designated growth areas.
<b>New Settlement Areas</b>	The restriction that new settlement areas could only be identified at the time of a Comprehensive Official Plan Review has been removed. 2.3.2.1 describes information to be considered for new or expanded Settlement Areas. 2.3.2.2 provides that planning authorities may identify a new <i>settlement area</i> only where it has been demonstrated that <i>infrastructure</i> and <i>public service facilities</i> to support development are planned or available.
<b>Strategic Growth</b>	2.4.1.1 encourages planning authorities to identify and focus growth and development in <i>strategic growth areas</i> . The <i>Draft 2023 PPS</i> had required large and fast-growing municipalities to identify and set out density targets.
<b>Intensification of transit corridors</b>	2.4.2 requires municipalities to plan for intensification on lands that are adjacent to existing and planned frequent transit corridors at specific densities
<b>Minimum Targets Can Be Exceeded</b>	6.1.12 proposes to carry over a policy from the Growth Plan which provides that density targets represent minimum standards and planning authorities are encouraged to go beyond these minimum targets, where appropriate.
<b>RURAL AREAS</b>	
<b>Rural Areas</b>	2.5.1 encourages Rural Areas to be supported as under the <i>PPS 2020</i> , except for the conservation and redevelopment of existing rural housing stock on rural lands
<b>Rural Settlement Areas</b>	2.5.2 Rural Settlement Areas shall be the focus of growth and development. In other words multi-lot development is prohibited on rural lands.
<b>Rural Lands</b>	2.6.1(c) states residential development, including lot creation, is permitted where site conditions are suitable for the provision of appropriate sewage and water services (replacing the PPS 2020 language “that is locally appropriate”
<b>AGRICULTURE</b>	
<b>Agricultural Lot Creation</b>	Revoked policies permitting lot creation in prime agricultural areas.
<b>Agricultural System</b>	Section 4.3.1.1 requires municipalities to use an agricultural systems approach to maintain a geographically continuous land base and support the long term economic prosperity and productive capacity of the agrifood network; (previously municipalities were encouraged).

<b>Protection of Prime Agricultural land</b>	4.3.1.2 retains the requirement for municipalities to designate specialty crop areas and prime agricultural areas for protection.
<b>Agricultural Additional Residential Units</b>	4.3.2.5 provides that where a residential dwelling is permitted on a lot in a <i>prime agricultural area</i> , up to two additional residential units shall be permitted in accordance with provincial guidance,
<b>Local Food</b>	4.3.6 encourages municipalities to support local food, facilitate near-urban and <i>urban agriculture</i> and foster a robust <i>agri-food network</i>
<b>Agricultural Impact Assessment</b>	policy 4.3.5.2 would require an <i>agricultural impact assessment</i> or equivalent analysis based on provincial guidance where it is not possible to avoid impacts from any new or expanding non-agricultural uses on surrounding agricultural lands and operations.
<b>HOUSING</b>	
<b>Targets for Affordable Housing</b>	2.2.1(a) re-introduces the requirement that planning authorities establish and implement minimum targets for the provision of housing that is <i>affordable to low and moderate income households</i> . The draft Statement re-introduces <i>low and moderate income households</i> as a defined term . Require municipalities to provide a range and mix of housing options with an expanded definition to include multi-unit types (laneway, garden suites, low and mid-rise apartments) and typologies (affordable, multi-generational, seniors, student housing).
<b>Service Managers</b>	2.2.1(a) requires municipalities to coordinate with housing Service Managers to ensure land use policies and housing policies are aligned but removed the reference to homelessness plans
<b>Student Housing</b>	6.2.5 and 6.2.6, Require municipalities to collaborate with publicly-supported post-secondary institutions on early and integrated planning for student housing, and encourage collaboration on the development of student housing strategies
<b>Redevelop underused commercial and industrial land</b>	2.2.1(b)2 would continue to require planning authorities to permit and facilitate the <i>development and redevelopment</i> of underutilized commercial and institutional sites for residential development with a revision to specifically identify underutilized shopping malls and plazas as potential commercial sites for redevelopment.
<b>CLIMATE CHANGE</b>	
<b>Energy Conservation, Air Quality and Climate Change</b>	2.9.1 strengthens the language used to direct municipalities to address climate change. "Planning authorities shall plan to reduce greenhouse gas emissions and prepare for the <i>impacts of a changing climate</i> through approaches that: a) support the achievement of compact, transit-supportive, and complete communities;

	<p>b) incorporate climate change considerations in planning for and the development of <i>infrastructure</i>; including stormwater, and <i>public service facilities</i></p> <p>c) support energy conservation and efficiency;</p> <p>d) promote <i>green infrastructure</i>, <i>low impact development</i>, and <i>active transportation</i>, protect the environment and improve air quality; and</p> <p>e) take into consideration any additional approaches that help reduce greenhouse gas emissions and build community resilience to the <i>impacts of a changing climate</i>.”</p> <p>Section 3.2.1 adds that <i>transportation systems</i> “should be provided that support the use of zero and low-emission vehicles”.</p> <p>Removed climate change from section 4.2 Water and added it to the definition of <i>watershed planning</i>. Retained it in Section 5.2.4 Natural Hazards – “municipalities shall prepare for <i>the impacts of a changing climate</i> that may increase the risk associated with natural hazards”.</p>
<b>INFRASTRUCTURE</b>	
<b>Sewage and Water Services</b>	3.6.1 “Planning for sewage and water services shall protect human health, safety and the natural environment” is revised to add “including the <i>quality and quantity of water</i> ”
<b>Financial Viability</b>	3.6.2 Maintains the preferred hierarchy of municipal servicing, followed by private communal services, followed by individual on-site sewage and water services and adds that as well as the environmental health, the financial viability of other forms of servicing should be considered.
<b>Sufficient Reserve Capacity for Lot Creation</b>	3.6.7 Planning authorities may allow lot creation where there is confirmation of sufficient <i>reserve sewage system capacity</i> and <i>reserve water system capacity</i> . <i>Reserve sewage system capacity</i> includes approved capacity to treat and land-apply, treat and dispose of, or dispose of, hauled sewage in accordance with applicable legislation but not by land-applying untreated, hauled sewage.
<b>Stormwater Management</b>	3.6.8(g) is a new section that states, “Planning for stormwater management shall: align with any comprehensive municipal plans for stormwater management that consider cumulative impacts of stormwater from development on a watershed scale.”

<b>Energy Supply</b>	3.8 adds <i>energy storage systems</i> to the list of energy supply opportunities municipalities should provide.
<b>Public Spaces</b>	3.9.1. adds the adjective “inclusive” to “healthy and active” to describe the type of communities municipalities should promote. 3.9.1 (a) adds streets, spaces and facilities should meet the needs of “persons of all ages and abilities”
<b>NATURAL HERITAGE</b>	
<b>Water</b>	4.2.1(e)1 adds that municipalities “shall protect, improve or restore the <i>quality and quantity of</i> water by implementing necessary restrictions on <i>development</i> and <i>site alteration</i> to: 1. protect drinking water supplies and designated vulnerable areas;” not just municipal drinking water supplies.
<b>Watershed Planning</b>	4.2.3 encourages municipalities to undertake and requires large and fast-growing municipalities to undertake watershed planning and 4.2.5 encourages municipalities to undertake watershed planning in collaboration with conservation authorities.
<b>CULTURAL HERITAGE</b>	
	4.6.1 restricts conservation of <i>built heritage</i> and <i>cultural heritage landscapes</i> to “ <i>protected heritage property</i> ”.
	Protected heritage property “means property designated or in an area designated as a heritage conservation district under Part V of the Ontario Heritage Act; property subject to a heritage conservation easement or covenant; property identified by a provincial ministry or a prescribed public body as a property having cultural heritage value or interest under the Standards and Guidelines for the Conservation of Provincial Heritage Properties; property with known archaeological resources; property protected under federal heritage legislation; and UNESCO World Heritage Sites”.

<b>NATURAL HAZARDS</b>	
<b>Hazard Lands</b>	5.2.1, directing that development be directed away from natural or human made hazards, has been carried over from the <i>PPS 2020</i> , but in addition would require planning authorities “to collaborate with conservation authorities, where they exist, to identify <i>hazardous lands</i> and <i>hazardous sites</i> , and manage development in these areas” in accordance with provincial guidance.
<b>HUMAN MADE HAZARDS</b>	
<b>Excess Soil</b>	Removed from the <i>2024 PPS</i> , the <i>2020 PPS</i> policy requiring planning authorities to support, where feasible, on-site and local reuse of excess soil through planning and development approvals while protecting human health and the environment.
<b>IMPLEMENTATION</b>	
<b>Consistency</b>	Draft policy 6.1.7 would provide that where a planning authority must decide on a planning matter before its official plan has been updated to be consistent with the draft Statement, or before other applicable planning instruments have been updated accordingly, it must still make a decision that is consistent with the draft Statement.
<b>Coordination with Indigenous Communities</b>	Planning authorities shall undertake early engagement with Indigenous communities and coordinate on land use planning matters to facilitate knowledge-sharing, support consideration of Indigenous interests in land use decision-making and support the identification of potential impacts of decisions on the exercise of Aboriginal or treaty rights
<b>Equity Deserving Groups</b>	6.2.3 mention of “equity-deserving groups” not previously included in the <i>2020 Provincial Policy Statement</i>
<b>New Definitions 2024</b>	<i>affordable, designated growth areas, energy storage system, low and moderate income households, and urban agriculture</i>
<b>Updated Definitions</b>	<i>additional needs housing (formerly special needs housing); agricultural impact assessment; compact built form; frequent transit; higher order transit, large and fast-growing municipalities; low-impact development; major transit station area; major trip generators; strategic growth areas; transit service integration; urban growth areas; watershed planning; and water resource system.</i>

### Attachment 3 Summary of Other Legislative Changes

Topic	Proposed Changes
<b>Allow investment attraction</b> 24-MMAH009	Remove prohibition on municipal assistance to manufacturing, industrial or commercial businesses by adding section 106.1 to the <i>Municipal Act</i> to permit a regulation to allow the Lieutenant Governor in Council (LGIC) to deem an incentive necessary or desirable.
<b>Ontario Energy Board exemption for relocation near transit</b> ERO 019-8527	To authorize regulations in cases where a relocated or reconstructed pipeline stays the same diameter or decreases in diameter, and where the acquisition of land or authority to use land is not necessary, an exemption would automatically apply and no consideration by the OEB would be required. ”
<b>OEB Fast-Track Small Infrastructure Projects</b> ERO 019-8562	Broaden the Ontario Energy Board exemption from Leave-to-Construct (LTC) requirements for “small hydrocarbon pipeline projects estimated to cost between \$2 million and \$10 million and the OEB is satisfied that the Crown’s Duty To Consult, if triggered, has been adequately discharged”.
	<b>Adopted Changes</b>
<b>Building Code Act 2024</b>	On April 10, 2024, Ontario released a new Building Code that will come into effect January 1, 2025. To support the construction of more housing units, the new Code allows for increased use of wood construction like mass timber and single-exit staircases in small residential buildings. It also provides a Net Zero Ready alternative compliance path.

**COMMITTEE OF THE WHOLE**

May 7, 2024

Report #PW-2024-13  
Sean Ervin, Public Works Manager**RELOCATE BACK-UP GENERATOR – TENDER AWARD****STAFF RECOMMENDATION(S)**

It is recommended:

**“THAT**, Tender #2024-MO-002 – Relocate the Back-up Generator be awarded to G.A.L. Power Systems Ottawa Ltd. in the amount of \$36,044.49 plus H.S.T.;

**AND THAT**, the Reeve and Clerk be authorized to sign the necessary documentation.”

**BACKGROUND**

An inspection of the generator was completed late in 2023 and it was determined that the back-up generator does not meet CSA B139.19 Fuel Oil Regulations. To meet the regulation, the generator must be moved outside the storage building and the fuel tank replaced.

The Township applied for the Community Emergency Preparedness Grant (“CEPG”) program in October 2023 and received an approval letter on February 27, 2024. The grant amount is for \$50,000 and is to cover the costs of relocating the Municipal Office’s backup generator, but also to install a backup generator at the Maberly Hall since the Maberly Hall is occasionally used for a reception center during emergencies and provides potable water for residents during a power outage. The building is also used as a warming and cooling center during heatwaves or extreme cold weather events. It is important to note that there are no other public buildings within the Township where these services can be provided.

The relocation of the back-up generator at the Municipal Office was also included the 2024 Capital Budget as the Township did not know if the grant application would be successful and any additional costs more than this amount incurred to complete the project are the full responsibility of the Township.

**DISCUSSION**

The Tender was released on March 21<sup>st</sup>, 2024, on the Township’s portal of Bids and Tenders. A newsfeed was issued on the Township’s website and notice was also posted on the

Townships Facebook page. The Tender closed on April 18, 2024, and two (2) bids were received as per the following:

<b>Company</b>	<b>Price</b>
G.A.L. Power Systems Ottawa Ltd.	\$36,044.49
Retrofit Solutions Inc.	\$56,756.00

Township staff will complete some of the work, such as excavating the new concrete pad and placing gravel material, however the remainder of the work will need to be completed by the contractor, which includes replacing the fuel tank, new exhaust piping, and various other materials required to bring the unit within compliance.

Staff also obtained three (3) quotes for the installation of a back-up generator at the Maberly Hall. The results of the three (3) quotes are as follows:

<b>Company</b>	<b>Price</b>
Fox Emergency Power Solutions	\$ 16,095.99
Ireton Electric	\$ 16,650.97
Solid State Electric	\$ 18,476.71

### **FINANCIAL CONSIDERATIONS**

Council approved \$35,000 in the Capital Budget for this project, which was to be funded by the Modernization Grant that was received in 2019, however a portion of the new grant will also fund the Maberly Hall generator with the balance coming from the Modernization Funds. Below is a detailed financial breakdown for the two projects with the grant amount.

<b>Relocation of the Generator at Municipal Office</b>	<b>\$ 36,044.49</b>
<b>New Generator at Maberly Hall</b>	\$ 16,095.95
<b>Materials for new Concrete Pad (Township install)</b>	\$ 500.00
<b>Sub-Total</b>	\$ 52,640.44
<b>Non-Rebated H.S.T (1.76%)</b>	\$926.47
<b>Total</b>	\$53,566.91
<b>Grant Funded Portion</b>	\$ 50,000.00
<b>Township Funded Portion</b>	\$3,566.91

As noted in the table above, the project is well within the budgeted amount.

### **OPTIONS CONSIDERED**

**Option #1 (Recommended)** – Award Tender #2024-MO-002 – Relocate the Back-up Generator be awarded to G.A.L. Power Systems Ottawa Ltd.

**Option #2** – Award the contract to the bidder. This is not recommended as the low bidder



met all the requirements of the submission.

**STRATEGIC PLAN LINK**

**Mission:** To deliver efficient and effective services for the benefit of residents, visitors, and businesses.

**CLIMATE CONSIDERATIONS**

The backup generators are becoming more and more important with climate change and the number of weather-related emergencies that are occurring.

**CONCLUSIONS**

The submission from G.A.L. Power Systems Ottawa Ltd. met all the criteria noted in the tender and the project is well within the budgeted amount and therefore staff are recommending that this project be awarded to this bidder.

**ATTACHMENTS**

None

**Prepared and Submitted By:**

**Approved for Submission By:**

**Sean Ervin,  
Public Works Manager**

**Amanda Mabo,  
Chief Administrative Officer/Clerk**

# **CORRESPONDENCE**



1. **AMCTO:** Advocacy Update – 2024 Provincial Budget – *attached, page 3.*
2. **MFOA:** News Release – Federal Budget 2024 – *attached, page 5.*
3. **AMO:** Policy Update – 2024 Ontario Budget and National Housing Strategy Funding – *attached, page, 23.*
4. **Terrace Bay:** Resolution – Treat all Municipalities Fairly and Provide Equivalent Representative Operational Budget Funding Amounts to all Ontario Residents – *attached, page 26.*
5. **AMCTO:** Advocacy Update – Province Introduces Bill 185 Cutting Red Tape to Build More Homes Act, 2024 – *attached, page 27.*
6. **Watson & Associates Economists Ltd:** Assessment of Bill 185 – Cutting Red Tape to Build More Homes Act, 2024 – *attached, page 30.*
7. **Sean Fraser:** Letter – Proposed Cutting Red Tape to Build More Homes Act, 2024 – *attached, page 36.*
8. **Prince Edward County:** Resolution – Regulation 391/21: Blue Box – *attached, page 37.*
9. **The Corporation of the Town of Cobourg:** Resolution – Amend the Blue Box Regulation – *attached, page 39.*
10. **Township of Perry:** Resolution – Amend Blue Box Regulation – *attached, page 40.*
11. **Township of Warwick:** Resolution – Securing Natural Gas for Our Community and Ontario – *attached, page 42.*
12. **The Town of Plympton-Wyoming:** Resolution – Securing Access to Natural Gas for Our Community and Ontario – *attached, page 45.*
13. **Terrace Bay:** Resolution – Access to Natural Gas – *attached, page 46.*
14. **The Corporation of the City of Brantford:** Resolution – Home Heating Sustainability – *attached, page 48.*
15. **Town of Whitby:** Resolution – Support the Ontario Energy Board’s Decision to End the Gas Pipeline Subsidy – *attached, page 55.*

16. **The Town of Plympton-Wyoming:** Resolution – Energy Transition – *attached, page 50.*
17. **Leeds, Grenville & Lanark District Health Unit:** Summary – Board of Health Meeting March 28, 2024 – *attached, page 54.*
18. **Terrace Bay:** Resolution – Occupational Health and Safety Act to Clarify the Definition of Employer – *attached, page 55.*
19. **The Corporation of the County of Northumberland:** Resolution – Ontario Works and Ontario Disability Support Program Financial Assistance – *attached, page 57.*
20. **The Corporation of the County of Prince Edward:** Resolution – Support for a Review of the Ontario Works and Ontario Disability Program Financial Assistance Rates – *attached, page 61.*
21. **The Corporation of the County of Prince Edward:** Resolution – Accessible Ontario by 2025 – *attached, page 63.*

1. **Township of Clearview:** Resolution – Cemetery Transfer/Abandonment Administration & Management Support – *attached, page 6.*
2. **The Corporation of the Town of Bracebridge:** Resolution – Request for Provincial Support for Cemetery Operations – *attached, page 8.*
3. **The Corporation of the City of Timmins:** Resolution – Growing Concern of Cemetery Transfers – *attached, page 10.*
4. **Port Colborne:** Resolution – Cemetery Transfer/Abandonment Administration & Management Support – *attached, page 13.*
5. **Township of Clearview:** Resolution – Cemetery Transfer/Abandonment Administration – *attached, page 14.*
6. **The Township of Greater Madawaska:** Resolution – Cemetery Transfer/Abandonment Administration & Management Support – *attached, page 21.*
7. **Tay Township:** Resolution – Provincial Cemetery Management Support Request – *attached, page 22.*
8. **The Corporation of the City of Timmins:** Resolution – Cemetery Transfers – *attached, page 24.*
9. **The Corporation of the Town of Grimsby:** Resolution – Endorsement of Bill C-63 – *attached, page 25.*
10. **Township of Clearview:** Resolution – Endorsement of Bill C-63 – *attached, page 26.*
11. **The Corporation of the City of Cambridge:** Resolution – Highway Traffic Act Amendments – *attached, page 28.*
12. **The Township of Alnwick/ Haldimand:** Resolution – Highway Traffic Act Amendments, Automated Speed Enforcement Systems – *attached, page 30.*
13. **Big Brothers Big Sisters of Lanark County:** Thank You Memo – Municipal Contribution – *attached, page 32.*
14. **Perth & Smiths Falls District Hospital Foundation:** Thank You Memo – Donation – *attached, page 33.*

15. **Loyalist Township:** Resolution – Public Health Ontario Labs – *attached, page 35.*
16. **The Corporation of the Municipality of Wawa:** Resolution – Clarify the Definition of Employer – *attached, page 37.*
17. **Township of Horton:** Resolution – Ontario’s Economic Prosperity and Quality of Life – *attached, page 38.*
18. **The Corporation of the Municipality of St. Charles:** Resolution – Ontario’s Economic Prosperity and Quality of Life – *attached, page 40.*
19. **The Corporation of the Township of North Glengarry:** Resolution – Ontario’s Economic Prosperity and Quality of Life – *attached, page 42.*
20. **Terrace Bay:** Resolution – Ontario’s Economic Prosperity and Quality of Life – *attached, page 43.*
21. **The Corporation of the County of Prince Edward:** Resolution – Accessible Ontario by 2025 – *attached, page 45.*
22. **Loyalist Township:** Resolution – Motion Regarding Accessible Ontario by 2025 – *attached, page 47.*
23. **The Corporation of the Municipality of Wawa:** Resolution – Accessibility for Ontarians with Disabilities Act – *attached, page 50.*
24. **The Town of Goderich:** Resolution – Review of the Ontario Works and Ontario Disability Support Program Financial Assistance Rates – *attached, page 52.*
25. **The Corporation of the Town of Grimsby:** Resolution – Review of the Ontario Works and Ontario Disability Support Program Financial Assistance Rates – *attached, page 55.*
26. **Town of Lincoln:** Resolution – Extension of Bill 23 Timelines regarding Heritage Registry Lists – *attached, page 57.*
27. **Town of Fort Erie:** Resolution – Request Provincial Government to Amend Deadline of Subsection 27(16), Ontario Heritage Act – *attached, page 59.*
28. **Architectural Conservancy Ontario:** Letter – Ontario Heritage Act – *attached, page 61.*
29. **Richmond Hill:** Resolution – Extension of the Deadline for Listed Non-Designated Heritage Properties – *attached, page 62.*
30. **Township of Scugog:** Resolution – Proposed Amendment to Subsection 27(16) of the Ontario Heritage Act – *attached, page 64.*

31. **City of Kitchener:** Resolution – Ontario Heritage Act – *attached, page 66.*
32. **Fort Erie:** Letter of Support – Increasing Funding for Public Libraries and Community Museums – *attached, page 68.*
33. **Town of Lincoln:** Resolution – Increased Funding to Libraries and Museums in Ontario – *attached, page 69.*
34. **City of Stratford:** Resolution – Increased Funding to Libraries and Museums in Ontario – *attached, page 72.*
35. **City of St. Catharines:** Resolution – Urgent Need for Increased Funding for Museums and Libraries – *attached, page 73.*
36. **The Corporation of the Municipality of St. Charles:** Resolution – Expanding the Life Span of Fire Apparatus – *attached, page 74.*
37. **The Corporation of the County of Prince Edward:** Resolution – Expand the Life Span of Fire Apparatus – *attached, page 75.*
38. **The Town of Plympton-Wyoming** – Resolution – Expanding the Life of Fire Apparatus – *attached, page 77.*
39. **Township of McMurrich/ Monteith:** Resolution – Expanding the Life Fire Apparatus – *attached, page 78.*
40. **City of Owen Sound:** Resolution – Support for the Province to Expand the Life Span of Fire Apparatus – *attached, page 79.*
41. **Township of Edwardsburgh Cardinal:** Resolution – Increase the Amount of Tax Credits for Volunteer Firefighting – *attached, page 81.*
42. **The Corporation of the Municipality of St.Charles:** Resolution – Provincial and National Fire Fighting Strategy – *attached, page 83.*
43. **Corporation of the Municipality of Calvin:** Resolution – Consider the Development of a National Strategy of Firefighting – *attached, page 84.*
44. **Terrace Bay:** Resolution – Life Span of Fire Apparatus – *attached, page 88.*
45. **Township of Adelaide Metcalfe:** Resolution – Request to Increase Tile Drain Loan Limit – *attached, page 90.*
46. **The Town of Plympton-Wyoming:** Resolution – Request to Increase Tile Drain Loan Limit – *attached, page 92.*

47. **The Corporation of the Municipality of Wawa:** Resolution – Municipal Equipment Operator Course – *attached, page 93.*
48. **The Township of Greater Madawaska:** Resolution – Funding for the 2024 Municipal Equipment Operator Course – *attached, page 95.*
49. **Terrace Bay:** Resolution – Municipal Equipment Operator Course – *attached, page 97.*
50. **The Corporation of the Town of Bracebridge:** Resolution – Declaring Gender-Based Violence and Intimate Partner Violence an Epidemic – *attached, page 99.*
51. **The Corporation of the City of Sault Ste. Marie:** Resolution – Intimate Partner Violence and Coercive Control – *attached, page 101.*
52. **Town of Shelburne:** Resolution – All Levels of Government to Eradicate all forms of Racism especially Islamophobia and Antisemitism – *attached, page 103.*
53. **Ministry of Agriculture, Food and Rural Affairs:** Correspondence – Stormwater Fee Structures – *attached, page 104.*
54. **The Corporation of the City of Brantford:** Resolution – Home Heating Sustainability – *attached, page 106.*
55. **Loyalist Township:** Resolution – Affordability of Water and Wastewater Rates – *attached, page 109.*
56. **Municipality of West Perth:** Resolution – Conservation Authorities Act – *attached, page 111.*
57. **Environmental Registry of Ontario:** Regulation – Conservation Authorities Act - *attached, page 113.*
58. **The Corporation of the Municipality of St. Charles:** Resolution – Conservation Officer Reclassification – *attached, page 120.*
59. **Lanark Highlands:** Resolution – Conservation Officer Reclassification – *attached, page 121.*
60. **Coleman Township:** Resolution – Conservation Officer Reclassification – *attached, page 122.*
61. **Municipality of Central Huron:** Letter of Support – Tay Valley Township Resolution #C-2024-02-28 – *attached, page 123.*



62. **Township of North Frontenac:** Letter of Support – Tay Valley Township Resolution #C – 2024-02-5 Regarding Declaration of a Climate Change Crisis – *attached, page 127.*
63. **Hastings County:** Resolution – Sustainable Infrastructure Funding for Small Rural Municipalities – *attached, page 129.*
64. **City of Peterborough:** Resolution – Jurisdiction of Ontario’s Ombudsman – *attached, page 131.*
65. **City of St. Catharines:** Resolution – Provincial Regulations Needed to Restrict Keeping of Non-native (“exotic”) Wild Animals – *attached, page 133.*
66. **The Corporation of the Municipality of St. Charles:** Resolution – Household Food Insecurity – *attached, page 135.*
67. **Public Health Sudbury & Districts:** Resolution – Household Food Insecurity – *attached, page 136.*
68. **The Corporation of the Municipality of St. Charles:** Resolution – Catch and Release Justice – *attached, page 139.*
69. **The Corporation of the City of Cambridge:** Resolution – Catch and Release – *attached, page 140.*
70. **The Town of Plympton-Wyoming:** Resolution – Municipalities Retaining Surplus from Tax Sales – *attached, page 143.*
71. **The Corporation of the Municipality of St. Charles:** Municipalities Retaining Surplus from Tax Sales – *attached, page 144.*
72. **The Town of Goderich:** Resolution – Legislative Amendments to Improve Municipal Code of Conduct – *attached, page 145.*
73. **Municipality of Trent Hills:** Resolution – Funding Social Services – *attached, page 148.*
74. **Township of Alnwick/Haldimand:** Resolution – Use of Long-Term Care Funding to Support Community Care Services – *attached, page 150.*
75. **The Corporation of Otonabee-South Monaghan Township:** Letter of Support – Amend the Legislation Act, 2006 to include Digital Publications – *attached, page 152.*
76. **Tay Valley Township:** Report – Building Permits – April 2024 – *attached, page 153.*
77. **Tay Valley Township:** Building Summary Report with Previous 3 Year Average – January to April 2024 – *attached, page 154.*



# SMITHS FALLS

RISE AT THE FALLS

April 26<sup>th</sup>, 2024

To Whom it May Concern:

**Re: High Frequency Rail Project**

Please be advised that the Council of the Corporation of the Town of Smiths Falls passed the following resolution at their April 15<sup>th</sup>, 2024 meeting of Council.

*WHEREAS the Government of Canada has endorsed a procurement process for the development of a High Frequency Passenger Rail service connecting communities from Toronto to Quebec City;*  
*WHEREAS this project aims to make rail travel in Ontario and Quebec faster, more frequent and more reliable to attract more customers while stimulating economic growth;*  
*WHEREAS the HFR project allows more options for connections with other modes of transportation;*  
*WHEREAS the VIA Rail project increases connections with smaller communities and increases intercity transit, and increases services on existing rail lines;*  
*WHEREAS this HFR project enables an increase in intercity passenger services, which will lead to a significant reduction in greenhouse gas emissions from the transportation sector, thereby effectively supporting the Government of Canada's environmental objectives of greenhouse gas reductions;*  
*WHEREAS the HFR project is consistent with the Government of Canada's priorities for public transit infrastructure;*  
*WHEREAS the Town of Smiths Falls Strategic Plan identifies high frequency rail service in our community as a priority;*  
*WHEREAS the Town of Smiths Falls is centrally located between Lanark and Leeds & Grenville Counties representing a commuter shed of 180,000 people;*  
*WHEREAS Smiths Falls is geographically situated along the proposed HFR corridor and represents a natural and logical access point for the new high frequency passenger rail service;*  
*WHEREAS Smiths Falls is geographically situated along the existing dedicated passenger rail corridor operated by VIA Rail it represents a natural and logical access point to interconnect the existing and new high frequency passenger rail services for optimum accessibility;*  
*NOW THEREFORE BE IT RESOLVED that the Town of Smiths Falls requests that the Government of Canada and the High Frequency Rail Project Office locate a passenger rail station in the Town of Smiths Falls to provide convenient regional access to the new service;*

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# SMITHS FALLS

RISE AT THE FALLS

*AND THAT the Town of Smiths Falls requests support from all upper, lower and single tier municipalities in Lanark and Leeds & Grenville Counties representing the catchment area for the proposed HFR rail station;*

*AND FURTHER THAT this resolution be circulated to Federal Transport Minister Pablo Rodriguez, MP Scott Reid, HFR CEO Martin Imbleau, MPP John Jordan, and all upper, lower and single tier municipalities in Lanark and Leeds & Grenville Counties.*

Please do not hesitate to contact me with any questions and/or concerns.

Yours truly,

Kerry Costello  
Town Clerk

**THE CORPORATION OF THE TOWN OF SMITHS FALLS**  
**Regular Council Meeting**

**Resolution Number** 2024-04-074  
**Title:** Basic Income Guarantee  
**Date:** Monday, April 8, 2024

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**Moved by** J Miller  
**Seconded by** P McKenna

WHEREAS, per Statistics Canada data, in 2020 the median after-tax household income in Smiths Falls was \$56,400, the lowest of any lower or single-tier municipality in Lanark County (Beckwith the highest, at \$107,000), and compared to \$77,000 for Lanark County as a whole;  
WHEREAS, per the 2021 Census of Canada 1490 out of 9085 residents of Smiths Falls (16.4% of the total) lived in low income, based on the Low Income After Tax (LIM-AT) measure;  
WHEREAS, of the 1490 Smiths Falls citizens living in low income in 2021, 120 of them were children five years old or younger, 215 of them were children between the ages of six and 17, and 365 of them were seniors aged 65 or over;  
WHEREAS, the level of income is one of the most important social determinants of health, and relates to many other determinants including education and literacy, healthy behaviours, one's social environment, and employment and work conditions;  
WHEREAS, low income is strongly correlated with a wide range of negative health outcomes, including heart disease, cancer, diabetes, and poor mental health, and with shorter life expectancies compared to higher income persons;  
WHEREAS, the minimum wage in Ontario and the maximum amounts of financial support available through Ontario Works (OW) and the Ontario Disability Support Program (ODSP) are deeply insufficient to meet the basic needs of full-time minimum wage workers, or of individuals or families drawing OW or ODSP support;  
WHEREAS, ongoing, widespread, and rapid changes in labour markets, including due to outsourcing, artificial intelligence, automation, and advance of the "gig" economy, are causing more and more people to be exposed to labour changes beyond their control, adding to their vulnerability to low income;  
WHEREAS, basic income is a means by which individuals, families, and whole communities can be less vulnerable to negative changes in health, relationship or family status, and labour markets, and better able to navigate transitions and challenging circumstances;  
WHEREAS, basic Income is money distributed to eligible people, regularly, reliably, and without work requirement, and which, absent other income, should meet basic human needs;  
WHEREAS, basic income exists in Canada in the form of longstanding programs like the Canada Child Benefit and the Guaranteed Income Supplement for seniors, programs with demonstrated positive impacts on basic income recipients, economies, and our greater society;  
WHEREAS, there is need to establish basic income security for working-age adults in Canada who, at present and in general, lack sufficient social protection against low income;  
WHEREAS, there is a growing body of evidence that basic income is not a disincentive on the pursuit or retention of employment and that, further, basic income is more likely to support such pursuit or retention given its stabilizing effect in the lives of people;  
WHEREAS, the gross cost of a basic income program is reduced to a net cost once various funding options are exercised and the fiscal benefits of basic income are realized (e.g., basic income as a local economic stimulus);  
WHEREAS, Canada, one of the wealthiest nations in the world, has the fiscal capacity to support a

basic income guarantee for working-age adults;  
WHEREAS, the call for basic income in Canada has been and is being made by public health authorities, including the Leeds, Grenville and Lanark District Health Unit per its November 2023 report on food insecurity within the health region;  
WHEREAS, the call for basic income in Canada has been and is being made by many other interests, including a growing number of municipalities in Ontario and beyond, and by a range of provincial and federal parliamentarians;  
WHEREAS, a 2022 national public opinion poll suggests that six in 10 adults in Canada support the concept of basic income;  
AND WHEREAS, the Town of Smiths Falls wishes to add its municipal voice to the call for a basic income guarantee for working-age adults in Canada.

THEREFORE, BE IT RESOLVED:

- 1) That the Town of Smiths Falls supports the concept of a basic income guarantee for working-age adults to help combat low income and economic vulnerability within our community;
- 2) That the Town of Smiths Falls calls upon the federal and the provincial and territorial governments to collaborate on the design, introduction, implementation, and ongoing evaluation of a national basic income guarantee program for working-age adults;
- 3) That the Council of the Town of Smiths Falls directs the Mayor to write (a) a letter to Prime Minister Justin Trudeau, copy to relevant federal ministers and to Lanark-Frontenac-Kingston MP Scott Reid; and (b) a letter to Ontario Premier Doug Ford; copy to relevant provincial ministers and to Lanark-Frontenac-Kingston MPP John Jordan, calling on these orders of government to collaborate on the design, introduction, implementation, and ongoing evaluation of a national basic income guarantee program for working-age adults;
- 4) That the Council of the Town of Smiths Falls directs the Mayor to write a letter to each of the Mayor's counterparts in the lower-tier municipalities in Lanark County, encouraging each municipality to also pass a resolution similar to that adopted by the Town of Smiths Falls;
- 5) That a copy of this resolution be shared with all other municipalities in Ontario, and with the presidents of the Eastern Ontario Mayors Caucus, the Eastern Ontario Wardens' Caucus, the Association of Municipalities of Ontario, the Rural Ontario Municipal Association, and the Federation of Canadian Municipalities.

**Carried**

  
\_\_\_\_\_  
Mayor



**SMITHS FALLS**  
RISE AT THE FALLS

RECORDED VOTE

COUNCIL MEETING DATE: April 8/2024

ISSUE: 93 Basic Income Guarantee

BYLAW/RESOLUTION NO. \_\_\_\_\_

MEMBER	YEA	NAY
J Brennan		✓
D Quinn		✓
J Miller	✓	
P McKenna	✓	
S Robinson		✓
C McGuire	✓	
S Pankow	✓	
<b>TOTAL</b>	<b>4</b>	<b>3</b>

Carried ✓  
Defeated \_\_\_\_\_

*Kastello*  
Clerk

*- requested by J Brennan*

# UPDATES

# **BOLINGBROKE CEMETERY BOARD MINUTES**

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**Thursday, April 4<sup>th</sup>, 2024**

**2:00 p.m.**

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

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## **ATTENDANCE:**

**Members Present:** Chair, Councillor Wayne Baker  
Doug Boyd  
Darla Kilpatrick  
Ron Fournier

**Staff Present:** Amanda Mabo, Chief Administrative Officer/Clerk

**Members/Staff Absent:** Betty Anne Gillespie

---

## **1. CALL TO ORDER**

The meeting was called to order at 2:00 p.m.  
A quorum was present.

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

The agenda was approved as presented.

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

None at this time.

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

### **2. Minutes – December 7<sup>th</sup>, 2023**

The minutes of the Bolingbroke Cemetery Board Meeting held on December 7<sup>th</sup>, 2023 were approved as circulated.



## 5. BUSINESS

### i) **Bolingbroke Cemetery By-Law – Status Update.**

The BAO has approved the by-law with a minor revision. Under Section 2.1.9, “with the exception of Service Animals as outlined in the Municipality’s Accessibility Policy” was added.

The by-law will now be posted on the website.

### ii) **Onsite Compliance Update.**

- Maintenance Tasks
  - two rocks to be removed in Spring

The volunteers will tackle this once the weather gets nicer.

- Fixing Monuments

D. Kilpatrick dropped off information to Costello and Company Monuments but have not heard back. She will follow up.

- Signage

Staff will obtain a quote for the legislated required sign and circulate to Members. The Board requested that if the day-to-day contact can be removed from the sign that would be the Board’s preference. Staff will confirm. If the contact has to remain then the Board would like to see this on a separate smaller sign that would be below the main sign. That way if the day-to-day contact changes, then just the smaller sign would need to change.

For the second sign regarding the Memorial Service, the Board suggested adding the time of 10:30 a.m. and removing all of the last text block. A revised draft will be circulated to the Board.

### iii) **Fencing Update.**

#### Green Fencing along Bolingbroke Station Road

Work was completed on March 26<sup>th</sup> by the Public Works Department. The work took under 20 minutes and therefore there will be no charge to the Cemetery.

Page Wire Fence around the Remainder of the Cemetery

**RESOLUTION #BCB-2023-09**

**MOVED BY:** Darla Kilpatrick  
**SECONDED BY:** Ron Fournier

“**THAT**, the Bolingbroke Cemetery Board approves the quote up to \$4,000 + HST and authorizes the work to repair the page wire fence around the Bolingbroke Cemetery.”

**ADOPTED**

iv) **General Account versus Care and Maintenance Fund Account.**

The Board reviewed the financials.

v) **Continuing to Operate the Cemetery – Options if there are no Volunteers.**

No one has stepped forward to be a back-up for D. Kilpatrick on the administrative side. The volunteers are going to continue to ask. Hopefully with the advertising on the Township's newsfeed and Facebook page, as well as the new sign at the front gate and again at this year's Memorial Service, someone will come forward.

D. Boyd will send the request to the Lake Associations to ask their members. He will also ask the ABC Hall if they could put the request in their e-blast as well as on their bulletin board.

It was suggested that the Township continue to put a request out on its newsfeed and Facebook but also mention that specific assistance is sought to assist with plot sales, burial arrangements, etc.

Dan Milner was in attendance at the meeting as he is interested in becoming a Board Member. After the meeting he will meet with staff to get an application form.

vi) **Expansion of Cemetery.**

D. Boyd confirmed that the adjacent property owner to the cemetery is still interested in donating land as a lot addition to the cemetery. The existing cemetery still has about 20 years of space remaining, but an expansion can take a number of years, so it was felt that the Board continue to take steps to move the expansion forward.

The first step is to deal with the ownership of the property. It is currently in trust, with both individuals now deceased. One option is to go through the process to have the land transferred to one of the heirs of the deceased or for the Township to vest the land into their ownership.

The Board felt it made sense that the land go into Township ownership since the Township was the License Holder and the Owner of the Cemetery.

D. Kilpatrick will speak with the heirs to see if they are ok with this approach. If they are, then a meeting will be held with the rest of the volunteers to get their thoughts. D. Kilpatrick will then notify the Township on the outcome.

vii) **Payment of Time on Files.**

After a survey of other municipalities, no one else pays their volunteers or provides them mileage. D. Kilpatrick is ok with just being reimbursed her mileage and office supply costs at this time. This item can always be revisited at any time.

viii) **Memorial Service.**

The second Sunday in July at 10:30 a.m.

J. Gray always does up the notice. Once ready the Township will share it through their advertising channels.

**6. NEW/OTHER BUSINESS**

ix) **Entrance Pillars.**

The pillars are starting to crumble in places. Staff will obtain a quote to repair.

x) **Google Maps.**

D. Boyd would like to tag the cemetery with information, history, pictures, etc. He will prepare a draft and circulate by email for comment before making live.

**7. NEXT MEETING DATE AND PROPOSED AGENDA ITEMS**

Next Meeting: June 6<sup>th</sup>, 2024 at 2:00 p.m.

Proposed Agenda Items: Maintenance Tasks – Two rocks to be removed in Spring.  
Signage Update  
Fencing Update – Page Wire Fence  
Fixing Monuments – Review Quotes  
Fixing Pillars – Review Quote  
Expansion of Cemetery – Ownership of Land

**8. DEFERRED ITEMS**

*\*The following items will be discussed at the next and/or future meeting:*

- None.

**9. ADJOURNMENT**

The meeting was adjourned at 3:16 p.m.

## COMMITTEE OF ADJUSTMENT MINUTES

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Monday, April 22<sup>nd</sup>, 2024

5:00 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario  
Council Chambers

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### ATTENDANCE:

**Members Present:** Chair, Larry Sparks  
Peter Siemons  
Richard Schooley

**Members Absent:** None

**Staff Present:** Noelle Reeve, Planner  
Aaron Watt, Deputy Clerk

**Staff Absent:** Garry Welsh, Secretary/Treasurer

**Applicants/Agents Present:** Darwin Code

**Public Present:** Rick Fisher  
Susan Fisher

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### a) CALL TO ORDER

The Chair called the meeting to order at 5:00 p.m.  
A quorum was present.

### b) AMENDMENTS/APPROVAL OF AGENDA

The Agenda was adopted as presented.

c) **APPOINTMENT OF SECRETARY TREASURER**

**RESOLUTION #COA-2024-06**

**MOVED BY:** Peter Siemons

**SECONDED BY:** Richard Schooley

“**THAT**, Aaron Watt be appointed as Secretary/Treasurer of the Committee of Adjustment for the Committee of Adjustment Meeting on April 22<sup>nd</sup>, 2024.”

**ADOPTED**

d) **DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF**

None at this time.

e) **APPROVAL OF MINUTES**

i) **Committee of Adjustment Meeting – March 18th, 2024.**

The minutes of the Committee of Adjustment meeting held on March 18<sup>th</sup>, 2024, were approved as circulated.

f) **INTRODUCTION**

The Chair welcomed the attendees. The Chair then provided an overview of the Minor Variance application review process to be followed, including:

- the mandate and responsibilities of the Committee
- a review of available documentation
- the rules of natural justice, the rights of persons to be heard and to receive related documentation on request and the preservation of persons' rights.
- the flow and timing of documentation and the process that follows this meeting
- any person wanting a copy of the decision regarding this/these application(s) should leave their name and mailing address with the Secretary/Treasurer.

The Chair advised that this Committee of Adjustment is charged with making a decision on the applications tonight during this public meeting. The decision will be based on both the oral and written input received and understandings gained.

Based on the above, the Committee has four decision options:

- Approve – with or without conditions
- Deny – with reasons
- Defer – pending further input
- Return to Township Staff – application deemed not to be minor

The agenda for this meeting included the following application(s) for Minor Variance:

**MV24-05 – Robertson and Patti**, Concession 8, Part Lot 3, geographic Township of North Burgess

**g) APPLICATIONS**

**b) FILE #: MV24-05 – Robertson and Patti**

a) PLANNER FILE REVIEW

The Planner reviewed the file and PowerPoint in the agenda package. The Planner noted that the expansion of the deck in this application is being offset by the removal of a sleeping cabin, marginally decreasing overall lot coverage.

b) APPLICANT COMMENTS

None.

c) ORAL & WRITTEN SUBMISSIONS

Rick Fisher, a neighbouring property owner, attended to share for Committee consideration the challenges faced when trying to achieve their own previous applications for a minor variance.

The neighbouring property owner indicated that the intention was not to stop this minor variance, but to point out that they were forced into an OMB hearing at the time to achieve their desired results.

It was noted that notice was not received by mail, and the only notification received was the posted sign at the nearest public road as required.

The Planner apologized for the absence of notice and will check the mailing list for omission or errors in their mailing address.

d) DECISION OF COMMITTEE

**RESOLUTION #COA-2024-07**

**MOVED BY:** Richard Schooley  
**SECONDED BY:** Peter Siemons

**“THAT**, in the matter of an application under Section 45(1) of the Planning Act, R.S.O. 1990, c.P13, as amended, that Minor Variance Application MV24-05 is approved, to allow a variance from the requirements of Section 3.30 (Yard and Water Setback Encroachments) of Zoning By-Law 2002-121, for the lands legally described as 520 MacGowan Lane, Concession 8, Part Lot 2, in the geographic Township

of North Burgess, now known as Tay Valley Township in the County of Lanark – Roll Number 0911-911-010-22400;

- To permit the construction of screened-in and open and unroofed porch additions to a cottage, at a minimum water setback of 9.06m (29.7 ft) rather than the 30m required;
- To permit the construction of open and unroofed porch additions to a cottage with a combined horizontal surface area of 36.3m<sup>2</sup> (390.7 sq ft) rather than the 14m<sup>2</sup> permitted;

**AND THAT**, the owners enter into a Site Plan Control Agreement prepared by the Township.”

**ADOPTED**

**h) NEW/OTHER BUSINESS**

None.

**i) ADJOURNMENT**

The meeting adjourned at 5:25 p.m.



## **Minutes - Regular Board Meeting– March 18<sup>th</sup>, 2024**

A regular meeting of the Perth and District Union Public Library Board was held on Monday, March 18<sup>th</sup> at 4:30pm, in person, with 1 member attending via videoconference.

In attendance were:

E Heesen, CEO

T Langford, Tay Valley Chair

L Marsh, Secretary-Treasurer

P Coutts, Councillor, Drummond/North Elmsley

G Waterfield, Councillor, Town of Perth

L Logan, Drummond/North Elmsley

A Kendrick, Councillor, Tay Valley (by videoconference)

P Mertins, Town of Perth

D Palmer, Tay Valley

T Parkinson, Drummond/North Elmsley

Regrets:

D Hamilton-Foley, Town of Perth

T Langford called the meeting to order 4:32 p.m.

### **Land/Territory Acknowledgement**

**Declaration of interest** – none.

### **Additions and approval of agenda**

24-13 The agenda was accepted with a motion from T Parkinson and seconded by L Logan.  
Carried.

**Delegations**- J Fenik presented the proceeds from sales of his book locally to the Library.

### **Consent Agenda**

- a. Approval of Minutes of February 26, 2024
- b. Correspondence and communications
  - i. News
  - ii. OLS Board Assembly Announcement
- c. Committee Reports
  - i. Policy Committee Minutes – February 5, 2024
- d. Statement of Operations

24-14 The Consent agenda, as amended, was accepted with a motion by G Waterfield and seconded by D Palmer.

Carried.

**Designated Substance Review Report** – removed from consent agenda.

E Heesen updated The Board with the response she received to her inquiries. They will be revising the report.

**CEO's Report** – E Heesen presented and discussed the March CEO report.

**24-15** The CEO report was accepted with a motion by T Parkinson and seconded by P Coutts.

Carried.

### **Advocacy Round Table**

OLS Governance Hub: [Municipal Relations](#)

*Further reading for those interested:*

*Appointed to the Library Board? What you need to know as a municipal councillor  
Library Board and Municipal Council Collaboration*

**Policy Review** - none

### **Unfinished and New Business**

- a. CEO performance appraisal committee – The appraisal for interim CEO J Hansen has been completed and the report just needs to be finalized.
- b. 10-year capital budget – 2024 update. E Heesen updated The Board on the updates to the capital budget. Recommendations were brought forward to the Board and reviewed.

**24-16** The updated 10-year Capital Budget was approved as presented with a motion by P Coutts and seconded by D Palmer.

Carried.

### **Upcoming Meeting dates**

- a. Policy Committee Monday April 8 at 4:00 pm
- b. Board meeting Monday April 15 at 4:30 pm
- c. Property Committee Monday May 13 at 5pm

**24-17** Motion to adjourn moved by P Mertins at 4:57 pm.

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Chairperson

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Secretary-Treasurer

# PINEHURST CEMETERY BOARD MINUTES

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Thursday, April 11<sup>th</sup>, 2024

2:00 p.m.

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

Council Chambers

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## ATTENDANCE:

**Members Present:** Chair, Councillor Fred Dobbie  
Bill Avery

**Staff Present:** Amanda Mabo, Chief Administrative Officer/Clerk

**Others Present:** None

**Members & Staff Absent:** Jay Playfair

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## 8. CALL TO ORDER

The meeting was called to order at 2:00 p.m.  
A quorum was present.

## 9. APPROVAL OF AGENDA

The agenda was adopted as presented.

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

None at this time.

## 11. INTRODUCTIONS

Board Members and staff introduced themselves.

## 12. ORIENTATION FOR BOARD MEMBERS

The Chief Administrative Officer/Clerk reviewed the following:

- i) Pecuniary Interest and Conflict of Interest
- ii) Code of Conduct for Members of Council and Local Boards
- iii) Procedural By-Law
- iv) Accessibility - Customer Service Guidebook

**RESOLUTION #PCB-2024-01**

**MOVED BY:** Bill Avery  
**SECONDED BY:** Fred Dobbie

“**THAT**, the Pinehurst Cemetery Board use the applicable sections of the Tay Valley Township Procedural By-Law as its Procedural By-Law.”

**ADOPTED**

**13. APPROVAL OF MINUTES**

i) **Minutes – November 16<sup>th</sup>, 2023**

**RESOLUTION #PCB-2024-02**

**MOVED BY:** Bill Avery  
**SECONDED BY:** Fred Dobbie

“**THAT**, the minutes of the Pinehurst Cemetery Board Meeting held on November 16<sup>th</sup>, 2023 be approved as circulated.”

**ADOPTED**

**14. BUSINESS**

i) **Draft Price List.**

**RESOLUTION #PCB-2024-03**

**MOVED BY:** Bill Avery  
**SECONDED BY:** Fred Dobbie

“**THAT**, the Price List for the Pinehurst Cemetery be adopted.”

**ADOPTED**

ii) **Discussion of DRAFT Pinehurst Cemetery By-Law.**

**RESOLUTION #PCB-2024-03**

**MOVED BY:** Bill Avery  
**SECONDED BY:** Fred Dobbie

“**THAT**, the Pinehurst Cemetery By-Law be approved and brought forward to Township Council for approval in principle for circulation to the Bereavement Authority of Ontario for comment.”

**ADOPTED**

iii) **DRAFT Internment Rights Certificate.**

The Board will start using the certificate.

iv) **DRAFT Contract for Internment Rights.**

The Board will start using the Contract.

v) **Name Sign.**

In order to be consistent throughout the Township, the Board agreed to obtain a quote and proof of a sign to be installed at the roadside to identify the Pinehurst Cemetery.

vi) **Site Visit for Compliance.**

Staff will arrange a date with Jay, and Fred and Bill will see if they are available as well.

vii) **2023 Budget Update.**

The Board reviewed the budget. Attention was brought to the Additional amount to Care and Maintenance line. This is because an update in the legislation was unknown to the Township, or the Board until the Township started to bring the Bolingbroke Cemetery into compliance and through this research came across the information. Therefore, the right amount was not collected from clients and placed in the Care and Maintenance account. This line item corrects the shortfall. The just passed Price List has the updated amounts.

viii) **2024 Budget Draft.**

Grass Cutting	\$2,100
Office Supplies/Equipment	\$100
Advertising	\$250

**RESOLUTION #PCB-2024-04**

**MOVED BY:** Bill Avery

**SECONDED BY:** Fred Dobbie

“**THAT**, the 2024 Pinehurst Cemetery operating budget be approved.”

**ADOPTED**

ix) **Memorial Service.**

The annual memorial service is held the second Sunday in September at 2:30 p.m.

Donation letters are sent to everyone who has donated previously.

The Township will promote on its website, by newsfeed and Facebook page, and possibly in the Lanark Era and new Perth Courier Journal. The Board discussed having a similar sign as the Bolingbroke Cemetery at the entrance of the cemetery regarding the Memorial Services. A draft will be sent out via email for comment to Board Members.

#### **15. NEW/OTHER BUSINESS**

None.

#### **16. NEXT MEETING DATE AND PROPOSED AGENDA ITEMS**

Next Meeting: Thursday, August 15<sup>th</sup>, 2024 at 2:00 p.m.

Proposed Agenda Items:

- *Name Sign Update*
- *Site Visit for Compliance Update*
- *Memorial Service*
- *Expansion of Cemetery*

#### **17. DEFERRED ITEMS**

*\*The following items will be discussed at the next and/or future meeting:*

- *None.*

#### **18. ADJOURNMENT**

The Board adjourned at 2:45 p.m.

# GREEN ENERGY AND CLIMATE CHANGE WORKING GROUP MINUTES

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Friday, April 12<sup>th</sup>, 2024

2:00 p.m.

Tay Valley Municipal Office – 217 Harper Road, Perth, Ontario  
Council Chambers

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## ATTENDANCE:

**Members Present:** Chair, Councillor, Greg Hallam  
Councillor, Angela Pierman  
Bob Argue  
Jennifer Dickson  
David Poch  
Gilbert Rossignol

**Members Absent:** Douglas Barr  
Peter Nelson

**Staff Present:** Noelle Reeve, Planner

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## 1. CALL TO ORDER

The meeting was called to order at 2:02 p.m.  
A quorum was present.

## 2. AMENDMENTS/APPROVAL OF AGENDA

i) Addition under New/Other Business – FCM Large Building Retrofit Program.

The Agenda was approved as amended.

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

None at this time.

#### 4. APPROVAL OF MINUTES

xi) **Minutes – December 8, 2023.**

The minutes of the Green Energy and Climate Change Working Group Meeting held on December 8<sup>th</sup>, 2023, were approved as circulated.

xii) **Minutes – February 16, 2024**

The minutes of the Green Energy and Climate Change Working Group Meeting held on February 16<sup>th</sup>, 2024 were approved as circulated.

#### 5. DELEGATIONS & PRESENTATIONS

None.

#### 6. BUSINESS

i) **Climate Action Plan Update.**

- Update on Municipal Office LED Lighting Upgrades recommendation by Public Works

In his report to Committee of the Whole April 9, 2024, <https://events.tayvalleytwp.ca/meetings/Detail/2024-04-09-1800-Committee-of-the-Whole-Meeting/1e692d3d-ea53-4ac9-ab35-b14801528b9b>, the Public Works Manager stated, “The Municipal Office currently has fluorescent lights throughout the building (131 total fixtures). The Building Condition Assessment noted that approximately 24% of the building’s total energy consumption was from the existing lighting fixtures. The new LED lights will reduce energy consumption and reduce operational and maintenance costs compared to the fluorescent lights.”

- Update on February 2024 Blue Box Report to Council by Public Works

The Public Works Manager presented a report to Committee of the Whole on February 13, 2024 on the implementation options for the Township under *Ontario Regulation 391/21 Blue Box*, under the *Resource Recovery and Circular Economy Act, 2016*.

<https://events.tayvalleytwp.ca/meetings/Detail/2024-02-13-1800-Committee-of-the-Whole/8cc28397-b18d-483f-a413-b1100185c88b>

The new regulation moves Ontario to an “extended producer responsibility (EPR) model where industry will be wholly responsible for the cost and operations of blue box recycling. Transition for Tay Valley Township will occur on January 1, 2025.



Circular Materials Ontario (CMO) is a non-profit Producer Responsibility Organization (PRO) that represents most producers of paper products, packaging, and packaging-like products. Because of CMO's market reach, they are able to create the agreements between PRO's and the municipalities, to implement the new Regulation.

CMO has issued a Master Service Agreement, Statements of Work for Depot Collection, and Promotion and Education for Depot Collection. The agreement is an attractive option which contracts with the municipality for depot collection only and pays third party contractors selected by CMO to haul and process the blue box materials."

The Township can either "opt-in" or "opt-out". The Public Works Manager will be taking a report to Committee of the Whole in May with recommendations on whether to opt in or opt out.

- Composting Education Outreach Suggestions – *attached, page 8.*

G. Rossignol discussed his research on composting options and his willingness to work with the Township on education and raising awareness of composting.

The Working Group discussed that Tay Valley already has a ban on organics in the landfill but that the ban has not been widely explained to residents nor has it been enforced.

However, B. Argue noted that the Township waste audit showed that compostables in the waste stream were lower than expected so some portion of the residents are already composting.

The Working Group was not in favour of creating an expensive brochure, especially since the County is proposing to undertake education to encourage composting. They would prefer to have educational signs at the waste sites and a few tables at the waste sites with people available to answer questions to encourage more people to compost by providing them with information.

- Strategic Plan Update

The Planner noted that the CAO/Clerk provided an update on the Strategic Plan to Committee of the Whole on April 9, 2024 that references recycling, greenhouse gas reduction progress, etc. The report highlights the need to provide more education to Tay Valley residents on how to reduce their greenhouse gases. <https://events.tayvalleytwp.ca/meetings/Detail/2024-04-09-1800-Committee-of-the-Whole-Meeting/1e692d3d-ea53-4ac9-ab35-b14801528b9b>

B. Argue reminded the Planner that he had submitted some “Did You Know” pieces last year to go on the website. The Planner will look into where those pieces went.

G. Rossignol wondered if the Township could post information on its Facebook page from the Suzuki Foundation e.g., taking a pledge to not spray your lawn with pesticides, etc.

- Update on Township Climate Crisis Declaration

The Planner informed the Working Group that the Climate Crisis Declaration Report was adopted at the Council Meeting on February 27, 2024. The report provides direction from Council for Township staff to give high priority to reducing greenhouse gas emissions in all its operational decision-making. The Planner will discuss with the CAO/Clerk about a media release to be issued communicating to Township residents that Council has taken this step.

## ii) **Communications**

- Lanark County Climate Change Committee Update

The Planner advised the Working Group that the County Committee is gaining momentum and has hired a consultant to do a transportation analysis of all of Lanark County’s transportation movements e.g., commuting for work, trips for grocery shopping, etc. in order to develop solutions to reduce greenhouse gas emissions.

The County also has hired an intern who will focus on increasing composting actions by the public and will produce educational materials that Tay Valley can use for its residents.

The Planner noted that the County has approved an additional \$10,000 for municipalities for 2024 to use to implement their Climate Action Plan. It was noted that only four (4) municipalities took advantage of the funds last year so there will be a deadline to apply to use the funds this year. The Senior Management Team will discuss where to recommend to Council to use these funds e.g., an electric vehicle, etc. The funds from last year’s grant will be used to promote composting.

The County will also continue funding their 1 million tree program this year. Township residents will be able to take advantage of this program to plant trees on their properties to absorb greenhouse gases.

The County is also setting up a Share Point database so that municipalities can see what activities and programs are being undertaken in other municipalities and at the County level so as not to re-invent the wheel.

The County held a builder's workshop in the Fall to discuss greener homes grants, energy efficient construction, etc.

The County is buying two level 3 chargers for electric vehicles. One will be installed at the County building and the County is looking for feedback for options on another public location. Suggestions are to be emailed to Elizabeth Gallant.

The Working Group asked what would be the cost to have 3 phase for hydro to be run to the municipal building to install a level 3 charger. It was noted that 3 phase goes to OMYA only.

The County Climate Change Committee received a presentation from Just Good Compost (see Attachment 2) who are providing compost pick up services for residents and restaurants in Carleton Place and Mississippi Mills. The compost is then digested in bio-reactors that work more quickly than usual compost. The bio-reactors rely more on fungus than on bacteria to break the compost down.

Finally, the County is proposing to undertake a Climate Adaption Plan as well as working on implementing their current Climate Mitigation Plan. (See Attachment 3.) If you have comments please submit them to Elizabeth Gallant, Climate Environmental Coordinator, at the County.  
[egallant@lanarkcounty.ca](mailto:egallant@lanarkcounty.ca)

In thinking about adaptation to increased heat, the Working Group wondered about the Burgess Hall possibly being a cooling centre too.

- Climate Network Lanark (CNL) Climate Concierge Update

The Planner advised the Working Group that the Climate Network Lanark Climate Concierge program that was helping people access grants (e.g., the federal Greener Homes, Off-Oil and other grants) has ended. At least 4 Tay Valley Residents participated in the Perth and Area hub.

However, Climate Network Lanark is anticipating that the federal budget will introduce a replacement home retro-fit grant program and that CNL will provide a Climate Concierge program for residents in the Fall of 2024. The program was unique in Canada in hosting neighbourhood clusters to build community connections to pursue other climate related initiatives.

- Climate Network Lanark Education Series and Electrify Lanark Summit -

The Planner told the Working Group that Climate Network Lanark is organizing an Electrify Lanark Summit on May 18<sup>th</sup> at the Perth Legion and the Province is sending someone from the IESO to speak about

electrification opportunities. A reservation is required through Tickets Please. (See Attachment 4.)

Leading up to the summit, there will be a 6-session, free, mini-series on topics such as solar panels, heat pumps, hot water tanks, etc. For more information you can contact Climate Network Lanark. (See Attachment 5.)

- Lanark County Wetlands Nature Based Climate Solutions Workshop Update

The Planner advised the Working Group of the Workshop that was held at the County offices on Thursday February 1, 2024.

The Planner commented that County lower tier Planners, Conservation Authority Planners and the County CAO and Warden were all in attendance. The County is updating its Official Plan and have hired Watson Consultants to look into how population should be allocated in Lanark County. The Planner noted that this process may lead to Maberly, Glen Tay and Stanleyville developing into functional Hamlets.

The County has hired another firm to undertake an Aggregate Study. The Planner presented on Natural Heritage Systems and asked the County CAO about the County doing a Natural Heritage Study. The CEO of the Rideau Valley Conservation Authority, Sommer Casgrain, offered to supply their data layers to reduce the cost to the County.

The Planner responded to a question from Councillor Pierman that Tay Valley completed a partial Natural Heritage Study for its Official Plan update but did not have the funds to do a complete study. Tay Valley used the Ministry of Natural Resources data and Dr. Paul Keddy's Green Gem analysis to identify nodes but not corridors.

## 7. NEW/OTHER BUSINESS

### xiii) **Resignation of Peter Nelson**

In anticipation of Council accepting Peter Nelson's resignation from the Working Group, the Working Group suggested that Peter be invited to receive a certificate of appreciation at an upcoming Council meeting and that a photograph be taken and put on the Township Facebook page.

### xiv) **FCM Large Building Retrofit program**

The Working Group members heard from Bob Argue about his work on a project that he is undertaking for the Mississippi Mills Textile Museum for deep energy retrofits for the building. The project will see the building shift from natural gas to ground source heat pumps reducing the greenhouse footprint by 95%. The retrofit will be 100% funded by the FCM Municipal Green Grants.

The Working Group held a discussion of how this could be implemented for the Tay Valley municipal building to reduce the greenhouse gas emissions of the building.

The Working Group put forward the following recommendation to the Council.

Recommendation:

The Green Energy and Climate Change Working Group moves that, Bob Argue and a small team work with the Public Works Manager to explore a Major Retrofit to the municipal building for solar and heat pump technology to replace natural gas through a FCM 100% funding grant.

Jennifer Dickson asked about the province moving to create legislation to reverse the Ontario Energy Board decision to end the subsidies to Enbridge for new pipelines since these would become stranded assets and a drain on the taxpayer and could Council comment on this in a letter to the Minister responsible.

Council already sent a letter opposing the subsidies last Fall. There may be an opportunity to support other municipalities who have objected as Councillors can pull an item from the Council communication package onto the Council floor. Councillors Hallam and Pierman said they would look for an opportunity to do so.

## **8. NEXT MEETING DATE AND PROPOSED AGENDA ITEMS**

Next Meeting: Friday, June 14<sup>th</sup>, 2024 at 2:00 p.m.

## **9. DEFERRED ITEMS**

*\*The following items will be discussed at the next and/or future meeting:*

· *None at this time*

## **10. ADJOURNMENT**

The Working Group adjourned at 3:25 p.m.

Municipal Clerk/Chief Administrative Officer,

**FOR DISTRIBUTION TO COUNCIL**

As a member of the Authority, please find below highlights from the April 8, 2024 Board of Directors Annual General Meeting for distribution. Attached are:

- The 2023 Financial Statements
- 2023 Annual Report
- draft minutes of the April 8, 2024 AGM and Source Protection Authority meeting, and
- approved minutes of the March 11, 2024 Board of Directors meeting.

**Ceremonial Opening/Closing**

Elder Roberta Della-Pica and Ross Saunders, members of the Bonnechere Algonquin First Nation led opening and closing ceremonies that included a smudging and traditional songs.

**Financial Statements & Auditor's Report**

MVCA's Treasurer presented the 2023 Financial Statements, and Chris Clarke presented KPMG's audit report that confirmed that the Statements met the tests applied. The Board approved the Financial Statements.

**Election of Chair & Vice Chair**

Paul Kehoe accepted the position of MVCA Board of Directors Chair for another term. Jeff Atkinson accepted the position of Vice-Chair for another term.

**Regulation Committee Appointments**

The MVCA Board of Directors confirmed the following members to hear appeals regarding permit submission requirements, permit conditions, and the denial of a permit under the *Conservation Authorities Act*:

- Paul Kehoe, Drummond North Elmsley Township
- Jeff Atkinson, Town of Carleton Place
- Janet Mason, City of Ottawa
- Richard Kidd, Beckwith Township
- Andrew Kendrick, Tay Valley Township

**Other Committee Appointments**

There were no changes in membership of MVCA's Finance and Administration Committee, and the Policy & Planning Committee. The following were reconfirmed as the Board's representatives on the MVC Foundation and public advisory committees:

- Mississippi Valley Conservation Foundation – Janet Mason, City of Ottawa

- Mill of Kintail Advisory Committee – Bev Holmes, Mississippi Mills
- Mississippi River Watershed Plan Public Advisory Committee – Dena Comely, Carleton Place

#### **Appointment of 2024 Auditor**

The Board of Directors appointed the firm KPMG as the Authority’s auditor for 2024.

#### **Employee Presentation: 2023 Compliance Program Implementation**

Rachel Clouthier, Regulations Technician, overviewed MVCA’s compliance program. In summary, 205 permits were issued from April 2023 to March 2024, of which 76 required compliance follow-up and 11 required confirmation of elevations. Forty permit inspections were conducted during that period.

#### **Watershed Outlook**

Flows throughout the watershed are below normal for this time of year due to a very early and lower than usual freshet. The upper lakes, with all logs-in, are 10-25 cm below their target summer-levels but slowly increasing. Flows are anticipated to achieve target levels if forecasted precipitation materializes.

#### **GM Update**

- MVCA received direction from Conservation Ontario that municipal drain maintenance projects are still subject to regulatory permits where they intersect with a regulated wetland. MVCA will follow up with member municipality public works departments to reconfirm permitting requirements.
- MVCA is updating the Mill of Kintail Museum Strategy with support from Fauzya Moore. Ms. Moore will be consulting with members of the Museum Advisory Committee in the near future.
- MVCA is updating the Emergency and Disaster Plan for the museum that is to be submitted with this year’s funding application to the province.
- Summer Camp enrollment at the Mill of Kintail is over 2/3 sold.
- Briefings have been arranged with city councillors for April 19 and 22 to review updated floodplain mapping for the Carp River. A public open house is scheduled for May 2, and notices have been mailed to affected landowners. Finalized floodplain mapping will be tabled with the board in May.

#### **Amendment of MVCA’s Employee Manual**

The Board approved the removal of several items from MVCA’s *Employee Manual* that were deemed to be operational procedures, guidance, or forms, and not policy in nature. As well policies regarding compensation for being On-call and the Duty Officer were clarified.

Following the AGM, the board convened as the Mississippi Valley Source Protection Authority (SPA). The SPA received the annual reports of the Risk Management Officials, and approved:

- The appointment of members to the Mississippi Rideau Source Protection Committee, and
- The [Annual Progress Report](#) for submission to the province.



**MINUTES**

Hybrid Meeting Via Zoom  
and at MVCA Office

Board of Directors Meeting

March 11, 2024

**MEMBERS PRESENT**

Paul Kehoe, Chair  
Jeff Atkinson, Vice Chair  
Allison Vereyken (Virtual)  
Andrew Kendrick (Virtual)  
Bev Holmes  
Cathy Curry (Virtual)  
Cindy Kelsey  
Glen Gower  
Helen Yanch  
Janet Mason  
Mary Lou Souter  
Richard Kidd  
Roy Huetl  
Taylor Popkie (Virtual)

**MEMBERS ABSENT**

Dena Comley  
Clarke Kelly  
Steven Lewis

**STAFF PRESENT**

Sally McIntyre, General Manager  
Stacy Millard, Treasurer  
Matt Craig, Manager of Planning and Regulations  
Alex Broadbent, Manager of IC&T  
Scott Lawryk, Property Manager  
Juraj Cunderlik, Director of Engineering  
Jennifer North, Water Systems Technologist  
Diane Reid, Environmental Planner (Rural)  
Mercedes Liedtke Environmental Planner (Ottawa)  
Kelly Hollington, Recording Secretary

P. Kehoe called the meeting to order at 1:04 p.m.

Declarations of Interest (Written)



Members were asked to declare any conflicts of interest and informed that they may declare a conflict at any time during the session. No declarations were received.

Agenda Review

P. Kehoe asked if there were any additions to the agenda. No additions were received.

**B24/03-11 - 1**

**MOVED BY: M. Souter**

**SECONDED BY: R. Huetl**

**Resolved, that the agenda for the March 11, 2024 Board of Directors Meeting be adopted as presented.**

**“CARRIED”**

**MAIN BUSINESS**

1. Approval of Minutes: Board of Directors Meeting, February 12, 2024.

P. Kehoe asked if there were any changes or additions to the minutes. No changes or additions were received.

**B24/03/11-2**

**MOVED BY: H. Yanch**

**SECONDED BY: J. Mason**

**Resolved, that the minutes of the Board of Directors Meeting held on February 12, 2024 be received and approved as printed.**

**“CARRIED”**

2. Employee Presentation: 2023 Planning Overview (Diane Reid & Mercedes Liedtke)

D. Reid and M. Liedtke presented the annual overview of the MVCA planning advisory services. They described the program objectives as guiding development in and near regulated areas with an overall focus on protecting people and property from natural hazards. They highlighted that MVCA works closely with its member municipalities in an advisory role, MVCA is circulated planning applications for review in conformity with the Provincial Policy Statement (PPS) and Provincial guidelines. They noted that due to Bill 23 taking effect in 2023 MVCA no longer makes comments on with respect to impacts on significant natural heritage features such as fish habitats, waterbody setback and water quality.

They provided a breakdown of the volume of planning applications in 2023 by municipality and type of application, and a map showing the distribution of planning applications across the watershed. MVCA’s planning department received 456 inquiries in 2023. They described

challenges including: 2 subdivision applications with wetland removal, slope hazard and unauthorized development in the upper watershed and Pit/Quarry applications in Lanark Highlands. They noted that LiDAR imagery now covers the entire watershed, facilitating assessment of high steep slopes in the upper watershed.

M. Souter asked who has the authority to provide comments on planning applications with respect to significant natural heritage features due to Bill 109 and Bill 23. D. Reid responded that it is the responsibility of municipalities. She noted that MVCA assisted municipalities in this transition. M. Liedtke added that MVCA still has a role in regulating wetlands and can still review wetlands with respect to the natural hazard function including base flow and hydrologic function. D. Reid explained that the municipalities are employing different strategies, including incorporating measures into their by-laws to address aggressive applications near a waterbody or natural hazard.

A. Kendrick observed the high number of Minor Variance applications received by MVCA in 2023. He asked if the Conservation Authority has input into determining whether an application is to be treated as a minor variance or not. D. Reid responded that the planner at the municipality makes the decision as to type of application. She noted that MVCA has a screening process and will notify the applicant if their application is outside of the parameters for MVCA permitting. S. McIntyre added that MVCA does not comment on planning applications outside of their authority.

R. Kidd asked for more information on the challenges with subdivision planning applications in regards to slope hazards. D. Reid explained that there are 2 subdivision applications with unique challenges that fall within regulated wetlands. She noted the importance of finalizing wetland offsetting policies to inform similar applications.

R. Kidd commented that there are a high number of applications for Lanark Highlands and North Frontenac and asked why the volume of applications chart varies from the distribution of planning applications shown on the map. D. Reid and M. Liedtke noted the inconsistencies and will review the distribution of planning applications map.

### 3. Watershed Outlook, Report 3395/25, (Jennifer North)

J. North explained that rainfall and warm temperatures received have triggered an early spring freshet resulting in above normal flows for this time of year. A watershed conditions statement on water safety was released on February 26 and a flood outlook on March 8<sup>th</sup> due to unsafe ice conditions and increased water levels and flows. The main river is expected to peak this week, with below average water levels. Smaller tributaries have seen multiple small peaks, with flows constantly above normal and exceeding previously historical maximum values for February. She noted that averages have been increasing over the past 10 years. She explained that snow pack conditions as of March 1<sup>st</sup> were 50% below average. Between February 15<sup>th</sup> and

March 1<sup>st</sup> the majority of the snow was lost due to sublimation with very little runoff. Current operating objectives are to capture as much precipitation over the next two months to be able to fill the upper lakes. She highlighted that there may be issues filling the lakes if there are low amounts of precipitation in the upcoming months. The long-range forecast predicts rain throughout April.

R. Kidd asked if the percentage of run-off is dependent on the snow pack and rain. J. North responded that the snow pack adds up to roughly 20% of the freshet, but that rain and air temperature are big factors. She estimated that about 4 inches of rainfall is needed over the next two months to fill the lakes.

R. Huetl asked if more water was left in the lakes due to a dry fall. J. North responded that water levels were kept higher due to a dry fall.

4. GM Update, Report 3402/24. (Sally McIntyre)

S. McIntyre highlighted the following items:

- MVCA's Server is being upgraded from Friday March 15- Sunday March 18.
- The first Community Liaison Committee (CLC) workshop meeting was held on February 26, 2024 for the Kashwakamak Environment Assessment (EA). First Nations communities have reached out with interest in the project. Preparations for the Public Information Centre (PIC) are currently underway, tentatively schedule for late April with the EA results schedule to be tabled with the Board of Directors in July.
- Rideau Valley Conservation Authority (RVCA), acting on behalf of both watersheds, has retained a consultant to prepare a conceptual water budget update with an interim report expected the end of March.
- MVCA received notice from MNRF of an implementation report for the Mississippi Water Management Plan (MWMP) being due December 31<sup>st</sup>, 2024. MVCA will be coordinating with partners including MNRF and Ontario Power Generation (OPG) in the completion of this report.

M. Souter asked what a water budget study entails. J. Cunderlik explained that a water budget study looks at the hydrological cycle, how water is transferred throughout the watershed, by examining factors such as precipitation, infiltration into ground water and ground water flow.

R. Huetl asked if there are any updates to the Water/Sewer connection. S. McIntyre responded that there are no updates as the town of Carleton Place is still in active negotiations with Cavanagh Construction.

5. Draft Land Inventory Report, Report 3396/24, (Sally McIntyre & Alex Broadbent)

S. McIntyre presented the Draft Land Inventory Report. She noted that the report is due by the end of 2024 and is a requirement of O.Reg 686/21 Under the Conservation Authority (CA) Act.

She explained that most of the documents are on file but challenges include: inaccessible formats, conflicting land ownership information, and lack of clear easements at most dams. She provided illustrated examples for properties on the Carp River, the Clyde River, at Bennett Lake Dam, and in Poole Creek. Further discussion is needed on management objectives for some shoreline parcels acquired in the late 1980s and early 1990s. She highlighted the importance of having clear roles and responsibilities set with landowners of properties that MVCA manages.

J. Mason asked if past staff have been contacted to better understand the history of land ownership, specifically former General Manager, Paul Lehman. S. McIntyre responded that she would be reaching out to Mr. Lehman once a comprehensive list of questions was prepared.

6. CA Act and Regulatory Changes, Report 3397/24, (Sally McIntyre)

S. McIntyre outlined regulatory changes to the *Conservation Authorities Act (CAA)* released by the Ministry of Natural Resources and Forestry (MNRF) on February 20, 2024. She summarized that O. Reg 42/24 amends the scope of CA mandatory programs and services; and that O. Reg 688/21, consolidated 36 different regulations into one to provide common rules across all 36 CA jurisdictions.

The focus of S. McIntyre's presentation was on changes made by O. Reg 41/24 that will take effect April 1. She stated that most elements of Section 28 of the Act were moved out of the legislation and into the new regulation and noted the following key changes: the definition of watercourse was altered; pollution and the conservation of land were removed as permitting tests and will constrain future permitting conditions; and setbacks from Provincially Significant Wetlands (PSW) were reduced from 120 meters to 30 meters. She noted that reducing the setbacks around PWS will reduce protection of the core resource due to increased edge effects. She noted that the new regulation provides for administrative reviews of submission requirements, and that Cas must notify applicants within 30 days whether their submission is deemed complete.

J. Mason asked what distinguishes a Provincially Significant Wetland (PSW) from another evaluated wetland from a regulations point of view. M. Craig responded that the policy says that a PSW has to be recognized by the MNRF. She expressed concern over a ¼ reduction of the buffer area. S. McIntyre suggested that municipalities may want to consider implementing a holding zone around PSWs. R. Kidd asked if municipalities can retain the 120-meter setback. S. McIntyre confirmed that the municipality can implement their own setback. M. Souter expressed concerns over small municipalities not having the man-power or funds to implement their own policies. P. Kehoe expressed concerns over the cost of the arbitration/ appeal process in the case of mediation at the Ontario Land Tribunal.

7. Revisions of MVCA Regulation Policies, Report 3398/24, (Matt Craig)

M. Craig explained that revisions to *MVCA's Regulation Policies* are required to be consistent with O. Reg. 41/24. He noted several key requirements including: removal of "pollution and conservation of land", change to the definition of "watercourse", and the reduction in the setback from PSWs from 120 metres to 30 metres. He also presented the new list of permitting exemptions that would require addition to MVCA regulation policies, namely maintenance or repair of municipal drains and reconstruction of a garage that does not exceed the same footprint. He noted that there are many municipal drains within the MVCA watershed. He noted that MVCA mapping will be updated to comply with these regulatory changes.

G. Gower asked about the maintenance of a municipal drain that passes through the Poole Creek Wetland and the permitting process involved. M. Craig explained that MVCA cannot permit maintenance or repair on municipal drains. S. McIntyre added that when CA's were briefed, the province hadn't considered potential overlap of municipal drains with PSWs and expects further direction from the province on this matter.

R. Kidd expressed concerns in regards to municipalities policing and permitting for municipal drains rather than the Conservation Authority. He highlighted the importance of including municipal drain rules/regulations in contracts with contractors doing maintenance on municipal drains.

**B24/03/11-3**

**MOVED BY: R. Huetl**

**SECONDED BY: C. Kelsey**

**Resolved, That the Board of Directors approve:**

- a) **Update of the MVCA Regulation Policies as set out in report 3398/24 to comply with O. Reg. 41/24, and**
- b) **That proposed changes take effect April 1, 2024.**

**"CARRIED"**

8. Designation of a Provincial Offences Officer under Part VII (Enforcement and Offences) of the Conservation Authorities Act, Report 3403/24, (Matt Craig)

M. Craig explained that on April 1, 2024, Part VII Enforcement and Offences of the Conservation Authorities (CA) Act will be proclaimed and there is a need to re-appoint all existing Conservation Authority Provincial Offences Officers. He noted that William Ernewein and Brittany Moy were previously designated by the Board to enforce the CA Act. He highlighted changes to O. Reg 41/24 including changes with regards to officer entry without a warrant, stop work orders, and increases to penalty maximum fines.

**B24/03/11 - 4**

**MOVED BY: J. Atkinson**

**SECONDED BY: M. Souter**

**Resolved, That the Board of Directors appoint William Ernewein and Brittany Moy to enforce Ontario Regulation 41/24 and Ontario Regulation 686/21 of the *Conservation Authorities Act*.**

**“CARRIED”**

9. Wetland Offsetting Policy Update, Report 3400/24, (Matt Craig)

M. Craig gave a history of MVCA Wetland Regulations with examples from previous approvals with unique features. He summarized the mitigation hierarchy process. He reviewed the objectives and requirements for Ecological Offsetting Plans (EOPs) and highlighted that all costs are to be associated with the applicant. He overviewed the feedback received from discussions with municipal partners.

R. Kidd asked how the municipalities were engaged. M. Craig responded that MVCA staff held three briefing sessions with planning staff including North and South Frontenac, Addington Highlands, Greater Madawaska, City of Ottawa and Municipalities within Lanark County. S. McIntyre added that the policy was shared with the CAOs of all 11-member municipalities.

P. Kehoe expressed concerns in regards to costs associated with arbitration or appeals related proposed developments on wetlands and associated ecological offsetting plans.

**B24/03/11 - 5**

**MOVED BY: G. Gower**

**SECONDED BY: J. Mason**

**Resolved, That the Board of Directors approve revisions of the wetland offsetting policy and other changes to MVCA’s Regulation Policies, as set out in report 3400/24.**

**“CARRIED”**

10. Changes to the Class EA Act, Report 3403/24, (Sally McIntyre)

S. McIntyre described changes to the Class Environmental Assessments (EA) Act. She outlined the proposed updates to the Municipal Class EA (MCEA) process and reviewed the new “streamlined” process. She noted the opportunity to conduct field studies prior to the notice of commencement. She noted that CAs still have the ability to review and comment on matters related to natural hazards under O. Reg. 686/21.

J. Mason noted that the timeline for comment is very short. She asked if the Association of Municipalities of Ontario (AMO) has been notified of the changes. S. McIntyre responded that she is unsure if Conservation Ontario has reached out to AMO or if they will respond.

11. 2024 Audit Update, Report 3404/24, (Stacy Millard)

S. Millard noted that MVCA's audit is underway and close to completion. She highlighted an element of the audit, a new counting standard that came in place for public service bodies referred to the Asset Retirement Obligations (ARO). She explained that the purpose of an ARO is to set up a financial liability to capture costs that may be incurred at the end-of-life of an asset for hazardous material removal. She noted that the only assets that may be in scope are the Mill of Kintail Gatehouse, Museum, and Education Centre. KPMG recommended that MVCA adopt a definition of an ARO and a policy to review all asset acquisitions to determine if an ARO should be set up. She noted that a contract extra of approximately \$3,500 would be required for KPMG to deal with this matter.

P. Kehoe asked if wells and septic tanks are included and if the Water and Sewer connection for MVCA HQ would be an ARO. S. Millard responded that the costs to decommission are included in the costs for connection to Water and Sewer. Costs for future maintenance and replacement are not ARO's.

**B24/03/11 - 6**

**MOVED BY: M. Souter**

**SECONDED BY: H. Yanch**

**Resolved, That the Board of Directors approve amendment of MVCA's Tangible Capital Assets policy as set out in report 3404/24.**

**"CARRIED"**

12. Budget Control Report for 2023, Report 3401/24, (Stacy Millard)

S. Millard compared the budgeted expenditures and revenues to un-audited actual values for 2023. She noted that actual expenditures and revenues were within 1% of the budget. She reviewed the factors that created differences in expenses compared to the budget including: realignment of expenditures per the new categories of services (1,2 and 3), vacant positions, fees for service, grants/funding, and deferred projects.

13. K&P Trail Sale, Report 3405/24. (Scott Lawryk)

S. Lawryk explained that MVCA has received three draft documents from the County of Lanark on behalf itself and the counties of Frontenac and Renfrew: An Agreement of Purchase of Sale (APS), a lease agreement, and a memo of title issues along MVCA's 35 km section of the trail.

He noted that the agreement calls for a split in the surveying and legal costs to clear up title issues, with an estimated proportionate cost of approximately \$175,000. He noted that a large percentage of the land and trail can be conveyed to the counties immediately but the resolution of title issues could be costly and time-consuming.

**ADJOURNMENT**

**B24/03/11 – 7**

**MOVED BY: R. Huetl**

**SECONDED BY: J. Atkinson**

**Resolved, That the Board of Directors meeting be adjourned.**

**“CARRIED”**

The meeting adjourned at 2:55 p.m.

K. Hollington, Recording Secretary



**RIDEAU VALLEY CONSERVATION AUTHORITY**  
**Box 599, 3889 Rideau Valley Drive**  
**Manotick, Ontario, K4M 1A5**  
**(613) 692-3571, 1-800-267-3504**

*Hybrid meeting held in-person and electronically*

**DRAFT MINUTES**

**Board of Directors** **3/24** **Thursday, March 28, 2024**

**Present:** Jeff Banks Anne Barr  
David Brown Barry Card  
Sean Devine Brian Dowdall  
Steve Fournier Mel Foster  
Theresa Kavanagh Shawn Pankow  
Anne Robinson Adam Turcotte  
Gary Waterfield Adrian Wynands

**Staff:** Sommer Casgrain-Robertson Dan Cooper  
Terry Davidson Diane Downey  
Glen McDonald Marissa Grondin

**Regrets:** Wilson Lo Susan Irwin  
Angela Pierman Kristin Strackerjan

Vice Chair Robinson called the meeting to order at 6:32 p.m.

**1.0 Roll Call**

General Manager/Secretary-Treasurer conducted a roll call.

**2.0 Land Acknowledgement Statement**

Vice Chair Robinson gave the Land Acknowledgement statement.

**3.0 Agenda Review**

Vice Chair Robinson reviewed the Agenda.

**4.0 Adoption of Agenda**

**Resolution 1-240328**

**Moved by:**

Jeff Banks

**Seconded by:**

Brian Dowdall

THAT the Board of Directors of the Rideau Valley Conservation Authority adopts the Agenda as circulated.

**Resolution Carried**

**5.0 Declaration of Interest**

There were no declarations of interest.

**6.0 Approval of Minutes of February 22, 2024**

**Resolution 2-240328**

**Moved by:**

Adrian Wynands

**Seconded by:**

Gary Waterfield

THAT the Board of Directors of the Rideau Valley Conservation Authority approves the Minutes of the Board of Directors Meeting #02/24, February 22, 2024, as circulated.

**Resolution Carried**

**7.0 Business Arising from the Minutes**

There was no business arising.

**8.0 Overview of Ontario Regulation 41/24**

Sommer Casgrain-Robertson provided a brief summary of legislative changes since 2019, an overview of Ontario Regulation 41/24 and proposed interim policies and procedures to implement it by the effective date of April 1, 2024.

Ms. Casgrain-Robertson addressed a member's question about what is meant by "all" wetlands in the new regulation. She indicated that there is a definition of wetland in the regulation which defines what wetlands are to be regulated and that staff are reviewing what that will entail in the Rideau watershed and will bring a report to the Board at a future meeting.

In response to an inquiry about whether the RVCA will prepare a summary of these regulatory changes for the public, Ms. Casgrain-Robertson confirmed that staff have been updating website content and resources for applicants to reflect the new regulation. She indicated that broader dissemination of this information to the public would be looked at.

The member then sought clarification about some of the exemptions in relation to the 30-metre setback from wetlands. Ms. Casgrain-Robertson

indicated that staff are still reviewing the regulation and working with other conservation authorities and Ministry staff to gain a clear understanding of the new requirements. She confirmed that as additional information becomes available it will be presented to the Board.

*Sean Devine joined the meeting 6:44 p.m.*

A member asked if there would be any financial impact as a result of the regulation changes. Ms. Casgrain-Robertson indicated that implementation of the changes will be undertaken in-house by staff, including updating mapping and policies. She also indicated that there should be no long-term impact on revenue streams because of these changes.

The member indicated that he does not support the new powers that enable the Minister to issue a permit.

A member inquired about how the RVCA enforces its regulatory requirements. Ms. Casgrain-Robertson explained that like a municipality, violations are either identified by staff when out in the field, or a complaint is reported by a member of the public. Once a violation is identified, the RVCA will now be able to issue a stop order under the new regulation, unlike before when charges would have to be laid.

A member asked if the new regulation now allows an applicant to go straight to the Minister to seek a permit. Ms. Casgrain-Robertson indicated that staff are still working through all the new appeal and approval mechanisms outlined in the regulation but that generally applicants can only appeal to the Minister following a decision of the conservation authority. She indicated that staff are working on resources including a flowchart that will provide greater clarity around the decision-making and appeal processes outlined in the new regulation.

A member asked if Conservation Ontario will track appeals to the Minister. Ms. Casgrain-Robertson responded that it will likely be tracked by individual conservation authorities and that she will suggest to Conservation Ontario that they compile this data.

A member inquired about the new definition of watercourse and if it would result in watercourses being added or excluded from regulation. Ms. Casgrain-Robertson clarified that no new watercourses would be added and that the revised definition may exclude some watercourses if they have less defined banks or sides. She indicated that staff are still reviewing the new regulation to understand the impact regarding watercourses and that additional information will be provided at a future board meeting.

The member also asked about the new test in the regulation and who determines if an activity is "not likely to affect" the control of flooding, erosion, dynamic beaches, or unstable soil or bedrock. Ms. Casgrain-Robertson

explained that the Board of each conservation authority approves policies outlining what development activities staff can issue permits for and that approval for any activities beyond the policies can only be made by the Executive Committee through a Hearing.

**Resolution 3-240328**

**Moved by:**

Anne Barr

**Seconded by:**

David Brown

THAT the Board of Directors of the Rideau Valley Conservation Authority receive this report for information.

**Resolution Carried**

**9.0 Transition Policies and Procedures for Ontario Regulation 41/24**

Ms. Casgrain-Robertson presented an overview of the transition policies and procedures for Ontario Regulation 41/24.

In response to a member inquiry, Ms. Casgrain-Robertson clarified that applications submitted before April 1, 2024, will continue to be processed under Ontario Regulation 174/06, however consideration has to be given to the new regulation. She confirmed that if an application had been made for an activity that is now exempt, the applicant would be exempt from needing a permit.

**Resolution 4-240328**

**Moved by:**

Brian Dowdall

**Seconded by:**

Steve Fournier

THAT the Board of Directors of the Rideau Valley Conservation Authority approves the Transition Procedures and Interim Policy for the Administration and Implementation of Ontario Regulation 41/24: Prohibited Activities, Exemptions and Permits and related proclaimed amendments to the *Conservation Authorities Act*.

**Resolution Carried**

**10.0 Delegation of Powers Relating to Permits and Enforcement**

Ms. Casgrain-Robertson reviewed the delegation of powers relating to permits and enforcement under Ontario Regulation 41/24.

In response to a member inquiry, Ms. Casgrain-Robertson confirmed that a property owner can appeal a stop order to the Executive Committee but that staff would need to confirm if it can be appealed to the province.

**Resolution 5-240328**

**Moved by:** Theresa Kavanagh  
**Seconded by:** Adrian Wynands

THAT the Board of Directors of the Rideau Valley Conservation Authority delegates the issuance, extension, and cancellation of permits under Part VI of the Conservation Authorities Act and Ontario Regulation 41/24 to the General Manager / Secretary Treasurer; Director of Engineering and Regulations; and Director of Science and Planning pursuant to section 28.4 of the Conservation Authorities Act, to be proclaimed April 1, 2024;

THAT the Board delegates the holding of hearings under Parts VI and VII of the Conservation Authorities Act and Ontario Regulation 41/24 to the Executive Committee pursuant to section 28.4 of the Conservation Authorities Act, to be proclaimed April 1, 2024;

AND THAT the Board delegates any administrative reviews under Parts VI and VII of the Conservation Authorities Act and Ontario Regulation 41/24 to the General Manager / Secretary-Treasurer or their delegate.

**Resolution Carried**

**11.0 Appointment of Provincial Offences Officers**

Ms. Casgrain-Robertson provided an overview of the appointment of staff as provincial offences officers. There were no questions.

**Resolutions 6-240328**

**Moved by:** Shawn Pankow  
**Seconded by:** Gary Waterfield

THAT the Board of Directors of the Rideau Valley Conservation Authority appoints the following staff as provincial offences officers in accordance with section 30.1 of the Conservation Authorities Act, to be proclaimed April 1, 2024, for the purpose of administering and enforcing Parts VI and VII of the Act, as amended, and Ontario Regulation 41/24: Prohibited Activities, Exemptions, and Permits:

- Laura Cummings, Regulations Inspector
- Matt Jokiel, Regulations Inspector
- Eric Kohlsmith, Upper Watershed Regulations Manager
- Megan Peacock, Regulations Officer
- Hal Stimson, Compliance Technician

THAT the Board appoints the following staff as provincial offences officers in accordance with section 30.1 of the Conservation Authorities Act, to be proclaimed April 1, 2024, for the purpose of administering and enforcing Parts VI and VII of the Act, as amended, and Ontario Regulation 688/21: Rules of Conduct in Conservation Areas:

- Megan Peacock, Regulations Officer

AND THAT these appointments be contingent on continued employment with the Rideau Valley Conservation Authority.

**Resolutions Carried**

**12.0 Unaudited Financial Reports for the period ending December 31, 2023**

Ms. Casgrain-Robertson presented draft unaudited year-end financial reports on behalf of Kathy Dallaire.

A member inquired about the difference in year-end surplus between the staff report and the financial reports. Ms. Casgrain-Robertson explained that the financial reports follow PSAB standards, so the staff report provides the true cash-based year-end surplus after adjusting for tangible capital assets, amortization and other PSAB accounting requirements. This is the amount available to allocate to reserves.

The member then commented that their municipality had a large year-end surplus which is challenging when people are hurting and being hit with tax increases. He then suggested how RVCA's surplus could be allocated, which Ms. Casgrain-Robertson indicated would be addressed under the next agenda item.

**Resolution 7-240328**

**Moved by:**

Anne Barr

**Seconded by:**

Jeff Banks

THAT the Board of Directors of the Rideau Valley Conservation Authority receives the Unaudited Statement of Operations and the Unaudited Statement of Financial Position for the period ending December 31, 2023.

**Resolution Carried**

**13.0 Proposed Year-End Reserve Transfers for 2023**

Ms. Casgrain-Robertson presented proposed year-end reserve transfers for 2023 on behalf of Kathy Dallaire, referring members to page 40 of the agenda package and providing an explanation of proposed transfers.

Ms. Casgrain-Robertson confirmed in response to a member inquiry that these funds are invested in short-term GICs and that increased interest rates had partially contributed to the year-end surplus as interest revenue was higher than expected.

In response to a question, Ms. Casgrain-Robertson explained that the RVCA's previous Auditors had recommended the organization maintain reserves equivalent to six months of operating expenses.

Ms. Casgrain-Robertson confirmed that legislative changes governing conservation authority budgets and levies take effect for 2024 budgets, meaning 2023 year-end transfers to reserves do not fall under the new parameters, but 2024 year-end transfers will.

**Resolution 8-240328**

**Moved by:**

Adrian Wynands

**Seconded by:**

Theresa Kavanagh

THAT the Board of Directors of the Rideau Valley Conservation Authority approve the attached 2023 Proposed Reserve Transfers.

**Resolution Carried**

*Jeff Banks left the meeting 7:46 p.m.*

#### **14.0 Activity Report: January / February 2024**

Ms. Casgrain-Robertson provided an overview of program and staff activities during January and February 2024.

Vice Chair Robinson congratulated staff on their successful work in 2024 so far.

#### **15.0 Meetings**

a) RVCA Executive Committee Meeting (General Manager's Performance Appraisal): March 4, 2024

- The Executive Committee completed the General Manager's performance appraisal for 2023 which was positive, and agreed on an annual mid-year review to discuss progress and updated priorities

b) MVCA / RVCA / SNC Annual Flood Forecasting & Warning Meeting within City of Ottawa: March 5, 2024

c) CO teleconferences about Ontario Regulation 41/24: February 20, 26, March 7

d) MNRF webinar on Ontario Regulation 41/24: March 7, 2024

e) Conservation Ontario: General Managers' Meeting: March 18, 2024

- The RVCA participated in a presentation by the Ontario Ombudsman about their role and function

f) RVCF Board of Directors Meeting – March 19, 2024

Upcoming

g) Source Protection Committee Meeting – April 4, 2024

- h) Audit Committee Meeting – April 8, 2024
- i) Conservation Ontario AGM and Council Meeting – April 15, 2024
- j) RVCA Board Meeting – April 25, 2024
- k) RVCA Watershed Tour – June 21, 2024

**16.0 Member Inquiries**

Gary Waterfield indicated that he was looking forward to Ms. Casgrain-Robertson's presentation at the Friends of the Tay Watershed AGM on April 18.

Adrian Wynands thanked staff for RVCA's donation of a gift basket to the Grenville Federation of Agriculture's AGM and fundraiser on March 8, 2024.

**17.0 New Business**

**18.0 Adjournment**

The Chair adjourned the meeting at 7:56 p.m. on a resolution by David Brown which was seconded by Theresa Kavanagh.

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**Kristin Strackerjan**  
Chair

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**Marissa Grondin**  
Recording Secretary

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**Sommer Casgrain-Robertson**  
General Manager/Secretary-Treasurer