



COUNCIL MEETING AGENDA

Tuesday, November 19th, 2024
6:00 p.m.

Municipal Office – Council Chambers – 217 Harper Road

6:00 p.m. *Council Meeting*

Chair, Reeve Rob Rainer

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

- i) **“Special” Committee of the Whole Meeting – October 29th, 2024 – *attached, page 10.***

Suggested Motion by Deputy Reeve Fred Dobbie:

“THAT, the minutes of the “Special” Committee of the Whole Meeting held on October 29th, 2024, be approved as circulated.”

- ii) **Committee of the Whole Meeting – November 5th, 2024 – *attached, page 16.***

Suggested Motion by Councillor Marilyn Thomas:

“THAT, the minutes of the Committee of the Whole Meeting held on November 5th, 2024, be approved as circulated.”

- iii) **“Special” Committee of the Whole Meeting – November 12th, 2024 – *attached, page 24.***

Suggested Motion by Councillor Angela Pierman:

“THAT, the minutes of the “Special” Committee of the Whole Meeting held on November 12th, 2024, be approved as circulated.”

- iv) **“Special” Committee of the Whole Meeting (Closed Session – Litigation – Building Permit #115-2017) – November 12th, 2024 – to be distributed at the meeting.**

Suggested Motion by Councillor Wayne Baker:

“THAT, the minutes of the “Special” Committee of the Whole Meeting (Closed Session – Litigation – Building Permit #115-2017) held on November 12th, 2024, be approved as circulated.”

5. DELEGATIONS & PRESENTATIONS

- i) **Public Meeting – Request to Close Unopened Road Allowance – Snyder**
 - a. CLERK REVIEW OF FILE

Report #CAO-2024-31 - Request to Close Unopened Road Allowance – Snyder – *attached, page 29.*
 - b. APPLICANT COMMENTS
 - c. PUBLIC COMMENTS

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Delegation: Elliott Road Railway Crossing.**

Suggested Motion by Councillor Keith Kerr:

“THAT, staff bring back a report regarding upgrading the Elliot Road railway crossing in response to the delegation on November 5th, 2024.”

- ii) **Delegation: Noise By-Law – Hodges.**

Suggested Motion by Councillor Greg Hallam:

“THAT, as part of the Zoning By-Law 5-Year Review, staff explore options that could mitigate excessive noise and dust disturbances from neighbouring properties.”

- iii) **Delegation: Noise By-Law – Wright.**

Suggested Motion by Councillor Korrine Jordan:

“THAT, staff bring back a report on implementing a noise by-law in response to the two delegations on November 5th, 2024 regarding excessive noise.”

iv) **Delegation: Maberly Pines – Capital Charge.**

Suggested Motion by Deputy Reeve Fred Dobbie:

“THAT, the delegation dated November 5th, 2024 regarding the Little Silver and Rainbow Lakes Property Owners Association’s Comments on the Maberly Pines – Capital Charge, be received for information.”

v) **Report #CAO-2024-29 – Maberly Pines Subdivision – Capital Charge.**

Suggested Motion by Councillor Marilyn Thomas:

“THAT, staff be authorized to proceed with the hydro design for the Maberly Pines Subdivision for an estimated cost of \$5,000 and obtain an installation date from Hydro One.”

Suggested Motion by Councillor Angela Pierman:

“THAT, a tender to complete the brushing and road base work in 2025 and the surface treatment in 2026 for the Maberly Pines Subdivision be issued in the first quarter of 2025 so that more accurate pricing can be obtained;

THAT, the Fire Department provide a recommendation and costing with regards to the fire suppression required for the Maberly Pines Subdivision;

AND THAT, this information be provided to Council no later than the April 2025 Committee of the Whole meeting.”

vi) **Report #CAO-2024-30 – Proposed New Road Name – Legacy Lane.**

Suggested Motion by Councillor Wayne Baker:

“THAT, the necessary by-law to name an existing Private Road to Legacy Lane as outlined in Report #CAO-2024-30 – Proposed New Road Name – Legacy Lane, be brought forward for approval.”

vii) **Report #FIN-2024-13 – Development Charges Background Study & By-Law Update.**

Suggested Motion by Councillor Keith Kerr:

“THAT, the necessary by-law to impose development charges effective November 19th, 2024 for a term of ten (10) years be brought forward to the next Council meeting.”

viii) **Report #PW-2024-20 – North Burgess 8th Concession – Speed Limit.**

Suggested Motion by Councillor Greg Hallam:

“THAT, the speed limit on North Burgess 8th Concession, between Otty Lake Side Road and the dead end be posted at 40 km/hr and signed according to the Ontario Traffic Manual- Book 6;

AND THAT, By-Law No. 2018-035 - Maximum Rate of Speed be amended and brought forward at a subsequent Council meeting.”

ix) **Report #PW-2024-21 – H. Mather Drain Maintenance – Tender Award.**

Suggested Motion by Councillor Korrine Jordan:

“THAT, Tender #2024-PW-008 – H. Mather Drain Maintenance be cancelled;

AND THAT, the Tender be reissued with a reduced scope of work and/or modified schedule.”

x) **Report #PW-2024-19 – Waste Site Hours of Operation – Update.**

Suggested Motion by Deputy Reeve Fred Dobbie:

“THAT, the operating hours at the Glen Tay Waste Site be changed to 8am to 4pm on Mondays, effective January 1st, 2025, subject to Ministry approval.”

xi) **Report #PD-2024-14 – Sewage System Maintenance Systems.**

Suggested Motion by Councillor Marilyn Thomas:

“THAT, Tay Valley Township enter into an Agreement for the provision of septic inspection services with the Rideau Valley Conservation Authority, a copy of which forms Attachment #2 to this report.”

xii) **Report #PD-2024-15 – Mississippi-Rideau Source Protection Plan – Proposed Amendments.**

Suggested Motion by Councillor Angela Pierman:

“THAT, the comments contained in Report #PD-2024-11 be submitted to the Mississippi-Rideau Source Protection Committee via marika.livingston@mrsourcewater.ca in response to the Committee proposals to update the Mississippi-Rideau Source Protection Plan, Assessment Reports and Explanatory Document.”

xiii) **Mississippi Valley Conservation Authority Board – Resignation.**

Suggested Motion by Councillor Wayne Baker:

“THAT, Korrine Jordan be removed from the Mississippi Valley Conservation Authority Board.”

xiv) **Council Appointment to Mississippi Valley Conservation Authority Board.**

Suggested Motion by Councillor Keith Kerr:

“THAT, the Corporation of Tay Valley Township appoint Wayne Baker to the Mississippi Valley Conservation Authority Board for a term ending November 17, 2026.”

xv) **Appointment of ReUse Centre Volunteers.**

Suggested Motion by Councillor Greg Hallam:

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

- Cheryl Burnham
- Angela Kalbun.”

xvi) **Big Rideau Lake Association – Bass Spawning Sanctuaries.**

Suggested Motion by Councillor Korrine Jordan:

“THAT, The Council of the Corporation of Tay Valley Township support the Big Rideau Lake Association’s efforts with the Fisheries Conservation Foundation (FCF) to expand spawning sanctuaries in Big, Upper and Lower Rideau Lakes regarding the goal of protecting bass from population loss during preseason catch;

AND THAT, the Reeve sign a letter acknowledging the importance of bass fishing and the potential economic impacts if fishing activities are adversely impacted.”

xvii) **Establishment of an Ontario Rural Road Safety Program.**

Suggested Motion by Deputy Reeve Fred Dobbie:

“WHEREAS, official statistics from the Government of Ontario confirm that rural roads are inherently more dangerous than other roads;

AND WHEREAS, despite only having 17% of the population, 55% of the road fatalities occur on rural roads;

AND WHEREAS, rural, northern, and remote municipalities are fiscally strained by maintaining extensive road networks on a smaller tax base;

AND WHEREAS, preventing crashes reduces the burden on Ontario’s already strained rural health care system;

AND WHEREAS, roadway collisions and associated lawsuits are significant factors in runaway municipal insurance premiums

AND WHEREAS, preventing crashes can have a significant impact in improving municipal risk profiles;

NOW THEREFORE BE IT RESOLVED THAT, Tay Valley Township requests that the Government of Ontario take action to implement the rural road safety program that Good Roads has committed to lead, which will allow Ontario's rural municipalities to make the critical investments needed to reduce the high number of people being killed and seriously injured on Ontario's rural roads;

THAT, a copy of this resolution be forwarded to Premier Doug Ford, Honorable Prabmeet Sarkaria, Minister of Transportation, Honorable King Surma, Minister of Infrastructure, Honorable Rob Flack, Minister of Agriculture, Honorable Lisa Thompson, Minister of Rural Affairs, Honorable Trevor Jones, Associate Minister of Emergency Preparedness and Response, and Honorable Sylvia Jones, Minister of Health, and Good Roads;

AND THAT, this resolution be circulated to all municipalities in Ontario requesting their support.”

xviii) **24-10-30 – Council Communication Package.**

Suggested Motion by Councillor Marilyn Thomas:

“THAT, the 24-10-30 Council Communication Package be received for information.”

xix) **2025 Draft Budget Discussion.**

8. BY-LAWS

i) **By-Law No. 2024-044 – Road Naming – Nagle Way and Bird Way – attached, page 39.**

Suggested Motion by Councillor Wayne Baker:

“THAT, By-Law No. 2024-044, being a by-law to amend By-Law No. 98-89 being a Road Naming By-Law (Nagle Way and Bird Way), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ii) **By-Law No. 2024-045 – Remuneration and Expense Policy – attached, page 45.**

Suggested Motion by Councillor Keith Kerr:

“THAT, By-Law No. 2024-045, being a by-law to adopt a Remuneration and Expense Policy, be read a first, second, and third time short and passed by the Reeve and Clerk.”

- iii) **By-Law No. 2024-046 – Development Charges – attached, page 53.**

Suggested Motion by Councillor Greg Hallam:

“THAT, By-Law No. 2024-046 being a by-law to impose Development Charges, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

- iv) **By-Law No. 2024-047 – Road Naming – Legacy Lane – attached, page 77.**

Suggested Motion by Councillor Korrine Jordan:

“THAT, By-Law No. 2024-047, being a by-law to amend By-Law No. 98-89 being a Road Naming By-Law (Legacy Lane), be read a first, second, and third time short and passed by the Reeve and Clerk.”

- v) **By-Law No. 2024-049 – Zoning Amendment - Burich – attached, page 81.**

Suggested Motion by Deputy Reeve Fred Dobbie:

“THAT, By-Law No. 2024-049, being a by-law to amend Zoning By-Law No. 2002-12 (600 Lampman Hill, Part lot 4, Concession 9, Bathurst, now in Tay Valley Township, County of Lanark), be read a first, second, and third time short and passed by the Reeve and Clerk.”

- vi) **By-Law No. 2024-050 – Maximum Rate of Speed By-Law Amendment (North Burgess 8th Concession) – attached, page 84.**

Suggested Motion by Councillor Marilyn Thomas:

“THAT, By-Law No. 2024-050, being a by-law to amend the Maximum Rate of Speed By-Law No. 2018-035, to reduce the rate of speed on a portion of North Burgess 8th Concession, be read a first, second, and third time short and passed by the Reeve and Clerk.”

9. NEW/OTHER BUSINESS

- i) **Notice of Intention to Reconsider – Lanark Library Financial Contribution.**
Reeve Rob Rainer.

10. CALENDARING

Meeting	Date	Time	Location
Library Board Meeting	November 18 th	4:30 p.m.	Perth & District Library
Council Meeting	November 19 th	6:00 p.m.	Municipal Office
Committee of Adjustment Hearing	November 25 th	5:00 p.m.	Municipal Office
Public Meeting – Budget	November 26 th	5:30 p.m.	Municipal Office
Bolingbroke Cemetery Board Meeting	November 28 th	1:00 p.m.	Municipal Office
RVCA Board of Directors Meeting	November 28 th	6:30 p.m.	RVCA Offices
Green Energy and Climate Change Working Group	November 29 th	2:00 p.m.	Municipal Office
Committee of the Whole Meeting	December 3 rd	6:00 p.m.	Municipal Office
MVCA Board of Directors Meeting	December 9 th	1:00 p.m.	MVCA Offices
Council Meeting	December 10 th	6:00 p.m.	Municipal Office
Committee of Adjustment Hearing	December 16 th	5:00 p.m.	Municipal Office
“Special” Committee of the Whole Meeting	January 14 th , 2025	5:30 p.m.	Municipal Office

11. CLOSED SESSIONS

None.

12. CONFIRMATION BY-LAW

- i) **By-Law No. 2024-051 - Confirmation By-Law – November 19th, 2024 – attached, page 86.**

Suggested Motion by Councillor Angela Pierman:

“THAT, By-Law No. 2024-051, being a by-law to confirm the proceedings of the Council meeting held on November 19th, 2024, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

13. ADJOURNMENT

MINUTES

COMMITTEE OF THE WHOLE “SPECIAL” MINUTES

Tuesday, October 29th, 2024

5:30 p.m.

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

ATTENDANCE:

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

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

Regrets: None

1. CALL TO ORDER

The meeting was called to order at 5:30 p.m.
A quorum was present.

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

None at this time.

3. DELEGATIONS & PRESENTATIONS

i) **2025 Preliminary Budget Summary Presentation.**

The Treasurer presented the PowerPoint presentation as attached to the Agenda.

The Treasurer explained that the draft budget as presented with an 11.46% increase to the levy is a result of increased costs to the Township occurring throughout 2024. These increases, combined with goals of providing the same services at the same service levels as last year, resulted in a higher percentage than expected.

ii) **2025 Operating Budget Presentation and Discussion.**

The Treasurer presented the PowerPoint presentation as attached to the Agenda.

- **Budget Impacts on Levy**

The increase is result of a 3.21% increase in the Ontario Provincial Police Contract costs, a Township Operational cost increase of 7.3% and a Reserve/Capital Increase of 0.95%.

The largest factors driving the 11.46% rate are

- a 6.36% increase due to salaries & benefits changes as result of the Pay Equity and Compensation Review, and
- a 3.21% increase due to the OPP costing change

These items alone represent a levy increase of 9.57%.

The Treasurer notes that staff have diligently worked to lessen any additional impact brought to the levy, recognizing that further reductions could mean changes or reductions in services, or changes in external support and donations.

- **New Initiatives for Council Consideration**

The Committee, recognizing that the operating budget was already proposing an 11.46% levy increase, carefully considered each proposed new initiative.

Recreation Casual Position

The Treasurer and Chief Administrative Officer/Clerk explained that this position is being brought forward from the 2024 Draft Budget. The Committee discussed the occupational factors that accounted for the need and the related staffing costs of the position. Public Works staff currently

undertake the duties of this position. The financial implications of both scenarios were considered.

A correction was noted. The \$11,745 for this position should have been \$5,700.

The Committee agreed to proceed with adding additional hours to this position.

Additional Positions

The Chief Administrative Officer/Clerk addressed the need for additional staff in the Corporate and Finance Departments. Citing the examples of large tasks, such as asset management and budget creation, along with the impact of growth and changes to services within the Township, staff are at workload capacity.

These positions are not being sought in this Budget, but they will be brought forward for Council consideration in future budgets.

Fire Compensation Review

The Treasurer explained that the results of the Fire Compensation Review will be available at the November 19th, 2024, meeting and that the final outcome of it could result in an increase for consideration.

Increasing the Library Levy Request

The Committee discussed the increased funding request from the library, including the outcomes of

- Tay Valley Township's proportional increase being just under \$7,000
- increasing a library staff position from four (4) to five (5) days per week
- allowing the library to increase volunteer capacity and increase programming

The Committee enquired how the amount of \$21,000 was reached for an additional day for the Library staff. The Treasurer will enquire and provide an update at the next meeting.

A Member raised the question of redirecting the current donation for the Lanark Highlands Library to the Perth & District Union Library.

The Committee also discussed that the Library needs to look at cutting in other areas, such as programming so that their expenses are not increasing year over year.

The Committee agreed to leave the ask in for now but would discuss again at the next meeting.

Reducing the Library Transfer to Capital Reserves

The Treasurer explained that under the current agreement, the Perth & District Library is to budget 4% of its annual levy to reserves, and that the library has lessened the contribution potentially as a way to combat tight budgets in the past. This was included so that Council was consciously aware that the agreement was not being met.

iii) **2025 Fee Review.**

The Treasurer explained the proposed fee amendments.

The Chief Administrative Officer/Clerk spoke to the “Review of Legal Status/Update to Property Files” item on the Proposed Fee Amendments slide.

This new fee was established based on increasing observation that

- residents often do not want to file a Building or Planning application until they are aware of what other matters are involved
- Township staff are unable to provide that information without doing a full and proper legal search
- a fee and deposit are needed for staff to undertake that task, and currently one does not exist

The Planner explained the following items on the slide, “Part Lot Lift” and “Deeming By-Law”, as new tasks never having been done by the Township before.

During 2024, the Township was required to perform a Part Lot Lift and is aware of the need for a Deeming By-Law as part of a current severance application. Currently there are no fees for either process, adding these items to the Tariff of Fees will fulfill current and future operational needs.

The Chief Administrative Officer/Clerk spoke to the Building Permit Deposit fees, explaining that the Township has seen a sharp increase in law offices not pulling all required legal files and information regarding a property, or not verifying all matters as required. To cover the Township for risk and liability, staff have the responsibility to verify information when an application is filed and there are currently no fees to cover pulling the additional required legal information.

The Committee had questions surrounding campgrounds using Township waste sites for their commercial business, of which most users are not Township residents. At a later date Council would like to discuss fees for campgrounds that use the Township waste sites.

The Committee recessed at 6:59 p.m.

The Committee returned to session at 7:04 p.m.

The Treasurer opened the floor to questions, a Member asked for clarification on the OPP increase, and if another occurrence could happen again.

The Chief Administrative Officer/Clerk explained that part of the reason is the OPP were part of a provincial wage freeze, which was recently removed and adjusted. There was no warning that the increased costs to OPP served municipalities was going to be of this magnitude.

Requests from Outside Agencies (Grants)

The Committee discussed each external request for funding:

- The Table requesting \$5,000, supported
- Big Brothers/Big Sisters requesting \$3,500, supported
- Youth Activity Kommittee (YAK) requesting \$10,000, \$5,000 supported
- Lanark County Community Justice Program requesting \$2,000, supported
- Perth & District Sports Hall of Fame requesting \$350, supported
- ABC Association Hall requesting \$1,500 plus an additional \$3,000, \$1,500 supported
- Maberly Agricultural Society requesting \$2,500, \$1,500 supported

Councillor Hallam declared a pecuniary interest and/or conflict of interest on item 3 iii) 2025 Fee Review regarding the Perth & Smiths Falls District Hospital Request as his spouse works for the Hospital Foundation.

Councillor Hallam left the room.

- Perth & Smiths Falls District Hospital requesting \$70,000, supported after discussion of whether to provide the entire amount to the Hospital or to the Foundation or to split it between both

Councillor Hallam returned to the room.

- Perth & District Chamber of Commerce requesting \$2,000, not supported at this time although Tay Valley Township will continue to renew its annual membership

The Committee encouraged staff to get the overall levy down to single digits, possibly looking to offset the OPP increase with the contingency reserve. There is also a concern that the reserves are low.

The Treasurer and Chief Administrative Officer/Clerk addressed questions of Members regarding the draft 11.46% levy increase. The Committee was reminded that the Ontario Municipal Partnership Fund (OMPF) is yet to come in, the Township is waiting for audited financial statements to be returned, the assessment roll, and the outcome of the Fire Department compensation review is unknown.

The Chief Administrative Officer/Clerk stressed the need to look at dollar number increases to understand the actual impact of the levy increase as

percentages can be difficult to understand in context. The Treasurer explained that at the current levy increase, 11.46% represents an annual increase of \$180.25 based on a property assessment of \$300,000 which considers over 60% of the Township's properties.

- 62% of households are assessed at \$300,000 or less (62% of households will pay the \$180 annual increase or less)
- 82% of households are assessed at \$400,000 or less

Members suggested showing the annual dollar increase, the monthly dollar increase, and the percentage as supporting information in future cost explanation breakdowns, including in the tax bill.

The Treasurer confirmed that the media release announcing the 2025 Budget will be published in December 2024. Members suggested a written narrative to explain the increase, including charts and visual representations. Staff will continue to seek savings and decreases throughout the Budget process until its completion in December 2024.

4. ADJOURNMENT

The Committee adjourned at 8:43 p.m.

COMMITTEE OF THE WHOLE MINUTES

Tuesday, November 5th, 2024

Immediately following the Public Meetings at 5:30 p.m.

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

Council Chambers

ATTENDANCE:

Members Present: Chair, Councillor Wayne Baker
Reeve Rob Rainer
Deputy Reeve Fred Dobbie
Councillor Greg Hallam
Councillor Korrine Jordan
Councillor Keith Kerr
Councillor Marilyn Thomas

Staff Present: Amanda Mabo, Chief Administrative Officer/Clerk
Aaron Watt, Deputy Clerk
Sean Ervin, Public Works Manager (left at 7:55 p.m.)
Noelle Reeve, Planner

Regrets: Councillor Angela Pierman

1. CALL TO ORDER

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

2. AMENDMENTS/APPROVAL OF AGENDA

The agenda was adopted as amended.

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

None at this time.

4. APPROVAL OF MINUTES OF PUBLIC MEETINGS

i) **Public Meeting: Zoning By-Law Amendment(s) – September 10th, 2024.**

The minutes of the Public Meeting – Zoning By-Law Amendment(s) held on September 10th, 2024, were approved.

ii) **Public Meeting: Development Charges Update – October 22nd, 2024.**

The minutes of the Public Meeting – Development Charges Update held on October 22nd, 2024, were approved.

5. DELEGATIONS & PRESENTATIONS

i) **Delegation: Elliot Road Railway Crossing.**

R. Redner gave the presentation that was attached to the agenda.

Recommendation to Council:

“**THAT**, staff bring back a report regarding upgrading the Elliot Road railway crossing in response to the delegation on November 5th, 2024.”

ii) **Delegation: Noise By-Law.**

J. Hodges provided a summary of ongoing noise related concerns regarding a neighbouring property – *attached, page 10*.

The Chief Administrative Officer/Clerk suggested that a five (5) year review of the Zoning By-Law is coming up as early as January 2025. It was suggested that staff bring suggestions back as part of that review and make recommendations to Council.

Recommendation to Council:

“**THAT**, as part of the Zoning By-Law 5-Year Review, staff explore options that could mitigate excessive noise and dust disturbances from neighbouring properties.”

iii) **Delegation: Noise By-Law.**

Peter Wright, Resident.

P. Wright gave the presentation that was attached to the agenda.

Recommendation to Council:

“**THAT**, staff bring back a report on implementing a noise by-law in response to the two delegations on November 5th, 2024 regarding excessive noise.”

iv) **Delegation: Maberly Pines – Capital Charge.**

F. Johnson gave an updated presentation – *attached page 11.*

A Member acknowledged that Private Unassumed Roads (PUR) has been a difficult item last term of Council and this term of Council there has been progress forward. It was stressed that all PUR's are not the same and need to be addressed individually to understand the needs and demands of each.

It was noted that some PURs are short roads with few residents where others, such as Maberly Pines Subdivision, is mostly undeveloped with multiple roads, more than fifty (50) lots, and requiring large amounts of planning and work to develop.

While the Township has limited staff to address the PUR files, the Chief Administrative Officer/Clerk encourages the public to contact staff to discuss PUR's on a case by case basis.

Recommendation to Council:

“THAT, the delegation dated November 5th, 2024 regarding the Little Silver and Rainbow Lakes Property Owners Association's Comments on the Maberly Pines – Capital Charge, be received for information.”

The Committee recessed at 7:05 p.m.

The Committee returned to session at 7:12 p.m.

6. PRIORITY ISSUES

i) **Report #CAO-2024-29 – Maberly Pines Subdivision – Capital Charge.**

Recommendation to Council

“THAT, staff be authorized to proceed with the hydro design for the Maberly Pines Subdivision for an estimated cost of \$5,000 and obtain an installation date from Hydro One.”

Recommendation to Council

“THAT, a tender to complete the brushing and road base work in 2025 and the surface treatment in 2026 for the Maberly Pines Subdivision be issued in the first quarter of 2025 so that more accurate pricing can be obtained;

THAT, the Fire Department provide a recommendation and costing with regards to the fire suppression required for the Maberly Pines Subdivision;

AND THAT, this information be provided to Council no later than the April 2025 Committee of the Whole meeting.”

ii) **Report #CAO-2024-30 – Proposed New Road Name – Legacy Lane.**

Recommendation to Council:

“**THAT**, the necessary by-law to name an existing Private Road to Legacy Lane as outlined in Report #CAO-2024-30 – Proposed New Road Name – Legacy Lane, be brought forward for approval.”

iii) **Report #FIN-2024-13 – Development Charges Background Study & By-Law Update.**

Recommendation to Council:

“**THAT**, the necessary by-law to impose development charges effective November 19th, 2024 for a term of ten (10) years be brought forward to the next Council meeting.”

iv) **Report #PW-2024-20 – North Burgess 8th Concession – Speed Limit.**

Recommendation to Council:

“**THAT**, the speed limit on North Burgess 8th Concession, between Otty Lake Side Road and the dead end be posted at 40 km/hr and signed according to the Ontario Traffic Manual- Book 6;

AND THAT, By-Law No. 2018-035 - Maximum Rate of Speed be amended and brought forward at a subsequent Council meeting.”

v) **Report #PW-2024-21 – H. Mather Drain Maintenance – Tender Award.**

Recommendation to Council:

“**THAT**, Tender #2024-PW-008 – H. Mather Drain Maintenance be cancelled;

AND THAT, the Tender be reissued with a reduced scope of work and/or modified schedule.”

vi) **Report #PW-2024-19 – Waste Site Hours of Operation – Update.**

Recommendation to Council:

“**THAT**, the operating hours at the Glen Tay Waste Site be changed to 8am to 4pm on Mondays, effective January 1st, 2025, subject to Ministry approval.”

The Public Works Manager left at 7:55 p.m.

vii) **Report #PD-2024-14 – Sewage System Maintenance Systems.**

Recommendation to Council:

“**THAT**, Tay Valley Township enter into an Agreement for the provision of septic inspection services with the Rideau Valley Conservation Authority, a copy of which forms Attachment #2 to this report.”

viii) **Report #PD-2024-15 – Mississippi-Rideau Source Protection Plan – Proposed Amendments.**

Recommendation to Council:

“**THAT**, the comments contained in Report #PD-2024-11 be submitted to the Mississippi-Rideau Source Protection Committee via marika.livingston@mrsourcewater.ca in response to the Committee proposals to update the Mississippi-Rideau Source Protection Plan, Assessment Reports and Explanatory Document.”

ix) **Mississippi Valley Conservation Authority Board – Resignation.**

Recommendation to Council:

“**THAT**, Korrine Jordan be removed from the Mississippi Valley Conservation Authority Board.”

x) **Council Appointment to Mississippi Valley Conservation Authority Board.**

Recommendation to Council:

“**THAT**, the Corporation of Tay Valley Township appoint Wayne Baker to the Mississippi Valley Conservation Authority Board for a term ending November 17, 2026.”

xi) **Appointment of ReUse Centre Volunteers.**

Recommendation to Council:

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

- Cheryl Burnham
- Angela Kalbun.”

7. CORRESPONDENCE

i) **Big Rideau Lake Association – Bass Spawning Sanctuaries.**

Recommendation to Council:

“**THAT**, The Council of the Corporation of Tay Valley Township support the Big Rideau Lake Association’s efforts with the Fisheries Conservation Foundation (FCF) to expand spawning sanctuaries in Big, Upper and Lower Rideau Lakes regarding the goal of protecting bass from population loss during preseason catch;

AND THAT, the Reeve sign a letter acknowledging the importance of bass fishing and the potential economic impacts if fishing activities are adversely impacted.”

ii) **Establishment of an Ontario Rural Road Safety Program.**

Recommendation to Council:

“**WHEREAS**, official statistics from the Government of Ontario confirm that rural roads are inherently more dangerous than other roads;

AND WHEREAS, despite only having 17% of the population, 55% of the road fatalities occur on rural roads;

AND WHEREAS, rural, northern, and remote municipalities are fiscally strained by maintaining extensive road networks on a smaller tax base;

AND WHEREAS, preventing crashes reduces the burden on Ontario’s already strained rural health care system;

AND WHEREAS, roadway collisions and associated lawsuits are significant factors in runaway municipal insurance premiums

AND WHEREAS, preventing crashes can have a significant impact in improving municipal risk profiles;

NOW THEREFORE BE IT RESOLVED THAT, Tay Valley Township requests that the Government of Ontario take action to implement the rural road safety program that Good Roads has committed to lead, which will allow Ontario’s rural municipalities to make the critical investments needed to reduce the high number of people being killed and seriously injured on Ontario’s rural roads;

THAT, a copy of this resolution be forwarded to Premier Doug Ford, Honorable Prabmeet Sarkaria, Minister of Transportation, Honorable King Surma, Minister of Infrastructure, Honorable Rob Flack, Minister of Agriculture, Honorable Lisa Thompson, Minister of Rural Affairs, Honorable Trevor Jones, Associate Minister of Emergency Preparedness and Response, and Honorable Sylvia Jones, Minister of Health, and Good Roads;

AND THAT, this resolution be circulated to all municipalities in Ontario requesting their support.”

iii) **24-10-30 – Council Communication Package.**

Recommendation to Council:

“**THAT**, the 24-10-30 Council Communication Package be received for information.”

8. COMMITTEE, BOARD & EXTERNAL ORGANIZATION UPDATES

i) **Bolingbroke Cemetery Board** – *deferred to the next meeting.*

ii) **Committee of Adjustment.**

The Committee reviewed the minutes that were attached to the agenda.

iii) **Fire Board** – *deferred to the next meeting.*

iv) **Library Board** – *deferred to the next meeting.*

v) **Pinehurst Cemetery Board.**

The Committee reviewed the minutes that were attached to the agenda.

vi) **Lanark County OPP Detachment Board** – *deferred to the next meeting.*

vii) **Green Energy and Climate Change Working Group** – *deferred to the next meeting.*

viii) **Mississippi Valley Conservation Authority Board** – *deferred to the next meeting.*

ix) **Rideau Valley Conservation Authority Board.**

The Committee reviewed the minutes and summary that were attached to the agenda.

x) **Lanark County Traffic Advisory Working Group** – *deferred to the next meeting.*

xi) **County of Lanark.**

The Reeve reported that:

- the septic waste capacity resolution forwarded to Lanark County Council following the September 24th Council Meeting was recently on the County Agenda. There was majority support that County act on the issue.
- the Blakeney Bridge replacement project in Mississippi Mills has been delayed due to water levels being too high and too strong to allow the contractor to perform the required work.
- there was a presentation on a proposed Cavanagh aggregate pit near Tay Valley Township's norther border. There is a geological feature there that results in uranium deposits and Health Canada may be brought in to assess safety of the project.

The Deputy Reeve reported that:

- Terry McCann, Director of Public Works for Lanark County announced his retirement, effective in six (6) months.
- notice was received from Lanark County's Deputy Clerk that a 2025 Draft Budget review has been scheduled for November 22nd, 2024.

9. CLOSED SESSION

None.

10. DEFERRED ITEMS

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

- *None.*

11. ADJOURNMENT

The Committee adjourned at 8:17 p.m.

COMMITTEE OF THE WHOLE “SPECIAL” MINUTES

Tuesday, November 12th, 2024

5:30 p.m.

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

ATTENDANCE:

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

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

Regrets: None

1. CALL TO ORDER

The meeting was called to order at 5:30 p.m.
A quorum was present.

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

None at this time.

3. DELEGATIONS & PRESENTATIONS

i) 2025 Capital Budget Presentation and Discussion.

The Treasurer presented the PowerPoint presentation as attached to the Agenda.

Bridges

The Public Works Manager noted the wear shown in the photos of the Bowes Side Road bridge. It was explained that the estimated cost reflected a worst-

case scenario, and that contingency is built into the quoted cost. The bridge needs to bear full highway loads with no restrictions, and it is better to replace the bridge sooner than later to avoid costs increasing further.

A Member raised concern that the bridge reserve was low. The Treasurer explained that in consultation with the Public Works Manager, staff have prioritized bridge works and do not recommend deferring this bridge much longer. The Public Works Manager explained that while road grants are more common, one bridge eligible grant can drastically change the reserve picture.

The Chief Administrative Officer/Clerk pointed out that staff is still waiting to receive the 2023 audit results, and there may be recommendations included that will help boost the bridge reserve.

Item 4 i) was discussed next.

Buildings

The Public Works Manager explained that the buildings listed in the presentation represent the greatest need of repair from a health and safety perspective, and that the building condition assessments taken in 2021-2022 were used when considering priorities.

The Treasurer explained the specific details of the Bathurst Garage, the Burgess Garage, and the Maberly Garage projects. The Committee discussed the use of these facilities and the need for immediate repair verses deferring into the future.

Recreation

The Treasurer noted that the pickleball and outdoor rink items are dependant on successful grant funding.

A Member questioned if the Joint Recreation Feasibility Study was also grant related, the Treasurer explained that it is being funded primarily from reserves with some funding coming from development charges.

Minor Capital

A Member asked if, instead of hiring a consultant, could an additional staff member be hired, to write the Economic Development & Tourism Action Plan.

The Chief Administrative Officer/Clerk explained that in this case, no. These studies need to be completed and ready to action in order to apply for grants. Success has been seen in this manner for recreation, but the plans do not yet exist for economic development and tourism.

ii) **2025 Operating Budget Update.**

The Treasurer provided the summary that the levy, while starting off at an 11.46% increase, was reduced throughout the budget process to a current increase of 10.71%

The annual breakdown represents a \$168.50 annual, \$14.04 monthly, increase per household with an assessed value of \$300,000.

The Committee discussed levy rate increases of surrounding municipalities and how the 10.71% may be further reduced. The Chief Administrative Officer/Clerk reminded the Committee that the Township is still waiting on the assessment roll and the 2023 audit results, which should be available for the December meeting.

It was agreed that the Maberly Garage projects in the amount of \$22,000 be removed from the budget at this time, the Public Works Manager explained that there are some significant projects needed at some halls and it is better to invest in assets before they slip beyond the point of repair. A staff report on the matter to follow in 2025.

The Chief Administrative Officer/Clerk explained that these projects are related and somewhat dependant on other Township initiatives. For example, if a land purchase occurs for the waste site, which includes space for public works, it will alter the priority for some of the other repair projects.

Per Council's request during the last meeting for additional detail regarding the Perth & District Library's proposed Adult & Senior Services Position, a job description was provided for information – *attached, page 6.*

4. CLOSED SESSION

i) **CONFIDENTIAL: Litigation – Building Permit #115-2017.**

The Committee moved “in camera” at 6:04 p.m. to address a matter pertaining to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding Building Permit #115-2017 and the Chief Administrative Officer/Clerk, Deputy Clerk, and Legal Counsel remained in the room.

The Committee returned to open session at 7:10 p.m.

The Chair rose and reported that Council provided legal counsel and staff direction on the matter.

The Committee recessed at 7:10 p.m.

The Committee returned to session at 7:17 p.m.

The Committee returned to item 3 i)

5. ADJOURNMENT

The Committee adjourned at 7:56 p.m.

DELEGATIONS & PRESENTATIONS

COUNCIL
November 19th, 2024

Report #CAO-2024-31
Amanda Mabo, Chief Administrative Officer/Clerk

**REQUEST TO CLOSE A PORTION OF AN UNOPENED ROAD ALLOWANCE – SNYDER
PUBLIC MEETING**

STAFF RECOMMENDATION(S)

“**THAT**, once the required survey has been received, Council consider a by-law to stop up, close and sell a portion of the unopened road allowance (approximately 60 metres) between Concessions 6 & 7, Lot 20 and 21, North Burgess, just south of Black Lake Road.”

BACKGROUND

Committee and Council have considered a request to stop up, close and sell a portion of the unopened road allowance (approximately 60 metres) between Concessions 6 and 7, Lot 20 and 21, North Burgess, just south of Black Lake Road. A resolution was passed on August 27, 2024, agreeing to proceed with the application to stop up, close and sell the said portion of the unopened road allowance as outlined in Report #CAO-2024-16 – Request to Close a Portion of an Unopened Road Allowance - Snyder, as per the Road Closing and Sale Policy and call a Public Meeting.

DISCUSSION

The purpose of this report and public meeting is to solicit public feedback regarding the proposed road closing.

Pursuant to the Road Closing and Sale Policy, public notice was posted on site and in the general vicinity of the portion of the unopened road allowance to be closed, mailed to the adjacent property owners, published on the Township website and Facebook page and provided publicly via the Perth Journal on October 2nd, October 16th, and October 23rd, 2024, as well as the Agenda for the Committee of the Whole Meeting held on August 13th, 2024, the Agenda for the Council Meeting on August 27th, 2024 and the Agenda for the Public Meeting held on November 19th, 2024, with such notice offering an opportunity for any person to address concerns related to the closing.

Agency Comment

None.

Adjacent Landowner Comment

One nearby landowner had questions regarding the ownership of the road allowance and the ownership of the applicant's property, which were clarified via an in-person discussion with the CAO/Clerk.

The adjacent landowner to the west as well as that landowner's neighbour to the west both had questions about whether this would affect access to their respective properties. Access to the neighbouring properties will not be affected as the portions of unopened road allowance between their properties and Black Lake Road had already been stopped up, closed, and consolidated with their respective lands years ago.

The adjacent landowner to the east is also in the process of stopping up, closing and purchasing the east end of this portion of unopened road allowance to provide frontage to their own property. The Public Meeting for the adjacent property to the west occurred on August 27, 2024, without any objections to the Road Closing.

Next Steps

Once the required survey has been received, Council can then proceed to pass a by-law to stop up, close and sell a portion of the unopened road allowance to the Applicant. The land will then be transferred upon payment of the required costs and the closed portion of unopened road allowance will be consolidated with the applicant's property.

ATTACHMENTS

- i) Map
- ii) Report #CAO-2024-16 – Request to Close Unopened Road Allowance - Snyder

Prepared and Submitted By:

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



**COMMITTEE OF THE WHOLE
August 13th, 2024**

**Report #CAO-2024-16
Amanda Mabo, Chief Administrative Officer/Clerk**

**REQUEST TO CLOSE A PORTION OF AN UNOPENED ROAD ALLOWANCE
SNYDER**

STAFF RECOMMENDATION(S)

“**THAT**, Council agrees to proceed with the application to stop up, close and sell the said portion of the unopened road allowance as outlined in Report #CAO-2024-16 – Request to Close a Portion of an Unopened Road Allowance – Snyder, as per the Road Closing and Sale Policy and call a Public Meeting.”

BACKGROUND

A written request (attached) was received from the property owners requesting the closure of the identified portion of the unopened road allowance.

DISCUSSION

The Executive Assistant/Alternate CEMC undertook a preliminary review.

The Applicant is requesting to close a portion of the unopened road allowance between Concessions 6 & 7, Lots 20 and 21 in North Burgess, and add it to their property located south of this section of the unopened road allowance. The stopping up, closure and sale of this portion of unopened road allowance and consolidation of this piece with the owner’s lands would provide road frontage to the property, which is required to proceed with any building or planning applications.

The Planner and Public Works Department were consulted and have no issues with this request. The Township will retain 10m from the center line of Black Lake Road for road widening and the draft survey will be approved by the Public Works Manager and CAO/Clerk prior to deposit.

Staff recommends proceeding with closing the portion of the unopened road allowance requested as there are no Planning or Public Works concerns or future anticipated municipal uses.

The requestor will be required to pay all costs associated with the application, including purchase price, legal and advertising costs and may also require an appraisal to determine the purchase price for the land. A reference plan/survey will be undertaken by the Applicant at their cost.

ATTACHMENTS

- i) Written Request and Map
- ii) Survey 27R-7148

Prepared and Submitted By:

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

From: Carl Snyder
Sent: Tuesday, July 23, 2024 7:41 PM
To: TVT Executive Assistant <executiveassistant@tayvalleytwp.ca>
Subject: Re: Unopened Road Allowance

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Dayna,

That appears to be correct. I wish to proceed with the stop up, close, purchase and consolidation of that portion with my land.

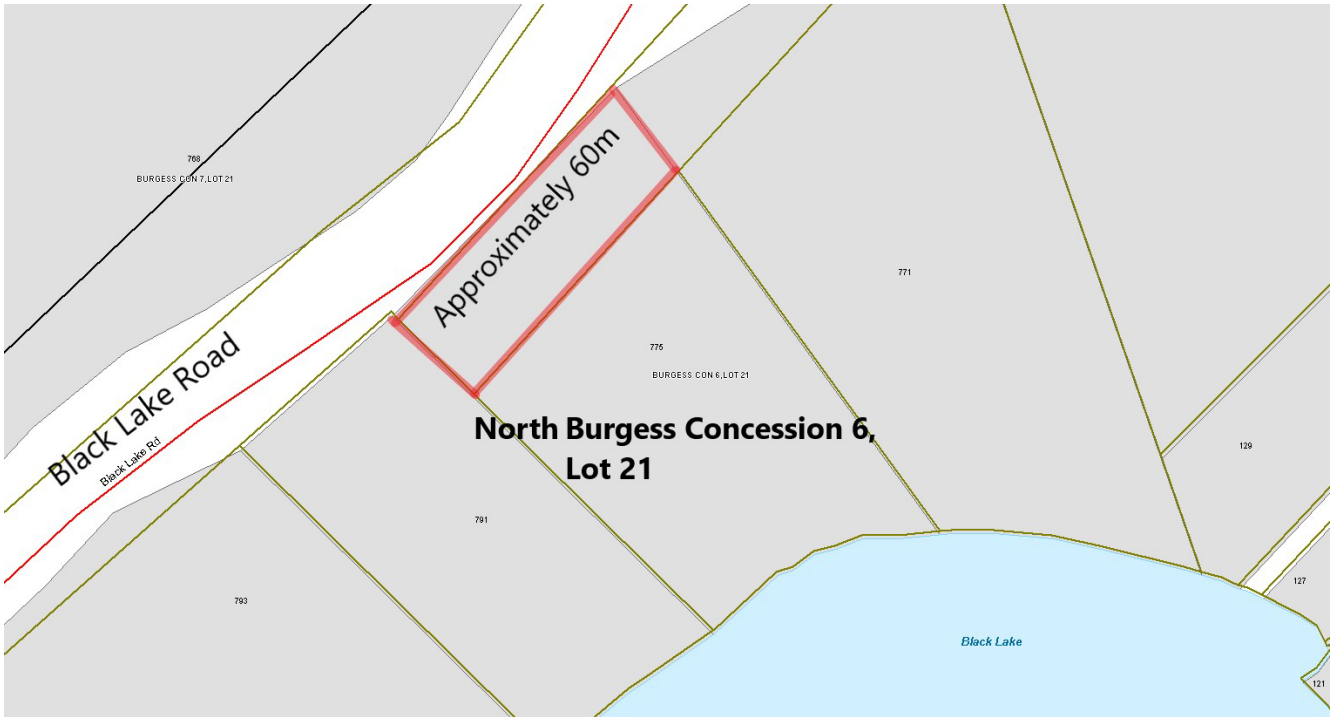
Thanks,
Carl

From: TVT Executive Assistant <executiveassistant@tayvalleytwp.ca>
Sent: July 23, 2024 2:39 PM
To: Carl Snyder
Subject: RE: Unopened Road Allowance

Hi Carl,

... Part of the Road Closing process is for your written request to include a map that notes the geographic township of your property, as well as lot and concession that your property is in, any adjacent roads as well as the approximate length of the proposed closing. I've included a map below that contains this information for your convenience and ask that you review for accuracy and send it back in an email to me, if you agree with the information.

If you agree with the map and the information below, your email should include that you understand that your property fronts onto an unopened Township road allowance and not Black Lake Road, as indicated in the map provided, and that you wish to proceed with the process to stop up, close, purchase and consolidate that portion of the unopened road allowance with your land.

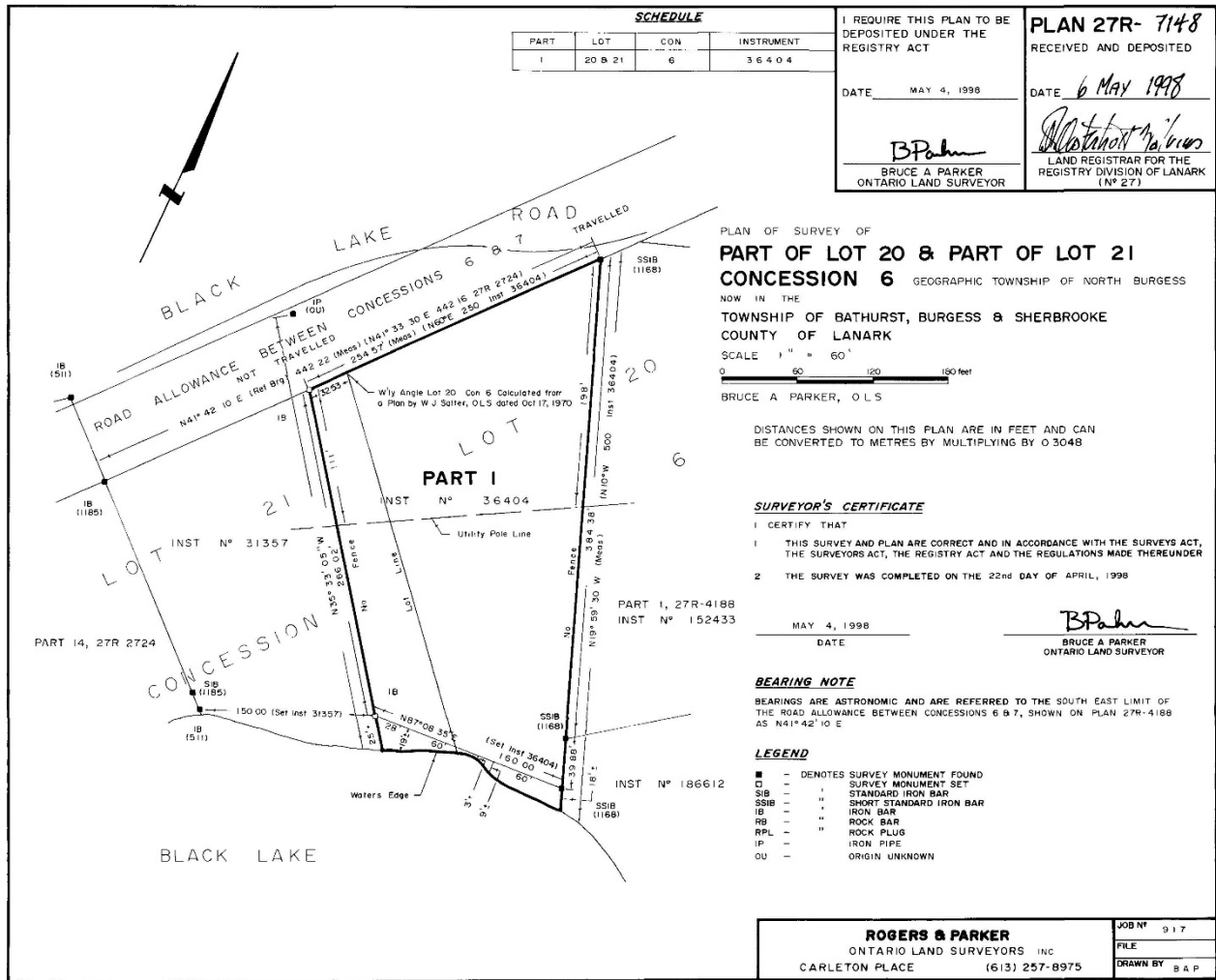


Please let me know if you have any questions.

Kind regards,

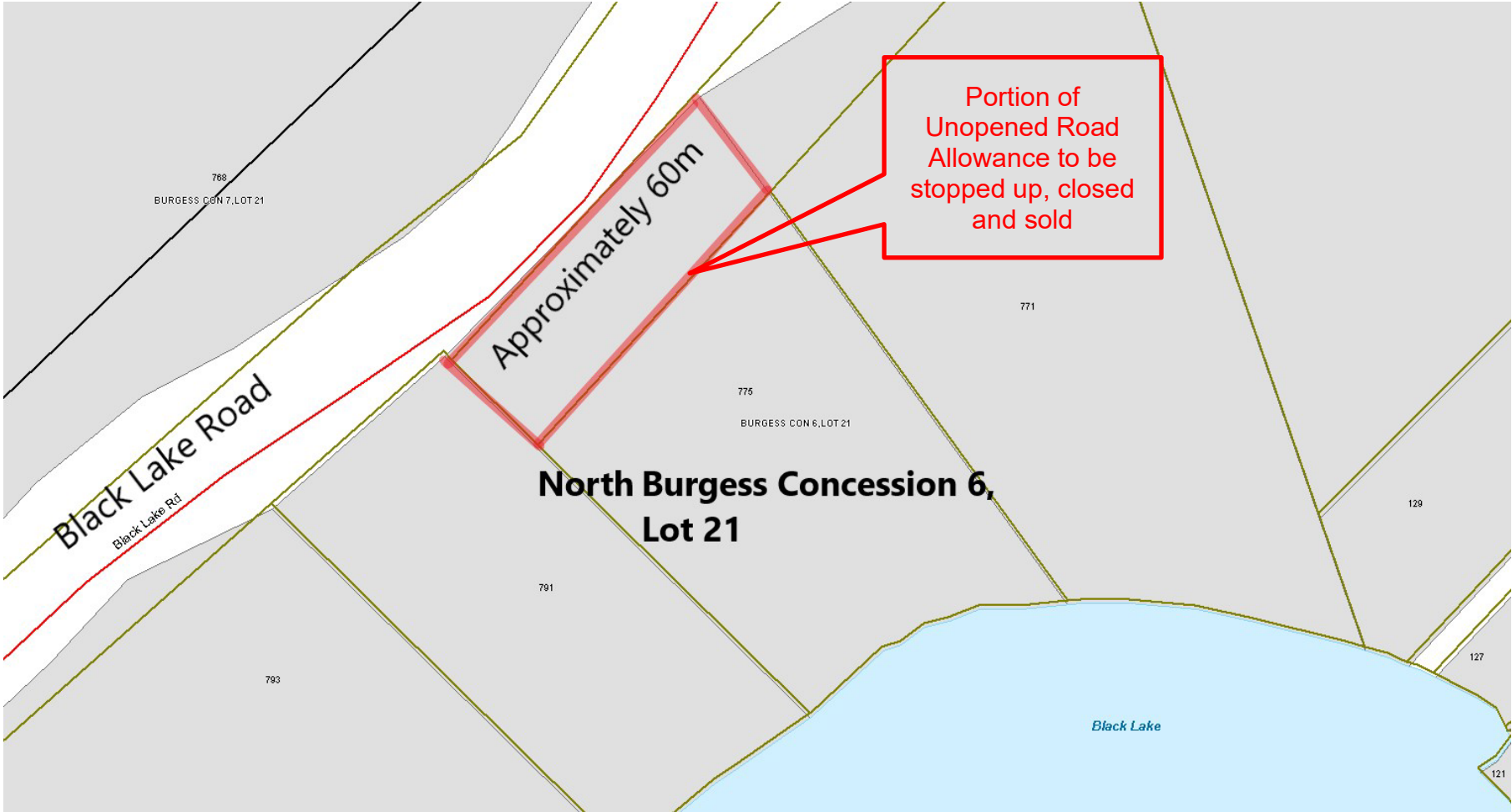
Dayna Clark,
Executive Assistant/Alternate CEMC
Tay Valley Township
217 Harper Road, Perth, ON K7H 3C6
T: 613-267-5353 ext. 131 or 1-800-810-0161
F: 613-264-8516
E: executiveassistant@tayvalleytwp.ca
www.tayvalleytwp.ca

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Survey 27R-7148

Shows neighbouring property (being Part 1), portion of unopened road allowance, and location of Black Lake Road



GIS Map

BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-044

BEING A BY-LAW TO AMEND ROAD NAMING BY-LAW NO. 98-87 (NAGLE WAY & BIRD WAY)

WHEREAS, Section 48 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a local municipality may name or change the name of a private road after giving public notice of its intention to pass the by-law;

AND WHEREAS, Nagle Way and Bird Way are Private Roads within Tay Valley Township;

AND WHEREAS, the private rights-of-way have been registered on title for many decades and were never named or added to the Township's Road Naming By-Law;

AND WHEREAS, public notice was provided to each affected property owner and was given on November 15th, 2024 via the agenda for the Council Meeting on November 19th, 2024;

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the private right-of-way shown as Part 3 on 27R-12259, and Parts 1, 3, 4 and 5 on 27R-9860, be named Nagle Way.
- 1.2 **THAT**, the private right-of-way shown as Part 2 on 27R-12259 and Part 3 on 27R-2649, be named Bird Way.
- 1.3 **THAT**, Plan 27R-12259 is attached hereto as Schedule "A" and shall be for information purposes only, and not form part of this by-law.
- 1.4 **THAT**, Plan 27R-9860 is attached hereto as Schedule "B" and shall be for information purposes only, and not form part of this by-law.
- 1.5 **THAT**, Plan 27R-2649 is attached hereto as Schedule "C" and shall be for information purposes only, and not form part of this by-law.
- 1.6 **THAT**, Nagle Way and Bird Way, located in the geographic Township of North Burgess, as shown on Schedule "D" attached, be included within the designated roads as set out in the Road Naming By-Law No. 98-87, specifically Schedule "B", Burgess Ward, Private Roads, Long Lake.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-044**

- 1.7 THAT**, the Location and Description of Nagle Way in Schedule “B”, Burgess Ward, Private Roads, Long Lake be added to Road Naming By-Law No. 98-87, as shown on Schedule “D” attached, read as follows:

From Hanley Lane to the dead end shown as Part 3 on 27R-12259, and Parts 1, 3, 4 and 5 on 27R-9860.

- 1.8 THAT**, the Location and Description of Bird Way in Schedule “B”, Burgess Ward, Private Roads, Long Lake be added to Road Naming By-Law No. 98-87, as shown on Schedule “D” attached, read as follows:

From Hanley Lane to the dead end shown as Part 2 on 27R-12259 and Part 3 on 27R-2649.

- 1.9 THAT**, the Clerk be authorized to register a certified copy of this by-law on title in the Land Registry Office.

2. ULTRA VIRES

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

3. BY-LAWS TO BE AMENDED

- 3.1** By-Law No. 98-87 is hereby amended.

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

4. EFFECTIVE DATE

- 4.1 THAT**, this by-law shall come into force and effect with the posting of the applicable Road Signage and when a certified copy of this by-law has been registered at the Land Registry Office.

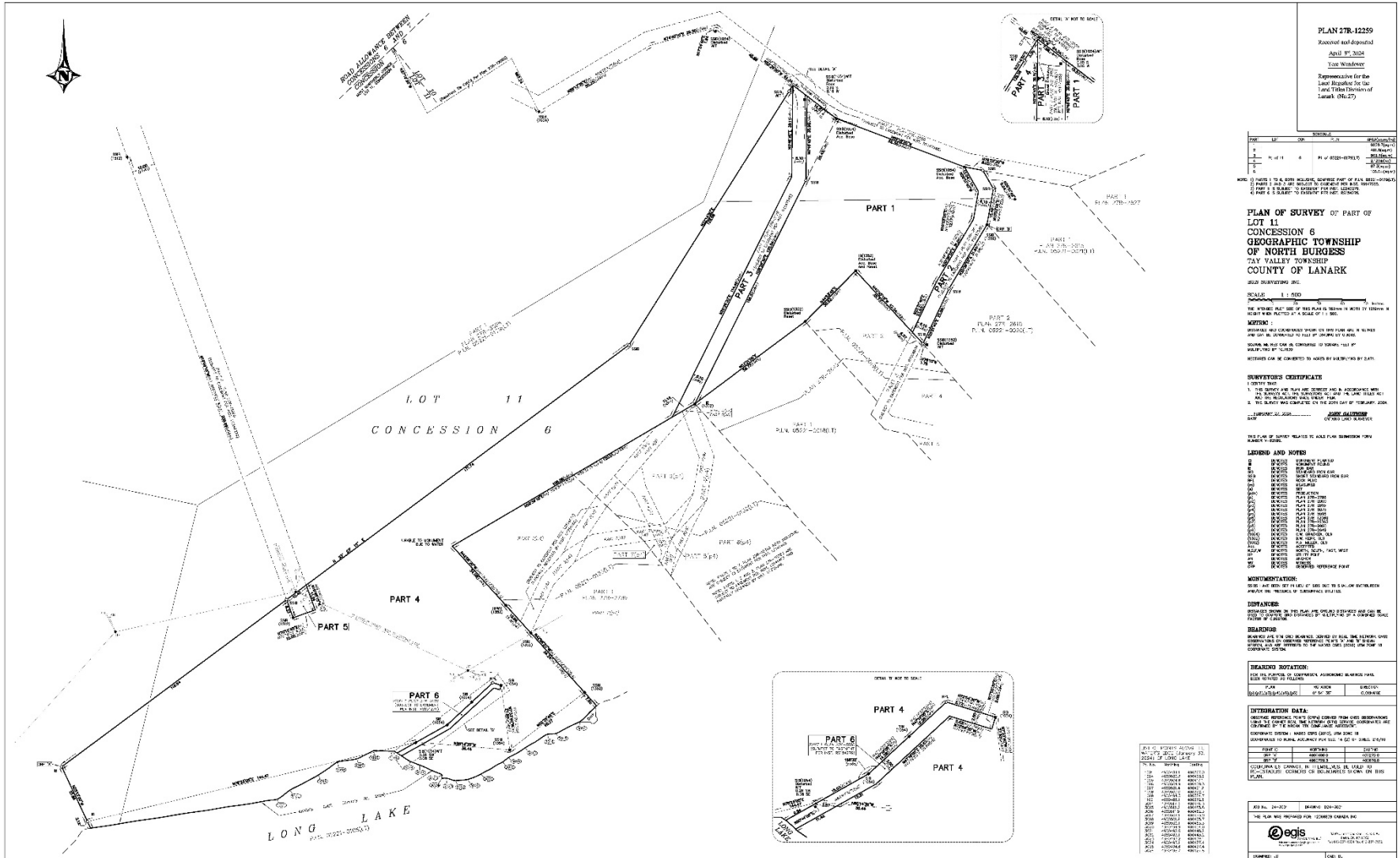
- 4.2** ENACTED AND PASSED this 19th day of November 2024.

Rob Rainer, Reeve

Amanda Mabo, Clerk

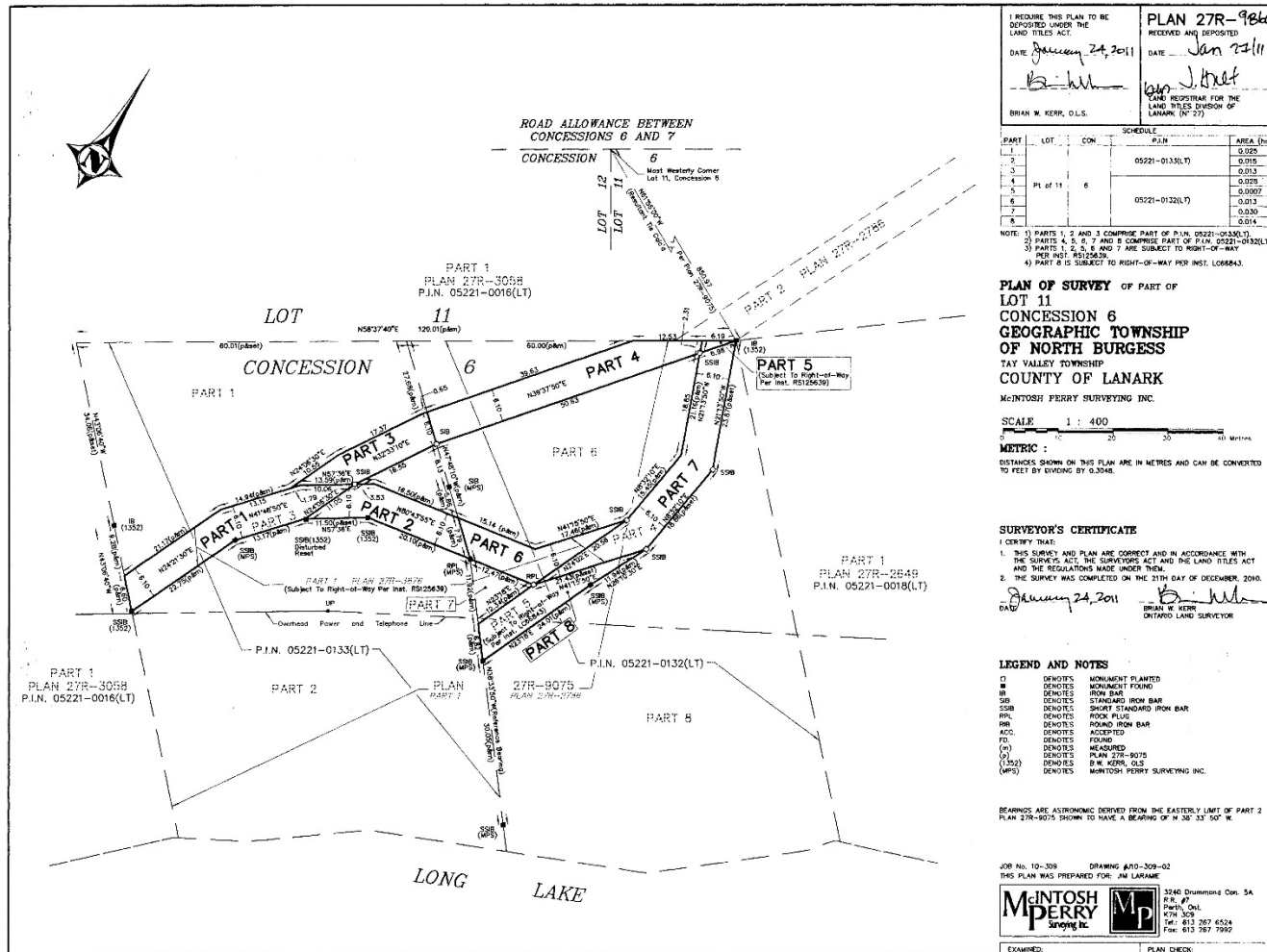
THE CORPORATION OF TAY VALLEY TOWNSHIP BY-LAW NO. 2024-044

SCHEDULE "A"



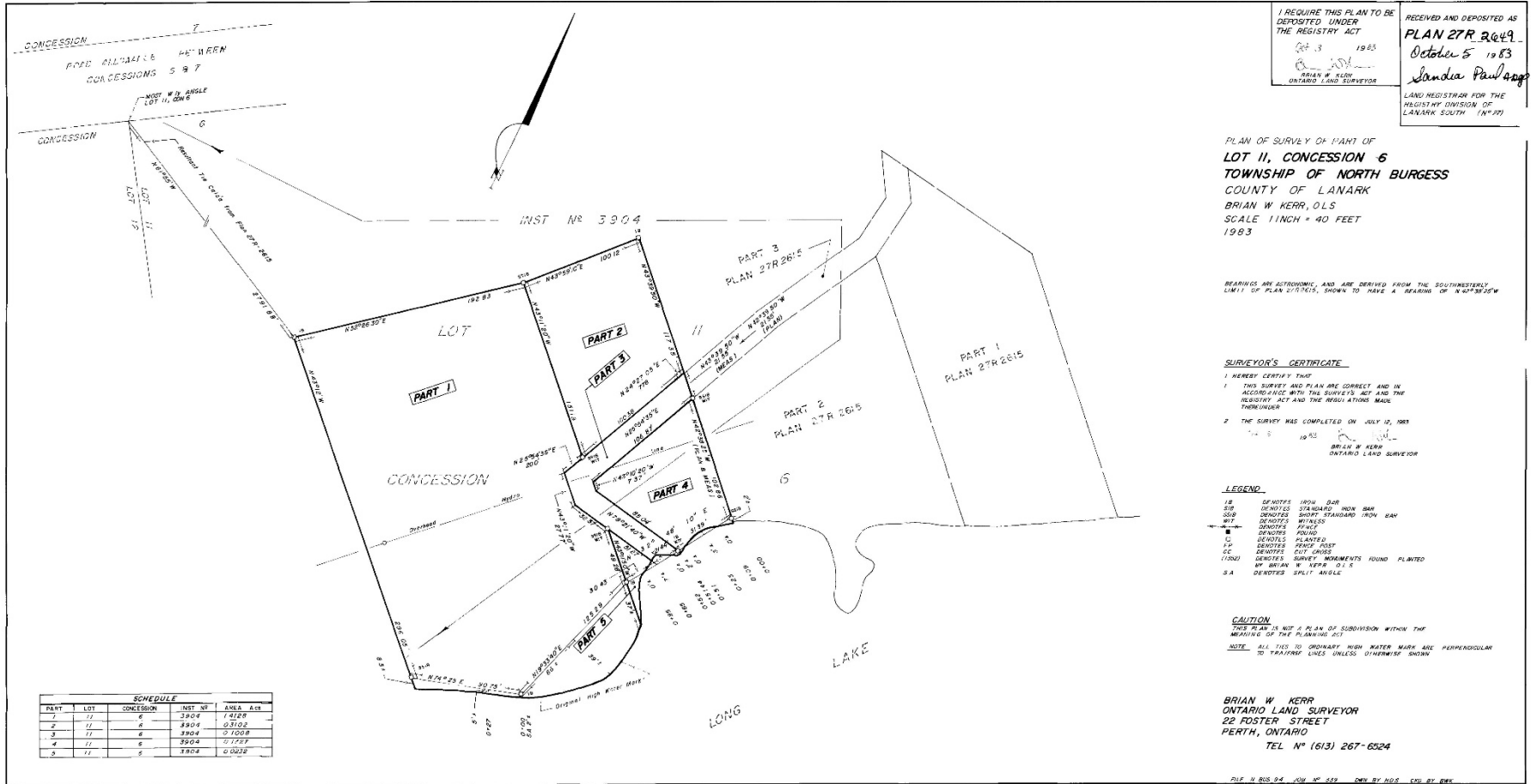
THE CORPORATION OF TAY VALLEY TOWNSHIP BY-LAW NO. 2024-044

SCHEDULE "B"



THE CORPORATION OF TAY VALLEY TOWNSHIP BY-LAW NO. 2024-044

SCHEDULE "C"



**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-044**

SCHEDULE "D"



THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-045

REMUNERATION AND PERSONAL EXPENDITURE POLICY

WHEREAS, Section 9 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

AND WHEREAS, Section 5 (3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

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

1. GENERAL REGULATIONS

1.1 **THAT**, the Remuneration and Personal Expenditure Policy, attached hereto as Schedule "A", be adopted.

2. ULTRA VIRES

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

3. BY-LAWS RESCINDED

3.1 By-Law No. 2010-077 is hereby repealed.

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

4. EFFECTIVE DATE

ENACTED AND PASSED this 19th day of November, 2024.

Rob Rainer, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-045**

SCHEDULE "A"

SUBJECT: REMUNERATION AND PERSONAL EXPENDITURE - POLICY

1.0 PURPOSE

This policy establishes the remuneration for Members and outlines the circumstances where the Municipality will reimburse Members, Employees and Officers for personal expenditures.

2.0 LEGISLATIVE AUTHORITY

Pursuant to Section 283 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, a Municipality may pay any part of the remuneration and expenses of the Members of its Council, Members of any Local Board of the Municipality and the Officers and Employees of the Municipality or Local Board if the expenses are of those persons in their capacity as Members, Officers or Employees.

3.0 SCOPE

This policy applies to all Members, Employees and Officers of the Municipality.

4.0 DEFINITIONS

"CAO" – shall mean the Chief Administrative Officer (CAO) or designate duly appointed by the Municipality as prescribed in Section 229 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended.

"Clerk" – shall mean the person or designate duly appointed by the Municipality as prescribed in Section 228 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended.

"Committee" – shall mean any Committee established by Council, including but not limited to, any Committee of the Whole, Working Group, etc.

"Council" – shall mean the Council of the Municipality in accordance with the Council Composition By-Law in effect.

"Department Head" – shall mean the person or designate in charge of a municipal department and/or service area.

"Employee" – shall mean all union and non-union employees of the Municipality.

“Local Board” – shall mean a municipal service board, transportation commission, public library board, board of health, police services board, planning board or any other board, commission, committee, body or local authority established or exercising any power under any Act with respect to the affairs or purposes of one or more municipalities (joint boards), excluding a school board and a conservation authority.

“Member” – shall mean a Member of Council or a Member of a Committee or Local Board.

“Municipality” – shall mean the Corporation of Tay Valley Township.

“Officer” – shall mean a person appointed by Council under a specific piece of legislation, whom may or may not be an Employee.

“Reeve” - shall mean the Member of Council elected by general vote as the Reeve and is the Head of Council.

“Treasurer” – shall mean the Treasurer or designate duly appointed by the Municipality as prescribed in Section 286 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended.

5.0 MEMBERS OF COUNCIL

5.1 Remuneration

5.1.1 The annual remuneration for Members of Council shall be as follows:

Reeve	\$29,880
Deputy Reeve	\$21,447
Councillor	\$16,273

5.1.2 The annual remuneration shall increase automatically according to the annual increases granted from time to time for the unionized Employees.

5.1.3 Remuneration shall be paid monthly in relatively equal installments.

5.1.4 Notwithstanding section 5.1.3 above, in the year of an election, the last pay of the outgoing Council shall be prorated for a partial month of service and the first pay of the incoming Council will be prorated for a partial month of service.

5.1.5 The annual remuneration is intended to cover all costs with regard to participation at Council, Committees and Local Boards to which Members of Council have been formally elected or appointed, including preparation, attendance and follow-up.

5.2 Per Diems

5.2.1 The per diems for Members of Council shall be as follows:

Full Day (4 hours of more)	\$300
Half Day (less than 4 hours)	\$150

5.2.2 Members of Council may claim a per diem for attendance at conferences and special events approved by resolution.

5.2.3 Conferences shall include, but not be limited to, the Association of Municipalities of Ontario (AMO), the Ontario East Municipal Conference (OEMC), and the Rural Ontario Municipal Association (ROMA).

5.3 Technology

5.3.1 Members shall be provided a tablet with a data plan for Municipal use during their term of office.

5.3.2 The data plan provided shall be sufficient to carry out Municipal business.

5.3.3 Due to the connectivity availability within the Municipality, Members are permitted to use up to \$40 of additional data per month from the base data plan. Any amount of additional data usage over \$40 in a month will be repaid to the Municipality.

5.3.4 At the end of the term of office the Member may retain the tablet, but the data plan will be cancelled, and the SIM card will be returned to the Municipality.

5.3.5 All technology shall be in accordance with established policies, including but not limited to, IT Acceptable Use Policy.

5.4 Cell Phone

5.4.1 The Reeve shall be provided with a cell phone for use during the term of Council.

5.4.2 The Municipality shall pay for the Reeve's cell phone plan.

5.4.3 Alternatively, the Reeve may choose to use his or her own cell phone and the Municipality will reimburse the Reeve for all or a portion of the monthly cell phone bill.

5.4.4 All technology shall be in accordance with established policies, including but not limited to, IT Acceptable Use Policy.

6.0 MEMBERS OF COMMITTEES AND LOCAL BOARDS

6.1 Per Diems

6.1.1 Members of the public (non-elected) appointed by Council to the following Committees and Boards are permitted to claim a per diem for attendance at meetings, training sessions and conferences:

- Committee of Adjustment;

6.1.2 The per diems for Members of Committees and Local Boards listed in Section 6.1.1 above, shall be as follows:

Full Day (4 hours or more)	\$300
Half Day (less than 4 hours)	\$150

6.1.3 Members of Committees and Boards listed in Section 6.1.1 may claim a per diem for attendance at meetings, conferences and training sessions.

6.1.4 Members of the public (non-elected) of all other Committees and Boards shall serve as volunteers.

7.0 MILEAGE

7.1 The per kilometre rate of reimbursement for the use of a personal vehicle while travelling on authorized business of the Municipality shall be a flat rate based on the lowest range of the per kilometre rate as set by the Canada Revenue Agency.

7.2 The per kilometre rate shall be adjusted annually, effective January 1st each year.

7.3 Members of Council, Members of Committees and Boards listed in Section 6.1.1, Employees and Officers may claim reimbursement for eligible mileage.

7.4 For meetings, an attendance sheet will be circulated so that Members can claim mileage.

7.5 All attendance sheets must be signed (authorized) by the Clerk prior to submission.

7.6 For all other mileage claims, a mileage claim form must be submitted.

7.7 Mileage claim forms must be signed (authorized) by the appropriate Department Head, or in the case of a Department Head, by the Chief Administrative Officer, or in the case of the Chief Administrative Officer, by the Reeve.

- 7.8 Mileage shall be paid upon receipt of a signed attendance sheet or mileage claim form.

8.0 CONFERENCES AND SPECIAL EVENTS

8.1 Members of Council

- 8.1.1 No later than October, the Clerk shall poll Members as to which Conferences they would like to attend the following year in order to take advantage of early bird registration and accommodation booking.
- 8.1.2 Members may attend up to two (2) Conferences per year.
- 8.1.3 Conferences shall include, but not be limited to, the Association of Municipalities of Ontario (AMO), the Ontario East Municipal Conference (OEMC), and the Rural Ontario Municipal Association (ROMA).
- 8.1.4 Members may attend one (1) special event per year which has been authorized by a resolution of Council.
- 8.1.5 The Clerk shall arrange for registration, accommodations, and travel arrangements, where applicable.
- 8.1.6 Registration for spouse programs may be booked through the Clerk.
- 8.1.7 All costs related to a spouse shall be paid by the Member.
- 8.1.8 Other direct travel costs such as parking, taxi, highway tolls, etc. shall be reimbursed.
- 8.1.9 Meals not provided as part of the conference or special event shall be reimbursed at a maximum of \$135 per day, regardless of receipts.
- 8.1.10 Reimbursement for alcohol beverages is not eligible.
- 8.1.11 Where an upgrade has occurred, the Member shall be responsible for the difference in cost.
- 8.1.12 Receipts for all expenditures shall be attached to the expenditure claim form.
- 8.1.13 All expenditure claim forms shall be submitted within a week of the conference or special event.
- 8.1.14 Expenditure claim forms must be signed (authorized) by the Clerk.

8.1.15 If attendance has been cancelled by a Member, unless due to unforeseen circumstances, the Member shall be responsible for any costs associated with the cancellation.

8.1.16 The Chief Administrative Officer shall be notified of all cancellations.

8.2 Employees

8.2.1 Employees may attend up to one (1) conference and one (1) training session per year as authorized by his or her Department Head, and may attend additional conferences and training sessions as approved by the Chief Administrative Officer.

8.2.2 The Department Head or designate shall arrange for registration, accommodations, and travel arrangements, where applicable.

8.2.3 Registration for spouse programs may be booked through the Department Head.

8.2.4 All costs related to a spouse shall be paid by the Employee.

8.2.5 Other direct travel costs such as parking, taxi, etc. shall be reimbursed.

8.2.6 Meals not provided as part of the conference or special event shall be reimbursed at a maximum of \$135 per day, regardless of receipts.

8.2.7 Reimbursement for alcohol beverages is not eligible.

8.2.8 Where an upgrade has occurred, the Employee shall be responsible for the difference in cost.

8.2.9 Receipts for all expenditures shall be attached to the expenditure claim form.

8.2.10 All expenditure claim forms shall be submitted within a week of the conference or special event.

8.2.11 Expenditure claim forms must be signed (authorized) by the appropriate Department Head, or in the case of the Department Head by the Chief Administrative Officer, or in the case of the Chief Administrative Officer, by the Reeve.

8.2.12 If attendance has been cancelled by an Employee, unless due to unforeseen circumstances, the Employee shall be responsible for any costs associated with the cancellation.

8.2.13 The Chief Administrative Officer shall be notified of all cancellations.

9.0 OTHER PERSONAL EXPENDITURES BY EMPLOYEES

9.1 Other personal expenditures for the purchase of goods and services shall only be reimbursed if:

- the purchase has been pre-authorized through approval of the budget;
- the Employee has been provided the authority from his or her Department Head to make the purchase before the goods or services were purchased;
- other payment options have been evaluated and deemed either impossible, cumbersome or inconvenient by the Department Head;
- all receipts have been attached to the expenditure claim form; and
- the Department Head has approved the expenditure claim form.

10.0 COMMUNICATION

10.1 This Policy, along with any updates, within thirty (30) days of being prepared or updated shall:

- be emailed to Members, Employees and Officers;
- be provided by hard copy to those Employees that do not have an Employer provided email; and
- be provided to new hires and Members as part of the orientation process.

10.2 A copy of this Policy shall be provided to any person, upon request.

11.0 ACCOUNTABILITY FRAMEWORK

The Treasurer is responsible for ensuring compliance with this policy.

12.0 POLICY REVIEW

This Policy shall be reviewed at least once per term of Council.

13.0 REFERENCES

Policies and Procedures/Documents

Attendance Sheet
Collective Agreement
Expenditure Claim Form
IT Acceptable Use Policy
Mileage Claim Form

Resources

Canada Revenue Agency
Municipal Act 2001

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-046

DEVELOPMENT CHARGES

WHEREAS, Section 2 (1) of the *Development Charges Act, 1997*, S.O. 1997, c. 27, as amended, provides that the Council of a municipality may by by-law impose development charges against land to pay for increased capital costs required because of increased needs for services arising from development of the area to which the by-law applies;

AND WHEREAS, a development charges background study has been completed as per Section 10 of the *Development Charges Act, 1997*, S.O. 1997, c. 27, as amended;

AND WHEREAS, a public meeting was held on October 22nd, 2024 as per Section 12 of the *Development Charges Act, 1997*, S.O. 1997, c. 27, as amended;

AND WHEREAS, any person who attended the public meeting was afforded an opportunity to make representations and the public generally were afforded an opportunity to make written submissions relating to this proposed by-law;

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

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**THE CORPORATION OF TAY VALLEY TOWNSHIP
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**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

**PART 1
DEFINITIONS**

2.0 DEFINITIONS

For the purposes of this By-Law, the following definitions shall apply:

- 2.1. Accessory** – means when used to describe a use, Building or Structure, that the use, Building or Structure is naturally or normally incidental, subordinate and exclusively devoted to a main use, Building or Structure located on the same lot therewith.
- 2.2. Act** – means the *Development Charges Act, 1997*, as amended.
- 2.3. Affordable Residential Unit** – mean a Residential Unit that meets the criteria set out in subsection 4.1 (2) or (3) of the Act.
- 2.4. Ancillary Residential Use** – means a Residential Dwelling that would be ancillary to a Single Detached Dwelling, Semi-Detached Dwelling or Rowhouse.
- 2.5. Apartment Unit** – means any residential unit within a Building containing more than four Dwelling Units where the units are connected by an interior corridor or by independent entrance directly from the outside in which the occupants have the right to use in common area corridors, stairs, and/or elevators contained therein, and the yards appurtenant thereto. Despite the foregoing, an apartment dwelling includes Stacked Townhouse Dwellings.
- 2.6. Attainable Residential Unit** – means a residential unit that meets the criteria set out in section 4.1 of the Act.
- 2.7. Bedroom** – means a habitable room which can be used as sleeping quarters, but does not include a bathroom, living room, dining room or kitchen.
- 2.8. Building** – means a Structure having a roof supported by columns or walls or directly on the foundation and used for the shelter and accommodation of persons, animals or goods and without limiting the foregoing, includes buildings as defined in the Building Code Act.
- 2.9. Building Code Act** – means the *Building Code Act, 1992*, S.O. 1992, Chapter 23, as amended.

2.10. Capital Cost – means costs incurred or proposed to be incurred by the Municipality or a Local Board thereof directly or by others on behalf of and as authorized by the Municipality or Local Board:

- (a) to acquire land or an interest in land, including a leasehold interest;
- (b) to improve land;
- (c) to acquire, lease, construct or improve buildings and Structures;
- (d) to acquire, lease, construct or improve facilities including:
 - (i) rolling stock with an estimated life of seven years or more,
 - (ii) furniture and equipment other than computer equipment, and
 - (iii) materials acquired for circulation, reference or information purposes by a library board as defined in the *Public Libraries Act*, R.S.O. 1990, Chapter P.44, as amended.
- (e) to undertake studies in connection with any of the matters referred to in clauses (a) to (d),
- (f) to prepare a Development Charges background study, and
- (g) for interest on money borrowed to pay for costs described in clauses (a) to (d) above.

2.11. Charitable Dwelling – means a residential Building, a part of a residential Building or the residential portion of a mixed-use Building maintained and operated by a corporation approved under the *Charitable Institutions Act*, R.S.O. 1990, Chapter C.9, as amended, for persons requiring residential, specialized or group care, and charitable dwelling includes a children’s residence under the *Child and Family Services Act*, R.S.O. 1990, Chapter C.11, as amended, a home or a joint home under the *Homes for the Aged and Rest Homes Act*, R.S.O. 1990, Chapter H.13, as amended, an institution under the *Mental Hospitals Act*, R.S.O. 1990, Chapter M.8, as amended, and a long-term care home under subsection 2 (1) of the *Fixing Long-Term Care Act, 2021*, S.O. 2021, Chapter 39 Schedule 1, as amended.

2.12. Correctional Group Home - means a residential Building or the residential portion of a mixed-use Building containing a single housekeeping unit supervised on a 24-hour basis on site by agency staff on a shift rotation basis, and funded wholly or in part by any government or its agency, or by public subscription or donation, or by any combination thereof, and licensed, approved or supervised by the Province of Ontario as a detention or correctional facility under any general or special act and amendments or replacement thereto. A Correctional Group Home may contain an office provided that the office is used only for the operation of the Correctional Group Home in which it is located. A Correctional Group Home shall not include any detention facility operated or supervised by the Federal Government, nor any correctional institution or secure custody and detention facility operated by the Province of Ontario.

2.13. Commercial Use – means any use of land, Buildings or Structures for the purposes of buying or selling commodities and services, but does not include Industrial or Institutional Uses, but does any use permitted in a commercial zone other than a residential use as described in the Zoning By-Law.

- 2.14. Condominium Act** – means the *Condominium Act, 1998*, S.O. 1998, c.19, as amended.
- 2.15. Council** – means the Council of the Corporation of Tay Valley Township.
- 2.16. Development** – means the construction, erection or placing of one or more Buildings or Structures on land or the making of an addition or alteration to a Building or Structure that has the effect of increasing the size of usability thereof, and includes Redevelopment.
- 2.17. Development Charge** – means a charge imposed against the land to pay for increased Capital Costs required because of increased needs for services arising from development of the area to which the By-Law applies.
- 2.18. Dwelling Unit** – shall mean one or more rooms in a Building used or designed and intended to be used as a single, independent, and separate house-keeping establishment in which food preparation and sanitary facilities are provided and which has a private entrance from outside the building or from a common hallway or stairway inside the Building.
- 2.19. Dwelling Unit Attached** – means a Dwelling Unit located in any one of the following types of dwellings:
- (a) **Back-to-Back Townhouse Dwelling** - means a Building containing four (4) or more Dwelling Units separated vertically by a common wall, including a rear common wall, that does not have a rear yard with amenity area.
 - (b) **Duplex (Duplex Dwelling)** – means a Building that is divided horizontally into two (2) separate Dwelling Units, each of which has an independent entrance either directly from outside or through a common vestibule.
 - (c) **Maisonette** – means a Building that is divided vertically into five (5) or more Dwelling Units, each of which has independent entrances, one to a common corridor and the other directly to an outside yard area adjacent to the said Dwelling Unit.
 - (d) **Rowhouse (Rowhouse Dwelling)** – means a Building that is divided vertically into three (3) or more Dwelling Units, in a single row, each of which has a separate and independent entrance at finished Grade and separated from the adjoining unit or units by a common unpierced wall with no interior access between each Dwelling Unit.
 - (e) **Row Townhouse** – shall have the same meaning as a Rowhouse.

- (f) **Semi-Detached (Semi-Detached Dwelling)** – means a Building that is divided vertically into two (2) separate Dwelling Units, each of which has an independent entrance either directly from outside or through a common vestibule.
- (g) **Stacked Townhouse** - means a Building, other than a Duplex, Rowhouse, or Back-to-Back Townhouse, containing at least two (2) or more Dwelling Units, each Dwelling Unit separated from the other vertically and/or horizontally and each Dwelling Unit having a separate entrance to Grade.
- (h) **Townhouse (Townhouse Dwelling)** - shall have the same meaning as a Rowhouse.
- (i) **Triplex (Triplex Dwelling)** – means a Building that is divided horizontally into three (3) separate Dwelling Units, each of which has an independent entrance either directly from outside or through a common vestibule.

2.20. Existing – means as of the date of the passing of this By-Law.

2.21. Grade – means the average level of proposed or finished ground adjoining a building at all exterior walls.

2.22. Green Energy Development – means the development of Solar PV or Wind Turbine facilities for the purposes of electrical energy generation.

2.23. Green Energy Use – means a solar photovoltaic (PV) unit or cell that converts sunlight into electrical energy or a wind turbine that converts wind into electrical energy.

2.24. Gross Floor Area – means:

- a) in the case of a residential Building or Structure, the total area of all floors above Grade of a Dwelling Unit measured between the outside surfaces of exterior walls or between the outside surfaces of exterior walls and the centre line of party walls dividing the Dwelling Unit from any other Dwelling Unit or other portion of a Building; and
- b) in the case of a non-residential Building or Structure, or in the case of a mixed-use Building or Structure in respect of the non-residential portion thereof, the total area of all Building floors above or below Grade measured between the outside surfaces of the exterior walls, or between the outside surfaces of exterior walls and the centre line of party walls dividing a Non-Residential Use and a Residential Use, except for:
 - i. a room or enclosed area within the Building or Structure above or below that is used exclusively for the accommodation of heating, cooling, ventilating, electrical, mechanical or telecommunications equipment that service the building;

- ii. outdoor loading facilities above Grade; and
- iii. a part of the Building or Structure below Grade that is used for the parking of motor vehicles or for storage or other Accessory use, but does not include showrooms.

2.25. Group Home – means a residential Building or the residential portion of a mixed use Building containing a single housekeeping unit which may or may not be supervised on a 24-hour basis on site by agency staff on a shift rotation basis, and funded wholly or in part by any government or its agency, or by public subscription or donation, or by any combination thereof and licensed, approved or supervised by the Province of Ontario for the accommodation of persons under any general or special act and amendments or replacements thereto. A group home may contain an office provided that the office is used only for the operation of the group home in which it is located.

2.26. Industrial – means lands, Buildings or Structures used or designed or intended for use for manufacturing, processing, fabricating or assembly of raw goods, warehousing or bulk storage of goods, and includes office uses and the sale of commodities to the general public where such uses are Accessory to an Industrial use, but does not include the sale of commodities to the general public through a warehouse club, or self-storage facilities.

2.27. Industrial Building – means a building used for or in connection with:

- (a) manufacturing, producing, processing, storing or distributing something;
- (b) research or development in connection with manufacturing, producing or processing something;
- (c) retail sales by a manufacturer, producer or processor of something they manufactured, produced or processed if the retail sales are at the site where the manufacturing, production or processing takes place;
- (d) office or administrative purposes, if they are:
 - (i) carried out with respect to manufacturing, producing, processing, storage or distributing of something, and
 - (ii) in or attached to the building or Structure used for that manufacturing, producing, processing, storage or distribution.

2.28. Industrial Use – means the use of land, Buildings or Structures for the purpose of manufacturing, assembling, making, preparing, inspecting, ornamenting, finishing, treating, altering, repairing, warehousing, or storage or adapting for sale of any goods, substances, article or thing, or any part thereof and the storage of building and construction equipment and materials as distinguished from the buying and selling of commodities and the supplying of personal services or as otherwise defined in the Zoning By-Law.

- 2.29. Institutional** – means development of a Building or Structure intended for use:
- a) as a long-term care home within the meaning of subsection 2 (1) of the *Fixing Long-Term Care Act, 2021*;
 - b) as a retirement home within the meaning of subsection 2 (1) of the *Retirement Homes Act, 2010*;
 - c) by any institution of the following post-secondary institutions for the objects of the institution:
 - i. a university in Ontario that receives direct, regular, and ongoing operation funding from the Government of Ontario;
 - ii. a college or university federated or affiliated with a university described in subclause (i); or
 - iii. an Indigenous Institute prescribed for the purposes of section 6 of the *Indigenous Institute Act, 2017*;
 - d) as a memorial home, clubhouse, or athletic grounds by an Ontario branch of the Royal Canadian Legion; or
 - e) as a hospice to provide end of life care.
- 2.30. Local Board** – means a local board as defined in section 1 the *Municipal Affairs Act* and a board as defined in subsection 1 (1) of the *Education Act*.
- 2.31. Maximum Interest Rate** – means on a particular date, the mean, rounded to the nearest hundredth of a percentage point, of the annual rates of interest announced by each of the Royal Bank of Canada, the Bank of Nova Scotia, the Canadian Imperial Bank of Commerce, the Bank of Montreal and the Toronto-Dominion Bank to be its prime or reference rate of interest in effect on that date for determining interest rates on Canadian dollar commercial loans by that bank in Canada, adjusted on the first business day of every January, April, July and October, plus one (1) percentage point.
- 2.32. Minimum Interest Rate** – means the interest rate of the Bank of Canada on the day the by-law comes into force, updated on the first business day of every January, April, July and October.
- 2.33. Mixed Use Development** – means a Building that is used, designed, and/or designated to be used for both Residential and non-residential purposes, including, but not limited to a Mobile/Live-Work Unit.
- 2.34. Mobile/Live-Work Unit** – means a Building, or part thereof, which contains, or is intended to contain, both a Dwelling Unit and Non-Residential unit and which is intended for both Residential Use and Non-Residential Use concurrently, and shares a common wall or floor with or without direct access between the residential and Non-Residential Uses.

- 2.35. Mobile Home** – means any dwelling that is designed to be made mobile, and constructed or manufactured to provide a permanent residence for one or more persons, but does not include a travel trailer or tent trailer or trailer otherwise designed.
- 2.36. Municipality** – shall mean the Corporation of Tay Valley Township.
- 2.37. Net Capital Cost** – means the Capital Cost less capital grants, subsidies and other contributions made to the Municipality or that the Council of the Municipality anticipates will be made, including conveyances or payments under Sections 41, 51 and 53 of the *Planning Act*, as amended in respect of the Capital Cost, costs that benefit Existing Development. Development Charge ineligible costs, and costs associated with growth in the post forecast period.
- 2.38. Non-Profit Housing Development** – means development of a Building or Structure intended for use as residential premises by:
- a) a corporation without share capital to which the Corporations Act applies, that is in good standing under that Act and whose primary objective is to provide housing;
 - b) a corporation without share capital to which the Canada Not-for-profit Corporation Act applies, that is in good standing under that Act and whose primary objective is to provide housing; or
 - c) a non-profit housing co-operative that is in good standing under the Co-operative *Corporations Act*.
- 2.39. Non-Residential Use** – means uses of land Buildings, and Structures, for purposes other than a Dwelling Unit and shall include Commercial, Institutional, Industrial Uses, parks and open spaces, and other such uses.
- 2.40. Other Multiple Dwellings** – means all dwellings other than Single-Detached, Semi-Detached, Apartment Unit dwellings, and Special Care/Special Need Dwellings.
- 2.41. Owner or Owners** – means the most recent owner of land or a person who has made application for approval for the development of land upon which a Development Charge is imposed.
- 2.42. Planning Act** – means the *Planning Act, 1990*, R.S.O. c.P.13, as amended.
- 2.43. Redevelopment** – means the construction, erection or placing of one (1) or more Buildings or Structures on land where all or part of a Building or Structure has previously been demolished on such land, or changing the use of a Building from residential to non-residential or from non-residential to residential.
- 2.44. Rental Housing Development** – means development of a Building or Structure with four (4) or more Residential Dwelling units all of which are intended for use as rented residential premises.

- 2.45. Residential Dwelling** – means a Building, occupied or capable of being occupied as a home, residence or sleeping place by one or more persons, containing one or more Residential Dwelling units but not including motels, hotels, tents, truck campers, tourist trailers, mobile camper trailers or boarding, lodging, or rooming houses.
- 2.46. Residential Use** – means uses of land, Buildings or Structures designed or intended to be used as living accommodations for any length of time for one or more individuals.
- 2.47. Services** – means municipal services designated in this By-Law or in an agreement made under Section 44 of the Act, as applicable.
- 2.48. Single Detached Dwelling** – means a residential building consisting of one (1) Dwelling Unit and not attached to another Structure, excluding a Mobile Home.
- 2.49. Solar PV** – means electricity generation by a group of photovoltaic cells, typically arranged on a panel, which convert solar energy into electrical energy.
- 2.50. Special Care/Special Need Dwelling** – means a Building, or part of a Building:
- a) containing two or more Dwelling Units which units have a common entrance from street level;
 - b) where the occupants have the right to use, in common with other occupants, halls, stairs, yards, common rooms and Accessory Buildings;
 - c) that is designed to accommodate persons with specific needs, including but not limited to, independent permanent living arrangements;
 - d) where support services, such as meal preparation, grocery shopping, laundry, housekeeping, nursing, respite care and attendant services are provided at any one or more various levels; and
 - e) the residential building or the residential portion of a mixed-use building maintained and operated as a Long-term Care Home under subsection 2 (1) of the *Fixing Long-Term Care Act, 2021*

and includes, but is not limited to, Retirement Home within the meaning of subsection 2 (1) of the *Retirement Homes Act, 2010* or Lodge, Charitable Dwelling, Group Home (including a Correctional Group Home), Hospice, and Long-term Care Home under subsection 2 (1) of the *Fixing Long-Term Care Act, 2021*.

- 2.51. Standard of Services** – means those standards which govern the quantity, quality or form, method, delivery, operation or manner in which services are constructed or installed and which have been duly approved by Council and which comply with Section 5 (1) (4) of the Act.
- 2.52. Structure** – means anything constructed or erected, either permanent or temporary, the use of which requires location on the ground or attachment to something having location on the ground.

- 2.53. Wind Turbine** – means a rotary engine that extracts energy from the flow of wind, converts it to mechanical energy by causing a bladed rota to rate, and further converts it to electrical energy through an electrical generator.
- 2.54. Zoning By-Law** – means the Zoning By-Law of the Municipality, or any successor thereof passed pursuant to section 34 of the *Planning Act*.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

**PART 2
APPLICATION**

3.0 DESIGNATED AREAS

- 3.1. The designated area within which Development Charges are imposed by this By-Law are all lands, Buildings, and Structures within the geographic limits of Tay Valley Township.

4.0 DESIGNATED SERVICES

- 4.1. The municipal services for which Development Charges shall be imposed are as set out in Schedule "A" attached to and forming part of this By-Law.

5.0 DESIGNATED USES

- 5.1. The uses of land, Buildings, and Structures for which Development Charges are hereby imposed are as follows, and are also as set out in Schedule "B" attached to and forming part of this By-Law:

- 5.1.1. Residential Uses as defined in Section 2.46 of this By-Law.
- 5.1.2. Non-Residential Uses as defined in Section 2.39 of this By-Law.
- 5.1.3. Green Energy Uses as defined in Section 2.23 of this By-Law.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

**PART 3
DEVELOPMENT CHARGES**

6.0 DEVELOPMENT CHARGES

6.1. The Development Charges established by this By-Law shall be imposed on all lands and Buildings that are developed for residential or Non-Residential Uses if the development requires:

- (a) the passing of a zoning by-law or of an amendment thereto under section 34 of the *Planning Act*;
- (b) the approval of a minor variance under section 45 of the *Planning Act*;
- (c) a conveyance of land to which a by-law passed under Section 50 (7) of the *Planning Act* applies;
- (d) the approval of a plan of subdivision under Section 51 of the *Planning Act*;
- (e) a consent under Section 53 of the *Planning Act*;
- (f) the approval of a description under Section 50 of the *Condominium Act*;
- (g) the issuing of a permit under the *Building Code Act*, in relation to a building or Structure.

6.1.1. Where two or more of the actions described in Subsection 6.1 (a) to (g) are required in order to develop land, only one Development Charge shall be calculated and collected in accordance with the provisions of this By-Law.

6.1.2. Notwithstanding Subsection 6.1.1, if two or more of the actions described in Subsection 6.1 (a) to (g) occur at different times, and if the subsequent action has the effect of increasing the need for all or some of the services designated in Schedule "A", an additional Development Charge shall be calculated and collected in accordance with the provisions of this By-Law.

6.2. Residential Uses

The Development Charges in respect of Net Capital Costs for services for Residential Uses shall be as set out in Schedule "B", attached to and forming part of this By-Law except that no charge shall apply as set out in Section 14 of this By-Law titled Exemptions.

6.3. Non-Residential Uses

The Development Charges in respect of Net Capital Costs for services for Non-Residential Uses shall be as set out in Schedule "B", attached to and forming part of this By-Law except that no charge shall apply as set out in Section 14 of this By-Law titled Exemptions.

6.4. Green Energy Uses

The Development Charges in respect of Net Capital Costs for services for Green Energy Uses shall be as set out in Schedule "B", attached to and forming part of this By-Law except that no charge shall apply as set out in Section 14 of this By-Law titled Exemptions.

The Development Charge for a Green Energy Development shall be calculated based on the total generating capacity of the Solar PV or Wind Turbine installation. The Development Charge for Green Energy Developments with net generating capacities not equal to 500 kW shall be calculated on a prorated basis.

7.0 CUMULATIVE CHARGES

- 7.1. The Development Charges shall be cumulative by adding together the calculated Development Charge for each of the applicable services to be used together with any interest charges, as set out in Schedule "B".
- 7.2. For Mixed Use Developments, the Development Charge shall be the cumulative total of the applicable charges for each respective land use within the Building.

8.0 REDEVELOPMENT

- 8.1. Where residential space is being converted to non-residential space, the Development Charge equivalent that would have been payable on the residential space shall be deducted from the charge calculated on the non-residential space being added.
- 8.2. Where non-residential space is being converted to residential space, the Development Charge equivalent that would have been payable on the non-residential space shall be deducted from the charge calculated on the residential units being added.
- 8.3. An Owner who has obtained a demolition permit and demolished Existing Dwelling Units or a non-residential Building or Structure in accordance with the provisions of the *Building Code Act* shall not be subject to the Development Charge with respect to the development being replaced, provided that the building permit for the replacement of the residential units or non-residential Building or Structure is issued not more than two (2) years after the date of issuance of the demolition permit and provided that any Dwelling Units or non-

residential Gross Floor Area created in excess of what was demolished shall be subject to the Development Charge imposed under Section 2.

- 8.4.** No Redevelopment credit shall be made in excess of the Development Charge payable for a Redevelopment.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

**PART 4
ADMINISTRATION**

9.0 WHEN DEVELOPMENT CHARGE PAYMENT IS DUE

9.1. Payment of Development Charge

- 9.1.1. Development Charges shall be calculated and payable in full in money or by provision of services as may be agreed upon, or by credit granted by the Act, on the date that a building permit is issued in relation to a Building or Structure on land to which a Development Charge applies.
- 9.1.2. Notwithstanding Subsection 9.1.1, Development Charges for Rental Housing and Institutional Developments are due and payable in six (6) instalments commencing with the first instalment payable on the date of occupancy, and each subsequent instalment, including interest, payable on the anniversary date each year thereafter.
- 9.1.3. Where the Development of land results from the approval of a Site Plan or Zoning By-Law Amendment received and approved between January 1, 2020, and June 5, 2024, and the approval of the application occurred within two (2) years of building permit issuance, the Development Charges under Subsections 9.1.1 to 9.1.2 shall be calculated on the Development Charges out in Schedule "B" on the date of the planning application, including interest, based on the Maximum Interest Rate. Where both planning applications apply, Development Charges under Subsections 9.1.1 to 9.1.2 shall be calculated on the Development Charges, including interest, set out in Schedule "B" on the date of the later planning application, including interest, based on the Maximum Interest Rate.
- 9.1.4. Where the Development of land results from the approval of a Site Plan or Zoning By-Law Amendment received on or after January 1, 2020, where the approval of the application occurred on or after June 6, 2024, and the approval of the application occurred within eighteen (18) months of building permit issuance, the Development Charges under subsection 9.1.1 to 9.1.2 shall be calculated based on the Development Charges set out in Schedule "B" on the date of the planning application, including interest based on the Maximum Interest Rate. Where both planning applications apply, Development Charges under subsections 9.1.1 to 9.1.2 shall be calculated on the Development Charges set out in Schedule "B", on the date of the latter planning application, including interest, Maximum Interest Rate.

9.1.5. Where Development Charges apply to land in relation to which a building permit is required, the building permit shall not be issued until the Development Charge has been paid in full.

9.1.6. Notwithstanding Subsections 9.1.1 to 9.1.5, Council from time to time, and at any time, may enter into agreements providing for all or any part of a Development Charge to be paid before or after it would otherwise be payable, in accordance with section 27 of the Act.

9.1.7. Interest for the purposes of Subsections 9.1.2 to 9.1.4 shall be determined as prescribed in the Act.

9.2. Collection of Unpaid Development Charges

If the Development Charge or any part thereof imposed by the Municipality remains unpaid after the due date, the amount unpaid shall be added to the tax roll as taxes as per Section 32 of the Act.

9.3. Complaints about Development Charges

An Owner may complain in writing to the Council of the Municipality in respect of the Development Charge imposed by the Municipality on the Owner's development subject to the provisions of Section 20 of the Act.

10.0 INDEXING

10.1. The Development Charges referred to in Schedule "B" shall be adjusted annually, without amendment to this By-Law, on January 1st of each year, in accordance with Statistics Canada *Table 18-10-0135-01 Building construction price indexes, by type of building*.

11.0 RESERVE FUND

11.1. Reserve funds for revenues received from Development Charges are hereby established in accordance with the Act.

11.2. Development Charge reserve funds shall be used to meet the Net Capital Costs for which the Development Charge was levied under this By-Law.

11.3. The Treasurer of the Municipality shall maintain a separate reserve fund including interest earned thereof for each municipal service and class of services category set out in Section 4.1 of this By-Law.

11.4. Income received from investments of the Development Charge reserve fund shall be credited to the Development Charges reserve fund for the designated municipal service category (per Section 4.1 of this By-Law) in relation to which the investment income applies.

12.0 REPORTING

12.1. The Treasurer shall prepare an annual financial statement for the Development Charges fund, as prescribed under Section 12 of *Ontario Regulation 82/98*.

13.0 REFUNDS FOR BY-LAW AMENDMENT OR APPEAL

13.1. The Municipality shall pay interest on a refund as per the provisions of the *Act* at the Minimum Interest Rate.

14.0 EXEMPTIONS

14.1. Notwithstanding the provisions of this By-law, Development Charges shall not be imposed with respect to land that is owned by and used for purposes of:

- (a) the Municipality, or any Local Board thereof;
- (b) a board of education as defined in subsection 1(1) of the *Education Act*;
- (c) the Corporation of the County of Lanark, or any Local Board thereof; and
- (d) a University that receives regular and ongoing operating funds from the government for the purposes of post-secondary education.

14.2. Section 5 of this By-Law shall not apply to that category of exempt development described in s.s. 2(3) 3, 3.1, 3.2 and 3.3 of the *Act*, namely:

- (a) an enlargement to an Existing Dwelling Unit;
- b) a second residential unit in an Existing detached house, Semi-Detached house, or Rowhouse on a parcel of land on which Residential Use, other than Ancillary Residential Use, is permitted, if all Buildings and Structures ancillary to the Existing detached house, Semi-Detached house or Rowhouse cumulatively contain no more than one residential unit;
- c) a third residential unit in an Existing detached house, Semi-Detached house, or Rowhouse on a parcel of land on which Residential Use, other than Ancillary Residential Use, is permitted, if no Building or Structure ancillary to the Existing detached house, Semi-Detached house or Rowhouse contains any residential units;
- d) one residential unit in a Building or Structure ancillary to an Existing detached house, Semi-Detached house or Rowhouse on a parcel of land, if the Existing detached house, Semi-Detached house or Rowhouse contains no more than two residential units and no other Building or Structure ancillary to the Existing detached house, Semi-Detached house or Rowhouse contains any residential units;

- e) a second residential unit in a new detached house, Semi-Detached house or Rowhouse on a parcel of land on which Residential Use, other than Ancillary Residential Use, is permitted, if all Buildings and Structures ancillary to the new detached house, Semi-Detached house or Rowhouse cumulatively will contain no more than one residential unit;
- f) a third residential unit in a new detached house, Semi-Detached house or Rowhouse on a parcel of land on which Residential Use, other than Ancillary Residential Use, is permitted, if no Building or Structure ancillary to the new detached house, Semi-Detached house or Rowhouse contains any residential units;
- g) one residential unit in a Building or Structure ancillary to a new detached house, semi-detached house or rowhouse on a parcel of land, if the new detached house, semi-detached house or rowhouse contains no more than two residential units and no other building or Structure ancillary to the new detached house, Semi-Detached house or Rowhouse contains any residential units; or
- h) in an Existing rental residential Building, which contains four or more Residential Dwelling Units, the creation of the greater of one Residential Dwelling Unit or one percent of the Existing Residential Dwelling Units.

14.3. The Development Charge payable for Rental Housing Developments will be reduced based on the number of Bedrooms in each unit as follows:

- a) Three or more Bedrooms - 25% reduction;
- b) Two Bedrooms - 20% reduction; and
- c) All other Bedroom quantities - 15% reduction.

14.4. The following shall be exempt from payment of the Development Charges:

- a) Affordable Residential Unit;
- b) Attainable Residential Unit;
- c) Affordable Inclusionary Zoning Residential Units; and
- d) Non-Profit Housing Development.

14.5. Section 5 of this By-Law shall not apply to that category of exempt development described in section 4 of the Act, and s.1 of *Ontario Regulation 82/98*, namely:

- (a) the enlargement of the Gross Floor Area of an Existing Industrial Building, if the Gross Floor Area is enlarged by 50 percent or less;
- (b) for the purpose of (a), the terms “Gross Floor Area” and “Existing Industrial Building” shall have the same meaning as those terms have in *Ontario Regulation 82/98* under the Act; and
- (c) notwithstanding subsection (a), if the Gross Floor Area is enlarged by more than 50 per cent, Development Charges shall be payable and collected and the amount payable shall be calculated in accordance with section 4(3) of the Act.

14.6. Notwithstanding the provisions of this By-Law, Development Charges shall not be imposed with respect to:

- (a) Green Energy Development with a rated generating capacity of 100 kW or less.

15.0 OTHER BY-LAWS AND REGULATIONS

15.1. Nothing in this By-Law shall exempt any person from complying with the requirements of any other by-law, agreement or legislation in force.

15.2. If an Owner or former Owner has, before the coming into force of this Development Charges By-Law, paid all or any portion of a charge related to development pursuant to an agreement under section 51 or 53 of the *Planning Act* or a predecessor thereof with respect to land within the area to which the By-Law applies, the Municipality shall give a credit for the amount of the charge paid.

15.3. If an Owner or former Owner has, before the coming into force of this Development Charges By-Law, provided services in lieu of the payment of all or any portion of a charge related to development pursuant to an agreement under section 51 or 53 of the *Planning Act* or a predecessor thereof with respect to land within the area to which this By-Law applies, the Municipality shall give a credit for an amount equal to the reasonable cost to the Owner or to the former Owner of providing the services.

15.4. Under this By-Law, the Municipality may give a credit for work done against all or a portion of one or more services for which a Development Charge may be imposed and may allow the credit to be applied to a different service either at the time of entering into an agreement or afterwards, provided that the Municipality has first agreed to allow a person to perform such work. However, no credit shall be given for any work that relates to an increase in the level of service that exceeds the fifteen (15) year average level of service as adopted by the Municipality.

- 15.5. Any credit may only be used by the holder of the credit or the holder's agent and may not be transferred unless the holder and person to whom it is to be transferred have agreed in writing, and the Municipality also agrees to the transfer and undertakes to transfer the paid credit or credits.
- 15.6. If a conflict exists between the provisions of this Development Charges By-Law and an agreement referred to in Section 15.2 or 15.3, the provisions of the agreement prevail to the extent of the conflict.
- 15.7. If a conflict exists between the provisions of this Development Charges By-Law and any other agreement between the Municipality and an Owner or former Owner with respect to land within the area to which this By-Law applies, the provisions of the agreement prevail to the extent that there is a conflict.

16.0 STANDARD OF SERVICES

- 16.1. The standards for services within the Municipality shall be those as set out from time-to-time by Council and shall be the fifteen (15) year average level of service for any eligible service under the Act.

17.0 BY-LAW REGISTRATION

- 17.1. A certified copy of this By-Law may be registered on title to any land to which this By-Law applies and may be done at the sole discretion of the Municipality.

18.0 SCHEDULES TO THE BY-LAW

The following schedules to this By-Law form an integral part of this By-Law:

Schedule "A" – Designated Municipal Services and Class of Services Under this By-Law

Schedule "B" – Schedule of Development Charges

19.0 ULTRA VIRES

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

20.0 BY-LAWS TO BE REPEALED

THAT, By-Law No. 2019-04, By-Law No. 2021-057 and all previous By-Laws passed under the Act or its predecessor with respect to Development Charges are hereby repealed.

21.0 EFFECTIVE DATE

ENACTED AND PASSED this 19th day of November, 2024 for a term of ten (10) years.

Rob Rainer, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

SCHEDULE "A"

Designated Municipal Services and Class of Services Under this By-Law

Municipal-Wide Services

1. Services Related to a Highway
2. Fire Protection Services
3. Parks and Recreation Services
4. Library Services
5. Waste Diversion
6. Waste Diversion Services

Municipal-Wide Class of Services

1. Growth-Related Studies

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-046**

**SCHEDULE "B"
Schedule of Development Charges**

Services/Class of Services	RESIDENTIAL					NON-RESIDENTIAL	GREEN ENERGY
	Single and Semi-Detached Dwelling	Other Multiples	Apartments - 2 Bedrooms +	Apartments - Bachelor and 1 Bedroom	Special Care/Special Need Dwelling Units	(per sq.ft. of Gross Floor Area)	(per 500 kW generating capacity)
Township-Wide Services/Class of Services:							
Services Related to a Highway	6,389	5,278	3,997	2,863	2,699	3.55	6,389
Fire Protection Services	557	461	349	250	235	0.31	557
Parks and Recreation Services	558	461	349	250	236	0.15	-
Library Services	352	291	220	158	149	0.09	-
Waste Diversion	130	107	81	58	55	0.03	-
Growth-Related Studies	589	487	368	264	249	0.30	589
Total Township-Wide Services/Class of Services	\$8,575	\$7,085	\$5,364	\$3,843	\$3,623	\$4.43	\$7,535

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-047

BEING A BY-LAW TO AMEND ROAD NAMING BY-LAW NO. 98-87 (LEGACY LANE)

WHEREAS, Section 48 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a local municipality may name or change the name of a private road after giving public notice of its intention to pass the by-law;

AND WHEREAS, Legacy Lane is a Private Road within Tay Valley Township;

AND WHEREAS, the private right-of-way has been registered on title for many decades and was never added to the Township's Road Naming By-Law;

AND WHEREAS, public notice was provided to each affected property owner and was given on October 30th, 2024 via the agenda for the Committee of the Whole Meeting held on November 5th, 2024 and on November 15th, 2024 via the agenda for the Council Meeting on November 19th, 2024;

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the private right-of-way shown as Parts 4 and 8 on Plan 27R-12365, be named Legacy Lane.
- 1.2 **THAT**, Plan 27R-12365 is attached hereto as Schedule "A" and shall be for information purposes only, and not form part of this by-law.
- 1.3 **THAT**, Legacy Lane, located in the geographic Township of North Burgess, as shown on Schedule "B" attached, be included within the designated roads as set out in the Road Naming By-Law No. 98-87, specifically Schedule "B", Burgess Ward, Private Roads, Otty Lake.
- 1.4 **THAT**, the Location and Description of Legacy Lane in Schedule "B", Burgess Ward, Private Roads, Otty Lake be added to Road Naming By-Law No. 98-87, as shown on Schedule "B" attached, and read as follows:

From Apatite Bay to the dead end as shown as Parts 8 and 4 on Plan 27R-12365.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-047**

1.5 THAT, the Clerk be authorized to register a certified copy of this by-law on title in the Land Registry Office.

2. ULTRA VIRES

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

3. BY-LAWS TO BE AMENDED

3.1 By-Law No. 98-87 is hereby amended.

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

4. EFFECTIVE DATE

4.1 THAT, this by-law shall come into force and effect with the posting of the applicable Road Signage and when a certified copy of this by-law has been registered at the Land Registry Office.

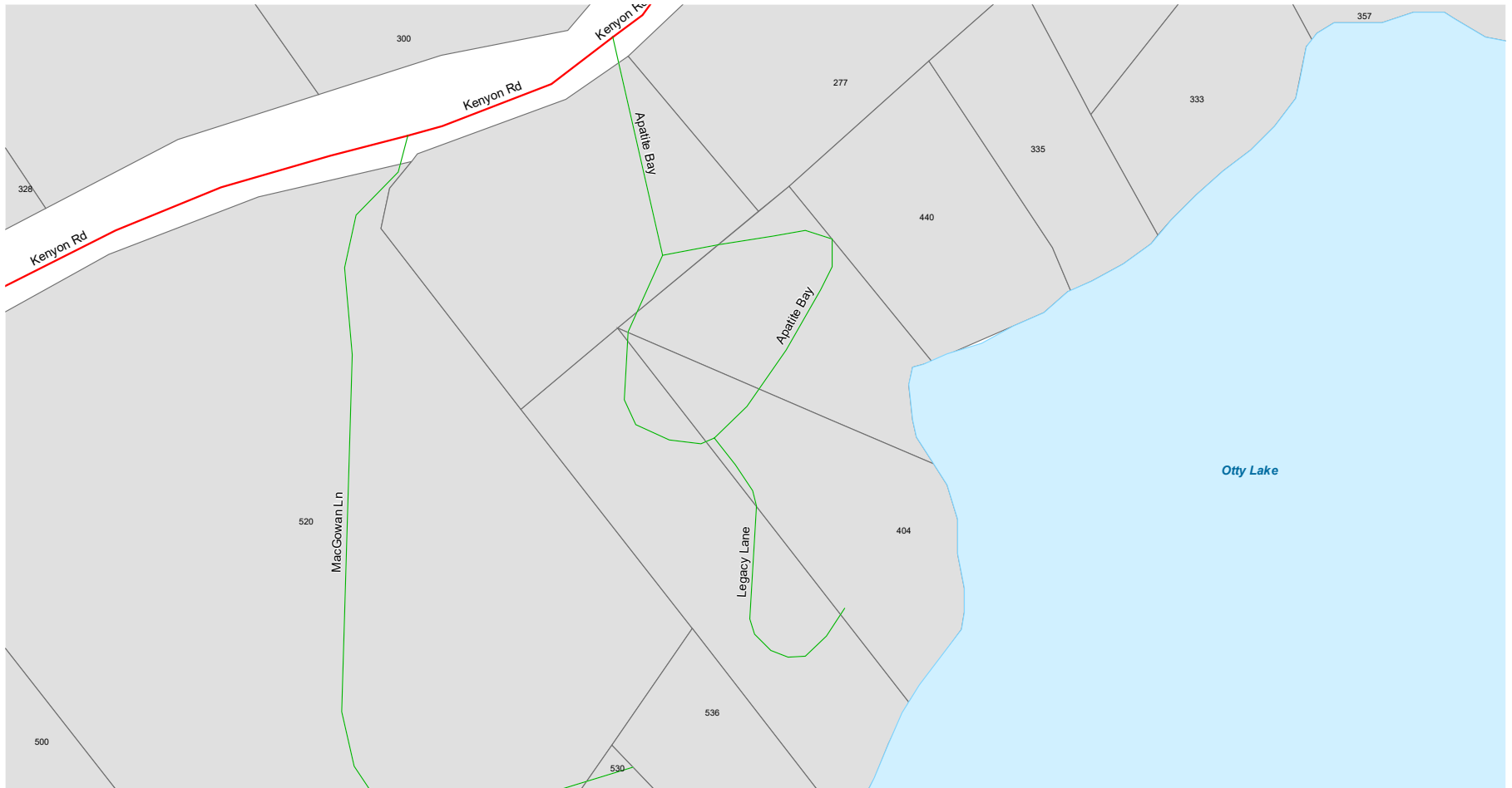
4.2 ENACTED AND PASSED this 19th day of November 2024.

Rob Rainer, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-047**

SCHEDULE "B"



THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-049

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED (BURICH – 600 LAMPMAN HILL) (PART LOT 4, CONCESSION 9, GEOGRAPHIC TOWNSHIP OF BATHURST)

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

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

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

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

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, By-Law No. 2002-121 is hereby amended by amending the zoning from Seasonal Residential (RS) to Residential Limited Services (RLS) on the lands legally described as Part Lot 4, Concession 9, geographic Township of South Sherbrooke, now in Tay Valley Township, County of Lanark (Roll # 091191602024431), in accordance with Schedule "A" attached hereto and forming part of this By-Law.
- 1.2 **THAT**, all other applicable standards and requirements of By-Law No. 2002-121 shall continue to apply to the subject property.
- 1.3 **THAT**, this By-Law shall come into force and effect with the passing thereof, in accordance with *the Planning Act*, as amended.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-049**

2. ULTRA VIRES

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

3. BY-LAWS RESCINDED

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

4. EFFECTIVE DATE

ENACTED AND PASSED this 19th day of November, 2024.

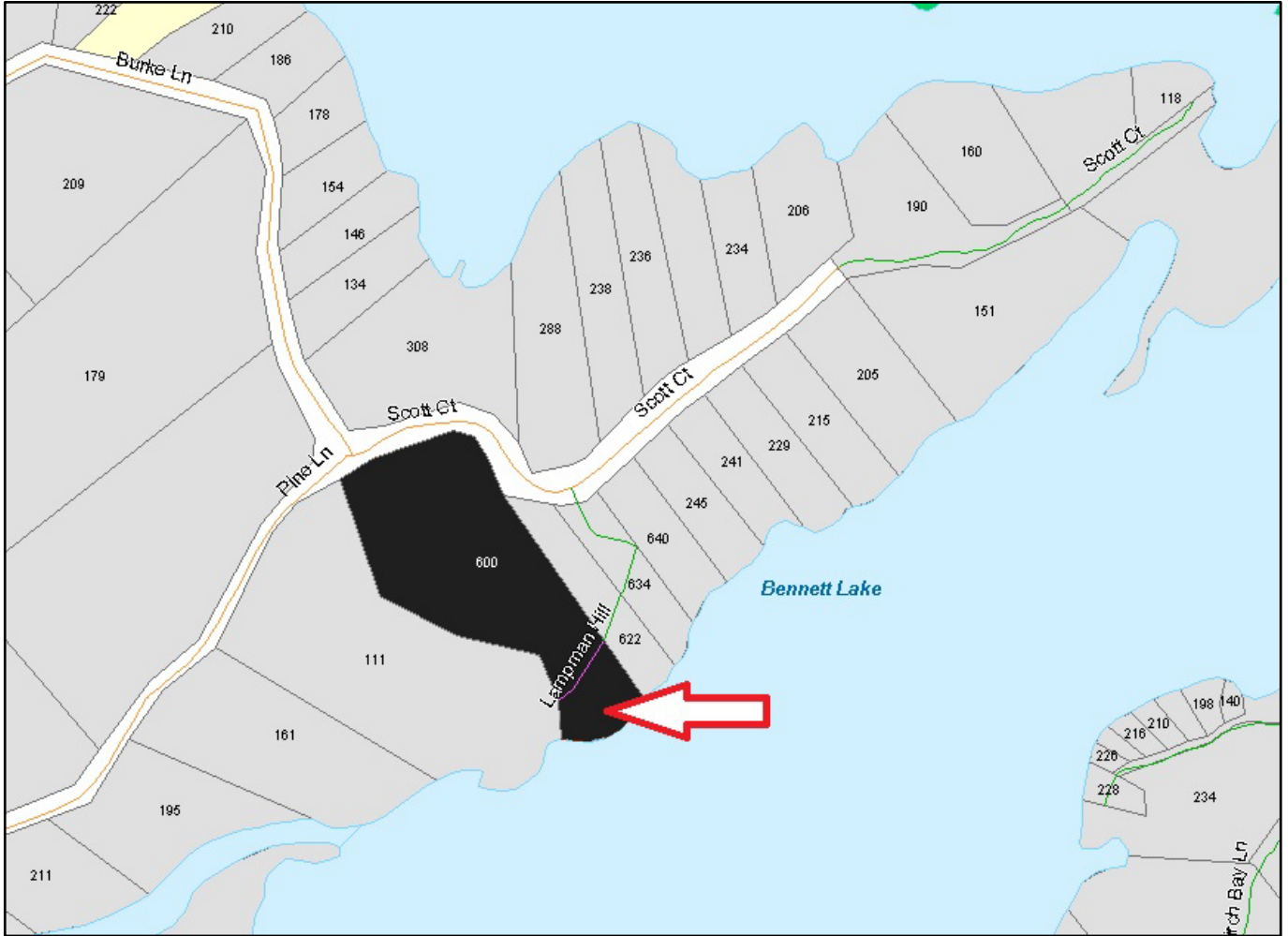
Robert Rainer, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-049**

SCHEDULE "A"

Burich – 600 Lampman Hill
Part Lot 4, Concession 9
Geographic Township of Bathurst
Tay Valley Township



Area(s) Subject to the By-Law
To amend the Zoning from
Seasonal Residential (RS) to
Residential Limited Services (RLS)

Certificate of Authentication
This is Schedule "A" to By-Law 2024-049
passed this 19th day of November 2024.

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-050

**MAXIMUM RATE OF SPEED BY-LAW AMENDMENT
(NORTH BURGESS 8TH CONCESSION)**

WHEREAS, section 128(2) of the *Highway Traffic Act, 2001*, R.S.O. 1990, c. H.8, as amended, provides that the council of a municipality may, for motor vehicles driven on a highway or portion of a highway under its jurisdiction, by by-law prescribe a rate of speed different from the rate set out in subsection (1) that is not greater than 100 kilometres per hour and may prescribe different rates of speed for different times of day;

AND WHEREAS, the Council of the Corporation of Tay Valley Township enacted and passed By-Law No. 2018-035, to reduce the standard rate of speed on certain municipal roads;

AND WHEREAS, Council deems it expedient to amend By-Law No. 2018-035 to reduce the rate of speed on North Burgess 8th Concession;

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

a) 1. GENERAL REGULATIONS

1.1 THAT, schedule “A” be amended to include:

OUTSIDE HAMLET AREAS			
ROAD	FROM	TO	SPEED
North Burgess 8 th Concession			40

b) 2. ULTRA VIRES

Should any sections of this by-law be declared by a court of competent jurisdiction to be ultra vires, the remaining sections shall nevertheless remain valid and binding.

1. BY-LAW AMENDED

3.1 By-Law No. 2018-035 is hereby amended.

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

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2023-050**

2. EFFECTIVE DATE

ENACTED AND PASSED this 19th day of November, 2024.

Rob Rainer, Reeve

Amanda Mabo, Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2024-051

A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETING HELD ON NOVEMBER 19th, 2024

WHEREAS, Section 5 of *the Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that the powers of a municipality shall be exercised by its council;

AND WHEREAS, Section 9 of *the Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

AND WHEREAS, Section 5(3), provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS, it is deemed expedient that the proceedings of the Council of the Corporation of Tay Valley Township at its meeting be confirmed and adopted by By-Law;

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the actions of the Council of the Corporation of Tay Valley Township at its meeting held on the 19th day of November, 2024 in respect of each motion and resolution passed and other action taken by the Council of the Corporation of Tay Valley Township at its meeting is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law.
- 1.2 **THAT**, the Reeve and Proper Signing Official of the Corporation of Tay Valley Township are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of Tay Valley Township referred to in the preceding section hereof.
- 1.3 **THAT**, the Reeve and/or Deputy Reeve and Clerk and/or Deputy Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the Seal of the Corporation of Tay Valley Township.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2024-051**

2. ULTRA VIRES

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

3. EFFECTIVE DATE

ENACTED AND PASSED this 19th day of November 2024.

Rob Rainer, Reeve

Amanda Mabo, Clerk