

INFORMATION ITEMS

Week Ending February 23, 2018

REPORTS

1. 2017 Corporate Services Council Delegated Actions
2. Tier 1 Projects Q4 2017 Status Update
3. Transfer and Amendment of Car Share Parking Agreement
4. CEI Update Interim Report
5. Source Protection Water Quantity Policies – Community Liaison Group
6. 2017 Legal, Realty and Risk Services Council Designated Actions
7. Building Better Communities and Conserving Watersheds Act, 2017 (Bill 139) and Proposed Transition Regulations

INTERGOVERNMENTAL CONSULTATIONS

1. Establishment of a Regulation under the Safe Drinking Water Act, 2002
2. Regulatory Amendment to Ontario Regulation 344 (Disposable Containers for Milk)
3. Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe
4. Guideline on Community Emissions Reduction Planning
5. Proposed Places of Use Regulations under the Cannabis Act, 2017
6. Changes to the Smoke Free Ontario Act
7. Protecting Water for Future Generations: Growing the Greenbelt in the Outer Ring
8. #CycleON: Action Plan 2.0
9. Watershed Planning Guidance

CORRESPONDENCE

1. City of Cornwall Resolution re: Ask Ontario to Better Promote and Support Remediation of Contaminated Properties in Urban Centres

BOARDS & COMMITTEES

1. Guelph Police Services Board Meeting Minutes – January 25, 2018

ITEMS AVAILABLE IN THE CLERK'S OFFICE

1. None

Information Report



Service Area	Corporate Services
Date	Friday, February 23, 2018
Subject	2017 Corporate Services Council Delegated Actions
Report Number	CS-2018-29

Executive Summary

Purpose of Report

To advise Council of Corporate Services staff actions undertaken in 2017 pursuant to the Delegation of Authority By-law (2013)-19529, as amended.

Key Findings

This report is an annual report to Council which shows how Council's delegated authority has been exercised by staff in the Corporate Services Service Area.

Financial Implications

None.

Report

Section 23.1 (1) and (2) of the Municipal Act authorizes a municipal council to delegate its powers and duties to another person or body by by-law. Guelph City Council has delegated its authority to staff on a variety of matters. The Delegation of Authority By-law (2013)-19529, as amended, is the principal by-law regarding Council's delegated authority.

The delegation of authority from Council contributes to the efficient management of the City and adheres to the principles of accountability and transparency. The following is a summary of the actions taken by Corporate Services staff in 2017 which require annual reporting to Council as part of the Delegation of Authority By-law (2013)-19529, as amended.

Schedule "B"	Software Description	\$ Amount
Software Licensing Delegate: General Manager, Technology and Innovation	Oracle Middleware (Service Oriented Architecture Framework)	80,000

Schedule "E"	Application Number	Property	Agreement
Committee of Adjustment Agreement Approvals Under the Planning Act Delegate: City Clerk	B-3/16	22 Forest Hill Dr.	Development
	B-3/16	22 Forest Hill Dr.	Storm Sewer
	B-24/15	67 Arkell Rd.	Development
	B-24/15	67 Arkell Rd.	Storm Sewer
	B-1/17	43 Arthur St. S.	Development
	B-9/17, B-10/17 & B-11/17	58 Glenholm Dr.	Development
	B-6/17	14 Forbes Ave.	Development
	B-6/17	14 Forbes Ave.	Storm Sewer

Schedule "M"	Event	Location	Date
Community Festivals and Special Occasion Permits Delegate: City Clerk	Wellington County Brewery - 31st Anniversary celebration	Sept. 9 – 10	Wellington County Brewery - 950 Woodlawn Rd. W.
	Festival Italiano	Sept. 15 – 17	Italian Canadian Club of Guelph - 135 Ferguson St.
	Jazz Festival	Sept. 13 – 17	Market Square- City Hall - 1 Carden St.
	Market Fresh Christmas Market	Nov. 24 – 25	Market Fresh Plaza 10 Paisley Rd.

Schedule "P"	Address	Reason	\$ Amount
Tax Write Offs Delegate: Manager, Taxation and Revenue	1 Martin Ave.	Razed by Fire/Demolition	-744.64
	42 Carden St.	Razed by Fire/Demolition	-21,842.01
	20 Woolwich St.	Business Area Reduced	-2,694.02
	160 MacDonell St. Unit 1	Business Area Reduced	-1,661.70

	31 Lynwood Pl.	Razed by Fire/ Demolition	-2,612.96
	11 Varden Dr.	Razed by Fire/ Demolition	-7,597.29
	65 Lewis Rd.	Gross/Manifest Error	-20,145.41
	40 Derry St.	Razed by Fire/ Demolition	-5,108.08
	868 York Rd.	Razed by Fire/ Demolition	-383.52
	44 Arkell Rd.	Razed by Fire/ Demolition	-1,634.07
	56 Arkell Rd.	Gross/Manifest Error	-670.18
	66 Arkell Rd.	Gross/Manifest Error	-570.89
	76 Arkell Rd.	Gross/Manifest Error	-566.75
	274 Kathleen St.	Gross/Manifest Error	-1,191.70
	9 Arthur St. N.	Due to Repairs/ Renovation	-656.35
	0 Watson Pkwy.	Became Exempt	-122.00
	202 - 204 Glasgow St. N.	Razed by Fire/ Demolition	-2,309.31
	274 Kathleen St.	Razed by Fire/ Demolition	-2,513.68
	22 Stanley St.	Razed by Fire/ Demolition	-1,800.85
	58 Tovell Dr.	Razed by Fire/ Demolition	-21.16
	0 Watson Pkwy.	Became Exempt	-100.19
	39 - 47 Arkell Rd.	Razed by Fire/ Demolition	-3,250.41
	200 - 210 Edinburgh Rd. N.	Razed by Fire/ Demolition	-786.20
	67 Lewis Rd.	Razed by Fire/ Demolition	-6,665.10
	2 Suffolk St. W. and 164 Norfolk St.	Gross/Manifest Error	-938.87
	316 Waterloo Ave.	Property Class Change	-4,886.61
	435 Stone Rd. W.	Razed by Fire/Demolition	-183,585.56
	160 Southgate Dr.	Became Exempt	-7,852.35
	352 Kathleen St.	Became Exempt	-1,678.57
	18 Maude Ln.	Gross/Manifest Error	-851.44
	0 Ontario St.	Became Exempt	-5.07
	81 Metcalfe St.	Gross/Manifest Error	-6,010.58

Schedule "AA"	Agreement Description	\$ Amount
Section 9 – Provincial Offenses Court Delegate: General Manager, Court Services	Teranet Real Estate Information Solutions - for GeoWarehouse property information service related to fine collection	3,195.00
	Province of Ontario - Ministry of Transportation (ARIS agreement) - for driver information related to fine collection	54,631.50
	Regional Municipality of Niagara - for Court Administration Management System related to fine collection	1,800.00
	Spacesavers Inc. – for data entry service related to the upload of Provincial Offence Notice data to the provincial database for fine collection	5,925.00
	DATA Group of Companies – for preparation of legislated Notices of Fine and Due Date for provincial offence cases (joint procurement with other municipalities)	8,000.00
	DATA Group of Companies – for printing of Provincial Offence Notice ticket books and court forms (joint procurement with other municipalities)	5,000.00

Schedule "CC"	Description	Amount
Municipal Freedom of Information and protection of Privacy Act Delegate: City Clerk	Number of Freedom of Information (FOI) requests processed	75
	Number of FOI requests processed in the initial 30 timeline	73
	Number of FOI requests processed with an extended timeline	2
	Number of FOI appeals received from the Information and Privacy Commissioner (IPC) of Ontario	1
	Number of FOI appeals resolved	1
	Number of routine disclosures processed by the City Clerk's Office	93
	Number of privacy complaints received from the IPC	0
	Number of privacy complaints resolved	N/A

Financial Implications

None.

Consultations

Blair Labelle, General Manager, Technology and Innovation
Brad Coutts, General Manager, Court Services
James Krauter, Manager, Taxation and Revenue / Deputy City Treasurer
Jennifer Slater, Manager, Information, Privacy and Elections
Trista Di Lullo, Council Committee Coordinator
Dolores Black, Council Committee Coordinator

Corporate Administrative Plan

Overarching Goals

Service Excellence

Service Area Operational Work Plans

Our Services - Municipal services that make lives better

Departmental Approval

None.

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Information Report

Service Area Infrastructure, Development and Enterprise Services

Date Friday, February 23, 2018

Subject **Tier 1 Projects Q4 2017 Status Update**

Report Number IDE-2018-19

Executive Summary

Purpose of Report

To provide quarterly status update of Tier 1 Projects to Council. These reports are posted on their respective project pages on guelph.ca.

Key Findings

The City currently has two active Tier 1 projects:

- Wilson Street Reconstruction and Parkade; and
- Guelph Police Service Headquarters Renovation.

Status dashboards for these Tier 1 projects as of December 31, 2017 are attached. A brief update of each project is provided within this report.

The following Tier 1 projects are in the initiation and planning stage and updates for these projects will be provided as they move into development:

- South End Community Centre Design Development;
- Baker District Redevelopment;
- Guelph Main Branch Library; and
- Wyndham Street North / St. George's Square Reconstruction.

The latter three Tier 1 projects fall under the umbrella of the Downtown Implementation Strategy.

Financial Implications

This report has no financial implications.

Report

This report is to provide quarterly status updates of Tier 1 projects to Council.

Current Tier 1 Projects:

Currently active Tier 1 projects:

- 1) Wilson Street Reconstruction and Parkade Project; and
- 2) Guelph Police Service (GPS) Headquarters (HQ) Renovation Project.

Highlights for each of these projects are summarized below. Full updates can be seen in the attached status dashboards.

1) Wilson Street Reconstruction and Parkade Project

Wilson Street stage two road construction was completed in November 2017 and the project scope and additional budget for the parkade is approved. As of the end of Q4 2017, the project charter was updated and finalized, a signed contract was put in place, and detailed design work was in progress. The project is expected to be complete in Q3 2019. More information is available via guelph.ca/construction.

2) GPS HQ Renovation Project

The project is progressing well, within budget, on schedule and within scope. The project is expected to be complete in spring 2019. More information is available at guelph.ca/gpsreno.

Planned Tier 1 Projects:

Four Tier 1 projects are currently in the initiation and planning stage. Updates for these new projects will be provided as they move into development.

- 1) South End Community Centre Design Development;
- 2) Baker District Redevelopment;
- 3) Guelph Main Branch Library; and
- 4) Wyndham Street North / St. George's Square Reconstruction.

The latter three Tier 1 projects fall under the umbrella of the Downtown Implementation Strategy.

1) South End Community Centre Design Development

Staff has established the Tier 1 governance structure and project charter. The consultant has been engaged and conceptual design is scheduled for completion by April 30, 2018.

2) Baker District Redevelopment

Staff has established the project's Tier 1 governance structure and is preparing a Request for Proposal (RFP) for qualified developers. RFP results are expected to be presented to Council in July 2018.

3) Guelph Main Branch Library

Staff has established the governance structure for this project with the City managing capital undertakings on behalf of the Guelph Public Library (GPL). The

project will be managed as per the Tier 1 project management framework once Council approves GPL's business case (expected in February 2018). This project will be co-managed with the Baker District Redevelopment project.

4) Wyndham Street North / St. George's Square Reconstruction

Staff is currently developing the Tier 1 governance structure and project charter.

Financial Implications

This report has no financial implications.

Consultations

Staff from the following divisions were consulted for this report: Corporate Communications, Engineering & Capital Infrastructure Services, Facilities Management, Business Development and Enterprise, and Finance.

Corporate Administrative Plan

Overarching Goals

Service Excellence
Financial Stability

Service Area Operational Work Plans

Our Resources - A solid foundation for a growing city

Attachments

ATT-1	Tier 1 Project Portfolio Dashboards – Q4-2017
ATT-2	Wilson Street Reconstruction and Parkade Project – Q4-2017
ATT-3	Guelph Police Service Headquarters Renovation Project – Q4-2017

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Tier 1 Project Portfolio Dashboard | February 23, 2018

Q4 end of December 2017

Basic Project Information

PROJECT	EXECUTIVE SPONSOR	PROJECT MANAGER	APPROVED BUDGET	FUNDING SOURCES	TARGET COMPLETION
Wilson Street Reconstruction and Parkade		Andrew Janes, Project Engineer Supervisor Jeet Joginder, Manager, Complex Capital Projects, Facilities Management	\$24,875,000	Street 22% Tax, 62% Non-Tax, 16% Federal Gas Tax Bridge 100% Tax Parkade 50% Parking DC, 50% Tax Funded debt	Complete Fall 2019 Fall 2019
Guelph Police Service Headquarters Renovation		Jeet Joginder, Manager, Complex Capital Projects, Facilities Management		45% Development Charges, 55% Tax	Spring 2019

Dashboard

Project	Current			
	Scope	Schedule	Budget	
<u>Wilson Street Reconstruction</u>	 Within scope	 Complete	 Within budget	
<u>Parkade</u>	 Within scope	 On schedule	 Within budget	
<u>Guelph Police Service Headquarters Renovation</u>	 Within scope	 On schedule	 Within budget	

Tier 1 Project Update | February 23, 2018

Q4 end of December 2017

Wilson Street Reconstruction and Parkade



Executive Sponsor	Scott Stewart, Deputy Chief Administrative Officer, Infrastructure, Development and Enterprise Services
Project Manager	Street: Andrew Janes, Project Engineer Supervisor, Engineering and Capital Infrastructure Services Parkade: Jeet Joginder, Manager, Complex Capital Projects, Facilities Management
Approved Budget	\$24,875,000
Funding Sources	Street: 22% Tax, 62% Non-Tax, 16% Federal Gas Tax Bridge: 100% Tax Parkade: 50% Parking DC, 50% Tax Funded debt
Project Deliverables and Scope	A new parking structure with 496 parking spaces, replacement of the Norfolk Pedestrian Bridge and reconstruction of Northumberland Street between Wilson and Norfolk streets, and reconstruction of Wilson Street between Gordon and Macdonell streets. For additional details, visit guelph.ca and search Wilson street reconstruction and parkade .
Target Completion	Q3 2019

Street Project Status



Within scope



Complete

Parkade Project Status



Within scope**



Design in progress



Within budget
6.4% of total (approved) budget spent to date

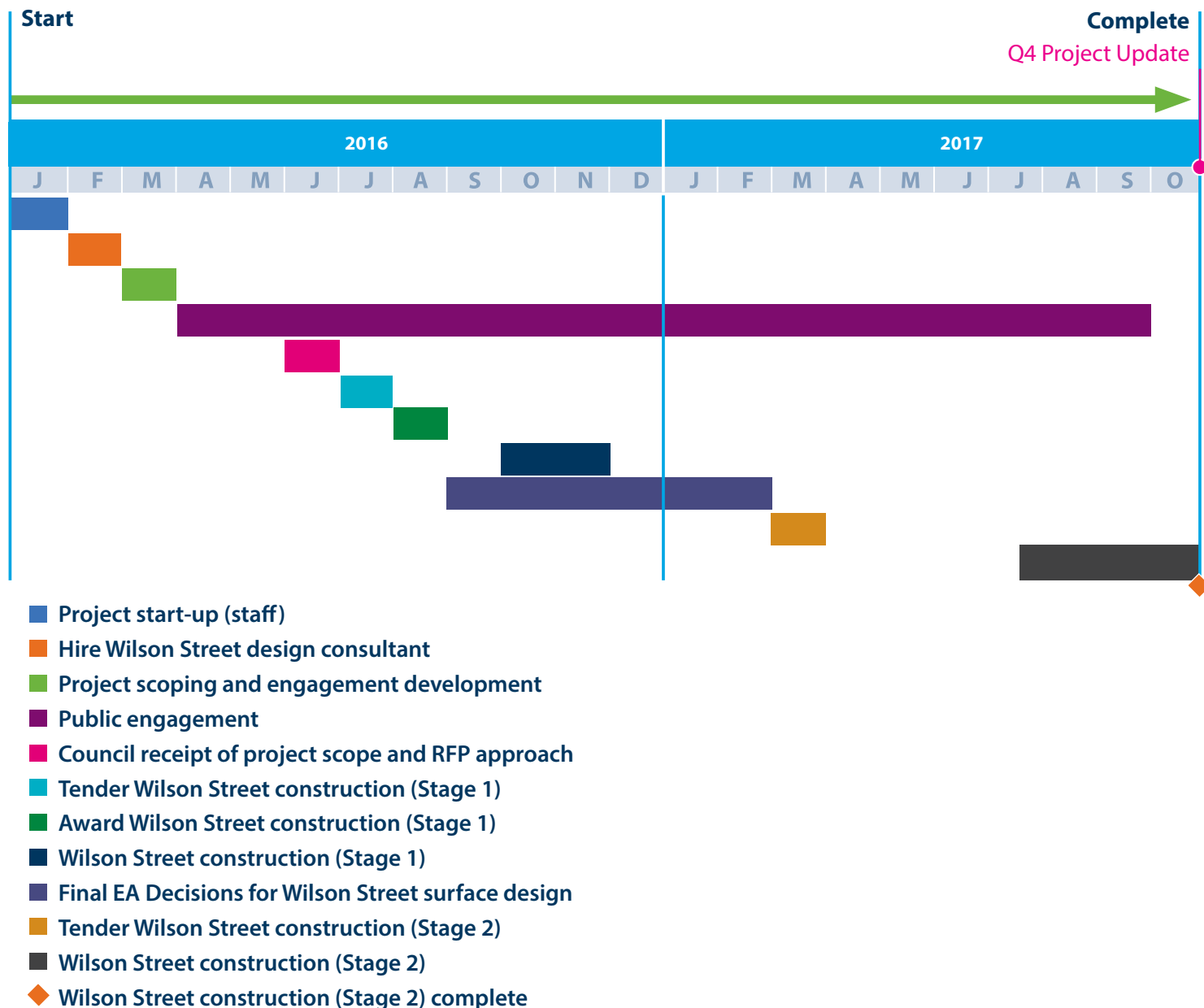
***Street:** Stage 2 construction complete.

****Parkade:** Design development work in progress.

Q4 end of December 2017

Wilson Street Reconstruction (Stage 1 and 2)

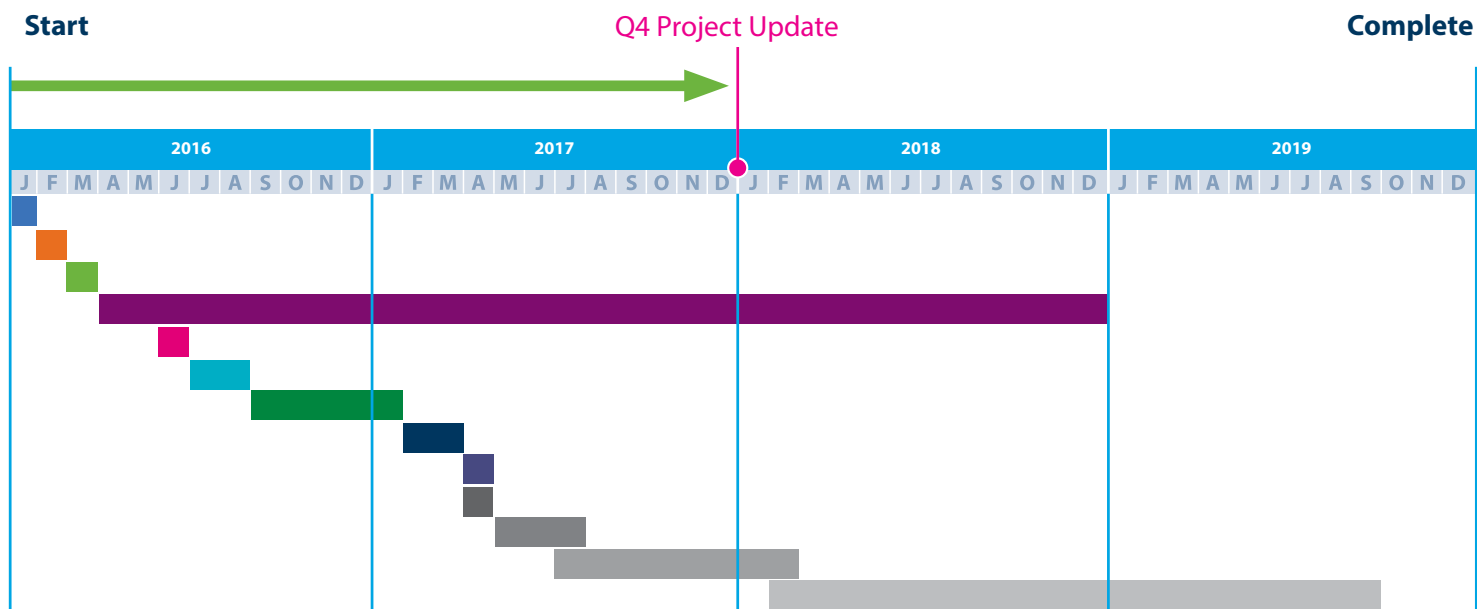
Progress to date



Q4 end of December 2017

Wilson Parkade Construction (Stage 3 street and bridge reconstruction)

Progress to date



- Project start-up (staff)
- Hire design-build (d-b) contract consultant
- Project scoping and engagement development
- Public engagement
- Council receipt of project scope and RFP approach
- Tender Wilson Parkade d-b RFP
- Analysis of RFP results and preparation to reissue new RFP
- Re-issue and close Wilson Parkade d-b RFP
- Evaluation and recommendation
- Contract award
- Design of Wilson Parkade and Norfolk Bridge
- Site plan approval and building permits
- Construction of Wilson Parkade and Norfolk Bridge

Tier 1 Project Update | February 23, 2018

Q4 end of December 2017

Guelph Police Service Headquarters Renovation



Executive Sponsor	Scott Stewart, Deputy Chief Administrative Officer, Infrastructure, Development and Enterprise Services
Project Manager	Jeet Joginder, Manager, Complex Capital Projects, Facilities Management
Approved Budget	\$34,111,000
Funding Sources	45% Development Charges, 55% Tax
Project Deliverables and Scope	<p>GPS headquarters is undergoing an expansion and renovation to meet the needs of our community's police services today and 25 years from now. This work will bring the facility up to today's health and safety standards, provide the appropriate space—long-term—for police operations and personnel, and replace the building's aging equipment.</p> <p>The renovation includes gutting and rebuilding the inside of the existing building and the expansion includes the construction of two new wings—on the east and west sides of the existing building. Additional details available at guelph.ca/gpsreno.</p>
Target Completion	Spring 2019

Project Status



Within scope



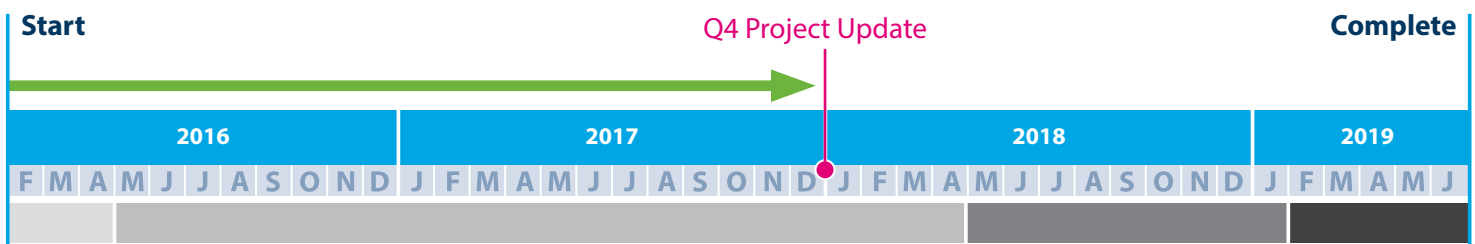
On schedule*
60% of construction work complete



Within budget
58% of total (approved) budget spent to date

*The project is on schedule to be complete by Spring 2019. For more information, visit guelph.ca/gpsreno.

Progress to date



- Construction preparation
- Phase 1 (east and west wing renovations)
- Phase 2 renovation
- Post construction work

Information Report



Service Area	Infrastructure, Development and Enterprise Services
Date	Friday, February 23, 2018
Subject	Transfer and Amendment of Car Share Parking Agreement
Report Number	2018-IDE-34

Executive Summary

Purpose of Report

To provide background regarding the sale of Community CarShare Cooperative Inc. (Community CarShare) to Virtue Transportation Systems Incorporated (VRTUCAR) and to summarize the impact on the City's current agreement with Community Carshare.

Key Findings

In 2015, Council authorized staff to enter the City's first car sharing agreement, Community CarShare Cooperative Inc. (Community CarShare) including delegated authority to execute and amend the initial Parking Location Agreement as appropriate.

The sale of Community CarShare Cooperative Inc. (Community CarShare) to Virtue Transportation Systems Incorporated (VRTUCAR) will be completed on February 28, 2018. This sale will have implications for the agreement entered into by the City and Community CarShare since Community CarShare is a non-profit company and VRTUCAR is a profit-based company.

Following a thorough review, staff have consented to transferring the agreement from Community CarShare to VRTUCAR on the condition that certain amendments be enacted.

Upon completion of the change-over from Community CarShare to VRTUCAR, Parking Services will begin charging the current permit fee for the Baker Street Lot parking space. No other car share locations are in revenue-generating spaces at this time, so no other fees will be charged by the City upon the change-over.

Access to parking spaces for members of Community CarShare, who are becoming members of VRTUCAR, will not be interrupted. The vehicles can remain parked at the same locations. The public may see changes to vehicle branding or type of vehicle at these locations.

Staff is currently establishing a protocol for accommodating future requests from other for-profit and non-profit car sharing services, which will be communicated to Council upon completion.

Financial Implications

There is currently one car sharing space located in a revenue-generating area (Baker Street) that has been provided at no cost to Community CarShare. The space will be charged at a regular monthly fee to the for-profit company VRTUCAR, representing a net revenue of approximately \$1260 per year.

Report

A brief history of car sharing in Guelph

Community CarShare is a non-profit cooperative with the mission to promote car sharing as part of a sustainable transportation system. Community CarShare was founded in 1998 and operated first in the cities of Kitchener and Waterloo.

In 2013, Community CarShare took over a Guelph non-profit car sharing organization and inherited a parking space at the Baker Street lot. Staff brought forward a report to Council asking to reassign this parking space to Community CarShare, waiving the permit fee, and seeking Council's endorsement to support the expansion of Community CarShare service in Guelph.

Community CarShare sought additional publically visible spaces in and around Downtown Guelph to meet demand and promote the brand. In 2015, Council approved execution of a Parking Location Agreement between Community CarShare and the City for vehicles parked on City-owned properties including Baker Street, Guelph Civic Museum, Guelph Central Station, and Essex Street. These sites served the organization well and they have since doubled their inventory. Four additional vehicle spaces are located on private lands, including University of Guelph, 71 Wyndham St South, Dublin Street United Church and 5 Arthur Street South.

Sale of Community CarShare to VRTUCAR

On November 22 2017, Community CarShare members voted to dissolve the co-operative due to ongoing financial challenges. The members voted in support of an aquisition proposal by VRTUCAR, owned by Communauto Inc. of Montreal. Communauto was originally founded in 1994 in Montreal and merged with VRTUCAR in 2016. Communauto is a for-profit enterprise with a successful business model operating in Ottawa, Gatineau, Montreal, Sherbrooke, Quebec City, Halifax, and Kingston.

City staff initially received notification that the Board of Community CarShare had signed a letter of intent with VRTUCAR with the hopes of concluding negotiations by December 31st, 2017. Later correspondence revised the date of sale to March 31, 2018 and then subsequently to February 28, 2018.

Under delegated authority, staff intend to sign a letter formally consenting to the transfer of the existing Agreement on the condition that the Agreement be amended prior to June 30, 2018 regarding such items as replacing the name listed on the Agreement, removing references to non-profit status, and adding applicable permit fees for revenue-generating spaces occupied by VRTUCAR.

At any time after February 28, 2018, VRTUCAR may undertake a rebranding of the vehicles currently operating in Guelph, or may replace them with new vehicles bearing different branding.

Implications of terminating the existing Parking Location Agreement

No longer a non-profit

The original agreement specifically gave the City authority to terminate the Agreement if Community CarShare ceased to remain a non-profit co-operative. There are several clauses throughout the Agreement premised on the non-profit status that granted the organization special privileges including access to free parking in revenue-generating spaces. These clauses will be removed or revised.

Vehicle location

Residents who are members of Community CarShare are transferring their membership over to VRTUCAR and will expect access to the car sharing vehicles to remain in the same convenient locations. They are reliant on these vehicles as a convenient alternative to owning a car. Terminating the Agreement without setting up a new Agreement to replace it could be disruptive to the transportation and mobility needs of these residents. City staff are committed to negotiating the required amendments to the Agreement to enable VRTUCAR to remain in the current locations after June 30 2018.

Competitiveness

The change of the car sharing company's status from non-profit to for-profit means that the City has an obligation to treat all for-profit and non-profit car sharing services in a fair and transparent manner. The City has no intent to enter into an exclusivity agreement for a car sharing service in Guelph and will remain open to inquiries from other companies to operate in our community. The new Agreement and procedure for assessing new requests for car sharing parking on City property will reflect this principle.

Items to be amended in the Parking Location Agreement

The following items summarize the key items in the agreement that will be amended to reflect the change from Community CarShare to VRTUCAR, and to serve as appropriate provisions for similar agreements with any other car sharing service provider that might wish to operate a car sharing service on City-owned property:

- All references to the requirement for non-profit co-operative status will be removed;

- As a result of this previously-required status, the agreement made several special concessions, including waiving permit fees for revenue-generating downtown parking spaces; these concessions will be removed;
- All references to Community CarShare will be replaced with the name of the new car sharing company – in this first new case, VRTUCAR; and
- The Schedules to the agreement, that list the locations of the applicable parking spaces on City-owned property and signage standards, will be reviewed and revised accordingly;
- A clause may be added related to data sharing terms as part of the City's overall transportation data monitoring.

Guelph is “Open for Business” with other car sharing services

The City is open to exploring requests from other car sharing services to park vehicles on City-owned lots. A healthy economic diversity in car sharing services can be of benefit to residents in seeking options to reduce their personal vehicle ownership.

In order to provide fair treatment of requests, City staff are developing a standard procedure for treating requests for parking on public lots. Considerations in this procedure will include, but are not limited to:

- Setting a fixed proportion of parking spaces that can be made available per parking facility by being reserved for car sharing vehicles;
- Permitting only one spot per facility for any one car sharing company to avoid monopolizing prime locations;
- Charging full cost for any applicable permits or parking rates; and
- Exploring an administrative approach to handling requests.

Staff will be consulting internally with the various facility operators including Parking Services and Parks and Recreation to develop a standard procedure. Upon completion, the new protocol will be communicated with Council and the public.

The value of car sharing

North American studies of the impact of car sharing on household vehicle ownership among members show an aggregate 50% decrease in vehicle ownership. It is estimated that one car share vehicle can remove between nine and 13 private vehicles from the road and parking lots. Due to the pricing structure of car share services, it is often cost-prohibitive to use car share for commuting purposes. Members are more inclined to shift their travel choices toward walking, cycling and carpooling when they do not require the use of a vehicle, particularly for their commuting trips.

Furthermore, car sharing in Guelph can contribute to achieving emission reduction goals of the Community Energy Initiative. Surveys of North American car sharing members show that car share vehicles tend to replace less fuel-efficient personal vehicles. Fifteen to 32% of members sell a private vehicle when they join car sharing. One study estimates each household that is a member of a car share reduces its annual emissions by more than half a tonne.

Financial Implications

There is currently one car sharing space located in a revenue-generating area (Baker Street) that has been provided at no cost to Community Carshare. The space will be charged at a regular monthly fee to the for-profit company VRTUCAR, representing a net revenue of approximately \$1260 per year.

Consultations

To establish appropriate ratios of public surface parking to allocate to future carshare at municipal facilities, Transportation Services staff will be consulting internally with relevant departments such as Parks and Recreation facility operators, and Guelph Public Library branch operators.

Corporate Administrative Plan

Overarching Goals

Service Excellence

Service Area Operational Work Plans

Our Services - Municipal services that make lives better

Attachments

N/A

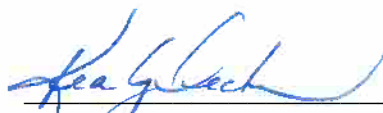
Departmental Approval

Bruce Banting, Legal Services

Allister McIlveen, Engineering and Capital Infrastructure

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Information Report

Service Area Infrastructure, Development and Enterprise Services

Date Friday, February 23, 2018

Subject **CEI Update Interim Report**

Report Number IDE-2018-39

Executive Summary

Purpose of Report

To provide a status report on the update to the Community Energy Initiative (CEI).

Key Findings

The update is progressing on track for delivery in Q2 2018.

Financial Implications

External funding is expected to minimize the requirement to use Corporate operating budget monies to cover expenses associated with the update.

Report

This report is a follow-up to the previous status report on this matter, Information Report IDE-2017-127 (http://guelph.ca/wp-content/uploads/info_items_102717-1.pdf#page=63).

The Our Energy Guelph (OEG) Analytics Subcommittee of selected a consultant for analytical services in November, and has provided the consultant with the following data:

1. Natural gas consumption (Union Gas)
2. Electricity consumption (Guelph Hydro)
3. Building attributes (Municipal Property Assessment Corporation)
4. Vehicle data (Ministry of Transportation of Ontario)
5. Retail sales of vehicle fuels (Kent Group)
6. City population data and future projections (Planning Department)
7. Traffic zones (Guelph Transit)

The consultant will integrate the above data into a report to be delivered before the end of February, and including the following:

1. Progress toward key targets since the Community Energy Plan of 2007
2. A new energy baseline for the city

3. A “business as usual” scenario for energy usage and carbon emissions in the target year of 2030
4. Various maps showing how energy use varies from neighbourhood to neighbourhood

This information will then be used along with a simulation tool in a second phase of work. This phase will examine various programming options (e.g. the Guelph Energy Efficiency Retrofit Strategy, GEERS), to understand how far each option will move us toward our targets and how programs might interact with each other. A list of sample actions is included in Attachment 1. If possible, this will be delivered along with the complete CEI update in Q2.

The OEG Community Engagement subcommittee has commissioned a report summarizing the findings of the Community Vision Survey. This report will be incorporated into the final update, and extracts key themes from the open-ended questions in the survey:

1. Targets
2. Guelph’s energy future (what it looks like, how to get there)
3. Specific actions

The subcommittee is now performing one-on-one interviews with key stakeholders such as large local employers and businesses that are active in the energy sector. These interviews examine:

- Actions each organization is taking that are aligned with CEI objectives
- Additional actions they plan to take in the future
- Obstacles they face as they implement those actions

The CEI update will include a plan for ongoing community engagement for Our Energy Guelph. It is expected that this plan will propose a regular (likely annual) update process including:

1. A survey of community members to understand their views
2. An update to local energy data and an analysis of marketplace trends

This will direct programming for the subsequent year, and will shape education, awareness, outreach and communications efforts to build an ever more energy-literate community.

The CEI update is being done in conjunction with various research projects at the University of Guelph. These include:

1. Further home-owner level survey analysis related to GEERS
2. A detailed analysis of the Community Energy Plans of other single-tier municipalities

This research is a result of relationships established, and information needs identified, through OEG’s ongoing activities. Outputs are expected at about the same time that the CEI update will be delivered.

The City of Guelph received a Sustainable Communities Award from the Federation of Canadian Municipalities on February 8th for the Guelph Innovation District Secondary Plan. The energy features of this plan largely derived from the CEI,

which both demonstrates the value of addressing community energy in our urban planning processes and illustrates the approach that our future planning efforts (e.g. the Clair-Maltby Secondary Plan) should include going forward.

Financial Implications

External funding is expected to minimize the requirement to use Corporate operating budget monies to cover expenses associated with the update. A total of \$50,000 is expected to be covered from the Climate Change Office operating budgets for 2017 and 2018.

Consultations

The CEI update is being done in consultation with the community via Our Energy Guelph. Internal consultations within the Corporation are also being done on an ongoing basis via the Energy, Water and Climate Change (EWaCC) working group.

Corporate Administrative Plan

Overarching Goals

Service Excellence
Financial Stability
Innovation

Service Area Operational Work Plans

Our Services - Municipal services that make lives better
Our People- Building a great community together
Our Resources - A solid foundation for a growing city

Attachments

ATT-1 Excerpt from draft version of "Community Emissions Reduction Planning: A Guide for Municipalities", Ontario Ministry of Environment and Climate Change

Departmental Approval

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General Manager, Facilities Management

Report Author

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Manager, Climate Change Office



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Table 36. The cheat list: 20 key municipal energy and emissions actions.¹⁷

	Action	Justification	Impact	Estimated magnitude of GHG reductions
	LAND-USE			
1	Concentrate future development in areas appropriate for district energy and accessible to transit	Land-use planning enables broader deployment of transit and district energy, and increased proximity for walking and cycling.	Reduce energy consumption	Medium-high
2	Green/sustainable community design and development	Green/sustainable planning and design components/standards can reduce community energy footprints and enhance energy efficiency.	Reduce energy consumption	Medium
	TRANSPORTATION			
3	Enhanced transit	Enhanced transit can displace vehicle use and achieves economies of scale.	Reduce energy consumption, fuel switch	Medium
4	Transportation demand management	Transportation demand management can help people shift to lower carbon modes of travel.	Reduce energy consumption	Medium
5	Enhanced walking and cycling infrastructure	New infrastructure can provide conditions that enable people to walk and cycle as opposed to drive.	Reduce energy consumption	Low
6	Increased adoption of electric vehicles	Electric vehicles are more efficient than gasoline powered vehicles and result in fewer GHG emissions.	Reduce energy consumption, fuel switch	High
	BUILDINGS			
	Future buildings			
7	Require advanced energy performance	It is more cost effective to build high efficiency buildings than to retrofit them afterwards.	Reduce energy consumption	High
	Existing buildings			
8	Retrofit dwellings	The existing building stock needs to be retrofit to minimize energy consumption, particularly electricity in order to offset additional electricity demand in the transportation sector. Retrofits also tend to be cost effective.	Reduce energy consumption	High
9	Retrofit commercial buildings		Reduce energy consumption	High

17 The estimated impact is based on modelled results from a number of municipalities in Ontario.

	Action	Justification	Impact	Estimated magnitude of GHG reductions
10	Re-commission commercial buildings	Re-commissioning represents a tune-up of the building systems to ensure they are operating at maximum efficiency.	Reduce energy consumption	Low
	ENERGY SYSTEMS			
11	Incorporate solar photovoltaic systems into new construction	Solar PV can be integrated into the built environment, displacing electricity from the grid from non-renewable sources.	Generate renewable energy	Low
12	Incorporate solar photovoltaic systems on roofs of existing buildings		Generate renewable energy	Low
13	Introduce zero carbon district energy systems	District energy is used to provide renewable heat sources, displacing natural gas. District heat also results in economies of scale.	Generate renewable energy, fuel switch	Variable
14	Install electric heat pumps for space heating	Electric heat pumps are an efficient way to use electricity to displace natural gas for heating.	Fuel switch	High
15	Install distributed energy storage	Energy storage increases the efficiency with which distributed renewable such as solar PV can be used.	Store renewable energy	Low
16	Increase the use of renewable natural gas in district energy systems	Renewable natural gas can be used in industry to displace natural gas consumption.	Fuel switch	Variable
	INDUSTRY			
17	Industrial process efficiency improvements	There are significant opportunities for industrial energy efficiency gains.	Reduce energy consumption	Variable
	FREIGHT			
18	Transition to zero emissions vehicles	Electric vehicles are more efficient than gasoline powered vehicles and result in lower GHG emissions.	Reduce energy consumption, fuel switch	Medium
	WASTE			
19	Increase waste diversion rates	Waste which goes to a landfill results in GHG emissions.	Reduce waste	Medium
20	Generate biogas from wastewater	Methane resulting from wastewater treatment can be transformed into a renewable energy source.	Generate renewable energy	Low
	AGRICULTURE, FORESTRY & LAND-USE			
21	Increase forest area or restore wetlands	Forests and wetlands absorb and store carbon from the atmosphere	Increase storage of carbon	Low

Information Report



Service Area	Infrastructure, Development and Enterprise Services
Date	Friday, February 23, 2018
Subject	Source Protection Water Quantity Policies – Community Liaison Group
Report Number	IDE-2018-42

Executive Summary

Purpose of Report

To inform Council on the development of Source Protection policies for water quantity under the Clean Water Act and the formation of a Community Liaison Group to provide input to the process.

Key Findings

The Grand River Conservation Authority (GRCA), as the Source Protection Authority, is initiating a Guelph and Guelph/Eramosa Water Quantity Policy Development Study under the Clean Water Act Source Protection Program. City staff are part of the technical project team for the study. The technical project team will use a Community Liaison Group (CLG) to provide input to the Project Team on the policy development. The CLG will be composed of sector representatives of local business, agriculture, environmental groups and general members of the public. The CLG will be active from February to September, 2018. Draft water quantity policies will be provided to the Lake Erie Source Protection Committee (SPC) for consideration. The SPC will initiate a formal public consultation process on the water quantity policies as per the requirements of the Clean Water Act.

Financial Implications

Technical work on the Tier 3 Water Budget Project has been funded by provincial grants (\$2.4M to date). All costs of participation in the policy development process were approved by Council as part of the 2018 Water Services Non-Tax Budget.

Report

The City, working with the GRCA and Guelph-Eramosa Township (GET) completed the Guelph – GET Water Budget and Local Area Risk Assessment project in April 2017. This project was a requirement under the Clean Water Act and is intended to identify subwatersheds that may be at risk of not having sufficient water quantities to meet municipal drinking water demands. Through this project Guelph's water supply system was identified to be at significant risk under conditions of future demand (projected growth to 2031) and drought conditions. The full report is found here for reference – <https://www.sourcewater.ca/en/source-protection-areas/Guelph-and-Guelph-Eramosa-Tier-3.aspx> .

The Project Team has been implementing the next steps in the project which will identify risk management measures to address the significant drinking water threats that cause the risk to the water supply. This study, called the Risk Management Measures Evaluation Process (RMMEP) provides a ranking of drinking water threats, from the most significant to the least, and a strategy to manage the risks. The RMMEP results in a Threats Management Strategy which is then used to aid in developing water quantity policies as part of the City's Source Protection Plan.

The GRCA is leading the development of Source Protection Water Quantity Policies under the Clean Water Act. The Project Team consists of members from the GRCA, City of Guelph, Guelph-Eramosa Township and the Ministry of Environmental and Climate Change. The GRCA is initiating a Community Liaison Group (CLG) to aid in public consultation on the policy development. GRCA is forming the group in February and will consult with the CLG in February through September, 2018. The CLG will be composed of stakeholders and residents to support the Policy Development Study. Its members will be composed of representatives from the City of Guelph, Township of Guelph/Eramosa, Township of Puslinch, Town of Erin, Town of Milton and Town of Halton Hills.

Through this group, members have the opportunity to provide their perspectives on water quantity policy development to the Project Team. The CLG also helps keep the community up-to-date on the progress, challenges and concerns related to the Study.

The CLG is composed of representatives from the following sectors:

- Business
- Industrial/commercial/institutional (ICI) water users
- Agriculture
- Environment/conservation
- General public

The CLG is intended to provide input to the Project Team. Members of the public are welcome to attend and observe CLG meetings. The CLG membership list has been attached to this report for reference.

Once draft policies are developed, they will be provided to the Lake Erie Source Protection Committee (SPC) for review. The SPC will conduct formal public

consultation on the policies as per the requirements of the Clean Water Act in the fall of 2018.

Financial Implications

Technical work on the Tier 3 Water Budget Project has been funded by provincial grants (\$2.4M to date). All costs of participation in the policy development process were approved by Council as part of the 2018 Water Services Non-Tax Budget.

Consultations

The GRCA, as project lead, is implementing the consultation requirements for the project and are guided by the requirements under the Clean Water Act. The CLG is part of the consultation process. In addition, the draft policies will be presented to the Lake Erie Source Protection Committee (SPC) who will implement a formal public consultation process in the fall of 2018 as per the requirements of the Clean Water Act.

Internally, City staff have consulted Water Services, Engineering and Infrastructure Services, Legal Services and Planning Services throughout the project.

Corporate Administrative Plan

Overarching Goals

Service Excellence
Innovation

Service Area Operational Work Plans

Our Services - Municipal services that make lives better
Our People- Building a great community together
Our Resources - A solid foundation for a growing city

Attachments

ATT-1 Community Liaison Group – Membership List

Departmental Approval

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Report Author

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Attachment 1 –Community Liaison Group Membership List

Community Liaison Group - membership list

Sector	Organization	Member
Communal/Commercial	DeCorso Enterprises Limited *only representing Victoria	David DeCorso
	Springfield Golf and Country Club	Ray Duke
	The Homewood Corporation	Romeo Barbosa
Business	Wellington Vacant Land Condominium Corporation Number 147 (Meadows of Aberfoyle)	Greg Cook
	Guelph and District Home Builders' Association	waiting on a name
Academia	University of Guelph	Steve Nyman
	University of Guelph - Environmental Health and Safety Group	Manuela Racki
Conservation	Eden Mills Millpond Conservation Association Inc.	Richard Lay
SPP Region	Halton-Hamilton	Diane Bloomfield
Industrial	Nestle Waters	Andreanne Simard
	Blount Canada Ltd.	Sharon McGuire
	LafargeHolcim	Doug England
Environment	Wellington Water Watchers	Karen Rathwell
Public Interest		Stephanie De Grandis
		Kay Storey

	confirmed
	request to participate; waiting on confirmation by the project team
	asked contact if they are willing to represent their org as well as their association

Information Report



Service Area Office of the Chief Administrative Officer

Date Friday, February 23, 2018

Subject **2017 Legal, Realty and Risk Services
Council Designated Actions**

Report Number CAO-2018-01

Executive Summary

Purpose of Report

To advise of staff action with respect to Council's delegated authority in 2017 relating to those services provided by Legal, Realty and Risk Services.

Key Findings

This report is an annual report back to Committee and Council on how authority, which has been delegated to staff, has been exercised.

Financial Implications

As this is an annual reporting mechanism, there are no financial implications.

Report

The Municipal Act, 2001 provides Council with the authority to delegate its powers to a person or body subject to some noted restrictions. Council has delegated its authority on various matters, either by way of a resolution of Council or through a specific by-law. The Delegation of Authority By-law (2013) – 19529, as amended, is the principal reference related to Council's existing delegated authority.

The delegation of authority from Council contributes to the efficient management of the City while still adhering to the principles of accountability and transparency. The following is a summary of the actions taken in 2017 with respect to authority delegated by Council to Legal, Realty and Risk Services staff.

By-law (2013)-19529

Schedule "AA" Section 3 – General Delegation <u>Delegate:</u> City Solicitor	Description	
	Legal Services reports semi-annually in its Litigation Status Report all steps taken with respect to commencing or defending any action/motion or other legal/administrative proceedings.	
Schedule "AA" Section 7 - Realty Services <u>Delegate:</u> City Solicitor, or staff appointed by the City Solicitor from time to time to act in their stead	Type of Agreement/Document	Details
	Notice of Encroachment Agreement (WC493397)	231 Woolwich Street
	License Agreement	65 Delhi Street
	Transfer Easement WC493172	22 Forest Hill Drive
	Notice of Encroachment Agreement WC493753	12 Mary Street
	Release of Encroachment Agreement WC493754	12 Mary Street
	Application to Consolidate PINs	Paisley Road
	Release of sewer/watermain Agreement – Application (General) WC495832	72 Beaumont Crescent
	Transfer for road widening WC497138	Exhibition Street
	Easement WC497178	171 Kortright Road
	Release of Subdivision Agreement and Amending Agreement (WC497421)	336 Speedvale Avenue West
	By-law WC498473 and RO821484	Multiple properties
	Release of 2 Agreements-WC498876	31 Arrow St., Unit 11
	Encroachment Agreement (WC499911)	41 Aberdeen Street
	Transfer for road widening WC500261	139 Morris Street
	Encroachment Agreement (WC500322)	253 & 263 Exhibition Street
	Application (General) WC500714 – release of subdivision Agreement	61M146
	Application (General) WC500825 – release of subdivision Agreement	61M193
	Application (General) WC501102 – release of old sewer Agreement	544 Paisley Road
	Discharge of An Interest - WC501128 (Discharge of Encroachment Agreement)	45 Yarmouth Street

	Transfer – for road widening WC501050	111-193 Silvercreek
	Transfer Easement WC501665	15 Wyndham Street (Guelph Police Station)
	Discharge of an Interest- WC502804 (Discharge of an Encroachment Agreement)	50 Grierson Drive
	Agreement of Purchase & Sale and Transfer to the City	Walkway – Part 1, 61R-11955
	Transfer of Easement WC503847	Parts 1, 2 & 3, Reference Plan 61R-21075
	Encroachment Agreement -WC518046	119 Exhibition Street
	Permission to Enter Agreement	574 & 590 Hanlon Creek Blvd., Block 4, Plan 61M-169
	Encroachment Agreement -WC505654	15 Oliver Street
	Agreement of Purchase and Sale and Transfer	Road widening - Pt 383 Woodlawn Rd. W. – Pts. 4 & 5, 61R- 20811
	Transfer for Road Widening	561 York Road
	Application General - WC506185	386 Southgate Drive
	Transfer Easement WC507398 – Ryde Road watermain	3 Candlewood Drive
	Off-site parking consent and assignment Agreement	45 Wyndham Street North
	Encroachment Agreement -WC510683	59 Dublin Street South
	Transfer Easement WC511807	5 Arthur Street
	Encroachment Agreement -WC513047	64 Albert Street
	Transfer Release & Abandonment WC511812	5 Arthur Street
	Application (General) - WC512163	129 Victoria Road North
	Application (General) – WC512209	25 Wellington Street West
	Encroachment Agreement -WC512778	106 Carden Street
	Transfer WC512645 back to developer pursuant to agreement	Lots 21 and 22, Plan 853
	Transfer WC512699	Part 247 Speedvale Avenue East
	Discharge of an Interest-WC512796	535 Hanlon Creek Boulevard
	Encroachment Agreement	106 Carden Street
	Encroachment Agreement -WC514979	217 Ferguson Street
	Encroachment Agreement - RO821506	369 Gordon Street (Second Cup)

	Release (paper registration) RO821505	369 Gordon Street (Second Cup)
	Encroachment Agreement -WC517967	44-46 Macdonnell Street
	Encroachment Agreement -WC517263	20 Stevenson Street South
	Application (General)- WC517964- release of Encroachment Agreement	44-46 Macdonnell Street
	Discharge of An Interest-WC517965 (release of Encroachment Agreement)	44-46 Macdonnell Street
	Discharge of an Interest – release of SPC Agreement	660 Imperial Road North
	Application (General)-WC519319 -releasing Encroachment Agreement	44-46 Macdonnell Street
	Encroachment Agreement -WC519415	381 Woolwich Street
	Transfer WC519558 for road widening purposes – condition of consent	Elizabeth Street – Part 1, 61R-21116
	Discharge of An Interest-WC519578 Releasing existing encroachment agreement	381 Woolwich Street
	Discharge of An Interest-WC520090	460 Elizabeth Street
	Application (General)-WC520102 Releasing sewer/watermain agreement - MS120382	460 Elizabeth Street
	Application (General)-WC520103 Releasing watermain/sewer agreement	460 Elizabeth Street
	Application (General)-WC520099 Releasing watermain/sewer agreement	460 Elizabeth Street
	Application (General)-WC520100 Releasing instrument no. MS135713	460 Elizabeth Street
	Application (General)-WC520095 Releasing sewer/watermain agreement, instrument no. MS91113	460 Elizabeth Street
	Application (General)-WC520097 Releasing watermain agreement, Instrument No. MS102845	460 Elizabeth Street
	Application (General)-WC520094 Releasing sewer/watermain agreement, Instrument No. MS90273	460 Elizabeth Street
	Discharge of An Interest	180-182 Elizabeth Street
	Encroachment Agreement-WC520272	180-182 Elizabeth Street
	Encroachment Agreement-WC520818	9 Preston Street
	Application (General)-WC520961	18 Industrial Street
	Encroachment Agreement	45 Yarmouth Street

	(WC525955)	
	Encroachment Agreement (WC526016)	10 Suffolk Street West
	Application (General)- WC526149	105 Silvercreek Pkwy North
	Encroachment Agreement – WC526769	868 York Road
	Application General (WC526865)	64 William Street
Schedule “AA” Section 8 – Risk Management <u>Delegate:</u> City Solicitor	Claims Settlement under deductible in 2017 Settled 26 claims at a total cost of \$57,160.25 consisting of: 1 Miscellaneous 11 Property Damage 4 Pothole 2 Loss of Balance 5 Sewer backup 1 Guelph Police 2 Transit	

Corporate Administrative Plan

Overarching Goals

Service Excellence

Service Area Operational Work Plans

Our Services - Municipal services that make lives better

Departmental Approval

N/A

Report Author

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Recommended By

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Information Report



Service Area	Office of the Chief Administrative Officer
Date	Friday, February 23, 2018
Subject	Building Better Communities and Conserving Watersheds Act, 2017 (Bill 139) and Proposed Transition Regulations
Report Number	CAO-2018-05

Executive Summary

Purpose of Report

To inform Council about the passage of Bill 139 as the Building Better Communities and Preserving Watersheds Act, 2017 as well as provide a brief, high-level summary of the most relevant changes, and of transition regulations proposed by the Provincial Government that will govern the transition from the current Ontario Municipal Board appeals process to the new Local Planning Appeals Tribunal process.

Key Findings

The new Act implements major changes to the planning appeals system in Ontario, including continuing the current Ontario Municipal Board as the Local Planning Appeals Tribunal. Appeals to the new Local Planning Appeals Tribunal from numerous planning decisions will be subject to a significantly different standard of review and process than exists under the current system.

Proposed transition regulations have been circulated by the Province. These regulations will govern transition to the new appeals system, and particularly govern which matters will be subject to the new rules and which will continue under the existing appeals system.

Financial Implications

None

Report

Bill 139 received Royal Assent as the Building Better Communities and Conserving Watersheds Act, 2017 (the "Act") on December 12, 2017. The Act will make important changes to the Planning Act, and also repeals the Ontario Municipal Board Act and replaces it with the new Local Planning Appeals Tribunal Act.

The Act will change how certain types of appeals are filed and dealt with by the new Local Planning Appeals Tribunal ("LPAT"), which replaces the Ontario Municipal Board ("OMB"). This report is intended to provide a brief and high-level summary of the most relevant changes, and information on transition to the new planning appeals system.

Changes to Planning Appeals:

Under the new system, there will be numerous changes to the process for certain types of appeals under the Planning Act. One important and high-profile change will be the elimination of the "hearing *de novo*" standard of review for appeals of Official Plans, Official Plan Amendments ("OPAs"), Zoning By-laws and Zoning By-law amendments ("ZBLs" / "ZBLAs"), and plans of subdivision. This means that, whereas the OMB had the power to treat appeals as new applications and effectively make any decision Council could have made, potentially overriding the Council decision with its own, the LPAT will only be able to consider whether the proposed change is consistent or conforms with relevant provincial policy, and will not have the power to override a decision of a Council or amend instruments approved by a Council unless it has already referred them back to Council for reconsideration once, on the basis that the decision fails to conform with or is not consistent with applicable Provincial policy.

The authority of the LPAT with respect to site plan approval, consent (severance), and minor variance appeals is largely unchanged from that of the existing OMB, though procedural changes implemented under the new Act, such as those that will reduce or eliminate oral hearings, are likely to substantially affect these matters as well.

Other notable changes will now apply to all applications deemed complete after December 12, 2017 (*i.e.*, the date the Act received Royal Assent) include:

- Appeal periods for non-decisions are extended (210 days for OPAs and ZBLAs with OPAs, 150 days for ZBLAs)
- Approval authorities (*i.e.*, the Minister, as defined in the Planning Act) will now have 210 days from Council's decision to approve OPAs that require approval.

Major changes that will apply after proclamation will include:

- A two (2) year moratorium (from the date the plan comes into effect) on privately-initiated amendments to approved secondary plans, unless Council specifically permits such amendments
- Persons and public bodies may not appeal interim control by-laws for the first year after they are passed (the Minister, as defined in the Planning Act, may still appeal)
- There will be no appeals of "major transit station area" policies
- Ministerial modifications to Official Plan amendments will not be subject to appeal (even by the Municipality, though non-decision appeals remain).

The Act also introduces a Local Planning Appeal Support Centre, which is intended to enhance the current Citizen Liaison Office by providing advice and information (possibly including representation) to eligible persons participating in matters under the LPATs jurisdiction. This may include requests for Support Centre staff to attend municipal planning meetings (*i.e.*, Public Meetings, open houses).

Transition to the New Appeals System:

Although the Act itself came into force upon Royal Assent, the various schedules to the Act containing most of the substantive amendments will not be proclaimed into force until a later date. No date for proclamation has been announced, but it has been indicated that this is likely to occur in the spring of 2018 according to recent provincial updates (referred to below as “proclamation”).

The Province has published draft transition regulations for comment, which will need to be put in place before the changes are brought into effect.

The proposed regulations governing transition to the new “post-bill 139” system state that:

- Appeals currently before the OMB (*i.e.*, confirmation of receipt before December 12, 2017) will stay before the OMB under the current (pre-Bill 139) rules and procedures
- If a complete application was made prior to December 12, 2017 and an appeal is filed before proclamation of the schedules, the appeal will be to the OMB under the current rules and procedures
- Appeals of applications deemed complete after December 12, 2017 will go to the LPAT system and will not commence until after the schedules are proclaimed in force
- All appeals made after proclamation will be to the new LPAT system, regardless of when the application was deemed complete.

The transition to the new system may generate new appeals, particularly with respect to non-decisions from parties who wish to preserve their rights under the existing OMB system. However, this is not expected to represent a significant challenge or additional strain on resources at this time.

Financial Implications

None

Consultations

N/A

Corporate Administrative Plan

Overarching Goals

Service Excellence
Innovation

Service Area Operational Work Plans

Our Services - Municipal services that make lives better

Report Author

Darrell Mast, Associate Solicitor



Approved and Recommended By

Christopher C. Cooper

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Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Establishment of a regulation under the Safe Drinking Water Act, 2002 (EBR 013-1840)	Ministry of the Environment and Climate Change (MOECC)	February 20, 2018	<p>The proposed regulation would apply to municipal residential drinking water systems when they are proposing new or expanded systems with water sources that are within a source protection area, delineated in accordance with the Clean Water Act. The proposal would require owners of municipal residential drinking water systems to pass municipal council resolutions in support of any necessary amendments to the applicable assessment report(s) and source protection plan(s) prior to submitting an application for a new or an amendment to their existing drinking water works permit.</p> <p>The ministry is also proposing amendments to Ontario Regulation 287/07 "General" under the Clean Water Act which sets out the requirements for the preparation, approval and amendments of assessment reports and source protection plans (see separate posting EBR #013-1839 for details). These proposed amendments address implementation challenges and increase transparency related for minor plan amendments, including those related to properly decommissioned wells and intakes of municipal residential drinking water systems.</p>	<p>Staff comments will be submitted on the online Environmental Registry (EBR) and provided to Council via the Information Package following the consultation deadline.</p> <p>Additionally, a Water Services representative will attend a public consultation event hosted by the MOECC.</p> <p>City of Guelph's position: If passed, the proposed Regulation under the Safe Drinking Water Act would require a council resolution from other affected municipalities within our Source Water Wellhead Protection Area (Guelph/Eramosa, Puslinch and/or Milton) to pass a council resolution on the feasibility of new source water for Guelph before the source is approved by the Ministry.</p> <p>As the Environmental Assessment Process (EA) will scientifically assess the feasibility of a qualified source, a council resolution from a neighbouring municipality should not be required. Adoption of this requirement could allow for political interference and impede progress regardless of the conclusions of the EA.</p> <p>Water Services is recommending that a council resolution from an affected neighbouring</p>	<p>The EA Assessment Process is science based and will determine the feasibility of potential new drinking water sources for the City of Guelph. As such, adding the requirement to have a council resolution from a neighbouring municipality will not "add an additional level of assurance that drinking water is being protected at the source" that the Ministry indicates is the rationale for the proposed regulation. Furthermore, this proposal could have the unintended consequence of politicizing an already challenging science based process for new municipal water supply approval.</p>	Water Services	http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMzOTUx&statusId=MjAzNzUy&language=en

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Regulatory Amendment to Ontario Regulation 344 (Disposable Containers for Milk)	Ministry of the Environment and Climate Change (MOECC)	February 24, 2018	<p>An EBR notice has been posted (013-2059) proposing to amend Regulation 344 to provide two options for milk producers to use containers that are collected through:</p> <ol style="list-style-type: none">1. a deposit return program, or2. the current Blue Box program or a recycling program that services over 90% of Ontario households. <p>Currently, the existing Regulation does not permit the use of different packaging material (e.g., PET plastic or HDPE plastic milk containers), with a capacity greater than 1 pint unless a deposit is charged under an agreement between the dairy manufacturer and the Minister of the Environment and Climate Change.</p> <p>This strategy is being proposed to create a level playing field for the milk industry to compete with milk alternatives (almond/soy beverage containers) that are not subject to the Regulation.</p> <p>The proposed strategy provides flexibility to milk producers without compromising environmental outcomes. The amendment is consistent with Ontario's movement towards full producer responsibility and supports the government's burden reduction initiative that lowers the costs of doing business in Ontario.</p> <p>The proposed amendment aligns with the Waste-Free Ontario Strategy.</p>	Staff comments will be submitted on the online Environmental Registry (EBR) and provided to Council via the Information Package following the consultation deadline.	<p>Staff response on the proposed regulatory amendment will be consistent with those provided in the last year to the MOECC re: EBR 012-5832 Waste-Free Ontario Act and EBR 012-5834 Strategy for a Waste-Free Ontario: Building the Circular Economy (Staff Information Report dated May 6, 2016).</p> <p>Guelph supports the concept of allowing multiple packaging options to provide a diversity of recycling opportunities.</p> <p>If interested, Council and the community can submit comments directly to the Environmental Registry.</p>	Environmental Services	https://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMOMjEx&statusId=MjAOMTgw

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
EBR Registry Number: 013-2016 Proposed Methodology for Land Needs Assessment for the Greater Golden Horseshoe	Ministry of Municipal Affairs	February 28, 2018	<p>To implement the Growth Plan for the Greater Golden Horseshoe, 2017, The City of Guelph will be required to use a standard provincially-developed process, known as a land needs assessment, to calculate the amount of land needed to meet the 2041 growth forecasts of Places to Grow. This process will help ensure municipalities are using land efficiently and in accordance with provincial forecasts and targets.</p> <p>The Ministry of Municipal Affairs is seeking feedback on a draft approach that was released on December 19th, 2017. Once submissions and comments are received and considered, the province will establish a final land needs assessment methodology.</p> <p>The final methodology will be used by municipalities to determine the amount of land needed to accommodate future growth. It will inform decisions about whether to expand the boundary of urban areas (settlement area boundary expansion), or whether sufficient or excess land are identified.</p> <p>The results of that land needs assessment will then be used to inform the work of municipalities in applying the policies of the Growth Plan to update their own official plans. This is known as the municipal comprehensive review process.</p>	<p>A staff level written submission to the Ministry of Municipal Affairs.</p> <p>Staff comments will be provided to Council via the Information Package following the consultation deadline.</p>	The province is seeking input into a technical land use planning process that will determine the land needs to accommodate the Growth Plan's forecast population and employment to the year 2041. A staff level response will provide the appropriate technical feedback to the Ministry of Municipal Affairs.	Policy Planning and Urban Design staff, Planning, Urban Design and Building Services	EBR: 013-2016 http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTM0MjQ4&statusId=MjA0Mjl3&language=en

			<p>municipality be removed as a requirement to achieving Ministry approval to commission a new water source.</p> <p>This position will be articulated in the response to the ER posting and expressed during the public consultation.</p> <p>UPDATE – JANUARY 19, 2018</p> <p>The Province has scheduled open houses. Details are as follows:</p> <ul style="list-style-type: none">• Barrie - Wednesday, January 31, 2018, 5:30-8:00pm Southshore Community Centre, 205 Lakeshore Drive• Guelph - Tuesday, February 6, 2018, 5:30-8:00pm Italian Canadian Club, 135 Ferguson Street• Orangeville - Thursday, February 8, 2018, 5:30-8:00pm Tony Rose Memorial Sports Centre, 6 Northmen Way• Alliston - Thursday, February 15, 2018, 5:30-8:00pm Alliston Memorial Arena, 49 Nelson Street West• Brantford - Tuesday, February 20, 2018, 6:00-8:30pm Branlyn Community Centre, 238 Brantwood Park Road• Kitchener - Thursday, February 22, 2018, 5:30-8:00pm Tannery Event Centre, 151 Charles Street West			
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Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Guideline on Community Emissions Reduction Planning	Ministry of the Environment and Climate Change	March 4, 2018	<p>The Ministry is seeking feedback on a draft Guideline, which will help municipalities to complete greenhouse gas inventories and develop community emissions reduction plans. This Guideline supports actions on climate change and Growth Plan policies.</p> <p>The purpose of the Guideline is two-fold:</p> <ol style="list-style-type: none">1. Provide implementation support to Growth Plan, 2017, policy 4.2.10 which requires municipalities in the Greater Golden Horseshoe to incorporate climate change policies in their municipal official plans and encourages them to complete greenhouse inventories, set targets, and develop emission reduction strategies; and,2. Support municipalities in conducting community energy and emissions planning under the Municipal Action Plan Program (name and program details still being developed) under the Five-Year Climate Change Action Plan.	<p>Staff to provide written comments to the MOECC prior to the deadline.</p> <p>Staff comments will be provided to Council via the Information Package following the consultation deadline.</p>	<p>City staff want to ensure the Community Energy Initiative is in compliance with the guideline, along with the Official Plan and any other relevant policies and plans. Compliance may be an eligibility requirement for new funding programs disbursing the proceeds from the Cap and Trade system.</p>	Climate Change Office – support from Planning	http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTM0MjUy&statusId=MjA0MjMy&language=en

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Proposed places of use regulations under the Cannabis Act, 2017	Ministry of the Attorney General's Office	March 5, 2018	<p>The Ministry of the Attorney General will be setting regulations regarding places of use for both recreational and medical marijuana.</p> <p>Staff intend to respond back to the Ministry of Finance and the Attorney General's office with respect to the one approach being considered by the Ministry of the Attorney General's office specially the option to permit licensed and regulated cannabis consumption lounges and venues.</p>	<p>Staff will comment through the Ministry's on-line survey form on the Ontario's Regulatory Review site.</p> <p>Staff will also provide an update on this item and a number of other items with respect to recreational marijuana through a Council Information Report.</p>	Through business licensing the City currently regulates a number of businesses and establishments including restaurants and other establishments.	Operations Department	http://www.ontariocanada.com/registry/view.do?postingId=26449&language=en#
Changes to the Smoke Free Ontario Act	Ministry of Health and Long-Term Care	March 3, 2018	The Ministry of Health and Long-Term Care will be updating the Smoke Free Act to regulate tobacco, vapour products and marijuana use.	<p>Staff will provide comments to the Ministry by email.</p> <p>Staff will also provide an update on this item and a number of other items with respect to recreational marijuana through a Council Information Report.</p>	Bylaw staff are often called upon to assist with compliance with the Ontario Smoke Free Act.	Operations Department	http://www.ontariocanada.com/registry/view.do?postingId=26469&language=en

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Protecting Water for Future Generations: Growing the Greenbelt in the Outer Ring	Ministry of Municipal Affairs (MMA)	March 7, 2018	<p>The Province is seeking input on a study area for potential Greenbelt expansion to protect water resources in the outer ring of the Greater Golden Horseshoe (GGH).</p> <p>The study area is based on locations with high concentrations of important water features under pressure from current or forecasted urban development.</p> <p>The focus of this consultation is to seek input on:</p> <ul style="list-style-type: none"> • The province's approach to identifying moraines, coldwater streams and wetlands as important features for protecting water in the outer ring of the Greater Golden Horseshoe • The process followed for mapping a study area based on the locations of these features • Other factors to be considered when mapping a proposed Greenbelt boundary, such as accommodating forecasted population and employment growth, and other provincial interests including agriculture, natural heritage, mineral aggregates and infrastructure, and any other local considerations. <p>The province has identified seven features and areas within their study area.</p> <p>Guelph is identified within the Province's study area.</p> <p>Natural heritage features and water resource areas that support the City's drinking water supply are adjacent to the City and may also be considered</p>	<p>A report to Council is scheduled for February 26, 2018 in order to endorse the City's comments.</p> <p>Community consultation can take place directly with Province via submission of comments through the EBR and/or through attendance at a public session.</p>	<p>Public consultation process is being led by the Province.</p> <p>The council report will provide formal City comments from a corporate/ technical planning perspective.</p> <p>The Province is seeking public input from all stakeholders directly through the EBR posting and public consultations that will be held in late January – February of 2018.</p> <p>Council can encourage members of the public to participate by submitting comments to the Province directly.</p>	<p>Planning Policy and Urban Design</p> <p>With input from Engineering and Capital Infrastructure - Source Water Protection & Services and Water Services</p>	http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMzNzcz&statusId=MjAzNDU4&language=en

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
#CycleON: Action Plan 2.0	Ministry of Transportation	March 07, 2018	<p>The Ontario Ministry of Transportation (MTO) and the Ontario Ministry of Tourism, Culture, and Sport (MTCS) are developing the next multi-year action plan to advance the implementation of #CycleON: Ontario's Cycling Strategy</p> <p>Action Plan 2.0 will be the second in a series of action plans, rolled out every five years to implement the Cycling Strategy and help make Ontario a more cycling-friendly province</p> <p>The action items will focus on: 1) Healthy, Active Prosperous communities; 2) improved cycling infrastructure; 3) safer highways and streets; 4) promoting cycling awareness and behavioural shifts; and 5) increasing cycle tourism opportunities.</p>	Staff comments will be submitted on the online Environmental Registry (EBR) and provided to Council via the Information Package following the consultation deadline.	Staff can provide comments to the ministry that do not conflict with existing or previously approved council positioning, particularly related to the official plan and Guelph's strategies related to active transportation.	Transportation Services (Engineering and Capital Infrastructure Services)	http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMzOTQ4&statusId=MjAzNzQ5&language=en

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Watershed Planning Guidance EBR # 013-1817	Ministry of the Environment and Climate Change (MOECC) and Ministry of Natural Resources and Forestry (MNRF)	April 7, 2018	<p>The Province is seeking feedback on its draft Watershed Planning Guidance, which will help municipalities in implementing provincial direction related to watershed and sub-watershed planning.</p> <p>Watershed Planning Guidance supports the implementation of policy amendments to the four provincial land use plans (Growth Plan for the Greater Golden Horseshoe, Niagara Escarpment Plan, Oak Ridges Moraine Conservation Plan, Greenbelt Plan) which strengthen requirements for watershed planning. It also supports the Provincial Policy Statement which identifies the watershed and subwatershed as the ecologically meaningful scale for integrated and long-term planning.</p> <p>The draft Watershed Planning Guidance contains the following information to help municipalities and planning authorities to carry out watershed planning:</p> <ul style="list-style-type: none">• Overview of watershed and subwatershed planning, including policy context, key principles, process and components of a watershed plan.• Direction on carrying out effective and meaningful engagement.• Indigenous interests and considerations in watershed planning.	Staff comments will be submitted on the online Environmental Registry (EBR) and provided to Council via the Information Package following the consultation deadline.	<p>Staff input is considered appropriate and will be consistent with the City's position regarding land use planning.</p> <p>If interested, Council and the community can submit comment's directly to the Environmental Registry</p>	Planning, Urban Design and Building	http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMzOTI3&statusId=MjAzNzEw&language=en

			<ul style="list-style-type: none">• How to prepare elements of a watershed and subwatershed plan• How to use watershed and subwatershed planning to inform land use and infrastructure planning and decision-making.				
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Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
			<p>through the review, along with the City's river corridors.</p> <p>There may also be implications effecting the City's long term growth management.</p>				



RESOLUTION

The Council of the Corporation of the City of Cornwall

Resolution number: 2018-01
Date: January 22, 2018

Ask Ontario to Better Promote and Support Remediation of Contaminated Properties in Urban Centres

WHEREAS Communities across the province have many abandoned and polluted former dry-cleaning and gasoline-dispensing sites that are concentrated in downtowns and high traffic areas such as street corners;

Communities across the province are struggling to redevelop and revitalize those sites but are severely challenged in their efforts due to the cost of revitalization and the risk of encountering unforeseen contamination that is beyond that anticipated to be present in identified brownfield sites;

The financial resources available to developers through CIP programs are stretched to the limit, and steep up-front costs reduce the attraction of tax-increment funding policies, which are in fact taxpayer-funded mechanisms whereby residential ratepayers pay for the remediation of commercial properties;

Under current property assessment rules, commercial property owners who contaminate their own properties are able to appeal and receive a lower assessment based on that contamination;

In many instances, a corporation responsible for the degradation of a site abandons the site and moves to a new site within the same municipality, without assuming any financial responsibility for cleanup, and with lower taxes on the abandoned property due to the contamination;

It is necessary to take legislative action to spur intensification and remediation of brownfield sites that occupy valuable urban spaces in the hearts of many communities;

A comprehensive and progressive polluter-pay environment should include policy tools at the provincial and municipal levels that can be used to require a party responsible for introducing contaminants into a shared municipal space environment to remediate that contamination.

THEREFORE, we request the Ontario Government to implement reforms that would encourage the remediation of abandoned contaminated properties and that would provide municipalities with more tools to encourage that remediation, including,

1. Amendments to the *Environmental Protection Act* that extend the circumstances under which a record of site condition is required in respect of a contaminated site, or that otherwise require the remediation of abandoned contaminated properties; and
2. Amendments to the *Municipal Act* that enable municipalities to levy taxation on abandoned properties at rates high enough to encourage remediation and build the resources for effective tax-increment funding programs.

I, Manon Levesque, City Clerk for The Corporation of the City of Cornwall, do hereby certify that the above is a true copy of Resolution Number 2018-01 enacted by Council on Monday, January 22, 2018.

A handwritten signature in dark ink, appearing to read 'Manon Levesque', is written over a horizontal line.

Manon Levesque
City Clerk