

# **INFORMATION ITEMS**

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**Week Ending May 12, 2017**

## **REPORTS**

1. 2016 Parkland Dedication Reserve Fund Statement
2. 2017 Tax Capping
3. Bill 68, Modernizing Ontario's Municipal Legislation Act

## **INTERGOVERNMENTAL CONSULTATIONS**

1. Identifying a Province-wide Cycling Network
2. Proposed Amendment to the 5-year Time Limited Exemption for Two-Way Radios under Ontario's Distracted Driving Law

## **CORRESPONDENCE**

1. Minister of Municipal Affairs re: Proposed Building Code – Septic System Pump Out Requirement
2. Town of Lakeshore Resolution re: Request the Province of Ontario to Ease Restrictions of Surplus Dwelling Severances in Areas Zoned Agriculture
3. Rotary Club of Guelph re: Canada Day Request – Fireworks and Canada's 150<sup>th</sup> Birthday
4. GRCA Current, May 2017

## **BOARDS & COMMITTEES**

1. WDG Board of Health Highlights, May 2017
2. Heritage Guelph Meeting Minutes, April 24, 2017

## **ITEMS AVAILABLE IN THE CLERK'S OFFICE**

1. None

# Information Report



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Service Area	Corporate Services
Date	Friday, May 12, 2017
Subject	<b>2016 Parkland Dedication Reserve Fund Statement</b>
Report Number	CS-2017-55

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## Executive Summary

### Purpose of Report

The purpose of this report is to provide a Treasurer’s statement for the 2016 Parkland Dedication Reserve Funds. This is a new requirement under Section 42 of the Planning Act, resulting from the proclamation of the Smart Growth for Our Communities Act (Bill 73).

### Key Findings

Total parkland cash-in-lieu collections were \$977,016 in 2016, up from \$698,633 in 2015.

Parkland Dedication Reserve Funds spent on capital projects totaled \$386,241 for the following capital projects:

- Starwood Park PK0038 \$2,539
- Brant Avenue Master Plan PK0090 \$90,070
- Victoria Road Recreation Centre Expansion/Renovation RF0051 \$293,632

The closing balance of the Parkland Dedication Reserve Funds increased by \$657,349 in 2016, for a total of \$3.6 million as at December 31, 2016.

### Financial Implications

There are no financial implications associated with this report. The information provided relates specifically to adhering to the new legislated reporting requirements outlined throughout this report.

## Background

The Smart Growth for Our Municipalities Act, 2015 was passed and received Royal Assent on December 3, 2015, following considerable consultation. This Act did not come into effect immediately and the implementation has occurred in stages.

The changes to the Development Charges Act, 1997 occurred first and were effective as of January 1, 2016. The changes to the Planning Act were proclaimed separately and were effective as of July 1, 2016. These changes were outlined to Council on August 4, 2016, as noted in Report No. 16-60, Bill 73 – Smart Growth for Our Communities Act, 2015; Municipal Implications of Changes to the Planning Act.

In ATT-1 of Report No.16-60, Planning Staff summarized all of the primary changes to the Planning Act and explained that these changes are intended to help municipalities fund growth; make the development charges system more predictable, transparent and accountable; ensure that the planning and appeals process is more predictable; give residents a say in how their communities grow; protect and promote greenspace; and give municipalities more independence.

Most of these changes will be implemented through the activities of Planning Staff. The only exceptions are two new reporting requirements for municipal Treasurers to provide Council with annual statements relating to special accounts (reserve funds) that have been created under Section 37 (increased density) and Section 42 (cash-in-lieu of parkland).

The City of Guelph has not implemented density bonusing and therefore there is no reporting for this item under Section 37 at this time

Furthermore, a full review and update to the City's Parkland Dedication By-law and process is underway. The City has hired a consultant, The Planning Partnership, to prepare a new Parkland Dedication By-law in order to implement the revised parkland dedication policies adopted by Council under Section 7.3 of OPA 48. The Parks Planning division is leading this project and is planning on having a new by-law proposed for Council approval by early 2018.

## **Report**

Under Section 42 of the Planning Act a municipality may require, as a condition of development, that land be conveyed to the municipality for park or other public recreational purposes. Alternatively, the Council may require a payment-in-lieu to the value of the land otherwise required to be conveyed.

Those funds must be held in a special account (reserve fund) and may be invested and allocated interest and spent only for the acquisition of land to be used for park or other recreational purposes including the erection, improvement or repair of buildings and the acquisition of machinery.

The reporting requirements for cash-in-lieu of parkland funds under Section 42 of the Planning Act are as follows:

### **Treasurer's statement**

(17) The treasurer of the municipality shall each year, on or before the date specified by the council, give the council a financial statement relating to the special account. 2015, c. 26, s.28 (11).

### **Requirements**

- (18) The statement shall include, for the preceding year,
- (a) statements of the opening and closing balances of the special account and of the transactions relating to the account;
  - (b) statements identifying,
    - (i) any land or machinery acquired during the year with funds from the special account,
    - (ii) any building erected, improved or repaired during the year with funds from the special account,
    - (iii) details of the amounts spent, and
    - (iv) for each asset mentioned in sub-clauses (i) and (ii), the manner in which any capital cost not funded from the special account was or will be funded; and
  - (c) any other information that is prescribed. 2015, c. 26, s. 28 (11).

### **Copy to Minister**

(19) The treasurer shall give a copy of the statement to the Minister on request. 2015, c.26, s. 28 (11).

### **Statement available to public**

(20) The council shall ensure that the statement is made available to the public. 2015, c.26, s. 28 (11).

The City of Guelph has been collecting cash in lieu of parkland funds since 2001 and has been maintaining two dedicated reserve funds to record and track the use of those funds.

**Chart 1 - 2016 Treasurer's Statement - Parkland Dedication Reserve Fund** outlines the Parkland Dedication activity for the year ended December 31, 2016. Total cash-in-lieu collections were \$977,016 in 2016, and increase from \$698,633 in 2015.

Parkland Dedication Reserve Funds spent on capital projects totaled \$386,241 for the following capital projects:

Starwood Park PK0038 \$2,539  
Brant Avenue Master Plan PK0090 \$90,070  
Victoria Road Recreation Centre Expansion/Renovation RF0051 \$293,632

In comparison, in 2015 \$400,643 was spent on capital projects from the Parkland Dedication Reserve Funds. **Chart 2 - Amounts Transferred to Capital Funds** outlines the manner in which any capital cost not funded from the Parkland Dedication Reserve Funds was or will be funded for each of these three projects.

The year-end balance of the Parkland Dedication Reserve Fund #300 is \$3.07 million.

In 2013 the Downtown Parkland Dedication Reserve Fund was established to segregate the payments-in-lieu of parkland conveyance collected from development occurring in the downtown from the payments-in-lieu being made in other areas of the City. This was to ensure that these payments would be allocated to the future Wellington Park capital project. At December 31, 2016 the balance in the Downtown Parkland Dedication Reserve fund #301 is \$540,546.

**Chart 1 – 2016 Treasurer’s Statement - Parkland Dedication Reserve Funds**

<b>City of Guelph</b>		
<b>Treasurer’s Statement Under Section 42 of the Planning Act</b>		
<b>For the Year Ended December 31, 2016</b>		
<b>Reserve fund #300 - Parkland Dedication</b>		
Opening Balance		\$ 2,423,389
Cash-in-Lieu Collected	\$ 976,016	
Reserve fund interest	\$ 55,725	\$ 1,031,741
		-
Total funds available		\$ 3,455,130
Less: Funds spent on Capital		\$ 386,240
<b>Closing balance</b>		<b><u>\$ 3,068,890</u></b>
<b>Reserve fund #301- Downtown Parkland Dedication</b>		
Opening Balance		\$ 528,697
Cash-in-Lieu Collected	\$ 1,000	
Reserve fund interest	\$ 10,849	\$ 11,849
		-
Total funds available		\$ 540,546
Less: Funds spent on Capital		\$ -
<b>Closing balance</b>		<b><u>\$ 540,546</u></b>

## Chart 2 - Amounts Transferred to Capital Funds

<b>Amount Transferred to Capital Funds - Capital Fund Transactions For the Year Ended December 31, 2016</b>				
Capital Fund Transactions	Gross Capital Cost	DC Reserve Fund Draw	Debt Financing	Parkland Dedication Draw
Victoria Road Recreation Centre Renovation RF0051	\$ 14,164,736	\$ 949,105	\$ 12,922,000	\$ 293,632
Brant Avenue Master Plan PK0090	\$ 90,071	\$ -	\$ -	\$ 90,070
Starwood Park PK0038	\$ 2,539	\$ -	\$ -	\$ 2,539
<b>Total</b>	<b>\$14,257,346</b>	<b>\$ 949,105</b>	<b>\$12,922,000</b>	<b>\$ 386,241</b>

### Financial Implications

There are no financial implications associated with this report. The information provided relates specifically to adhering to the new legislated reporting requirements outlined throughout this report.

### Consultations

Parks Planning Division

### Corporate Administrative Plan

#### Overarching Goals

Financial Stability

#### Service Area Operational Work Plans

Our Resources - A solid foundation for a growing city

### Attachments

None

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# Information Report



Service Area      Corporate Services  
Date                Friday, May 12, 2017  
Subject             **2017 Tax Capping**  
Report Number    CS-2017-12

## Executive Summary

### Purpose of Report

To provide details to Council related to the results of the 2017 tax capping parameters passed at the April 24, 2017 Council meeting; and to provide context to the By-law to be executed at the May 23, 2017 Council meeting.

### Key Findings

Annually, Council must adopt the capping parameters to be used for the multi-residential, commercial and industrial property classes.

Current Value Assessment multiplied by the tax rate is Current Value Assessment Tax. This is the most equitable and transparent way to calculate property taxes. However, due to the provincial-wide mandatory capping program introduced in 1998 some commercial property owners in the City of Guelph remain subjected to tax capping, which limits year-over-year tax increases. The strategy of the City is to utilize all available tools to their maximum in order to exit tax capping as soon as possible. Exiting tax capping would allow for all properties to be taxed at Current Value Assessment Tax, ensuring properties in the same class with the same Current Value Assessment will pay the same taxes. Fair tax policies form an integral part of the City’s strategic goals. **ATT-1** shows the results of capping between 2014 and 2017.

### Financial Implications

There will be no financial implication to the City of Guelph related to tax capping. The program is revenue neutral within the broad property tax class.

## Report

Province-wide there is a mandatory capping program which was introduced in 1998 to mitigate assessment related property tax changes on multi-residential, commercial and industrial properties. The program softens any change to property taxes from assessment related increases on individual properties in these three

broad tax classes, by “capping” tax increases. This is in turn, funded by ‘clawing back’ tax decreases from properties whose assessment has dropped.

Since 1998, the legislation has changed numerous times providing municipalities with additional, optional capping parameters to assist them to move towards Current Value Assessment Tax at a more rapid pace. Current Value Assessment Tax is transparent, equitable and easier to explain to business owners. In 2016 new legislation allowed municipalities to opt out of the capping programs sooner, and permanently. If all properties in a tax class are at Current Value Assessment Tax in the previous year the municipality can opt out of capping for that class immediately. If all properties are at least 50% of the Current Value Assessment value then the municipality can phase out of capping for that class in four years.

As in previous years, the implementation of all of the approved capping options to their maximum continues to provide the City with the necessary tools to move these capped properties closer to Current Value Assessment taxation, which is the objective of reform. It would provide for greater stability and predictability, and is fairer and more equitable to taxpayers. The objective is that properties in the same class with the same Current Value Assessment will pay the same tax. This allows municipalities the flexibility to eventually end the tax capping program and rely on the assessment phase-in as the sole means of providing tax protection.

On April 24, 2017 Council approved Report CS-2017-07 ‘2017 Tax Policy Report’. The report outlined the tax capping parameters to be used for 2017 as listed on the next page, and directed staff to prepare the necessary capping by-law. This by-law will be executed at the May 23, 2017 Council meeting.

Using the tax ratios as set by By-law (2017)-20164 and the tax capping parameters above, the impacts on the affected classes for 2017 are outlined in **ATT-1**, with the capping options summarized below:

**Multi-residential:** The City exited out of capping for all properties in the multi-residential tax class in 2016.

**Commercial:** There are currently 1,284 commercial properties on the City’s tax roll. Of these, 1,275 of these properties are now being taxed at their full Current Value Assessment tax and four properties continue to receive protection for 2017, down from eight in 2016. Providing this protection for 2017 are five properties down significantly from 28 in 2016. Thus 27 additional properties are billed at Current Value Assessment tax for 2017 creating a more equitable and transparent tax billing to these properties. The commercial class is eligible for a four year capping phase-out therefore fully exiting the program in 2019.

**Industrial:** All properties were at Current Value Assessment tax in 2016; new legislation allows the City to exit out of capping for all properties in the industrial class for 2017 forward.



<b><u>2017 Capping Parameters</u></b>	<b><u>Multi-Residential</u></b>	<b><u>Commercial</u></b>	<b><u>Industrial</u></b>
Annualized Tax Limit	Not applicable	10.00%	10.00%
Prior Year Current Value Assessment Tax Limit	Not applicable	10.00%	10.00%
Current Value Assessment Tax Threshold – Increases	Not applicable	500	500
Current Value Assessment Tax Threshold – Decreasers	Not applicable	500	500
Exclude Properties Previously at Current Value Assessment Tax	Not applicable	Yes	Yes
Exclude properties that move from capped to clawed back	Not applicable	Yes	Yes
Exclude properties that move from clawed back to capped	Not applicable	Yes	Yes
Exit capping indefinitely	Already exited	Not eligible	Yes
Capping phase-out	Not applicable	Year 2 of 4	Not applicable

As noted, new options were introduced in 2016. As in previous years, the overall principle for tax capping policy options is to promote and adopt positions that shorten the time frame to achieve full Current Value Assessment taxation and that simplify the complexities of the tax system. Fair tax policies form an integral part of the City's Strategic goals.

## **Financial Implications**

There will be no financial implication to the City of Guelph related to tax capping. The program is revenue neutral within the broad property tax class.

## Consultations

N/A

## Corporate Administrative Plan

### Overarching Goals

Financial Stability

### Service Area Operational Work Plans

**Our Resources - A solid foundation for a growing city**

## Attachments

ATT-1          Comparison of Capping 2014–2017

## Departmental Approval

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Deputy Treasurer / Manager of Taxation and Revenue

## Report Author

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**ATT-1 to Report CS-2017-12 - May 12, 2017**  
**Comparison of Capping 2014 -2017**

**ATT-1**

	2014 Capping			2015 Capping			2016 Capping			2017 Capping		
	<u>Multi-Res</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Multi-Res</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Multi-Res</u>	<u>Commercial</u>	<u>Industrial</u>	<u>Multi-Res</u>	<u>Commercial</u>	<u>Industrial</u>
<b><u>Capping and Threshold Parameters Used</u></b>												
Annualized Tax Limit	10%	10%	10%	10%	10%	10%		10%	10%	EXITED		10%
Prior Year Current Value Assessment Tax Limit	5%	5%	5%	5%	5%	5%		10%	10%			10%
Current Value Assessment Tax Threshold - Increasers	\$250	\$250	\$250	\$250	\$250	\$250		\$500	\$500			\$500
Current Value Assessment Tax Threshold - Decreasers	\$250	\$250	\$250	\$250	\$250	\$250		\$500	\$500			\$500
Exclude Properties Previously at Current Value Assessment Taxes	Yes	Yes	Yes	Yes	Yes	Yes		Yes	Yes			Yes
Exclude Properties that cross Current Value Assessment Taxes	Yes	Yes	Yes	Yes	Yes	Yes		Yes	Yes			Yes
Exit Capping Immediately (2016)							Yes	N/A	N/A	N/A	N/A	Yes
Capping Phase-out over four years (2016)								Yes	Yes		Yes	
Total Properties	249	1241	323	247	1248	328	251	1254	330	251	1284	322
<b><u>Results from above Parameters</u></b>												
Number of Properties Capped	0	12	1	0	9	1	0	8	0	0	4	0
% of Properties Capped	0.00%	0.97%	0.31%	0.00%	0.72%	0.30%	0.00%	0.64%	0.00%	0.00%	0.31%	0.00%
\$ Value of Protection	\$0	\$103,249	\$2,326	\$0	\$81,770	\$748	\$0	\$40,953	\$0	\$0	\$7,818	\$0
Net Class Impact	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Number of Properties Clawed Back	0	58	3	0	55	2	0	28	0	0	5	0
% of Properties Clawed Back	0.00%	4.67%	0.93%	0.00%	4.41%	0.61%	0.00%	2.23%	0.00%	0.00%	0.39%	0.00%
Clawback Percentage	0.0000%	39.6151%	2.5055%	0.0000%	36.7265%	1.7732%	0.0000%	24.1417%	0.0000%	0.0000%	7.3924%	0.0000%
Number of Properties at Current Value Assessment	249	1171	319	247	1184	325	251	1218	330	251	1275	322
% of Properties at Current Value Assessment	100.00%	94.36%	98.76%	100.00%	94.87%	99.09%	100.00%	97.13%	100.00%	100.00%	99.30%	100.00%

# Information Report



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Service Area      Corporate Services

Date                Friday, May 12, 2017

Subject            **Bill 68, Modernizing Ontario's Municipal Legislation Act**

**Report Number**   CS-2017-61

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## Executive Summary

### Purpose of Report

To provide information regarding proposed changes to the Municipal Act and other pieces of legislation affecting municipalities.

### Key Findings

Bill 68 is an omnibus bill proposing to amend various pieces of legislation affecting municipalities. Bill 68 which received second reading on November 29, 2016, was referred to the Standing Committee on Social Policy on March 23, 2017 and ordered for third reading on May 3, 2017.

### Financial Implications

Financial implications will be dependent on final revisions that are included in Bill 68 as it moves through the Standing Committee process and upon receiving Royal Assent. At this point, staff will need to wait and see what the final changes are to determine complete financial implications.

## Report

Bill 68 is an omnibus bill that will, if passed, amend legislation affecting the municipal sector. The Bill received second reading on November 29, 2016 and was ordered referred to the Standing Committee on Social Policy on March 23, 2017 and ordered for third reading on May 3, 2017.

In particular, highlights of changes to the Municipal Act, the Municipal Conflict of Interest Act, and the municipal elections processes, include but are not limited to the following:

#### Municipal Act:

- authorization to allow Council new authority and actions by by-law
- broader scope of responsibilities for the Integrity Commissioner
- broader scope of what constitutes reasons for closed meetings
- newly mandated adoption of policies
- changes to the administration of property taxes and investments
- allow for administrative penalties for non-compliance of by-laws

#### Municipal Conflict of Interest Act:

- added endorsed principles
- with respect to suspension of remuneration, the ability of the member to attend meetings and influence voting
- registry of conflicts to be kept and made available to the public
- changes to application to a Judge for alleged contraventions to the Act

#### Municipal elections processes:

- term of Council to commence November 15
- increase maximum campaign and third party contributions to \$1,200
- changes in amounts to candidates own contributions

## **Consultations**

Not applicable as this is draft legislation that is still moving through the legislative process at the provincial level.

Consultations were made with Finance staff and By-law Compliance, Security and Licensing staff.

## **Corporate Administrative Plan**

### **Overarching Goals**

Service Excellence

Financial Stability

### **Service Area Operational Work Plans**

Our Services - Municipal services that make lives better

## **Attachments**

ATT-1 Bill 68 Summary of Changes affecting the City

## Departmental Approval

James Krauter,  
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**Bill 68 – Modernizing Ontario’s Municipal Legislation Act, 2016 (MOMLA)**

<b>Municipal Act</b>		
<b>Section of the Act</b>	<b>Description</b>	<b>City Department</b>
10 (2), 11 (2) By-laws and climate change  AMENDMENT	<ul style="list-style-type: none"> <li>Municipality may pass by-law relating to economic, social and environmental well-being of the municipality, including respecting climate change.</li> </ul>	Environmental Services / Facilities Management / Planning, Urban Design and Building Services (PUDBS)
23.6 Community councils  NEW	<ul style="list-style-type: none"> <li>Municipality may establish one or more community councils for exercising powers/duties delegated by Council and can make recommendations to Council</li> </ul>	City Clerk’s Office
44 (10) Maintenance of Highway/Bridge (liability and notice)  AMENDMENT	<ul style="list-style-type: none"> <li>Section amended to require notice to include date, time and location the injury complained of</li> </ul>	Legal, Realty and Risks Services (LRRS)
97.1 (1) – (4) By-laws and protection / conservation of the environment  NEW	<ul style="list-style-type: none"> <li>Permissive authority provided for by-laws respecting the protection and conservation of the environment that require building construction in accordance with the Building Code</li> <li>Permissive authority to require green roofs or alternative roof surfaces (definition included)</li> </ul>	Environmental Services / Facilities Management / PUDBS
99 (1) By-law and advertising devices  REPEALED / RE-ENACTED	<ul style="list-style-type: none"> <li>Section continues to apply to by-laws passed before its re-enactment</li> </ul>	PUDBS
99.1 By-law and prohibition / regulation of demolition of residential properties  NEW	<ul style="list-style-type: none"> <li>If conditions are set as a requirement to obtain a permit and an agreement is entered into, it can be registered against title and enforced</li> </ul>	PUDBS / LRRS
108 (2), 108 (10) Small business counselling  NEW / AMENDED	<ul style="list-style-type: none"> <li>Section amended to allow municipalities to establish and maintain programs for small business counselling without approval by the Minister but rather as per regulations</li> </ul>	Business, Development and Enterprise Services (BDE)
132.1 (1), 132.1 (2) Entrance onto land  NEW	<ul style="list-style-type: none"> <li>Municipality may enter on adjoining land to municipally owned land to carry out maintenance, repairs and alterations but cannot enter a building</li> </ul>	Facilities Management / LRRS

142 (8) Cease of effect of by-law  REPEALED	<ul style="list-style-type: none"> <li>• Repeal of section that made by-laws of no effect if regulation made under section 28 of Conservation Authorities Act (re: dumping of fill, alteration of grade)</li> </ul>	Environmental Services / LRRS
147 Long-term planning for energy use  AMENDED	<ul style="list-style-type: none"> <li>• Municipality may provide for or participate in long-term planning for energy use in the municipality (may include consideration of energy conservation, climate change and green energy)</li> </ul>	BDE
151 (1), 151 (4) Penalties for non-compliance with systems of licenses  REPEALED / AMENDED	<ul style="list-style-type: none"> <li>• Repeal of section that allowed a municipality to require a person to pay an administrative penalty if that person has failed to comply with a system of licenses in favour a regulations surrounding administrative penalties for all by-laws in s. 434.1. Courts administer fines.</li> </ul>	By-law Compliance, Security and Licensing
216 (3) (c.1), 216 (3.1) Planning Act appeal bodies  AMENDED / MOVED	<ul style="list-style-type: none"> <li>• No change; municipality may not dissolve an appeal body established under section 8.1 of the Planning Act</li> </ul>	PUDBS
222 (10) Ward Boundary By-law Conflicts  REPEALED	<ul style="list-style-type: none"> <li>• In the event of a conflict between a Ward Boundary By-law and any provision of any other act or regulation the by-law prevails</li> </ul>	City Clerk's Office
223.2 (1) to (4) Council code of conduct  AMENDED	<ul style="list-style-type: none"> <li>• Municipalities shall establish codes of conduct for members of Council and local boards</li> <li>• A member who contravenes the code cannot be required to pay an administrative penalty The Minister may make regulations prescribing what must be included in a code of conduct</li> </ul>	City Clerk's Office
223.3 (1) Integrity Commissioner (IC) scope  AMENDED / NEW	<ul style="list-style-type: none"> <li>• The scope of the IC is widened to include: <ul style="list-style-type: none"> <li>○ Application of sections 5, 5.1 and 5.2 of the Municipal Conflict of Interest Act (s. 5, 5.1 and 5.2 outline the duty of members to declare conflicts of interest)</li> <li>○ Ability for an IC to investigate on their own initiative</li> </ul> </li> </ul>	City Clerk's Office
223.3 (2.1) to (2.3) Integrity Commissioner scope  NEW	<ul style="list-style-type: none"> <li>• Requests from members of Council or a local board for advice from an IC must be made in writing</li> <li>• Advice provided by an IC to a member of Council or a local board must be in writing</li> </ul>	City Clerk's Office
223.3.1, 223.3.2 Integrity Commissioner appointment	<ul style="list-style-type: none"> <li>• If a municipality has not appointed an IC the municipality shall make arrangements for all of the responsibilities of an IC be provided by an IC of another municipality</li> <li>• If a municipality has appointed an IC but has not assigned all of the functions established in s. 223.3 (1) then the municipality shall make</li> </ul>	City Clerk's Office



NEW	arrangements for those functions to be provided by an IC of another municipality	
223.4(1) Integrity Commissioner scope	<ul style="list-style-type: none"> <li>All of s. 223.4 (rules governing inquiry by an IC) applies if an IC conducts an inquiry on their own initiative</li> </ul>	City Clerk's Office
NEW		
223.4.1 (2) to (4) Inquiry by Integrity Commissioner re: s. 5, 5.1 and 5.2 - application - timing - content of application	<ul style="list-style-type: none"> <li>Any person may apply in writing to the IC for an inquiry regarding a contravention of s. 5, 5.1 or 5.2 of the Municipal Conflict of Interest Act</li> <li>An application may only be made within six weeks after the applicant became aware of the alleged contravention</li> <li>The application shall set out the reasons for believing a contravention occurred and include a statutory declaration that the applicant did not become aware of the contravention more than six weeks prior to application</li> </ul>	City Clerk's Office
NEW		
223.4.1 (5) to (11) Inquiry by Integrity Commissioner re: s. 5, 5.1 and 5.2 - notice of IC initiated inquiry - public meeting - powers on inquiry - information - timing	<ul style="list-style-type: none"> <li>If the IC decides to conduct an inquiry on their own initiative, the IC shall publish a public notice of inquiry</li> <li>The IC may conduct such inquiry and he or she considers necessary</li> <li>If the IC decides to conduct an inquiry they may hold a public meeting to discuss the inquiry</li> <li>The IC may elect to exercise powers under s. 33 and 34 of the Public Inquiries Act (standard powers for formal inquiries)</li> <li>The IC shall complete the inquiry within 180 days after receiving a completed application or within 180 days after the publishing of a public notice of an IC initiated inquiry</li> </ul>	City Clerk's Office
NEW / AMENDED		
223.4.1 (12) to (15) Integrity Commissioner Application to Judge re: s. 5, 5.1 and 5.2	<ul style="list-style-type: none"> <li>Upon completion of an inquiry the IC may apply to a judge under s. 8 of the Municipal Conflict of Interest Act for a determination on whether s. 5, 5.1 or 5.2 of the act was contravened</li> <li>The IC shall notify the applicant if an application to a judge is not made</li> <li>The IC, after an inquiry, shall publish written reasons for the decision</li> <li>The costs associated with applying to a judge are to be paid by the Municipality or Local Board</li> </ul>	City Clerk's Office
NEW		
223.5 (2.1) to (2.3) Release of advice provided by the IC	<ul style="list-style-type: none"> <li>Advice provided by the IC to a member may be released with the members written consent</li> <li>If a member releases part of the advice provided by the IC then the IC may release part or all of the advice without obtaining the members consent</li> </ul>	City Clerk's Office

NEW	<ul style="list-style-type: none"> <li>The IC may release such information as in their opinion is necessary for the purposes of a public meeting, application to a judge or providing written justification for conducting an inquiry</li> </ul>	
223.8 Integrity Commissioner referral to authorities  AMENDED	<ul style="list-style-type: none"> <li>The IC no longer refers to the authorities any violations of the Municipal Conflict of Interest Act (these matters are to be investigated by the IC)</li> <li>Provisions to refer a contravention of any other Act or the Criminal Code are still in place</li> </ul>	City Clerk's Office
238 (1) Definition of meeting  AMENDED / NEW	<ul style="list-style-type: none"> <li>Definition of 'meeting' amended to include any regular, special or other meeting of Council, a local board or a committee of either where: <ul style="list-style-type: none"> <li>A quorum is present, and</li> <li>Members discuss or deal with any matter that materially advances the business or decision making of the Council, local board or committee</li> </ul> </li> </ul>	City Clerk's Office
238 (3.1) Electronic participation  NEW	<ul style="list-style-type: none"> <li>Municipalities may authorize electronic participation at meetings that are open to the public provided that any such member is not counted in determining quorum</li> </ul>	City Clerk's Office
239 (2) Subject matter which permits closed meetings  AMENDED / NEW	<ul style="list-style-type: none"> <li>Addition of the following four reasons for which a meeting may be closed to the public: <ul style="list-style-type: none"> <li>Information provided in confidence by another level of government or Crown agency</li> <li>A trade secret or scientific, technical, commercial, financial or labour relations information supplied in confidence which, if released, could significantly prejudice the competitive position of a person or organization</li> <li>A trade secret or scientific, technical, commercial or financial information that belongs the municipality or local board and has monetary value or potential monetary value</li> <li>A position, plan, procedure, criteria or instruction to be applied to any negotiations carried, or to be carried, on by the municipality or local board</li> </ul> </li> </ul>	City Clerk's Office
239.2 (12) Resolutions regarding closed meeting investigation  AMENDED	<ul style="list-style-type: none"> <li>If a closed meeting investigation report is received, the municipality or local board shall pass a resolution stating how it intends to address the report</li> </ul>	City Clerk's Office
242 Absence of Mayor / head at Council	<ul style="list-style-type: none"> <li>Any individual appointed to act in place of the Mayor / head at Council meetings has all of the powers and duties of the head only as</li> </ul>	City Clerk's Office

meetings  AMENDED	they relate to the role of presiding at meetings	
255 (3) and (4) Retention periods for municipal records  AMENDED	<ul style="list-style-type: none"> <li>The requirement that the municipal auditor approve retention periods for municipal records is removed</li> </ul>	City Clerk's Office
259 Exception for member absence at Council  AMENDED	<ul style="list-style-type: none"> <li>Section amended to provide an exception for Council members who are absent for 20 consecutive weeks or less if the absence is a result of pregnancy, the birth of the members child or the adoption of a child by the member</li> </ul>	City Clerk's Office
270 (1) Adoption of policies  AMENDED	<ul style="list-style-type: none"> <li>Section amended to add the following required municipal policies: <ul style="list-style-type: none"> <li>the relationship between members of Council and the employees of the municipality</li> <li>Manner in which the tree canopy and natural vegetation will be protected</li> <li>Pregnancy leaves and parental leaves for members of Council</li> </ul> </li> </ul>	City Clerk's Office / PUDBS / Human Resources
271 Regulations re: integration of planning for municipal service delivery  NEW	<ul style="list-style-type: none"> <li>Section added to authorize the Minister to make regulations relating to the integration of planning for municipal service delivery with planning for service delivery by other public bodies or persons</li> </ul>	Corporate Wide
279 (2) Insurance  AMENDED	<ul style="list-style-type: none"> <li>Surplus funds and the reserve fund of a municipal reciprocal exchange may only be invested in accordance with section 418 and not the new 418.1 section (prudent investor) – see 418.1 below for more information</li> </ul>	Finance
286 (1) (f) Treasurer's Responsibilities  AMENDED / NEW	<ul style="list-style-type: none"> <li>Amends statutory responsibilities of the Treasurer to ensure that municipal investments are made in compliance with the regulations made under section 418 and the new section 418.1 (prudent investor)</li> </ul>	Finance
289 (5), 290 (5) Surplus budgeting exception for 2009  REPEALED	<ul style="list-style-type: none"> <li>Section repealed as it relates only to a one time budgeting measure permitted in 2009</li> </ul>	Finance
294.1 Administrative name change for the professional accounting	<ul style="list-style-type: none"> <li>Section amended to refer to the most up-to-date name of the Chartered Professional Accountants of Canada</li> </ul>	Finance

association		
AMENDED		
306 Change to definition of 'payment in lieu of taxes'	<ul style="list-style-type: none"> <li>Definition of 'payment in lieu of taxes' amended to refer to the correct section of the Assessment Act</li> </ul>	Finance
AMENDED		
318 (17) Application to payments in lieu of taxes	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
AMENDED		
341 (3) Refund for overpayment of taxes	<ul style="list-style-type: none"> <li>Permissive authority for a municipality to apply a tax refund to an outstanding tax liability for the same owner</li> </ul>	Finance
NEW		
343 (6.1) Electronic tax bill delivery	<ul style="list-style-type: none"> <li>Municipalities may send a tax bill electronically if the taxpayer has chosen to receive the tax bill electronically</li> </ul>	Finance
NEW		
345 (9.1) Cancellation or refund of late payment charges	<ul style="list-style-type: none"> <li>Section repealed as it was redundant; information regarding the refund or cancellation of late payment charges found in 345 (1) to (10)</li> </ul>	Finance
REPEALED		
348 (1) Determination of tax status	<ul style="list-style-type: none"> <li>Section amended to refer to the last day of February instead of February 28, when referring to the deadline by which the treasurer must establish the position of every tax account</li> </ul>	Finance
AMENDED		
349 (2.1) Taxes on escheated or forfeited land owned by the Crown	<ul style="list-style-type: none"> <li>Section amended to clarify that taxes levied on land that is owned by the Crown as the result of an escheat, forfeiture or death of an individual without any lawful heirs cannot be recovered as a debt to the municipality from the crown</li> </ul>	Finance
AMENDED		
353 (4.2) Manner in which payment to be made	<ul style="list-style-type: none"> <li>Manner of payment for liens collected by the municipality on behalf of the Crown</li> </ul>	Finance
REPEALED		
353 (6) Manner in which payment to be made	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
REPEALED		
357 (3) and (14)	<ul style="list-style-type: none"> <li>Sections amended to refer to the last day of</li> </ul>	Finance

<p>Cancellation, reduction and refund of taxes</p> <p>AMENDED</p>	<p>February instead of February 28 when referring to deadlines relating to the cancellation, reduction and refund of taxes</p>	
<p>357.1 Cancellation, reduction and refund of payment in lieu of taxes</p> <p>NEW</p>	<ul style="list-style-type: none"> <li>• Permissive authority given to municipalities to refund, reduce or cancel a payment in lieu of taxes</li> </ul>	Finance
<p>358 (1) to (3) Tax Overcharges</p> <p>NEW / AMENDED</p>	<ul style="list-style-type: none"> <li>• Section amended to: <ul style="list-style-type: none"> <li>○ Make administrative changes</li> <li>○ Grant the treasurer the ability to apply to cancel, reduce or refund all or part of taxes levied in error (typographical errors, error in assessment role, etc.)</li> <li>○ Clarify that applications for a refund, reduction or cancellation made under s. 33 or 34 of the Assessment Act (applications made when a property has been omitted from the tax roll or when the tax roll has been changed after an assessment has been provided) must be made on or before December 31 of the second year following the year in which the assessment was made</li> </ul> </li> </ul>	Finance
<p>358 (5) Overcharges</p> <p>AMENDED</p>	<ul style="list-style-type: none"> <li>• Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
<p>360 Regulation of gross or manifest error</p> <p>AMENDED</p>	<ul style="list-style-type: none"> <li>• Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
<p>361 (10.1) and 365.3 Change of property assessment and refunds</p> <p>AMENDED</p>	<ul style="list-style-type: none"> <li>• Sections amended to include reference to s. 32 (1.1) of the Assessment Act such that the standard rules for refunds apply when errors in the assessment role are corrected by the assessment corporation</li> </ul>	Finance
<p>371 (1) Definition of 'cancellation price'</p> <p>AMENDED</p>	<ul style="list-style-type: none"> <li>• Administrative changes to definition of cancellation price as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
<p>371 (2) Change to definition of 'real property taxes'</p>	<ul style="list-style-type: none"> <li>• Administrative change to refer to 'any act' in place of 'any other act'</li> </ul>	Finance

AMENDED		
373 (1) Registration of tax arrears certificate	<ul style="list-style-type: none"> <li>Tax arrears certificates may be registered by the treasurer on January 1 in the second year following that in which the property taxes become owing instead of the third year</li> </ul>	Finance
AMENDED		
373 (3) to (3.2) Forfeited land	<ul style="list-style-type: none"> <li>Land that belongs to the crown as a result of a death of an individual who did not have any lawful heirs can be sold for tax arrears</li> </ul>	Finance
AMENDED		
373.1 (1) to (3) Expedited sale of forfeited corporate land	<ul style="list-style-type: none"> <li>Tax arrears certificates made on land that is vested in the crown because of an escheat or forfeiture resulting from the dissolution of a corporation shall indicate that the land will be sold by public sale if the cancellation price is not paid within 90 days</li> </ul>	Finance
NEW		
373.2 (1) Limits on registration of tax arrears certificates	<ul style="list-style-type: none"> <li>No tax arrears certificate may be registered for land that was vested in the crown by the death of an individual if a notice indicating that the crown intends to use the land for crown purposes is registered (such an exemption does not exist for other lands vested to the crown)</li> </ul>	Finance
NEW		
374 (1) Notice on registration of tax arrears certificates	<ul style="list-style-type: none"> <li>Notice of registration of a tax arrears certificate against land vested in the crown as a result of the dissolution of a corporation must be given within 60 days (instead of the 90 days required for most properties)</li> <li>Notice of tax arrears shall be sent to the public guardian or trustee if the guardian or trustee has registered a notice or other document on the land</li> </ul>	Finance
AMENDED		
375 (1) and (1.1) Cancellation of tax arrears certificate	<ul style="list-style-type: none"> <li>Any person may have an expedited tax arrears certificate made on land vested in the crown, as described in s. 373.1 (1) to (3), cancelled by paying the full cancellation price within the 90 day period</li> </ul>	Finance
NEW		
375 (2) Tax arrears cancellation payments	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
AMENDED		
375 (3.1) Lien exception for the crown	<ul style="list-style-type: none"> <li>If the cancellation price of a tax arrears certificate is paid by a person entitled to receive notice (other than the owner or owner's spouse) then that person has a lien on the land concerned for the amount paid except when that land is vested in the crown because of an escheat, forfeiture, dissolution of a corporation or death of an individual with no lawful heirs</li> </ul>	Finance
AMENDED		
376 (1)	<ul style="list-style-type: none"> <li>To delete the expiry date referred to in section</li> </ul>	Finance

Accounting for tax arrears cancellation price  AMENDED	379 (1) from this section.	
378 (1) and (1.1) Tax arrears extension agreements  AMENDED	<ul style="list-style-type: none"> <li>The treasurer may enter into an agreement to extend the one year or 90 day period following the issuance of the tax arrears certificate, extending the period of time in which the cancellation price can be paid, with any person the treasurer is satisfied has an interest in the land</li> <li>No such extension agreement shall be entered into unless the person seeking the agreement with a municipality has obtained the consent of the Minister responsible for the administration of the Forfeited Corporate Property Act for the expedited sale of land under s. 373.1</li> </ul>	Finance
378 (4) Calculation of time of extension agreements  AMENDED	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
379 (1) and (2) Public sale after tax arrears certificate is registered  AMENDED	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
379 (2) (b) and (2.0.1) Advertisement of public sale  NEW / AMENDED	<ul style="list-style-type: none"> <li>Advertisements for public sale now must be made in accordance with regulations from the Minister and do not refer specifically to advertisement in the Ontario Gazette and local newspaper</li> <li>The same advertisement for public sale requirements are in place for the expedited sale of land under s. 373.1</li> </ul>	Finance
379 (7) Effects of conveyance  AMENDED	<ul style="list-style-type: none"> <li>Section now applies also to land vested in the Crown as the result of the death of an individual with no lawful heirs</li> </ul>	Finance
380 (1) (b) Application of proceeds from tax sale	<ul style="list-style-type: none"> <li>Section amended such that the order by which the proceeds of a tax sale are distributed are consistent with one another as follows: <ul style="list-style-type: none"> <li>Firstly applied to the cancellation price;</li> <li>Secondly to any person, other than the owner of the land immediately before the registration of the tax deed, having an interest in the land according to their priority at law; and</li> <li>Thirdly, the owner of the land</li> </ul> </li> </ul>	Finance

	immediately before the registration of the tax deed	
AMENDED 380 (1.1) Application of proceeds from tax sale	<ul style="list-style-type: none"> <li>Section now applies also to land vested in the crown as the result of the death of an individual with no lawful heirs</li> </ul>	Finance
AMENDED 380 (2) Payment into court following a tax sale	<ul style="list-style-type: none"> <li>The treasurer shall pay all of the proceeds of the tax sale, minus the cancellation price, to the Superior Court of Justice, including a statement outlining the facts under which the payment into court is made as well as the names and addresses of the persons to whom the statement will be sent under subsection (3)</li> </ul>	Finance
AMENDED 380 (3), (3.1) and (3.2) Notice of payment into court	<ul style="list-style-type: none"> <li>Section amended to clarify all persons to whom the treasurer shall send a copy of the statement relating to a payment into court as the result of a tax sale</li> </ul>	Finance
AMENDED 380 (4) – (10) Payment out of court	<ul style="list-style-type: none"> <li>Section amended to replace the one year time restriction with a ten year time restriction for an individual to apply to the Superior Court of Justice for payment out of court relating to the proceeds of a tax sale</li> <li>Section amended such that individuals cannot apply for a payment out of court relating to a tax sale until 90 days after the payment into court</li> <li>Section amended such that the proceeds of a tax sale, minus the cancellation price and if left unclaimed, is forfeited to the crown and not to the municipality</li> </ul>	Finance
REPEALED / RE-ENACTED 380.1 (2) and (3) No successful purchaser relating to a tax sale	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
AMENDED 384 (1) Mining rights following tax sale	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
AMENDED 386.1 (1) Treasurer immunity from civil actions	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	Finance
AMENDED 387 (2)	<ul style="list-style-type: none"> <li>Section amended to add advertising clauses</li> </ul>	Finance



Scope of ministerial regulations  NEW	relating to the tax sales to the scope of the Minister's authority to make regulations	
388.2 Transition, certificate registered before this section comes into force  NEW	<ul style="list-style-type: none"> <li>Administrative changes to address registration of tax arrears certificate before the day the section comes into force</li> </ul>	Finance
398 (2) Amount owing or added to tax roll  AMENDED	<ul style="list-style-type: none"> <li>Section amended to broaden the scope of that which can be added to the tax roll for a particularly property to include the supply of a service or thing instead of just a public utility</li> </ul>	Finance
410 (2) Sinking fund committee  NEW	<ul style="list-style-type: none"> <li>Reference to non-application of Sinking Fund Committee if the new prudent investor section applies to a municipality</li> </ul>	Finance
418 (1.1) Investment  NEW	<ul style="list-style-type: none"> <li>Reference to non-application of section 418 if the new prudent investor section (s. 418.1) applies to a municipality</li> </ul>	Finance
418.1 (1) – (18) Prudent investment  NEW	<ul style="list-style-type: none"> <li>Permits municipalities and local boards to have prudent investor status. The municipality must exercise the care, skill, diligence and judgment of a prudent investor.</li> <li>Municipalities must consider certain criteria in planning investments including: general economic conditions; possible effects of inflation or deflation; the role of each investment within the municipality's investment portfolios; the expected total return from income and appreciation of capital; and need for liquidity, regularity of income and preservation or appreciation of capital.</li> <li>Investments must be diversified so far as it is appropriate to general economic and investment market conditions.</li> </ul>	Finance
420 (1) (c) Agreements for the investment of money  AMENDED	<ul style="list-style-type: none"> <li>Administrative changes to correct the name of another Act referenced.</li> </ul>	Finance
420 (1.1) and 421 (1.1) Agreements for the investment of money	<ul style="list-style-type: none"> <li>Reference to non-application of section 420 and 421 if the new prudent investor section (s. 418.1) applies to a municipality</li> </ul>	Finance

NEW		
434.1 (1) System of administrative penalties for non-compliance with by-laws	<ul style="list-style-type: none"> <li>• Section added to permit the creation of a system of administrative penalties for non-compliance with by-laws, where the purpose is to encourage compliance, in accordance with the following: <ul style="list-style-type: none"> <li>○ The purpose of a system of administrative penalties is to encourage compliance with by-laws</li> <li>○ The amount of the penalty shall not be punitive in nature</li> <li>○ The amount shall not exceed the amount reasonably required to promote compliance</li> </ul> </li> <li>• Section added to grant authority to the treasurer to add any outstanding administrative penalties to the tax roll for any property for which the owners are responsible for paying the administrative penalty</li> <li>• Section added such that the Minister may make regulations relating to this section as they see fit, including: <ul style="list-style-type: none"> <li>○ Granting municipalities powers with respect to requiring payments of administrative penalties</li> <li>○ Imposing conditions and limitations on municipal powers respecting administrative penalties</li> </ul> </li> </ul>	Corporate Wide
NEW		
434.2 Debt	<ul style="list-style-type: none"> <li>• An administrative penalty constitutes a debt to the municipality and the debt may be added to the property tax bill</li> </ul>	Corporate / Finance
NEW		
434.3 (1) Limitation period for administrative penalties re: lobbyist registrar	<ul style="list-style-type: none"> <li>• Section added to permit a municipality to limit the period within which an administrative penalty may be applied in relation to non-compliance with a Lobbyist Registrar to two years</li> </ul>	City Clerk's Office
NEW		
436 (3) Splitting of samples taken during an inspection	<ul style="list-style-type: none"> <li>• When a sample is taken during an inspection, as permitted under s 436 (2) (d), that sample must be divided into two parts with one part delivered to the person from whom the sample was taken except where splitting the sample is technically infeasible</li> </ul>	PUDBS
AMENDED		
447 (6) Forfeiture of bond relating to non-compliance of a licensing by-law	<ul style="list-style-type: none"> <li>• If a bond has been posted to suspend a closing order relating to non-compliance with a licensing by-law and the bond terms are breached a judge, upon application, may order the proceeds be paid to the municipality</li> </ul>	Finance / By-law Compliance, Security and Licensing

AMENDED	(where they were previously to be paid to the crown)	
447 (9) Licensing by-law deemed passed by Council	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	By-law Compliance, Security and Licensing
AMENDED		
447.6 (3.1), (4.1) and 9 Records as evidence	<ul style="list-style-type: none"> <li>Subsections added such that a copy of any prescribed record or statement made under the Municipal Act, or under a by-law made under the Municipal Act, and purporting to be certified by a prescribed person may be filed and used in court instead of the original without proof unless the court otherwise directs</li> <li>The Minister may make regulations prescribing anything referred to above as prescribed</li> </ul>	Court Services / PUDBS
NEW		
453 (1) Regulations, transitional matters relating to this act	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	City Clerk's Office
AMENDED		
474.11 (1) – 5 Land deemed to be rateable	<ul style="list-style-type: none"> <li>Amendments introduce a provision that a tax arrears certificate cannot be registered if the province has registered a notice indicating that the Crown intends to use the property for Crown purposes or an order canceling encumbrances on the land is issued. The amendments refer to provisions in the new Forfeited Corporate Property Act, 2015.</li> </ul>	Finance
NEW		

<b>Municipal Conflict of Interest Act</b>		
<b>Section of the Act</b>	<b>Description</b>	<b>Department</b>
1.1 Endorsed principles	<ul style="list-style-type: none"> <li>The following principles are added in relation to the duties of members of Council and local boards: <ul style="list-style-type: none"> <li>the importance of integrity, independence and accountability in decision making</li> <li>the importance of certainty in reconciling public duties and the pecuniary interest of members</li> <li>an expectation that members perform their duties with integrity and impartiality in a manner that will bear the closest scrutiny</li> <li>an understanding that there is benefit to municipalities when members have broad knowledge and are active in their</li> </ul> </li> </ul>	City Clerk's Office

NEW	communities	
4 Exceptions to pecuniary conflicts	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	City Clerk's Office
AMENDED		
5 (2.1) Exception; consideration of penalty	<ul style="list-style-type: none"> <li>If the matter under consideration is to consider whether to suspend the remuneration paid to a member under s. 223.4 (5) or (6) of the Municipal Act the member may take part in discussions and attempt to influence voting but may not vote</li> <li>If the matter under consideration is to consider whether to suspend the remuneration paid to a member under s. 223.4 (5) or (6) of the Municipal Act the member may attend closed meetings relating to the matter</li> </ul>	City Clerk's Office
NEW		
5.1, 5.2 Record of disclosure	<ul style="list-style-type: none"> <li>At a meeting, or as soon as possible afterwards, any member which discloses a pecuniary interest shall file a written statement of the interest and its general nature with the Clerk or the secretary of the committee or local board</li> <li>Where a member has a pecuniary conflict, either direct or indirect, in any matter being considered by an employee of the municipality or local board or anyone delegated with that authority, the member shall not use their office to influence any decision or recommendation</li> <li>An exception to the above rules is made for a member to influence voting with regard to the suspension of remuneration</li> </ul>	City Clerk's Office
NEW		
6.1 Registry of conflicts	<ul style="list-style-type: none"> <li>Every municipality and local board shall establish and maintain a registry to keep each statement filed at or following a meeting and each declaration made at a meeting</li> <li>This registry shall be made available for public inspection</li> </ul>	City Clerk's Office
NEW		
7 (3) Power of judge to declare that s. 5 does not apply	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	City Clerk's Office
AMENDED		
8 (1) to (6) Application to a judge re: alleged contravention of the act	<ul style="list-style-type: none"> <li>Any person may apply to a judge if they believe that a member or former member has contravened the act</li> <li>An application to a judge may only be made within six weeks of the applicant becoming aware of the alleged contravention</li> <li>An exception to the six week period exists</li> </ul>	City Clerk's Office

<p>REPEALED / RE-ENACTED</p>	<p>when all of the following conditions are met:</p> <ul style="list-style-type: none"> <li>○ The applicant applied to an IC regarding an inquiry about the alleged contravention within six weeks of becoming aware</li> <li>○ The IC conducted an inquiry and did not make an application to a judge or did not conduct the inquiry within the prescribed timeline</li> <li>○ The application includes a copy of the statutory declaration submitted with the original inquiry to the IC</li> <li>○ The application is made within six weeks after the earlier of the following: <ul style="list-style-type: none"> <li>▪ The day after the IC advised they would not make an application to a judge</li> <li>▪ The last day on which the IC is required to complete the inquiry</li> </ul> </li> <li>• An application may be made more than six weeks after the applicant became aware of the alleged contravention if the applicant is an IC</li> <li>• No application shall be brought forward 6 years after the alleged contravention</li> <li>• The notice of application shall state the grounds for the contravention</li> </ul>	
<p>9 (1) and (2) Action where a contravention is alleged to have occurred</p> <p>NEW / AMENDED</p>	<ul style="list-style-type: none"> <li>• If a judge determines that a member contravened the act they may do any or all of the following: <ul style="list-style-type: none"> <li>○ Reprimand the member or former member</li> <li>○ Suspend the members remuneration for 90 days</li> <li>○ Declare the members seat vacant</li> <li>○ Disqualify the member from being a member for up to seven years</li> <li>○ Order the member to make restitution to the party suffering loss or to the municipality or local board</li> </ul> </li> <li>• The judge may consider whether or not the member: <ul style="list-style-type: none"> <li>○ Took reasonable measures to prevent contravention</li> <li>○ disclosed the interest and facts to an IC in a request for advice and acted in accordance to advice received from an IC Committed the contravention through inadvertence or error of judgement made in good faith</li> </ul> </li> </ul>	<p>City Clerk's Office</p>

11 (1) Appeal to a divisional court  AMENDED	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	City Clerk's Office
12 (1) to (3), 13 Proceedings not invalidated but voidable  AMENDED / NEW	<ul style="list-style-type: none"> <li>If a member is found to have contravened the act, the matter which the contravention affected is not automatically invalidated but may be declared void by the municipality or local board by the second anniversary of the decision if it does not adversely affect the rights that a person who acted in good faith acquired</li> <li>A proceeding that relates to a member or former member's alleged conflict of interest does not affect the municipality's or local board's power to reprimand a member or suspend a member's remuneration under subsection 223.4(5) of the Municipal Act</li> </ul>	City Clerk's Office
14 (1), 14 (3) Insurance for members found not to have contravened the act  AMENDED	<ul style="list-style-type: none"> <li>Administrative changes as a result of repealed, amended and / or new sections of this or another act</li> </ul>	City Clerk's Office

<b>Municipal Elections Processes</b>		
<b>Section of the Act</b>	<b>Description</b>	<b>Department</b>
6.1 Commencement of term of office  AMENDED	<ul style="list-style-type: none"> <li>Changes the date of the commencement of the term of office from December 1 to November 15 in a regular election year</li> </ul>	City Clerk's Office
33.0.2 (1) Calculation date of maximum campaign expenses  NEW	<ul style="list-style-type: none"> <li>The Clerk shall calculate the maximum campaign contribution permitted by a candidate and his / her spouse to their own campaign and issue a certificate indicating the maximum amount as of the filing date</li> </ul>	City Clerk's Office
33.0.2 (3) and (4) Maximum contributions  AMENDED	<ul style="list-style-type: none"> <li>Maximum campaign contributions to a candidate increased from \$750 to \$1,200</li> </ul>	City Clerk's Office
88.9.1 (1) to (3) Maximum contributions to a candidates own campaign	<ul style="list-style-type: none"> <li>A candidate or their spouse cannot make contributions to their own campaign in excess of: <ul style="list-style-type: none"> <li>For office of Mayor: \$7,500 plus 20 cents for each elector, not to exceed \$25,000</li> </ul> </li> </ul>	City Clerk's Office

NEW	<ul style="list-style-type: none"> <li>○ For office of a member of Council: \$5,000 plus 20 cents for each elector, not to exceed \$25,000</li> <li>• Number of electors is the greater of the number of electors on the voters list on Sept. 15 of the previous election or on Sept. 15 of the current election</li> </ul>	
88.9.1 (4) to (7) Certificate of Maximum Amounts & no certificate required if maximum is \$25K and transition for 2018 election  NEW	<ul style="list-style-type: none"> <li>• The Clerk shall calculate and provide the max amounts permitted for a candidate or spouse to contribute to their own campaign on or before September 25, in a regular election year</li> <li>• If the maximum amount is \$25,000 the Clerk is not required to provide a certificate</li> <li>• The Clerks calculation is final</li> <li>• For the 2018 election the calculation shall be the greater of the number of electors on the list as of nomination day in 2014 and those on the list as of September 15 of 2018</li> </ul>	City Clerk's Office
88.9.1 Non-application of section 88.34  AMENDED	<ul style="list-style-type: none"> <li>• No prosecution for an offence under this act shall be commenced after November 15 of the fourth year following an election (previously it was December 1)</li> </ul>	City Clerk's Office
88.13 Maximum contributions to registered third parties  AMENDED	<ul style="list-style-type: none"> <li>• To increase max campaign contributions from \$750 to \$1,200</li> </ul>	City Clerk's Office
88.24 Extension of the election campaign period  AMENDED	<ul style="list-style-type: none"> <li>• If a request to extend the campaign period is received, the campaign period may be extended to the end of the six month period following 45 days after an election or by- election if this is the earliest date of all the options noted under section 88.24(1) 4 &amp; 5</li> </ul>	City Clerk's Office

Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Identifying a Province-wide Cycling Network	MTO	May 12, 2017	Ontario's draft province-wide cycling network is a long-term aspirational plan to connect municipal cycling routes and places of interest, promote recreational cycling and cycling tourism in Ontario, and help prioritize future cycling investments in provincial highways.	Letter submitted via Environmental Registry (013-0190)	Staff can provide comments to the ministry that do not conflict with existing or previously approved council positioning.	Engineering Services	<a href="http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMyMjUx&amp;statusId=MjAwNzYz&amp;language=en">http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTMyMjUx&amp;statusId=MjAwNzYz&amp;language=en</a>



Provincial/Federal Consultation Alert							
Title	Ministry	Consultation Deadline	Summary	Proposed Form of Input	Rationale	Lead	Link to Ministry Website
Proposed amendment to the 5-year time limited exemption for two-way radios under Ontario's Distracted Driving Law.	Ontario Ministry of Transportation (MTO)	June 15, 2017	<p>On January 1, 2018, specific time-limited exemptions for the holding and use of two-way radios outlined in Ontario Reg. 366/09 are set to expire thereby prohibiting their use for all road users.</p> <p>MTO is requesting feedback from stakeholders on three proposed options:</p> <ol style="list-style-type: none"> <li>1) Extend the exemption for hand-held use of two-way radios for an additional seven years.</li> <li>2) Make the exemption permanent.</li> <li>3) Allow the exemption to expire (making hand-held use of devices illegal and requiring all currently exempted drivers to use hands-free alternatives only).</li> </ol>	Staff comments will be submitted by the on-line email form on the Ontario's Regulatory Review site and provided to Council via the Information Package following the consultation deadline.	Certain public function employees (i.e. public transit, Public Works) are permitted to use two way radios to provide service and obtain assistance. The prohibition of two-way radios may require the City to consider an alternative form of communication technology.	Operations(Fleet)	<a href="#">Ontario's Regulatory Review</a>

Dear Heads of Council:

I am writing today to inform you that the Ministry of Municipal Affairs will not be moving forward with the proposals requiring regular inspections, pumping out of septic tanks and keeping of the septic tanks and treatment units' maintenance records put forth in Phase One of the Building Code consultation.

The consultation process provided municipalities, industry, subject matter experts and members of the public with an opportunity to offer their input and views on the proposed changes. The Ministry welcomed the feedback and I was pleased with the frank responses with respect to septic systems.

I have always felt that there are sufficient protections in place to mitigate against septic system failures. Since 1997, there has been a requirement for owners of septic tanks and treatment units to clean out their systems when the working capacity is one-third full. This will continue to be in effect.

I value the input of our municipal partners. I've heard from many of you on this issue and I thank you for your input.

Sincerely,

***Original signed by***

Bill Mauro  
Minister



## TOWN OF LAKESHORE

---

419 Notre Dame St.  
Belle River, ON N0R 1A0

April 28, 2017

Ministry of Municipal Affairs  
17<sup>th</sup> Floor  
777 Bay Street  
Toronto, Ontario M5G 2E5

Attention: Hon. Bill Mauro

Dear Hon. Bill Mauro

**RE: Support of Resolution Re: Request the Province of Ontario to Ease Restrictions of Surplus Dwelling Severances in Areas Zoned Agriculture.**

---

Please find attached the resolution approved by the Council of the Town of Lakeshore at their Regular Council meeting held on April 25, 2017.

Should you require any additional information with respect to the above matter, please contact the undersigned.

Yours truly,

Mary Masse  
Clerk

/cl

Attachment: Resolution of Lakeshore Council

Cc: Ministry of Agriculture Food and Rural Affairs, Hon. Jeff Leal  
Association of Municipalities Ontario (AMO)  
Via Email - All Ontario Municipalities



## TOWN OF LAKESHORE

April 25, 2017

419 Notre Dame St.  
Belle River, ON N0R 1A0

Councillor Diemer moved and Deputy Mayor Fazio seconded:

**That:**

**WHEREAS, the farm house is an existing dwelling and no new residential development is created by severing a farm house from its surrounding land, therefore the severance is not in conflict with the 2014 Provincial Policy Statement, and,**

**WHEREAS, rules regarding the number of years the farmer has owned the farm lands and rezoning of the retained farm lands, to prohibit future dwellings could be considered by the Province, and,**

**WHEREAS, changes to rules for severance could eliminate the current practice of the purchaser of the farm, which is acquired as part of a farm lot consolidation, then severing off the existing farm house, as surplus to their needs and then selling it back to the farmer, if there is a need to retire on the property**

**BE IT THEREFORE, resolved that the Council of the Town of Lakeshore requests the Province of Ontario to ease restrictions of surplus dwelling severances in areas zoned Agriculture, thereby permitting the seller of the farm, to sever off an existing dwelling (i.e. farm house)**

**That this resolution be circulated to AMO and Ontario Municipalities for support.**

**Motion Carried Unanimously**

RECEIVED  
MAY 11 2017

CITY CLERK'S OFFICE

Dear Mayor Guthrie and Members of Council:

**RE: ROTARY'S CANADA DAY REQUEST – FIREWORKS AND CANADA'S 150<sup>TH</sup> BIRTHDAY**

I am pleased to share with you that the Rotary Club of Guelph is once again organizing and staging Canada Day celebrations at Riverside Park. This has become an annual tradition for our community, attracting more than 30,000 individuals and families on this very special day for fun and fellowship; and to celebrate what it means to be and to become a Canadian citizen living in Guelph and area.

We are grateful for the support that you have been providing over the last 8 years to ensure that this important event continues. And as we look to mark Canada's 150th birthday we want to ensure that this year is even more special.

Our Rotary team, friends and family, contribute thousands of hours annually in the planning and execution of this important celebration, on behalf of our residents. As much as we categorize this as a fundraiser, escalating expenses and fees over the past few years have significantly reduced any fundraising margin we may have realized.

It is for this reason that we respectfully request your financial support for this Canada Day 150.

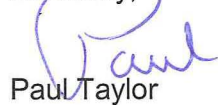
As part of our agreement, the City has funded the fireworks component of the event. The cost annually has been \$18,000.00. Last fall, our fireworks supplier told us we needed to put in our fireworks order early due to the additional demands for 150<sup>th</sup> celebrations. We decided then that we needed to boost the budget to \$25,000.00 so that we have the type of display warranted for this 150<sup>th</sup> birthday.

We have ordered the fireworks accordingly, anticipating that the additional funds would be awarded through our application to the federal government's 150<sup>th</sup> grant funding. Unfortunately, on review of the criteria, we realized that we would not be eligible. We had a plan B, and that was to find sponsors to make-up for the \$7,000.00 shortfall. We have found this to be very difficult and we do not have a sponsor to date.

With July 1<sup>st</sup> just around the corner, and the fireworks on order, we are turning to you to respectfully request a one-time increase in your support of the fireworks display for Canada Day from \$18,000.000 to \$25,000.00. Without this support, there will be a significant hardship in attempting to execute a 150<sup>th</sup> Canada celebration worthy of our wonderful City.

We thank you for reviewing our request and can answer any questions or clarification that you require.

Sincerely,



Paul Taylor

Rotary Canada Day Committee – Fireworks supervisor and city Liaison

## GRCA General Membership

**Chair** Helen Jowett  
**Vice-Chair** Chris White

**Townships of Amaranth, East Garafraxa, Melancthon and Southgate and Town of Grand Valley**  
Guy Gardhouse

**Townships of Mapleton and Wellington North** Pat Salter

**Township of Centre Wellington**  
Kirk McElwain

**Town of Erin, Townships of Guelph/Eramosa and Puslinch**  
Chris White

**City of Guelph**  
Bob Bell, Mike Salisbury

**Region of Waterloo**  
Les Armstrong, Elizabeth Clarke,  
Sue Foxton, Helen Jowett,  
Geoff Lorentz, Jane Mitchell,  
Joe Nowak, Wayne Roth,  
Sandy Shantz, Warren Stauch

**Municipality of North Perth and Township of Perth East**  
George Wicke

**Halton Region** Cindy Lunau

**City of Hamilton** George Stojanovic

**Oxford County** Bruce Banbury

**County of Brant**  
Brian Coleman, Shirley Simons

**City of Brantford**  
Dave Neumann, Vic Prendergast

**Haldimand and Norfolk Counties**  
Bernie Corbett, Fred Morison



## April wet and warm

Precipitation in April was above-average across the watershed.

April was also fairly warm. Temperatures averaged 6.9 C at Shand Dam during the first half of the month, which is about 3.6 C warmer than normal.

April's only flood message was a watershed conditions statement issued April 6, after a watershed-wide rainfall event. This event resulted in high flows in watercourses throughout the watershed.

Shand, Conestogo and Guelph reservoirs were near the upper part of the normal range by the end of the month. The GRCA reservoirs are operated very carefully at this time of year, due to reduced flood storage capacity. Water will continue to be taken into storage during the first part of May, when lots of rain is expected.

The water level of Lake Erie continues to be well above the long-term average.

## Water Festivals in May

Three children's water festivals are taking place in May and they focus on five water-related themes — science, protection, technology, conservation and water attitudes.

The first festival is May 16 to 18 at Mohawk Park in Brantford. This festival is for Grade 4 classes from schools in Brantford, Brant County and Six Nations of the Grand River.

Next up is the Haldimand Children's Water Festival, May 24 to 25, at Taquanyah Nature Centre near Cayuga. This festival is also for Grade 4 students from schools in Haldimand County, Six Nations of the Grand River and Mississaugas of the New Credit.

The final festival is the Waterloo Wellington Children's Groundwater Festival, May 26 and May 29 to June 1 at Waterloo Region Museum. This festival is for primary students in the Region of Waterloo, Wellington County and the City of Guelph and is one of the longest-running water festivals in the province.

## More information needed on Hidden Quarry

GRCA staff has reviewed applications related to the Hidden Quarry project and will not make further recommendations on the project until more information is received from the applicant.

The proposal is for an aggregate extraction operation of nearly 25 hectares that is two kilometres east of Rockwood. It has a tributary of Blue Springs running through it, while two other tributaries and some wetlands are nearby. The owner has applied to the Ministry of Natural Resources and Forestry for a license for below water table extraction without dewatering. Zoning amendments are also required from Guelph/Eramosa Township and Wellington County for this project.

The GRCA has provided technical review comments in an advisory capacity, based on the GRCA's Memo of Understanding with Wellington County.

A report to the board noted that the GRCA has asked that the Ministry of Natural Resources and Forestry, County of Wellington and Township of Guelph/Eramosa defer consideration of the applications until the applicant's consultant undertakes additional groundwater analysis and has outlined several steps for this analysis that includes groundwater modeling and an updated ecological assessment.

Once the new information has been received by staff, they will make another presentation to the GRCA board for information.

## GRCA insurance coverage

The GRCA's general insurance policies have been renewed for one year, starting on April 1, 2017.

The GRCA purchases general insurance through a group consisting of Conservation Ontario and 34 conservation authorities in the province. Belonging to an insurance group can provide cost savings and other benefits, such as the sharing of risk management programs and

expertise. In addition to property, auto and liability policies, the group negotiated improvements in coverage for emerging trends such as cyber fraud.

The GRCA's insurance premiums will be lower than 2016, due to winding down of the residential rental program and changes in the way premiums are allocated to the members of the group.

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## Tree sale May 12

The GRCA's annual tree sale takes place at the forestry barn at the GRCA head office, on Friday, May 12, 8 a.m. to noon.

Trees available include small bare-root seedlings, two or three foot potted trees and five to seven foot saplings of many species. In addition to trees, the sale includes native wildflower seed mixes and wildflower plugs. Cancelled orders, trees not picked up and nursery overruns are part of this sale. The sale is first come, first served and line ups start early. Once the sale starts, five or six vehicles are brought to the loading dock. As those people leave, more cars are brought in.

The most popular trees sell out quickly, but there are always trees available at the end of the sale.

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## Summer camp now available at Taquanyah

Registration is underway for summer camps at six nature centres operated by the GRCA.

For the first time in many years, two weeks of camps are being held at Taquanyah Nature Centre near Cayuga. Belwood Lake has four weeks of camps — and is expanding beyond the popular fishing camps to offer more variety. Rockwood will run camps throughout the summer and registration is still available at the newly-renovated Apps' Mill Nature Centre near Brantford. Camp spots at Guelph Lake and Laurel Creek are nearly full.

Each week of camp has a different nature-based theme that is geared to specific interests and age groups. Descriptions of the camps and online registration are available at [www.grandriver.eventbrite.ca](http://www.grandriver.eventbrite.ca).

As of this year, these camps are accredited by the Ontario Camps Association (OCA). Accreditation reassures parents that the GRCA camps adhere to the highest



A grove of 150 large maple trees flanked by 600 white cedars was planted on Earth Day at the Guelph Lake Rotary Forest as the GRCA launched its Canada 150 campaign. The grove is shaped like a sugar maple leaf and will be visible from the sky as the trees grow. Inset is sugar maple flowers which are abundant this year.

standards of safety, supervision and quality programming as mandated by the OCA's standards.

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## Maples join Canada 150 producing excess flowers

If you park your car under a sugar maple tree you have probably noticed — sugar maples across the Grand River watershed have joined the Canada 150 celebrations by flowering abundantly this year.

While flowers may be produced by mature sugar maples every year, they only come in abundance in the entire population about every five to seven years. This is a year of abundance. The last time this happened was in 2013.

Maples have clusters of tiny delicate flowers that droop from a long thin flower stem, attached to the branch. By early May these flowers had finished blooming, but they remain on the tree as the new growth of sugar maple leaves unfold.

Because there are more flowers, there may also be more sugar maple keys that carry the seeds this fall, resulting in more small trees by next summer.

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## Warning booms installed

By early May, warning booms or white buoys have been installed upstream of GRCA dams to warn paddlers, anglers and boaters to stay away from the dams.

These are installed each spring as one of the many safety procedures developed by the GRCA to reduce the risk for people who enjoy water activities on rivers.

This issue of *GRCA Current* was published in May, 2017.

It is a summary of the April, 2017 business conducted by the GRCA board and other noteworthy happenings and topics of interest.

The Grand River Conservation Authority welcomes distribution, photocopying and forwarding of *GRCA Current*.

### Next board meeting:

May 26 at 9:30 a.m.,  
GRCA Administration Centre

### View and subscribe to GRCA Current and other news:

[www.grandriver.ca/subscribe](http://www.grandriver.ca/subscribe)

### View and subscribe to meeting agendas:

<https://calendar.grandriver.ca/directors>

### View and subscribe to coming events:

[www.grandriver.ca/events](http://www.grandriver.ca/events)

# WDG Board of Health

# Highlights

## Board of Health Members

Nancy Sullivan

Chair  
City of Guelph

Allen Taylor

Vice-Chair  
County of Dufferin

Dennis Lever

Secretary – Treasurer  
Warden, County of Wellington  
Mayor, Township of Puslinch

Dr. Nicola Mercer

Ex-Officio Member  
Medical Officer of Health & CEO,  
WDG Public Health

Margaret Abbink

City of Guelph

William Baxter

County of Wellington

Christine Billings

Councillor, City of Guelph

George Bridge

Warden, County of Wellington  
Mayor, Town of Minto

Cam Guthrie

Mayor, City of Guelph

Guy Gardhouse

Councillor, County of Dufferin  
Mayor, Township of East Garafraxa

June Hofland

Councillor, City of Guelph

Ken McGhee

Councillor, County of Dufferin  
Deputy Mayor, Town of Mono

Keith Perron

City of Guelph

Chris White

Councillor, County of Wellington  
Mayor, Township of Guelph-Eramosa

*Public Health is governed by a Board of Health consisting of provincially appointed local municipal councillors, mayors and community members and is mandated to support the well-being of individuals and communities.*

## Dr. Nicola Mercer, Medical Officer of Health and CEO, shared:

**Measles Update:** There are 7 confirmed cases of measles in 4 different Ontario public health jurisdictions. The average age of individuals with measles is 26. There are no confirmed cases in Wellington county, Dufferin county or the city of Guelph. WDG Public Health is following up with some individuals in our area who have had contact with someone who has the measles.

**Mumps Update:** There are 117 confirmed cases of mumps in 16 Ontario public health jurisdictions. The majority of the cases are in Toronto. The last confirmed case in WDG Public Health's jurisdiction was February 21, 2017.

**Lyme Disease:** Surveillance is underway for the ticks that cause Lyme disease. People can drop of a suspected tick for testing and WDG Public Health is dragging nets in certain areas to see if ticks are local. Public Health will begin an awareness campaign to alert the public on how to protect themselves and what to do if they have been bitten by a tick.

**Healthy Babies Healthy Children (HBHC):** Program and funding requirements were discussed for this program which is a key part of the Public Health mandate to promote health and prevent disease and injury. Studies reveal strong associations between adverse childhood experiences and an extensive array of conditions later in life including cardiovascular disease, chronic lung disease, cancer, substance abuse and mental health problems. Along with community partners, HBHC provides prevention/early intervention support to families in order to enhance children's outcomes and prevent costly health and social problems through the lifespan.

**Fluoride varnish applications** are provided to students in seven elementary schools where urgent dental needs were identified during oral health screenings by Public Health. One school had a high percentage of children with urgent dental needs (30%). After four years, this percentage was reduced to 17% and based on this positive result the program was expanded to additional schools. The percentage of children with urgent dental needs at the original school has continued to fall to approximately 5%. A cost/benefit analysis indicates that considerable savings were achieved regarding the cost of dental care. From 2008-2014, it is estimated that between 670 and 780 cavities have been prevented in students at one school. If treatment costs were divided between private (60%) and provincial programs (40%), savings of between \$132,000 and \$155,000 are estimated.



# MEETING MINUTES



MEETING **Heritage Guelph**

DATE April 24, 2017

LOCATION City Hall Meeting Room C  
TIME 12:00 PM – 2:00 PM

PRESENT Christopher Campbell (Chair), Daphne Wainman-Wood, Mary Tivy, David Waverman, Bob Foster, Michael Crawley, Bill Green, Tony Berto, Charles Nixon, Stephen Robinson (Senior Heritage Planner), Madeleine Myhill (Planning Clerk)

REGRETS None

DELEGATIONS Kirk Roberts (15 Wyndham St N); Arun Hindupur (City of Guelph Engineering); Jack Turner (GM BluePlan), Andrew Janes (City of Guelph Engineering)

## DISCUSSION ITEMS

ITEM #	DESCRIPTION
1	<p><b><u>Welcome and Opening Remarks</u></b></p> <p>Christopher Campbell welcomed everyone to the meeting.</p>
2	<p><b><u>Approval of Agenda and Addendum</u></b></p> <p>Moved by Tony Berto and seconded by Bill Green,</p> <p><b>“THAT the Agenda and Addendum for the April 24, 2017 meeting of Heritage Guelph be approved.”</b></p> <p style="text-align: right;"><b>CARRIED</b></p>
3	<p><b><u>Declaration of Pecuniary Interest</u></b></p> <p>Christopher Campbell – 13 Stuart Street</p>
4	<p><b><u>Adoption of Draft Minutes</u></b></p> <p>Moved by Daphne Wainman-Wood and seconded by Mary Tivy,</p> <p><b>“THAT the Minutes from the Heritage Guelph meeting of March 27, 2017 be approved.”</b></p> <p style="text-align: right;"><b>CARRIED</b></p>

## Matters Arising from the Minutes

### **Item 5.1 15 Wyndham Street North (Petrie Building)**

Kirk Roberts (owner) provided a presentation and informed the Committee of the most recent updates regarding the restoration of the Petrie Building metal facade. While the vertical surfaces of the exterior are in decent condition, the many of the horizontal surfaces have been heavily damaged and replaced with galvanized sheet steel. No final decisions have been made on the surface coating and treatment for the exterior; however, the facade will be cleaned with a type of abrasive as close to the bare metal as possible, and coated with the proposed finish. Ed Bowkett, metal restoration specialist, has been assisting with this process. Kirk concluded with commentary on the difficulties he has encountered with the fourth floor renovations, including discussions of Building Code requirements that are in conflict with heritage restoration efforts.

Moved by Bill Green and seconded by Tony Berto,

**THAT Heritage Guelph supports the approval of heritage permit application HP17-0005 for the proposed cleaning, coating and conservation of the metal façade elements of the Petrie Building at 15 Wyndham Street North as described at the April 24, 2017 meeting of Heritage Guelph by the property owner and based on a conservation proposal provided by Ed Bowkett, metals conservator to be carried out by Empire Restoration and Bowkett & Company; and That any change to the scope of work or other details that are minor in nature may be dealt with by the Senior Heritage Planner.**

**CARRIED**

### **5.2 1123 York Road**

Stephen Robinson provided an update regarding the recommended revisions to the Cultural Heritage Resource Conservation Plan for this listed (non-designated) property. The property owners have agreed to set back the connector walls of the new addition to the farmhouse, and when the windows are replaced they will be replaced with windows suited to the original form.

Moved by Tony Berto and seconded by Bill Green,

**THAT Heritage Guelph supports the recommendations contained in the revised Heritage Conservation Plan for 1123 York Road prepared by CHC Limited (dated April 17, 2017) which includes proposed site plan and elevation drawings by BJC Architects (dated March 15, 2017); and**

**THAT any further changes to the site plan, elevations or Heritage Conservation Plan document that are minor in nature may be dealt with by the Senior Heritage Planner through the Site Plan Review process.**

**CARRIED**

### **5.3 Designation Plaques**

Stephen Robinson and Heritage Guelph members reviewed the final wording for the heritage

	<p>designation plaques for: Kathleen Street; 13 Evergreen Drive; Stone Road Bridge; 65 Wyndham Street North; 341 Forestell Road; 1453 Gordon Street. Some minor edits were made.</p> <p><b>Moved by Mary Tivy and seconded by Bob Foster,</b></p> <p><b>THAT Heritage Guelph supports the revised wording proposed at the April 24, 2017 meeting of Heritage Guelph for the following heritage designation plaques: 11 Evergreen Drive; Stone Road Bridge; 18 Kathleen Street; 65 Wyndham Street North; 341 Forestell Road; 1453 Gordon Street.</b></p> <p style="text-align: right;"><b>CARRIED</b></p>
6	<p><b><u>New Business</u></b></p> <p><b>6.1 59 Carden Street (Old City Hall)</b></p> <p>Stephen Robinson informed the Committee that the repair and repainting of three wood window sashes has been recommended in a restoration proposal by Alan Stacey of Heritage Mill. Stephen presented images and provided some background information – the initial painting work from the building restoration is failing and this heritage permit would commence a sequential restoration. Three windows would be removed, repaired and repainted as these three have been identified as needing immediate attention.</p> <p>Moved by Tony Berto and seconded by Mary Tivy,</p> <p><b>THAT Heritage Guelph supports the approval of heritage permit application HP17-0004 for the repair and repainting of selected wood window sashes at 59 Carden Street according to a restoration proposal by Alan Stacey of Heritage Mill Historic Building Conservation (dated January 17, 2017); and</b></p> <p><b>THAT any change to the scope of work or other details that are minor in nature may be dealt with by the Senior Heritage Planner.</b></p> <p style="text-align: right;"><b>CARRIED</b></p> <p><b>6.2 21 Tiffany Street West</b></p> <p>Stephen Robinson informed the Committee that the property owners have submitted a demolition permit application for 21 Tiffany St W, a potential built heritage resource recognized in the Couling Architectural Inventory. Stephen presented images and explained that his research has indicated the house was likely built close to 1900. Stephen reviewed the land title abstract for the property and recommended to the Heritage Guelph members that the subject property does meet any of the criteria that determine cultural heritage value.</p> <p>Moved by Mary Tivy and seconded by Michael Crawley,</p> <p><b>THAT while Heritage Guelph supports the retention of built heritage resources, Heritage Guelph does not recommend that Council move to protect 21 Tiffany Street West through individual designation under the Ontario Heritage Act.</b></p>

CARRIED

### 6.3 785 York Road (Guelph Reformatory Lands)

Stephen Robinson informed Heritage Guelph that a preliminary Heritage Impact Assessment (HIA) has been submitted by Amec Foster Wheeler for the York Road Environmental Design Study. Stephen informed the Committee that the HIA is not at a point where it is ready to present to the Committee and needs more detail and more explicit explanations regarding the impact to heritage features within the three proposed options.

Arun Hindupur, Infrastructure Planning Engineer with the City, reviewed the three options that have been suggested by the Environmental Design Study. Option 1 would leave everything as is which would be most sympathetic to heritage features while disregarding natural heritage and wildlife/fish. Option 2 and Option 3 are similar, but Option 3 is the consultant's preferred option which leaves heritage features in situ but without year-round water flow over them. April Nix, Environmental Planner with the City, provided further clarification and detail regarding the proposed options and took questions from Heritage Guelph members. Heritage Guelph members raised concerns about the lack of understanding pertaining to the realignment effects on each heritage feature suggesting that each feature should be examined individually.

Moved by Mary Tivy and seconded by Tony Berto,

**THAT the report titled Original Report: Heritage Impact Assessment, York Road Environmental Design Study prepared by Amec Foster Wheeler Environment and Infrastructure (dated March 2017) be received; and  
THAT Heritage Guelph requires revision to the Heritage Impact Assessment to address concerns of heritage planning staff and Heritage Guelph.**

CARRIED

### 6.4 Norwich Street Bridge

Jack Turner from GM Blue Plan Engineering provided a presentation with images explaining that significant deterioration of the existing Norwich Street bridge is presenting safety concerns. Jack reviewed the suggested alternatives and Alternative 2 has been identified as the preferred option as it would put a new bridge within the trusses of the old bridge, and would require some moderate repairs to the existing bridge with no impact to its cultural heritage value. Alternative 2 would also address the safety concerns of the existing bridge and take loading off of the trusses.

Moved by Mary Tivy and seconded by Charles Nixon,

**THAT the meeting of April 24, 2017 be extended to 2:20 PM.**

CARRIED

Moved by Daphne Wainman-Wood and seconded by Mary Tivy,

**THAT Heritage Guelph supports the recommendation of Option 2 (retention of existing bridge with sympathetic modification) as the preferred option as described in the Cultural Heritage Evaluation and Heritage Impact Assessment prepared by ASI Archaeological &**

	<p><b>Cultural Heritage Services (dated November 2016) for the Norwich Bridge Municipal Class Environmental Assessment; and</b>  <b>THAT Heritage Guelph will be consulted for their comments and recommendations during the detail design stage of the Environmental Assessment as part of a heritage permit application process.</b></p> <p style="text-align: right;"><b>CARRIED</b></p>		
7	<p><b><u>Information Items</u></b></p> <p><b>7.1 13 Stuart Street</b></p> <p>Stephen Robinson informed the Committee of staff preparation of a recommendation to designate 13 Stuart Street pursuant to Part IV of the Ontario Heritage Act. The property owner has demolished the interior of this dwelling without the required building permit. This item will be coming to the May 8 meeting of Heritage Guelph with a recommendation to consider designation of the property which would be then recommended to Council in June.</p> <p><b>7.2 Heritage Guelph – Conservation Recognition Program</b></p> <p>Deferred to next meeting.</p>		
8	<p><b><u>Next Meeting</u></b></p> <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> <p><b>Heritage Guelph Meeting</b>  May 8, 2017 (12-2 PM)  Location: City Hall, Mtg Rm C</p> </td> <td style="width: 50%; vertical-align: top;"> <p><b>HG Designation Working Group</b>  May 22, 2017 (12-2 pm)  Location: City Hall, Mtg Rm B</p> </td> </tr> </table>	<p><b>Heritage Guelph Meeting</b>  May 8, 2017 (12-2 PM)  Location: City Hall, Mtg Rm C</p>	<p><b>HG Designation Working Group</b>  May 22, 2017 (12-2 pm)  Location: City Hall, Mtg Rm B</p>
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9	<p><b><u>Adjournment</u></b></p> <p>Moved by Tony Berto and seconded by Michael Crawley,</p> <p><b>“THAT the meeting be adjourned at 2:28 pm.”</b></p> <p style="text-align: right;"><b>CARRIED</b></p>		