



COUNCIL MEETING AGENDA

Tuesday, November 16th, 2021
5:30 p.m.
Via GoToMeeting

GoToMeeting: <https://global.gotomeeting.com/join/808501133>

Members of the Public:

Meetings are now being held using GoToMeeting - Video Conferencing. By clicking the link above (allow extra time for downloading the program if it is the first time you have used GoToMeeting on your device), you will be able to see the agenda, see Members of Council and hear the proceedings of the meeting. Please ensure the volume on your device is **on** and **turned up** to hear the meeting. The Public is asked to ensure that their mic and camera buttons are off for the entire meeting.

Video Conference Participation Etiquette

- a meeting via video conference shall never be treated differently than a meeting in person, whereby all attendees shall abide by proper meeting procedure and etiquette;
 - we ask that all public attendees mute their cameras and mics; doing so will eliminate any background noise and create a much more seamless process (for Members only - if/when you wish to speak during the meeting, you will simply unmute your mic and upon completion of your thought, please re-mute)
 - the Chair will call the meeting to order at the time indicated on the agenda;
 - roll call will be completed visually by the Chair;
 - the Chair will then remind all attendees to place their devices on mute
 - as the Chair moves through the agenda, he will call on the appropriate staff person to speak to their reports;
 - we request that you retain your questions until the end of the report, at which time the Chair will ask if anyone has questions;
 - just as during an in-person meeting, members will be required to raise their hand and the Chair will call on you to speak;
 - when the Chair calls a vote, you will raise your hand for the vote in favour and then in opposition, if necessary.
-

5:30 p.m. Council Meeting

Chair, Reeve Brian Campbell

1. CALL TO ORDER

- i) Roll Call

2. AMENDMENTS/APPROVAL OF AGENDA

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

4. APPROVAL OF MINUTES

- i) **Council Meeting – October 12th, 2021 – attached, page 10.**
Suggested Motion by Councillor Mick Wicklum/Councillor Fred Dobbie:
“THAT, the minutes of the Council Meeting held on October 12th, 2021, be approved as circulated.”
- ii) **“Special” Committee of the Whole Meeting – October 26th, 2021 – attached, page 19.**
Suggested Motion by Councillor Fred Dobbie/Deputy Reeve Barrie Crampton:
“THAT, the minutes of the “Special” Committee of the Whole Meeting held on October 26th, 2021, be approved as circulated.”
- iii) **“Special” Council Meeting – November 8th, 2021 – attached, page 23.**
Suggested Motion by Deputy Reeve Barrie Crampton/Councillor Gene Richardson:
“THAT, the minutes of the “Special” Council Meeting held on November 8th, 2021, be approved as circulated.”
- iv) **Committee of the Whole Meeting – November 9th, 2021 – attached, page 26.**
Suggested Motion by Councillor Gene Richardson/Councillor Beverley Phillips:
“THAT, the minutes of the Committee of the Whole Meeting held on November 9th, 2021, be approved as circulated.”
- v) **“Special” Committee of the Whole Meeting – November 9th, 2021 – attached, page 33.**
Suggested Motion by Councillor Beverley Phillips/Councillor Rob Rainer:
“THAT, the minutes of the “Special” Committee of the Whole Meeting held on November 9th, 2021, be approved as circulated.”

5. DELEGATIONS & PRESENTATIONS

i) **Public Meeting - Request to Close Forced Road – Doxey.**

a. CLERK REVIEW OF FILE

Report #C-2021-039 - Request to Close Forced Road – Doxey –
attached, page 37.

b. APPLICANT COMMENTS

c. PUBLIC COMMENTS

6. CORRESPONDENCE

None.

7. MOTIONS

i) **Report #PD-2021-40 - Severance Application – Schacht (B21-158).**

*Suggested Motion by Councillor Rob Rainer/Councillor RoxAnne Darling:
“THAT, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Severance Application B21/158 (Concession 6, Part Lot 16,17,18 geographic Township of North Burgess) known as 245 Island View Road (Roll Number 91102043900) to create a new lot fronting on Narrows Lock Road, north of 3109 Narrows Lock Road, be approved subject to the following conditions:*

That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.

That, the applicant pays any outstanding fees to the Township prior to final approval of the severances.

That, two (2) copies of an acceptable reference plan (or legal description) and transfer document be submitted to the Township for the severance, both hard copy and electronically.

That, payment for the new parcel shall be made to Tay Valley Township representing Cash-in-Lieu of Parklands.

That, the applicant shall obtain a Civic Address Number for the severed lot.

That, a Development Agreement be placed on the severed and retained lots based on the Environmental Impact Statement by Hans von Rosen, to protect the Provincially Significant Wetland and potential Species At Risk.”

ii) **Report #PD-2021-41 - Severance Application – Schacht.**

*Suggested Motion by Councillor RoxAnne Darling/Councillor Mick Wicklum:
“THAT, the Council of Tay Valley Township recommend to the Land Division
Committee of Lanark County that the Severance Applications for Concession 6
Part Lots 16,17, 18 geographical Township of North Burgess known as 245
Island View Road (Roll Number 91102043900):*

*B21/111 - To create a 1.2-ha parcel of land as a lot addition to lands owned by
Robert and Colleen Lillico at 220 Black Lake Route 11 (Roll Number
91102041800);*

*B21/114 - To create a 480 sq.m. parcel of land as a lot addition to lands owned
by Todd William Horricks at 518 Black Lake Route 11 (Roll Number
91102043100);*

*B21/117 - To create a 510 sq.m. parcel of land as a lot addition to lands owned
by Cynthia and Alexander Stimpson 519 Black Lake Route 11 (Roll Number
91102043200);*

*B21/118 - To create a 486 sq.m parcel of land as a lot addition to lands owned
by Susan Jenkins at 268 Black Lake Route 11 (Roll Number 91102043300);*

*B21/153 - To create a 1.19-ha parcel of land as a lot addition to lands owned by
David Cope and Manuela Cope at 276 Black Lake Route 11 (Roll Number
91102043601);*

*B21/157 - To create a 0.05-ha parcel of land as a lot addition to lands owned by
Margaret and Michael Slack, together with an easement/r-o-w at 210 Black
Lake Route 11 (Roll Number 91102041500);
be approved subject to the following conditions:*

*That, the balance of any outstanding taxes, including penalties and interest,
(and any local improvement charges, if applicable) shall be paid to the
Township.*

*That, the applicant pays any outstanding fees to the Township prior to final
approval of the severances.*

*That, two (2) copies of an acceptable reference plan (or legal description) and
transfer document be submitted to the Township for the severances, both hard
copy and electronically.*

*That, undersized lot area be recognized through minor variances or zoning
amendments for B21/114, 117, 118, 157.”*

iii) **Report #PD-2021-039 – Rogers Proposed Cell Tower – 1013 Bathurst 9th Concession.**

*Suggested Motion by Councillor Mick Wicklum/Councillor Fred Dobbie:
“THAT, the Council of the Corporation of Tay Valley Township support the application for a communication tower by Rogers Canada at 1013 Bathurst 9th Concession in order to increase access to service;*

AND THAT, Staff write a letter of concurrence.”

iv) **Report #C-2021-38 – History Scholarship Increase.**

*Suggested Motion by Councillor Fred Dobbie/Deputy Reeve Barrie Crampton:
“THAT, the amount of the Tay Valley History Scholarship be increased to \$1,200.”*

v) **Report #C-2021-35 – Request to Close a Portion of an Unopened Road Allowance – Cameron.**

Suggested Motion by Deputy Reeve Barrie Crampton/Councillor Gene Richardson:

“THAT, Council declares the portion of the unopened road allowance (approximately 780 feet) between Concession 5 & 6, Lot 2, North Burgess, north of Brooks Corner on Adams Lake, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

AND THAT, the purchase price of \$0.08 per square foot be accepted should the sale be finalized.”

vi) **Report #C-2021-36 – Request to Close a Portion of an Unopened Road Allowance – Hudson.**

*Suggested Motion by Councillor Gene Richardson/Councillor Beverley Phillips:
“THAT, Council declares the portion of the unopened road allowance (approximately 492 feet) between Lots 18 & 19, Concession 5, North Burgess, north of Narrows Lock Road, surplus to the Township’s needs;*

THAT, Council agrees to proceed with the application to stop up, close and sell the said unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

THAT, the purchase price of \$0.08 per square foot be accepted should the sale be finalized.”

- vii) **Report #CBO-2021-08 – Building Department Report – January to October 2021.**

*Suggested Motion by Councillor Beverley Phillips/Councillor Rob Rainer:
“THAT, Report #CBO-2021-08 – Building Department Report – January to October 2021 be received as information.”*

- i) **21-10-20 and 21-11-03 – Council Communication Packages.**

*Suggested Motion by Councillor Rob Rainer/Councillor RoxAnne Darling:
“THAT, the 21-10-20 and 21-11-03 Council Communication Packages be received for information.”*

- ix) **Appointment of Re-Use Center Volunteer.**

*Suggested Motion by Councillor RoxAnne Darling/Councillor Mick Wicklum:
“THAT, the Council of the Corporation of Tay Valley Township appoint the following as a volunteer for the ReUse Centre, subject to the Criminal Records Check Policy:*

- *Alan Willstead.”*

8. BY-LAWS

- i) **By-Law No. 2021-055: Zoning By-Law Amendment – Barker and Matthews – attached, page 43.**

*Suggested Motion by Councillor Mick Wicklum/Councillor Fred Dobbie:
“THAT, By-Law No. 2021-055, being a by-law to Amend Zoning By-Law No. 2002-121 (Farren Lake Lane 12A, Part Lot 10, Concession 2, geographic Township of South Sherbrooke), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

- ii) **By-Law No. 2021-056: Zoning By-Law Amendment – The Rideau Group Inc. – attached, page 46.**

*Suggested Motion by Councillor Fred Dobbie/Deputy Reeve Barrie Crampton:
“THAT, By-Law No. 2021-056, being a by-law to Amend Zoning By-Law No. 2002-121 (Sproule Road, Part Lot 27, Concession 3, geographic Township of Bathurst), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

- iii) **By-Law No. 2021-057 – Development Charges Amendment – attached, page 49.**

Suggested Motion by Deputy Reeve Barrie Crampton/Councillor Gene Richardson:

“THAT, By-Law No. 2021-057 being a by-law to amend Development Charges By-Law No. 2019-045, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

- iv) **By-Law No. 2021-058: Interim & Final Tax Levy – attached, page 58.**

Suggested Motion by Councillor Gene Richardson/Councillor Beverley Phillips: “THAT, By-Law No. 2021-058, being a by-law to Authorize an Interim and Final Tax Levy for the Year 2022, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

- v) **By-Law No. 2021-059: Road Naming – Outback Lane – attached, page 60.**

Suggested Motion by Councillor Beverley Phillips/Councillor Rob Rainer:

“THAT, By-Law No. 2021-059, being a by-law to amend By-Law No. 98-87 being a Road Naming By-Law (Outback Lane), be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

9. NEW/OTHER BUSINESS

- i) **Report #FIN-2021-19 – Development Charges Study – attached, page 67.**
Richard Bennett, Acting Treasurer.

Suggested Motion by Councillor Rob Rainer/Councillor RoxAnne Darling:

“THAT, the Development Charges Update Study dated August 30, 2021 be adopted;

AND THAT, no further public meetings are required.”

10. CALENDARING

Meeting	Date	Time	Location
Green Energy and Climate Change Working Group Meeting	November 12 th	10:00 a.m.	Virtual
Library Board Meeting	November 15 th	5:30 p.m.	Virtual
Council Meeting	November 16 th	5:30 p.m.	Virtual
Public Meeting – Budget	November 23 rd	5:30 p.m.	Virtual
Ontario Association of Police Services Board – Zone 2 Meeting	November 26 th	9:30 p.m.	Ottawa
Committee of the Whole Meeting	December 7 th	5:30 p.m.	Virtual
Library Board Meeting	December 13 th	5:30 p.m.	Virtual

Police Services Board Meeting	December 14 th	2:30 p.m.	Council Chambers
Council Meeting	December 14 th	5:30 p.m.	Virtual

11. CLOSED SESSIONS

None.

12. CONFIRMATION BY-LAW

- i) **By-Law No. 2021-060 - Confirmation By-Law – November 8th and 16th, 2021 – attached, page 64.**

*Suggested Motion by Councillor RoxAnne Darling/Councillor Mick Wicklum:
“THAT, By-Law No. 2021-060, being a by-law to confirm the proceedings of the Council meetings held on November 8th and 16th, 2021, be read a first, second and third time short and passed and signed by the Reeve and Clerk.”*

13. ADJOURNMENT

MINUTES

COUNCIL MEETING MINUTES

Tuesday, October 12th, 2021
5:30 p.m.
GotoMeeting

ATTENDANCE:

Members Present: Chair, Deputy Reeve Barrie Crampton
Reeve Brian Campbell
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Beverley Phillips
Councillor Mick Wicklum
Councillor RoxAnne Darling (left at 6:23 p.m. returned at 6:27 p.m.)
Councillor Gene Richardson

Staff Present: Amanda Mabo, Acting CAO/Clerk
Janie Laidlaw, Deputy Clerk
Richard Bennett, Acting Treasurer
Noelle Reeve, Planner
Sean Ervin, Public Works Manager (left at 6:34 p.m.)

Regrets: None.

1. CALL TO ORDER

The meeting was called to order at 5:30 p.m.
The Acting CAO/Clerk conducted Roll Call.
A quorum was present.

The Deputy Reeve overviewed the Video Conference Participation Etiquette that was outlined in the Agenda.

2. AMENDMENTS/APPROVAL OF AGENDA

The Agenda was adopted as presented.

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

None at this time.

4. APPROVAL OF MINUTES

- i) **“Special” Council Meeting – September 28th, 2021.**

RESOLUTION #C-2021-10-01

MOVED BY: Rob Rainer

SECONDED BY: RoxAnne Darling

“THAT, the minutes of the “Special” Council Meeting held on September 28th, 2021, be approved as circulated.”

ADOPTED

- ii) **Committee of the Whole Meeting – October 5th, 2021.**

RESOLUTION #C-2021-10-02

MOVED BY: RoxAnne Darling

SECONDED BY: Mick Wicklum

“THAT, the minutes of the Committee of the Whole Meeting held on October 5th, 2021, be approved as circulated.”

(SEE RESOLUTION #C-2021-10-03)

RESOLUTION #C-2021-10-03

MOVED BY: Rob Rainer

SECONDED BY: Beverley Phillips

“THAT, the first sentence on item 6 iii) Development Charges Update in the Committee of the Whole Minutes from October 5th, 2021 be amended to read:

“The Acting Treasurer explained that there is no amending By-Law being proposed at the moment, the recommendation is to delay the discussion on the Special Area Rate, but to accept the general changes for the development charges.”.”

ADOPTED

RESOLUTION #C-2021-10-02

MOVED BY: RoxAnne Darling

SECONDED BY: Mick Wicklum

“THAT, the minutes of the Committee of the Whole Meeting held on October 5th, 2021, be approved as amended.”

ADOPTED

5. DELEGATIONS & PRESENTATIONS

None.

6. CORRESPONDENCE

None.

7. MOTIONS

- i) **Report #PD-2021-37 - Severance Application – Penney and Shen.**

RESOLUTION #C-2021-10-04

MOVED BY: Mick Wicklum
SECONDED BY: Fred Dobbie

“**THAT**, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Severance Application for Kevin Penney and Joelle Shen B21/085 (Concession 10, Part Lot 13, geographic Township of Bathurst) 890 Ennis Road to legalize an existing right of way in favour of lands at 898 Ennis Road, owned by Karl and Shirley Pennett, be approved subject to the following conditions:

That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.

That, the applicant pays any outstanding fees to the Township prior to final approval of the severance.

That, two (2) copies of an acceptable reference plan (or legal description) and transfer document be submitted to the Township for the severance, both hard copy and electronically.”

ADOPTED

- ii) **Report #FIN-2021-16 – Development Charges Update.**

Staff clarified that the motion brought to Council from Committee of the Whole was to accept the Township wide Development Charge rates and that the by-law would come forward once the Special Area Development Charge was discussed and decided on. The information on the Hydrogeological Review would be brought to Council in November for discussion and the Development Charges By-Law would be brought to the December meeting.

Council discussed that more information than just the Hydrogeological Review may be required to make a decision on the Special Area Development Charge and felt the Township wide rates should be adopted at the next Council meeting.

Staff advised that the reason for waiting on a decision for the Special Area Development Charge was to avoid the Development Charges process from starting over when Council decides on the Special Area Development Charge.

Council felt the decision regarding a Special Area Development Charge for the Maberly Pines Subdivision was complex and would take longer than a month and a half before a decision could be made and agreed that the Township wide Development Charge amendment should come to Council at the next meeting.

RESOLUTION #C-2021-10-05

MOVED BY: Fred Dobbie
SECONDED BY: Gene Richardson

“**THAT**, the proposed amendments to the Development Charge rates be accepted and brought forward with the necessary by-law once the matter of any Special Area Development Charge has been discussed and any decision rendered.”

(SEE RESOLUTION #C-2021-10-06)

RESOLUTION #C-2021-10-06

MOVED BY: Mick Wicklum
SECONDED BY: Beverley Phillips

“**THAT**, Resolution #C-2021-10-05, be amended by removing “once the matter of any Special Area Development Charge has been discussed and any decision rendered.”.”

ADOPTED

RESOLUTION #C-2021-10-05

MOVED BY: Fred Dobbie
SECONDED BY: Gene Richardson

“**THAT**, the proposed amendments to the Development Charge rates be accepted and brought forward with the necessary by-law.”

ADOPTED

The Acting CAO/Clerk asked if Council wanted to provide any direction regarding the Special Area Development Charge.

RESOLUTION #C-2021-10-07

MOVED BY: Brian Campbell
SECONDED BY: Fred Dobbie

“**THAT**, the Special Area Development Charge be deferred until all relevant information is obtained and considered.”

ADOPTED

iii) **Report #FIN-2021-18 – Municipal Modernization Funds Allocation.**

RESOLUTION #C-2021-10-08

MOVED BY: Gene Richardson

SECONDED BY: Beverley Phillips

“**THAT**, the Municipal Modernization Fund allocation schedule be received for information,

AND THAT, Council authorizes funding for the tractor and mower that was purchased earlier this year, be from the Modernization Funds (in Contingency Reserve) in the amount of \$237,650 instead of the Roads Equipment Reserve and the New Infrastructure Reserve as previously approved.”

ADOPTED

iv) **Report #FIRE-2021-01 – Emergency Management Assessment.**

RESOLUTION #C-2021-10-09

MOVED BY: Beverley Phillips

SECONDED BY: Rob Rainer

“**THAT**, Staff retain The Loomex Group for an upset limit of \$13,600 funded from the Municipal Modernization Fund to conduct an Emergency Management Assessment for Tay Valley Township;

THAT, section 7.4 of the Procurement Policy be waived;

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

ADOPTED

Councillor Darling left at 6:23 p.m.

v) **Report #C-2021-33 – Community Services Coordinator Position.**

RESOLUTION #C-2021-10-10

MOVED BY: Rob Rainer

SECONDED BY: Gene Richardson

“**THAT**, the position of a Community Services Coordinator be included as a new full-time permanent position in the 2022 Budget;

AND THAT, once the 2022 Budget is adopted, that recruitment begin for this position.”

(SEE RECORDED VOTE)

Councillor Phillips called a recorded vote on Resolution #C-2021-10-10:

For:	Reeve Brian Campbell	1
	Deputy Reeve Barrie Crampton	1
	Councillor Fred Dobbie	1
	Councillor Rob Rainer	1
	Councillor Gene Richardson	$\frac{1}{5}$
		5
Against:	Councillor Beverley Philips	1
	Councillor Mick Wicklum	$\frac{1}{2}$
		2
Absent:	Councillor RoxAnne Darling	$\frac{1}{1}$
		1
Total:		8

ADOPTED

vi) **Report #C-2021-32 – Equity, Diversity and Inclusion.**

RESOLUTION #C-2021-10-11

MOVED BY: Rob Rainer

SECONDED BY: Mick Wicklum

“**THAT**, discussions on establishing an Equity, Diversity and Inclusion Working Group be deferred until further information about what Lanark County is undertaking is available.”

ADOPTED

vii) **Report #C-2021-33 – Alternate Member at County Council.**

RESOLUTION #C-2021-10-12

MOVED BY: Mick Wicklum

SECONDED BY: Fred Dobbie

“**THAT**, Councillor RoxAnne Darling be appointed as the Alternate Member to County Council for the remainder of the term.”

ADOPTED

Councillor Darling returned at 6:26 p.m.

viii) **2022 Council/Committee Meeting Calendar.**

RESOLUTION #C-2021-10-13

MOVED BY: Fred Dobbie
SECONDED BY: Gene Richardson

“**THAT**, the 2022 Council/Committee Calendar be approved.”

ADOPTED

ix) **Report #PW-2021-23 – Glen Tay Traffic Calming Update.**

RESOLUTION #C-2021-10-14

MOVED BY: Gene Richardson
SECONDED BY: Beverley Phillips

“**THAT**, Report #PW-2021-23 – Glen Tay Traffic Calming – Update, be received for information”

ADOPTED

x) **Report #PW-2021-22 – Rights-of-Way Pollinator Habitat Restoration Call for Proposals.**

RESOLUTION #C-2021-10-15

MOVED BY: Beverley Phillips
SECONDED BY: Rob Rainer

“**THAT**, staff submit a proposal for the Rights-of-Way Pollinator Habitat Restoration initiative for the Fall Submission, with a Spring 2022 start date.”

ADOPTED

xi) **Report #CBO-2021-07 – Building Department Report – January to September 2021.**

RESOLUTION #C-2021-10-16

MOVED BY: Rob Rainer
SECONDED BY: RoxAnne Darling

“**THAT**, Report #CBO-2021-07 – Building Department – January to September 2021 be received for information.”

ADOPTED

- xii) **21-09-29 – Council Communication Package.**

RESOLUTION #C-2021-10-17

MOVED BY: RoxAnne Darling
SECONDED BY: Mick Wicklum

“**THAT**, the 21-09-29 Council Communication Package be received for information.”

ADOPTED

- xiii) **2020/2021 Lanark County Situation Table Annual Report.**

RESOLUTION #C-2021-10-18

MOVED BY: Mick Wicklum
SECONDED BY: Fred Dobbie

“**THAT**, 2020/2021 Lanark County Situation Table Annual Report be received for information.”

ADOPTED

8. BY-LAWS

- i) **By-Law No. 2021-052: Delegation of Authority By-Law Amendment.**

RESOLUTION #C-2021-10-19

MOVED BY: Fred Dobbie
SECONDED BY: Gene Richardson

“**THAT**, By-Law No. 2021-052, being a by-law to Amend the Delegation of Authority By-Law No. 2017-064, be read a first, second and third time short and passed and signed by the Deputy Reeve and Clerk.”

ADOPTED

The Public Works Manager left at 6:34 p.m.

9. NEW/OTHER BUSINESS

- i) **Report #PD-2021-038 – Hydrogeological Review – Maberly Pines Subdivision – RFP Award.**

RESOLUTION #C-2021-10-20

MOVED BY: Gene Richardson
SECONDED BY: Beverley Phillips

“**THAT**, RFP – 2021-PD-002 - Maberly Pines Hydrogeological Review – be awarded to BluMetric Environmental Inc.;

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

ADOPTED

14. CALENDARING

Meeting	Date	Time	Location
Committee of Adjustment Hearing	October 18 th	5:00 p.m.	Virtual
Library Board Meeting	October 18 th	5:30 p.m.	Virtual
“Special” Committee of the Whole Meeting – Operating Budget	October 26 th	5:30 p.m.	Virtual
Public Meeting – Zoning By-Law Amendment	November 9 th	5:30 p.m.	Virtual
Committee of the Whole Meeting	November 9 th	Following	Virtual
“Special” Committee of the Whole Meeting – Capital Budget	November 9 th	Following	Virtual
Library Board Meeting	November 15 th	5:30 p.m.	Virtual
Council Meeting	November 16 th	5:30 p.m.	Virtual

15. CLOSED SESSIONS

None.

16. CONFIRMATION BY-LAW

- i) **By-Law No. 2021-053 - Confirmation By-Law – October 12th, 2021.**

RESOLUTION #C-2021-10-21

MOVED BY: Beverley Phillips
SECONDED BY: Rob Rainer

“**THAT**, By-Law No. 2021-053, being a by-law to confirm the proceedings of the Council meeting held on October 12th, 2021, be read a first, second and third time short and passed and signed by the Deputy Reeve and Clerk.”

ADOPTED

17. ADJOURNMENT

Council adjourned at 6:40 p.m.

“SPECIAL” COMMITTEE OF THE WHOLE MINUTES

Tuesday, October 26th, 2021

5:30 p.m.

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

GoToMeeting

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor RoxAnne Darling
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Gene Richardson
Councillor Mick Wicklum
Councillor Beverley Phillips

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

Regrets: None

1. CALL TO ORDER

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

The Reeve overviewed the Video Conference Participation Etiquette that was outlined in the Agenda.

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

None at this time.

3. DELEGATIONS AND PRESENTATIONS

i) **2021 Preliminary Budget Summary Presentation.**

The Acting Treasurer gave a PowerPoint Presentation – *attached, page 6.*

ii) **2021 Operating Budget Presentation and Discussion.**

The Acting Treasurer gave a PowerPoint presentation – *attached, page 12.*

Contribution to Perth & Smiths Falls District Hospital

- not in favour of reducing the contribution amount
- Council directed the amount of \$67,944 to continue to be included in the budget

Request from Outside Agencies

- would like to see the requests from the agencies and what programs are being funded and if COVID has affected them
- not on this list but under libraries the library in Lanark receives a \$3,100 donation. Discussed if another library can legally receive money; staff reported that while staff is aware that Tay Valley can only contribute to one library through an agreement, a long-standing grant is given to the library in Lanark as the northern part of the Township uses that library; Councillor Rainer will forward information from the CEO at the Perth & District Union Library to staff; Council agreed to leave the grant to the library in Lanark
- the Acting Treasurer advised that the amounts in the budget is what the agencies have asked for
- Council directed the Lanark County Community Justice Program be reduced to \$1,000

iii) **2021 Fee Review.**

The Acting Treasurer gave a PowerPoint Presentation – *attached, page 16.*

The Committee discussed the recommended fee changes and agreed to all of them.

The Committee asked what the new increase for a residential assessment of \$300,00 is now with the changes to the budget.

Committee recessed at 6:44 p.m.

Committee returned to session at 6:50 p.m.

The Acting Treasurer explained that the slide that shows the \$52.36 increase on a \$300,00 residential assessment was calculated with the estimated increase and decrease in assessment, the increase without that and just based on the budget amount is \$46.76.

The Reeve addressed Council to ask for each member to express whether or not they can support at 3.42% tax levy increase.

Councillor Darling

Concerned what will happen when the assessment freeze comes off, given the increase in market values. What will happen if assessments go through the roof? The Acting Treasurer explained that if that happens the municipality will reduce the tax rate to collect the amount required in the budget. Would assume the County would do the same.

Is okay with the percentage, staff did a good job. Agrees with staff obtaining the Fire Boards actuals for their budget and would like to see the letters from outside agencies requests for donation and would like to know more about the agreement between the Perth and Lanark libraries.

Councillor Wicklum

Thanked the Acting Treasurer and is okay with the draft budget and the percentage.

Councillor Dobbie

Is good with the percentage and congratulated staff for putting the budget together.

Deputy Reeve Crampton

Staff put a lot of thought into the budget, it is very realistic and is good with the percentage.

Councillor Richardson

Thanked the Acting Treasurer and staff, can relate to how much work goes into the budget and agrees with the percentage.

Councillor Phillips

Appreciates the Acting Treasurer's explanation with assessment increases, what will the increase in assessment do to the current percentage? The Acting Treasurer explained that the Township will be receiving the supplementary assessment roll before the end of the year for any new builds and renovations, the amount could help offset the assessment loss.

Councillor Rainer

Agrees with the percentage, staff did a good job. The levy is comparable to the average over 16 years and is in line with the last few years.

Reeve Campbell

Thanked staff and the Treasurer for the draft budget, can live with the percentage.

Is concerned about the Fire Board budget, does not think they found efficiencies, and salary increases of 6% and 8% are concerning and hard to understand. Councillor Wicklum as a member of the Fire Board explained that he agrees that Council should have the actuals of the Fire Board Budgets and that can be done, the salary increases are to put the positions within the Drummond North Elmsey pay grid, for the last 10

years the staff have been underpaid. The Drummond North Elmsley Tay Valley Fire Service only have two employees where municipalities have many employees. The Fire Chief pay was compared to other places and is still not paid as much as other Fire Chiefs. If anyone does not agree they can send a letter to the Chair of the Board and/or the Fire Chief, can attend at meeting or Council can decide to disband the Fire Board. Councillor Darling as a member of the Fire Board explained that they did review the salaries and prior to using a pay grid, increase was chosen arbitrarily so the Board decided to use the pay grid from Drummond North Elmsley.

The Reeve explained that the next budget meeting is on November 9th for the Capital Budget.

4. ADJOURNMENT

The Committee adjourned at 7:18 p.m.

“SPECIAL” COUNCIL MEETING MINUTES

Monday, November 8th, 2021

5:30 p.m.

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

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Beverley Phillips
Councillor Mick Wicklum
Councillor RoxAnne Darling
Councillor Gene Richardson

Staff Present: Amanda Mabo, Acting CAO/Clerk
Janie Laidlaw, Deputy Clerk

Regrets: None.

1. CALL TO ORDER

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

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

None at this time.

3. APPROVAL OF MINUTES

- i) **“Special” Council Meeting (Closed Session – Identifiable Individual – Staffing Update – August 18th, 2021.**

RESOLUTION #C-2021-11-01

MOVED BY: RoxAnne Darling
SECONDED BY: Mick Wicklum

“THAT, the minutes of the “Special” Council Meeting (Closed Session – Identifiable Individual – Staffing Update) held on August 18th, 2021, be approved as circulated.”

ADOPTED

- ii) **“Special” Council Meeting (Closed Session – Identifiable Individual – Planning & Building Department – August 30th, 2021.**

RESOLUTION #C-2021-11-02

MOVED BY: Mick Wicklum
SECONDED BY: Fred Dobbie

“THAT, the minutes of the “Special” Council Meeting (Closed Session – Identifiable Individual – Planning & Building Department held on August 30th, 2021, be approved as circulated.”

ADOPTED

4. CLOSED SESSIONS

- i) **CONFIDENTIAL: Identifiable Individual – Deputy Fire Chief.**

RESOLUTION #C-2021-11-03

MOVED BY: Fred Dobbie
SECONDED BY: Mick Wicklum

“THAT, Council move “in camera” at 5:34 p.m. to address a matter pertaining to personal matters about an identifiable individual, including municipal or local board employees, regarding the Deputy Fire Chief;

AND THAT, the Acting Chief Administrative Officer/Clerk, and Deputy Clerk remain in the room.”

ADOPTED

RESOLUTION #C-2021-11-04

MOVED BY: Fred Dobbie
SECONDED BY:

“THAT, Council return to open session at 5:45 p.m.”

ADOPTED

By-Law No. 2021-054: Appoint Deputy Fire Chief (Darren Gibson).

RESOLUTION #C-2021-11-05

MOVED BY: Gene Richardson

SECONDED BY: Barrie Crampton

“**THAT**, By-Law No. 2021-054, being a by-law to appoint a Deputy Fire Chief (Darren Gibson) be read a first, second and third time short and passed and signed by the Reeve and Clerk.”

ADOPTED

iii) **CONFIDENTIAL: Labour Relations – Collective Bargaining.**

RESOLUTION #C-2021-11-06

MOVED BY: Barrie Crampton

SECONDED BY: Gene Richardson

“**THAT**, Council move “in camera” at 5:46 p.m. to address a matter pertaining to labour relations or employee negotiations, regarding collective bargaining;

AND THAT, the Acting Chief Administrative Officer/Clerk and Deputy Clerk remain in the room.”

ADOPTED

RESOLUTION #C-2021-11-07

MOVED BY: Barrie Crampton

SECONDED BY: Gene Richardson

“**THAT**, Council return to open session at 6:07 p.m.”

ADOPTED

The Chair rose and reported that the Acting Chief Administrative Officer/Clerk provided an overview of the negotiated changes to the Collective Agreement. Those changes will be included in the new Collective Agreement. The necessary by-law will come forward at a future meeting.

5. BY-LAWS

i) **By-Law No. 2021-054: Appoint Deputy Fire Chief – *see item 4 i).***

6. ADJOURNMENT

Council adjourned at 6:08 p.m.

COMMITTEE OF THE WHOLE MINUTES

Tuesday, November 9th, 2021
5:30 p.m.
GoToMeeting

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor Rob Rainer
Councillor Fred Dobbie
Councillor Gene Richardson
Councillor RoxAnne Darling
Councillor Mick Wicklum

Staff Present: Amanda Mabo, Acting CAO/Clerk
Janie Laidlaw, Deputy Clerk
Noelle Reeve, Planner
Sean Ervin, Public Works Manager
Richard Bennett, Acting Treasurer

Regrets: Councillor Beverley Phillips

1. CALL TO ORDER

The meeting was called to order at 6:11 p.m.
The Reeve conducted Roll Call.
A quorum was present.

2. AMENDMENTS/APPROVAL OF AGENDA

The agenda was adopted as presented.

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

None at this time.

4. APPROVAL OF MINUTES OF PUBLIC MEETINGS

None.

5. DELEGATIONS & PRESENTATIONS

None.

6. PRIORITY ISSUES

i) **Zoning By-Law Amendment – The Rideau Group Inc.**

Council did not require any further discussion.

ii) **Report #PD-2021-40 - Severance Application – Schacht (B21-158).**

Recommendation to Council:

“**THAT**, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Severance Application B21/158 (Concession 6, Part Lot 16,17,18 geographic Township of North Burgess) known as 245 Island View Road (Roll Number 91102043900) to create a new lot fronting on Narrows Lock Road, north of 3109 Narrows Lock Road, be approved subject to the following conditions:

That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.

That, the applicant pays any outstanding fees to the Township prior to final approval of the severances.

That, two (2) copies of an acceptable reference plan (or legal description) and transfer document be submitted to the Township for the severance, both hard copy and electronically.

That, payment for the new parcel shall be made to Tay Valley Township representing Cash-in-Lieu of Parklands.

That, the applicant shall obtain a Civic Address Number for the severed lot.

That, a Development Agreement be placed on the severed and retained lots based on the Environmental Impact Statement by Hans von Rosen, to protect the Provincially Significant Wetland and potential Species At Risk.”

viii) **Report #PD-2021-41 - Severance Application – Schacht.**

Recommendation to Council:

“**THAT**, the Council of Tay Valley Township recommend to the Land Division Committee of Lanark County that the Severance Applications for Concession 6 Part Lots 16,17, 18 geographical Township of North Burgess known as 245 Island View Road (Roll Number 91102043900):

B21/111 - To create a 1.2-ha parcel of land as a lot addition to lands owned by Robert and Colleen Lillico at 220 Black Lake Route 11 (Roll Number 91102041800);

B21/114 - To create a 480 sq.m. parcel of land as a lot addition to lands owned by Todd William Horricks at 518 Black Lake Route 11 (Roll Number 91102043100);

B21/117 - To create a 510 sq.m. parcel of land as a lot addition to lands owned by Cynthia and Alexander Stimpson 519 Black Lake Route 11 (Roll Number 91102043200);

B21/118 - To create a 486 sq.m parcel of land as a lot addition to lands owned by Susan Jenkins at 268 Black Lake Route 11 (Roll Number 91102043300);

B21/153 - To create a 1.19-ha parcel of land as a lot addition to lands owned by David Cope and Manuela Cope at 276 Black Lake Route 11 (Roll Number 91102043601);

B21/157 - To create a 0.05-ha parcel of land as a lot addition to lands owned by Margaret and Michael Slack, together with an easement/r-o-w at 210 Black Lake Route 11 (Roll Number 91102041500);
be approved subject to the following conditions:

That, the balance of any outstanding taxes, including penalties and interest, (and any local improvement charges, if applicable) shall be paid to the Township.

That, the applicant pays any outstanding fees to the Township prior to final approval of the severances.

That, two (2) copies of an acceptable reference plan (or legal description) and transfer document be submitted to the Township for the severances, both hard copy and electronically.

That, undersized lot area be recognized through minor variances or zoning amendments for B21/114, 117, 118, 157.”

ix) **Report #PD-2021-039 – Rogers Proposed Cell Tower – 1013 Bathurst 9th Concession.**

The Deputy Reeve and Planner confirmed that this is the only recent cell tower application.

Recommendation to Council:

“THAT, the Council of the Corporation of Tay Valley Township support the application for a communication tower by Rogers Canada at 1013 Bathurst 9th Concession in order to increase access to service;

AND THAT, Staff write a letter of concurrence.”

x) **Report #C-2021-38 – History Scholarship Increase.**

Council thanked K. Rogers for all her work on the scholarship and asked if other municipalities in Lanark County have scholarships. K. Rogers did not think any other municipalities had scholarships. There are lots of bursaries and scholarships available to students from other sources, but this one is the only one that is indexed to inflation.

Recommendation to Council:

“THAT, the amount of the Tay Valley History Scholarship be increased to \$1,200.”

xi) **Report #C-2021-35 – Request to Close a Portion of an Unopened Road Allowance – Cameron.**

The Reeve asked if the value of the land is periodically revisited. The Acting CAO/Clerk explained that yes, over the years the price has been increasing and is now at \$0.08/sq ft and Tay Valley is in line with other municipalities but not with the Province, they charge over \$1.00/sq ft.

The Reeve explained that the request to close an unopened road allowance is for a reason that is to the advantage of the landowner, and the Township should not take advantage of that, but it should not cost the Township anything nor should the land be given away. The Acting CAO/Clerk explained that all other costs are covered by the applicant and the sale of the land is a revenue to the Township.

Recommendation to Council:

“THAT, Council declares the portion of the unopened road allowance (approximately 780 feet) between Concession 5 & 6, Lot 2, North Burgess, north of Brooks Corner on Adams Lake, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

AND THAT, the purchase price of \$0.08 per square foot be accepted should the sale be finalized.”

xii) **Report #C-2021-36 – Request to Close a Portion of an Unopened Road Allowance – Hudson.**

Recommendation to Council:

“**THAT**, Council declares the portion of the unopened road allowance (approximately 492 feet) between Lots 18 & 19, Concession 5, North Burgess, north of Narrows Lock Road, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said unopened road allowance as per the Road Closing and Sale Policy and call a Public Meeting;

THAT, the purchase price of \$0.08 per square foot be accepted should the sale be finalized.”

xiii) **Report #C-2021-37 – Proposed New Road Name – Outback Lane.**

Recommendation to Council:

“**THAT**, the necessary by-law to name an existing Private Road to Outback Lane as outlined in Report #C-2021-37 – Proposed New Road Name – Outback Lane, be brought forward for approval.”

xiv) **Report #CBO-2021-08 – Building Department Report – January to October 2021.**

Recommendation to Council:

“**THAT**, Report #CBO-2021-08 – Building Department Report – January to October 2021 be received as information.”

7. **CORRESPONDENCE**

xiv) **21-10-20 – Council Communication Package.**

Recommendation to Council:

“**THAT**, the 21-10-20 Council Communication Package be received for information.”

ii) **21-11-03 – Council Communication Package.**

Recommendation to Council:

“**THAT**, the 21-11-03 Council Communication Package be received for information.”

8. COMMITTEE, BOARD & EXTERNAL ORGANIZATION UPDATES

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

Deputy Reeve Barrie Crampton and Councillor Rob Rainer.

- iii) **Recreation Working Group** – deferred to the next meeting.

Councillor Fred Dobbie and Councillor Beverley Phillips.

- iii) **Private Unassumed Roads Working Group.**

Councillor RoxAnne Darling and Councillor Gene Richardson.

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

- iv) **Fire Board – deferred to the next meeting.**

Councillor RoxAnne Darling, Councillor Fred Dobbie, Councillor Mick Wicklum.

- v) **Library Board** – deferred to the next meeting.

Councillor Rob Rainer.

- vi) **Police Services Board.**

Reeve Brian Campbell.

- the speed sign is at the end of its useful life and needs some work done to it, the Board may be bringing back a recommendation to either spend money to fix it or to get a new one. The current one is heavy and takes two Public Works employees to move, the new ones available now are much easier to use

- vii) **County of Lanark.**

Reeve Brian Campbell and Deputy Reeve Barrie Crampton.

The Deputy Reeve reported that:

- the County is seeing lots of growth in Mississippi Mills and in the Town of Carleton Place
- the Bennett Lake Road had the speed incorrectly reduced to 60km/hr for the entire length, while there are portions that are unsafe for 80km/hr and they will remain at 60km/hr, other sections of the road will revert back to 80km/hr

The Reeve explained that there may be some rumors about the Clerk at the County, he explained that she resigned and is no longer with the County, she was a former Tay Valley employee and he wishes her well.

- viii) **Mississippi Valley Conservation Authority Board.**
Councillor RoxAnne Darling.

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

- ix) **Rideau Valley Conservation Authority Board.**
Councillor Gene Richardson.

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

- x) **Rideau Corridor Landscape Strategy – *deferred to the next meeting.***
Reeve Brian Campbell.

This group has not met in a couple of years and has scheduled a meeting in December.

- xi) **Municipal Drug Strategy Committee – *deferred to the next meeting.***
Councillor Gene Richardson.

- xii) **Committee of Adjustment.**

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

9. **CLOSED SESSION**

None.

10. **DEFERRED ITEMS**

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

- ***See Township Action Plan – distributed separately to Council***

11. **ADJOURNMENT**

The Committee adjourned at 6:48 p.m.

“SPECIAL” COMMITTEE OF THE WHOLE MINUTES

Tuesday, November 9th, 2021

Following the Committee of the Whole Meeting

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

GoToMeeting

ATTENDANCE:

Members Present: Chair, Reeve Brian Campbell
Deputy Reeve Barrie Crampton
Councillor RoxAnne Darling
Councillor Fred Dobbie
Councillor Rob Rainer
Councillor Gene Richardson (arrived at 7:17 p.m.)
Councillor Mick Wicklum

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

Regrets: Councillor Beverley Phillips

1. CALL TO ORDER

The meeting was called to order at 6:54 p.m.
The Reeve conducted Roll Call.
A quorum was present.

The Reeve overviewed the Teleconference Participation Etiquette that was outlined in the Agenda.

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

None at this time.

3. DELEGATIONS AND PRESENTATIONS

i) 2022 Capital Budget Presentation and Discussion.

Councillor Richardson arrived at 7:17 p.m.

The Acting Treasurer gave a PowerPoint Presentation – *attached, page 5.*

The Reeve explained that the Capital budget uses funds that have already been collected and is held in reserves that have been identified for certain projects, many of them are funded by grants and they do not affect the tax levy. The capital budget is approved now, but each item comes back to Council once tendered and at which point Council can comment on the items. The 10 year capital plan will show if there is enough in reserves, the bridge reserve has been increased and should be good for 10 years, it is the roads reserve that will need to be looked at. The Township has been very successful in getting grants, most have been for recreation projects and maybe roads and bridge projects will have available grants in coming years. The Township has been proactive in road work in the last few years and can applaud the Public Works Manager for that.

The Treasurer explained that by getting the budget done at this time of year, it allows the Public Works Manager to get tenders done and out early and this seems to help with them coming in under budget, and joint tendering with the County when feasible seems to get better pricing.

The Reeve asked the Public Works Manger about the gravel to hard surface program, The Public Works Manager explained that a report will be coming to Council in 2022 with information on how the Township may wish to go about selecting which roads to do. At this time Council will have an opportunity to discuss this item further.

Council discussed a road tour and that it is normally done at the beginning of a new term of Council, the Acting CAO/Clerk confirmed that there will be one after the election in 2022.

Councillor Dobbie asked about the ice rink in Glen Tay and if there are no volunteers to maintain it, what will happen. The Acting CAO/Clerk explained that up until last year volunteers maintained it, there has been money put in the budget in the event that there are no volunteers.

ii) 2022 Operating Budget Update.

The Acting Treasurer gave a PowerPoint Presentation – *attached, page 18.*

The Acting Treasurer reported that the Fire Board Budget with actuals was received late in the afternoon, it needs to be reviewed before he can recommend approval of their budget, it will be sent out to Council.

The Fees and Charges were presented during the Operating Budget presentation and since then there has been a few more fees that need to be increased in order to cover the cost to the Township and those were overviewed in the presentation.

4. ADJOURNMENT

The Committee adjourned at 7:50 p.m.

DELEGATIONS & PRESENTATIONS

COUNCIL
November 16th, 2021

Report #C-2021-39
Amanda Mabo, Acting Chief Administrative Officer/Clerk

REQUEST TO CLOSE FORCED ROAD– DOXEY
PUBLIC MEETING

STAFF RECOMMENDATION(S)

“**THAT**, Council consider a by-law to stop up, close and sell the forced road (approximately 300 feet) Part of Lot 11, Concession 5, geographic Township of Bathurst, south of Highway 7.”

BACKGROUND

Committee and Council have considered a request to stop up, close and sell the portion of the forced road (300 feet) Part of Lot 11, Concession 5, geographic Township of Bathurst, south of Highway 7. A resolution was passed on September 21st, 2021 declaring the land surplus to the Township’s needs and agreeing to a purchase price of \$0.06 per square foot, should the sale be finalized.

DISCUSSION

When preparing for the Public Meeting, staff became aware that the applicant had sold the property. The applicant has since confirmed in writing that he wishes to stop the process at this point. He will be refunded any unused funds.

The landowner adjacent to the forced road originally had confirmed that they were interested in obtaining the 33’ adjacent to their property and when they were contacted to inform them of the update to the file, they indicated that they wished to continue with closing the forced road. The new applicant is aware that the new owner may wish to obtain the other 33’ adjacent to their property. Due to timing the new landowner has not been notified of the intent to close the forced road. Following the public meeting, staff will notify the new owner and give them 30 days to provide comments and/or to express an interest in purchasing the 33’ of the forced road adjacent to their property.

The purpose of this report and public meeting is to solicit public feedback regarding the proposed road closing as that has not changed. The only thing that has changed are the parties to the road closing.

Pursuant to the Road Closing and Sale Policy, public notice was posted on site and in the general vicinity of the portion of the forced road to be closed, mailed to the adjacent property owners, published in the newspaper, published on the Township website and Facebook page and provided publicly via the agenda for the Committee of the Whole Meeting on September 7th, 2021 and the agenda for the Public Meeting on November 16th, 2021 with such notice offering an opportunity for any person to address concerns related to the closing.

Agency Comment

Hydro One

Hydro One has no objection.

There were no objections from the other agencies that were circulated.

Adjacent Landowner Comment

As noted above the new adjacent landowner will be contacted with opportunity to comment and/or express an interest in purchasing the 33' adjacent to their property.

Next Steps

The new applicant will be required to obtain a survey. The other adjacent landowner if interested in obtaining half of the forced road will also be responsible for the costs. Once everything is ready, a By-Law will be brought to Council to stop up, close and sell the forced road.

ATTACHMENTS

- i) Report #C-2021-29 – Request to Close Forced Road - Doxey

Prepared and Submitted By:

Original Signed

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

**COMMITTEE OF THE WHOLE
September 7th, 2021**

**Report #C-2021-29
Amanda Mabo, Acting Chief Administrative Officer/Clerk**

REQUEST TO CLOSE FORCED ROAD – DOXEY

STAFF RECOMMENDATION(S)

“THAT, Council declares the forced road (approximately 300 feet) at Lot 11, Concession 5, Bathurst, south of Highway 7, surplus to the Township’s needs;

THAT, Council agrees to proceed with the application to stop up, close and sell the said forced road as per the Road Closing and Sale Policy and call a Public Meeting;

THAT, the purchase price of \$0.06 per square foot be accepted should the sale be finalized.”

BACKGROUND

A request was received from John Doxey requesting the closure of the identified forced road.

The road was created in 1887 with the passage of By-Law No. 549 of the Township of Bathurst to allow the public and the Canadian Pacific Railway Company (CPRC) access to the Bathurst Station. According to the by-law, the Township paid for the establishment of the road while CPRC was responsible for the cost of making and maintain the road.

DISCUSSION

The Clerk undertook a preliminary review.

The Applicant is requesting to close this road as it no longer serves any purpose for the municipality, CPRC or the public – *see attached map*.

The Planner and Public Works Department were also consulted and have no issues with this request.

Staff recommends proceeding with closing the forced road as there are no Planning or Public Works concerns or future anticipated municipal uses.

The requestor will be required to pay all costs associated with the application, including purchase price, legal and advertising costs. A reference plan/survey is not required as there is already a PIN established. A purchase price of \$0.06 per square foot is recommended.

ATTACHMENTS

- i) Map

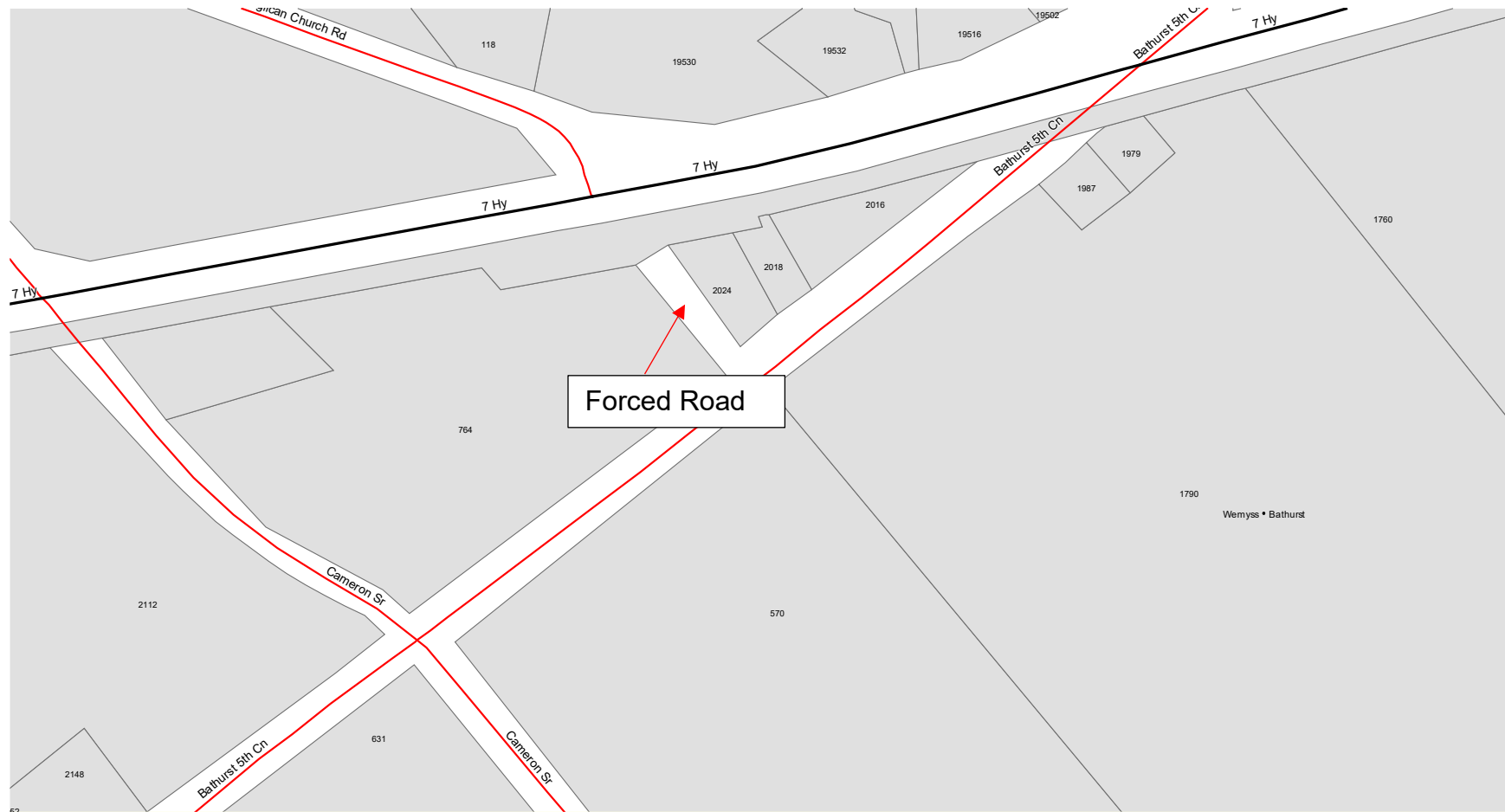
Prepared and Submitted By:

Original Signed

**Amada Mabo,
Acting Chief Administrative Officer/Clerk**

July 21, 2021

Request to Stop Up, Close and Sell – Bathurst, Concession 11, Part Lot 5



BY-LAWS

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-055

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED (BARKER AND MATTHEWS – FARREN LAKE LANE 12A) (PT LOT 10, CONCESSION 2, GEOGRAPHIC TOWNSHIP OF SOUTH SHERBROOKE)

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

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

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

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

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

1. GENERAL REGULATIONS

1.1 **THAT**, By-Law No. 2002-121, as amended, is further amended by amending the zoning from Seasonal Residential (RS) to Residential Limited Services Special Exception-188 (RLS-188) on the lands legally described as Part Lot 10, Concession 2, Geographic Township of (Roll #091191401536019), in accordance with Schedule "A" attached hereto and forming part of this By-Law.

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

188. RLS-188 (Part Lot 10, Concession 2, South Sherbrooke)

Notwithstanding Section 5.3.2 to the contrary, on the lands zoned RLS-118 the following minimum setbacks shall be required:

Setback from top of slope (minimum)	12 metres as recommended by a geotechnical investigation
-------------------------------------	--

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-055**

1.3 THAT, all other applicable standards and requirements of By-Law No. 2002-121 shall continue to apply to the subject property.

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

2. ULTRA VIRES

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

3. EFFECTIVE DATE

ENACTED AND PASSED this 16th day of November 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-055**

SCHEDULE "A"

BARKER and MATTHEWS – Farren Lake Lane 12A
Part Lot 10, Concession 2
Geographic Township of south Sherbrooke
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning provisions Seasonal Residential (RS) to Residential Limited Services Special Exception (RLS-188)

Certificate of Authentication

This is Schedule "A" to By-Law 2021-055 passed this 16th day of November 2021.

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-056

A BY-LAW TO AMEND ZONING BY-LAW NO. 2002-121, AS AMENDED (THE RIDEAU GROUP INC – SPROULE ROAD) (LOT 27, CONCESSION 3, GEOGRAPHIC TOWNSHIP OF BATHURST)

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

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

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

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

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

1. GENERAL REGULATIONS

- 1.3 **THAT**, By-Law No. 2002-121, as amended, is further amended by amending the zoning from Residential Exception-21 (R-21) to General Industrial Special Exception-4 (M-4) on the lands legally described as Part Lot 27, Concession 3, Geographic Township of Bathurst, now in Tay Valley Township, County of Lanark (Roll #091191601543810), in accordance with Schedule "A" attached hereto and forming part of this By-Law.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-056**

1.4 THAT By-Law No. 2002-121, as amended, is further amended by adding the following new subsection at the end of Section 7.1.4 (Exception Zones):

M-4. Notwithstanding the provisions of Section 7.1.2 to the contrary, on the lands zoned M-4, the following provisions shall prevail:

- Permitted uses shall be restricted to storage of materials used by Rideau Group Inc. (e.g., plastic septic tanks, plastic and metal pipes, materials associated with well drilling). No hazardous materials will be stored on the site.
- Minimum lot area 0.41 ha
- Minimum Rear yard setback 1 m
- Minimum West side yard setback 1m
- Minimum Front yard setback 1m

1.5 THAT, all other applicable standards and requirements of By-Law No. 2002-121 shall continue to apply to the subject property.

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

2. ULTRA VIRES

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

3. EFFECTIVE DATE

ENACTED AND PASSED this 16th day of November 2021.

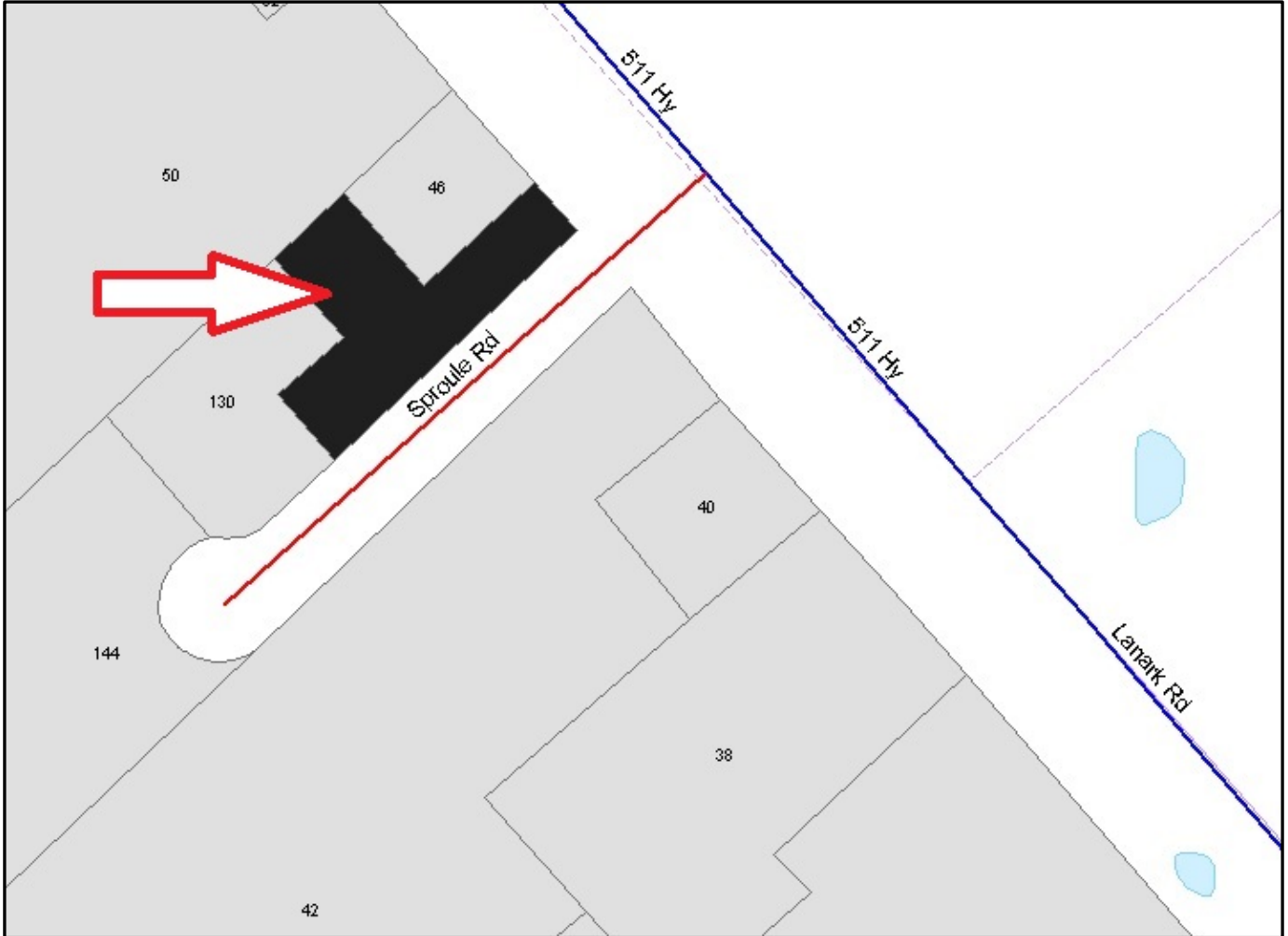
Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-056**

SCHEDULE "A"

The Rideau Group Inc.– Sproule Road
Part Lot 27, Concession 3
Geographic Township of Bathurst
Tay Valley Township



Area(s) Subject to the By-Law

To amend the Zoning provisions I
Residential Exception-21 (R-21) to
General Industrial (M)

Certificate of Authentication

This is Schedule "A" to By-Law 2021-056
passed this 16th day of November 2021.

Reeve

Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-057

DEVELOPMENT CHARGES AMENDMENT

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

AND WHEREAS, the Council of the Corporation of Tay Valley Township enacted By-Law No. 2019-045 – Development Charges;

AND WHEREAS, the Council of the Corporation of Tay Valley Township has determined that certain amendments should be made to By-Law No. 2019-045 – Development Charges By-Law;

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

AND WHEREAS, a public meeting was held on September 14th, 2021 as per Section 12 of the *Development Charges Act, 1997*, S.O. 1997, c. 27, as amended;

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

1. GENERAL REGULATIONS

1.1 **THAT**, By-Law No. 2019-045 is amended as follows:

1.1.1 The following definitions are added to Section 2.0 of the By-Law:

Non-Profit Housing means:

- (a) a corporation without share capital to which the Corporations Act applies, that is in good standing under that Act and whose primary object is to provide housing;
- (b) a corporation without share capital to which the Canada Not-for-profit Corporations Act applies, that is in good standing under that Act and whose primary object is to provide housing; or

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

- (c) a non-profit housing co-operative that is in good standing under the Co-operative Corporations Act.

Rental Housing – means development of a building or structure with four or more dwelling units all of which are intended for use as rented residential premises.

- 1.1.2 **THAT**, Subsection 2.19 is deleted and replaced with the following definition:

Institutional Use – means a building used for or in connection with:

- (a) as a long-term care home within the meaning of subsection 2 (1) of the Long Term Care Homes Act, 2007;
- (b) as a retirement home within the meaning of subsection 2 (1) of the Retirement Homes Act, 2010;
- (c) by any institution of the following post-secondary institutions for the objects of the institution:
 - (i) a university in Ontario that receives direct, regular and ongoing operation funding from the Government of Ontario;
 - (ii) a college or university federated or affiliated with a university described in subclause (i); or
 - (iii) an Indigenous Institute prescribed for the purposes of section 6 of the Indigenous Institute Act, 2017;
- (d) as a memorial home, clubhouse or athletic grounds by an Ontario branch of the Royal Canadian Legion; or
- (e) as a hospice to provide end of life care;

- 1.1.3 **THAT**, Subsection 9.1 is deleted and replaced with the following:

9.1. Payment of Development Charge

- 9.1.1. Development charges shall be calculated and payable in full in money or by provision of services as may be agreed upon, or by credit granted by the Act, on the date that a building permit is issued in relation to a building or structure on land to which a development charge applies.

THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057

- 9.1.2. Notwithstanding Subsection 9.1.1, development charges for rental housing and institutional developments are due and payable in 6 installments commencing with the first installment payable on the date of occupancy, and each subsequent installment, including interest, payable on the anniversary date each year thereafter.
- 9.1.3. Notwithstanding Subsection 9.1.1, development charges for non-profit housing developments are due and payable in 21 installments commencing with the first installment payable on the date of occupancy, and each subsequent installment, including interest, payable on the anniversary date each year thereafter.
- 9.1.4. Where the development of land results from the approval of a Site Plan or Zoning By-law Amendment received on or after January 1, 2020, and the approval of the application occurred within 2 years of building permit issuance, the Development Charges under Subsections 9.1.1 to 9.1.3 shall be calculated on the rates set out in Schedule "B" on the date of the planning application, including interest. Where both planning applications apply Development Charges under Subsections 9.1.1 to 9.1.3 shall be calculated on the rates, including interest, set out in Schedule "B" on the date of the later planning application, including interest.
- 9.1.5. Where development charges apply to land in relation to which a building permit is required, the building permit shall not be issued until the development charge has been paid in full.
- 9.1.6. Notwithstanding Subsections 9.1.1 to 9.1.4, an owner may enter into an agreement with the municipality to provide for the payment in full of one or more development charges before a building permit is issued or later than the issuing of a building permit.
- 9.1.7. Interest for the purposes of Subsections 9.1.2 to 9.1.4 shall be determined as the bank of Canada prime lending rate plus 2% on the date of building permit issuance. Notwithstanding the foregoing, the interest rate shall not be less than 0%.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

1.1.4 **THAT**, Section 14 is deleted and replaced with the following:

14.0 EXEMPTIONS

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

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

14.2. Section 5 of this by-law shall not apply to that category of exempt development described in s.s. 2(3) of the Act, and s.s. 2(1) and 2(2) of O.Reg. 82/98, namely:

- (a) the enlargement of an existing dwelling unit;
- (b) the creation of one or two additional dwelling units in an existing single-detached dwelling, or structure ancillary to a single-detached dwelling, provided the total gross floor area of the additional one or two units does not exceed the gross floor area of the existing dwelling unit;
- (c) the creation of one additional dwelling unit in an existing semi-detached or row dwelling, or structure ancillary to a semi-detached or row dwelling, provided the total gross floor area of the additional one unit does not exceed the gross floor area of the existing dwelling unit;
- (d) the creation of the greater of one additional dwelling unit or 1% of the existing dwelling units in the building of an existing rental residential building, or structure ancillary to an existing rental residential building; or
- (e) the creation of one additional dwelling unit in any other type of existing residential building, or structure ancillary to any other type of existing residential building, provided that the total gross

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

floor area of the additional one unit does not exceed the gross floor area of the smallest dwelling unit already contained in the residential building.

14.3. Notwithstanding the provisions of this By-law, development charges shall not be imposed with respect to that category of exempt development described in s.s. 2(3.1) of the Act, and s.s. 2(3) of O.Reg. 82/98, subject to the following restrictions:

Item	Name of Class of Proposed New Residential Buildings	Description of Class of Proposed New Residential Buildings	Restrictions
1	Proposed new detached dwellings	Proposed new residential buildings that would not be attached to other buildings and that are permitted to contain a second dwelling unit, that being either of the two dwelling units, if the units have the same gross floor area, or the smaller of the dwelling units.	The proposed new detached dwelling must only contain two dwelling units. The proposed new detached dwelling must be located on a parcel of land on which no other detached dwelling, semidetached dwelling or row dwelling would be located.
2	Proposed new semi-detached dwellings or row dwellings	Proposed new residential buildings that would have one or two vertical walls, but no other parts, attached to other buildings and that are permitted to contain a second dwelling unit, that being either of the two dwelling units, if the units have the same gross floor area, or the smaller of the dwelling units.	The proposed new semi-detached dwelling or row dwelling must only contain two dwelling units. The proposed new semi-detached dwelling or row dwelling must be located on a parcel of land on which no other detached dwelling, semi-detached dwelling or row dwelling would be located.
3	Proposed new residential buildings that would be ancillary to a proposed new detached dwelling, semi-detached dwelling or row dwelling	Proposed new residential buildings that would be ancillary to a proposed new detached dwelling, semi-detached dwelling or row dwelling and that are permitted to contain a single dwelling unit.	The proposed new detached dwelling, semi-detached dwelling or row dwelling, to which the proposed new residential building would be ancillary, must only contain one dwelling unit. The gross floor area of the dwelling unit in the proposed new residential building must be equal to or less than the gross floor area of the detached dwelling, semi-detached dwelling or row dwelling to which the proposed new residential building is ancillary.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

14.4 Section 5 of this by-law shall not apply to that category of exempt development described in s.4 of the Act, and s.1 of Ontario Regulation 82/98, namely:

- (a) the enlargement of the gross floor area of an existing industrial building, if the gross floor area is enlarged by 50 percent or less;
- (b) for the purpose of (a), the terms “gross floor area” and “existing industrial building” shall have the same meaning as those terms have in Ontario Regulation 82/98 under the Act; and
- (c) notwithstanding subsection (a), if the gross floor area is enlarged by more than 50 per cent, development charges shall be payable and collected and the amount payable shall be calculated in accordance with s.4(3) of the Act.

14.5. Notwithstanding the provisions of this By-law, development charges shall not be imposed with respect to:

- (a) green energy development with a rated generating capacity of 100 kW or less.

1.5 Section 18 is deleted and replaced with the following:

18.0 SCHEDULES TO THE BY-LAW

The following schedules to this by-law form an integral part of this by-law:

Schedule “A” – Designated Municipal Services Under this By-law
Schedule “B” – Schedule of Development Charges

1.6 Schedules A and B are deleted and replaced with the attached.

2. BY-LAW REGISTRATION

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

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

3. ULTRA VIRES

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

2. BY-LAWS TO BE AMENDED

- i) By-Law No. 2019-045 is hereby amended.
- ii) All by-laws or parts thereof and resolutions passed prior to this by-law which are in contravention of any terms of this by-law are hereby rescinded.

4. EFFECTIVE DATE

ENACTED AND PASSED this 16th day of November, 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-057**

SCHEDULE "A"

Designated Municipal Services Under this By-law

Municipal-Wide Services

1. Roads & Related
2. Fire Protection
3. Parks & Recreation
4. Library
5. Waste Diversion
6. Growth Related Studies

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-57**

SCHEDULE “B”

Schedule of Development Charges

Service	RESIDENTIAL				NON-RESIDENTIAL	GREEN ENERGY
	Single and Semi-Detached Dwelling	Apartments - 2 Bedrooms +	Apartments - Bachelor and 1 Bedroom	Other Multiples	(per sq.ft. of Gross Floor Area)	(per 500 kW generating capacity)
Municipal Wide Services:						
Roads & Related	\$ 4,250	\$ 2,703	\$ 2,550	\$ 3,410	\$ 2.07	\$ 4,250
Fire Protection	\$ 403	\$ 256	\$ 242	\$ 323	\$ 0.20	\$ 403
Parks & Recreation	\$ 597	\$ 380	\$ 358	\$ 479	\$ 0.18	\$ -
Library	\$ 70	\$ 45	\$ 42	\$ 56	\$ 0.02	\$ -
Waste Diversion	\$ 36	\$ 23	\$ 22	\$ 29	\$ 0.02	\$ -
Growth-Related Studies	\$ 360	\$ 229	\$ 216	\$ 289	\$ 0.16	\$ 360
Total Municipal Wide Services	\$ 5,716	\$ 3,636	\$ 3,430	\$ 4,586	\$ 2.65	\$ 5,013

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-058

INTERIM AND FINAL TAX LEVY FOR THE YEAR 2022

WHEREAS, Section 317 (1) and (2) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a local municipality, before the adoption of the estimates for the year under Section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipal purposes;

AND WHEREAS, Section 317 (3) and (4), provides the rules regarding the amounts to be levied;

WHEREAS, Section 342, provides that a local municipality may pass by-laws providing for instalments of taxes;

AND WHEREAS, Section 345, provides that a local municipality may, in accordance with this section, pass by-laws to impose late payment charges for the non-payment of taxes or any instalment by the due date;

AND WHEREAS, the Council of the Corporation of Tay Valley Township deems it expedient to provide for an Interim and Final Tax Levy for the year 2022 and to fix the dates upon which the Interim and Final Tax Levies shall become due and payable;

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the interim tax levy and the final tax levy shall be levied and collected upon the whole of the rateable properties.
- 1.2 **THAT**, the **Interim Tax Levy** shall become due and payable in two equal installments on February 24th, 2022 and April 27th, 2022.
- 1.3 **THAT**, the **Final Tax Levy** shall become due and payable in two equal installments on July 27th, 2022 and September 28th, 2022.
- 1.4 **THAT**, when payment of any installment or any part of any installment of taxes levied by this by-law is in default, a penalty of 1.25 per cent per month that the default continues shall be imposed.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-058**

1.5 THAT, interest and/or penalty charges shall be added on the first day of each and every month that the default continues.

1.6 THAT, the following Payment Methods may be used:

- Cash
- Cheque
- Financial Institution
- Pre-Authorized Payment Agreement
(requires completion of “Enrolment Authorization Form”)
- Interac (Municipal Office only)
- On-Line Banking
- Telephone Banking

1.7 THAT, the interim and final tax levy rates shall also apply to any property added to the assessment roll after this by-law is enacted.

2. ULTRA VIRES

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

3. EFFECTIVE DATE

3.1 THAT, this by-law shall come into force and effect as of the 1st day of January 2022.

3.2 ENACTED AND PASSED this 16th day of November, 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-059

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

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

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

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

AND WHEREAS, public notice was provided by email to each affected property owner and was given on November 10th, 2021 via the agenda for the Council Meeting on November 16th, 2021;

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the private right-of-way shown as Parts 1, 2 and 3 on Plan 27R-4176 be named Outback Lane.
- 1.2 **THAT**, Outback Lane, located in the geographic Township of South Sherbrooke, as shown on Schedule "A" attached, be included within the designated roads as set out in the Road Naming By-Law No. 98-87, specifically Schedule "B", Sherbrooke Ward, Private Roads, Names and Numbers.
- 1.3 **THAT**, Plan 27R-4176 is attached hereto as Schedule "B" and shall be for information purposes only, and not form part of this bylaw.
- 1.4 **THAT**, the Clerk be authorized to register a certified copy of this by-law on title in the Land Registry Office.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-059**

2. BY-LAWS TO BE AMENDED

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

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

3. ULTRA VIRES

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

4. EFFECTIVE DATE

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

4.2 ENACTED AND PASSED this 16th day of November 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

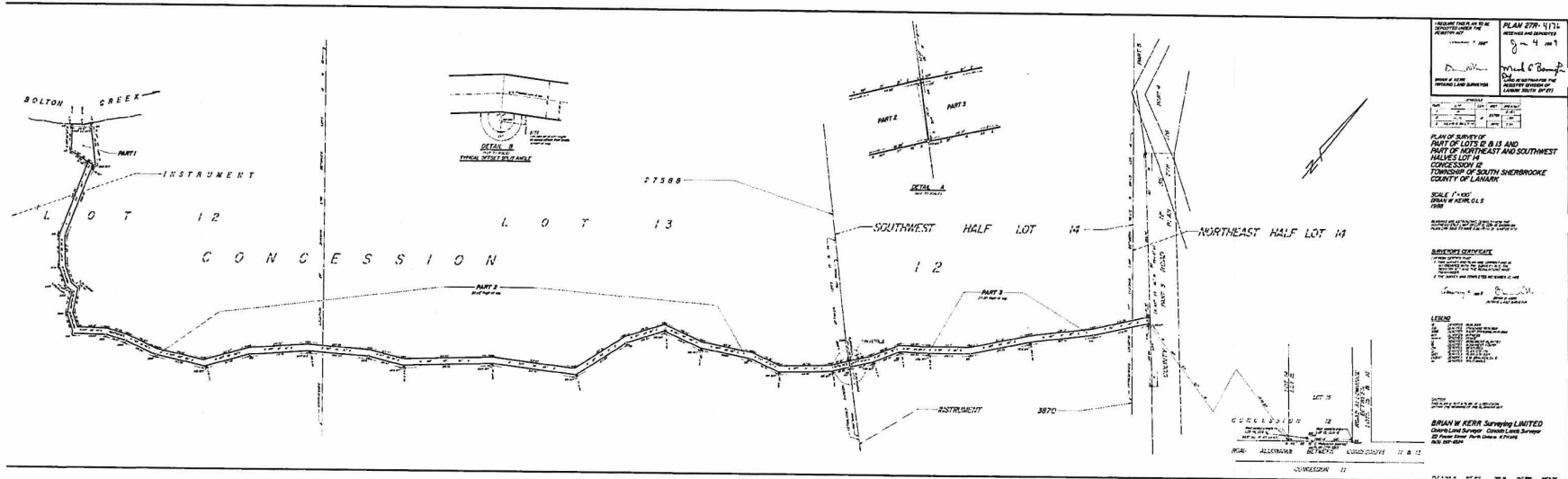
**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-059**

SCHEDULE "A"



THE CORPORATION OF TAY VALLEY TOWNSHIP BY-LAW NO. 2021-059

SCHEDULE "B"



THE CORPORATION OF TAY VALLEY TOWNSHIP

BY-LAW NO. 2021-060

A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF TAY VALLEY TOWNSHIP AT ITS MEETINGS HELD ON NOVEMBER 8 AND 16, 2021

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

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

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

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

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

1. GENERAL REGULATIONS

- 1.1 **THAT**, the actions of the Council of the Corporation of Tay Valley Township at its meetings held on the 8th and 16th day of November, 2021 in respect of each motion and resolution passed and other action taken by the Council of the Corporation of Tay Valley Township at its meeting is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law.
- 1.2 **THAT**, the Reeve and Proper Signing Official of the Corporation of Tay Valley Township are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Corporation of Tay Valley Township referred to in the preceding section hereof.
- 1.3 **THAT**, the Reeve and/or Deputy Reeve and Clerk and/or Deputy Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the Seal of the Corporation of Tay Valley Township.

**THE CORPORATION OF TAY VALLEY TOWNSHIP
BY-LAW NO. 2021-060**

2. ULTRA VIRES

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

3. EFFECTIVE DATE

ENACTED AND PASSED this 16th day of November 2021.

Brian Campbell, Reeve

Amanda Mabo, Clerk

NEW/OTHER BUSINESS

COUNCIL
November 16th, 2021

Report #FIN-2021-19
Richard Bennett, Acting Treasurer

DEVELOPMENT CHARGE STUDY

STAFF RECOMMENDATION(S)

It is recommended:

“**THAT**, the Development Charges Update Study dated August 30, 2021 be adopted;

AND THAT, no further public meetings are required.”

BACKGROUND

On December 2, 2019, Tay Valley Township passed By-Law No. 2019-045, under Section 2(1) of the *Development Charges Act, 1997*, to establish development charges upon all lands within the boundaries of the Township where the development of the land would increase the need for municipal services based upon a study which was completed earlier that year. This by-law expires on December 2, 2024.

Section 10 of the *Development Charges Act, 1997*, requires that prior to passing a development charge by-law a development charges background study must be completed. When the study was completed in 2019 there were multiple amendments being proposed to this Act. At that time, it was suggested that Tay Valley’s By-Law would require updating after the amendments were finalized.

Watson & Associates were contracted to complete this update pursuant to the requirements of the Act.

On September 14, 2021, a public meeting was held to present the Development Charges Update, the purpose of the Development Charges update is to reflect amendments that were made to the Development Charges Act and to propose an Area Specific Development Charge for Maberly Pines to recover costs to develop local service roads internal to an existing plan of subdivision.

On October 5, 2021, a report from the Acting Treasurer suggested that the discussion regarding the Special Area Development Charge for the Maberly Pines Subdivision be delayed until more information is available from the Hydrogeological study, and that the proposed amendments to the rest of the Development Charge rates be accepted and brought forward with the necessary by-law once the decision on the Special Area Development Charge is decided.

At that meeting Council amended the suggested motion to say that, the proposed amendments to the Development Charge rates be accepted and brought forward with the necessary by-law once the matter of any Special Area Development Charge has been discussed and any decision rendered.

Then on October 12, 2021, Council adopted a motion that the proposed amendments to the Development Charge rates be accepted and brought forward with the necessary by-law and that the Special Area Development Charge be deferred until all relevant information is obtained and considered.

DISCUSSION

Development Charges By-Laws can be passed within one year from the date Council adopts the Development Charges Update Study.

Purpose of the proposed by-law amendment is to:

- Reflect recent amendments to the D.C.A. made through the *More Homes, More Choice Act*, and *COVID-19 Economic Recovery Act*, including:
- Changes to the D.C. recoverable costs (i.e. removal of the 10% statutory deduction, updates to capital cost estimates and reallocation of service specific growth-related studies) and;
- Statutory changes to by-law rules, i.e. timing of calculation, collection of D.C., and statutory exemptions Development Charges Update Study and By-law Amendment

The municipal wide amendments to By-Law No. 2019-045 were presented in Report #FIN-2021-16 – Development Charges Update at the October 5, 2021 Committee of the Whole Meeting.

CLIMATE CONSIDERATIONS

Staff have taken into consideration costs related to the acquisition of assets where climate change alternatives may be considered.

STRATEGIC PLAN LINK

The financial stability of the Township is enhanced with development charges. Development fees charged are used to pay for increased capital costs required because of increased needs for services arising from development.

FINANCIAL CONSIDERATIONS

A portion of the development charge fees collected are to cover the costs associated with future development charge studies. The costs of the study can be funded from the current deposits in the Development Charge Reserve Fund.

CONCLUSIONS

Development charges are a valuable revenue source to the Township to offset costs associated with capital costs required due to growth, so that existing residents are not bearing the cost of new growth.

This update to the 2019 background study is an essential tool to determine the appropriate development charge rates to impose for the remaining three years of the current development charge by-law.

Adopting the Development Charges Update Study starts the one year for passing any other amendments to the Development Charges By-Law, after which a new background study must be completed.

ATTACHMENTS

None.

Prepared and Submitted By:

Approved for Submission By:

Original Signed

Original Signed

**Richard Bennett,
Acting Treasurer**

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