



Township of Brudenell, Lyndoch and Raglan

January 3, 2024 - Regular Meeting - 07:00 PM (Public will be able to attend the Council meeting virtually by teleconference or Zoom Zoom Meeting ID: 541 968 4239 Passcode: 2WY40N Teleconference dial: 1-647-374-4685 Meeting ID: 5)

- 1 **Call to Order & Roll Call**
- 2 **Land Acknowledgement**
- 3 **Adoption of the Agenda**
- 4 **Disclosure of Pecuniary Interest**
- 5 **Mayor's Address**
- 6 **Clerk's Report**
- 7 **Delegations and/or Presentations**
- 8 **Adoption of Minutes from Previous Meetings**
 - 📎 December 6th, 2023 - Minutes
- 9 **Committee and/or Staff Reports**
- 10 **Correspondance**
 - 10.1 Support to Revoke Strong Mayor Powers and Increase in the Leave to Construct Threshold
 - 📎 Town of Plympton-Wyoming
 - 10.2 Ontario Works Rates
 - 📎 Chatham-Kent
 - 10.3 Cemetery Transfer/Abandonment Administration & Management Support
 - 📎 Township of Clearview
 - 📎 Township of Clearview Staff Report
 - 📎 Tay Township
 - 10.4 Amendment to the Occupational Health and Safety Act to Clarify the Definition of "Employer"
 - 📎 City of Greater Sudbury
 - 10.5 Funding Grant Programs
 - 📎 Municipality of Tweed
 - 📎 City of Port Colborne
 - 10.6 Homelessness Crisis
 - 📎 Town of Aurora

11 New Business

11.1 Poll Results regarding the Ward System

📎 Staff Report

11.2 Safety Concerns

📎 Request to place matter on agenda

11.3 Severance Application B134/23(1)/B135/23(2)/B136/23(3)

📎 Application B134/23(1)

📎 Application B135/23(2)

📎 Application B136/23(3)

📎 Notice of Application

📎 Request for Comment

11.4 Zoning Amendment - Holly/Cybulskie

📎 Notice of Application

📎 Zoning Amendment Planning Report

12 Financial Report

13 By-Laws

13.1 Borrowing By-Law

📎 2024-01 - Borrowing By-Law

13.2 2024 Interim Tax Levies

📎 2024-02 - 2024 Interim Tax Levy By-Law

14 Closed Session

14.1 To go into Closed

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan go into closed session pursuant to the Municipal Act, 2001, Section 239 (2) for the purposes of subsection (d) labour relations or employee negotiations."

14.2 To come out of Closed

15 Confirmation By-Law

📎 By-Law 2024-03

16 Adjournment



Township of Brudenell, Lyndoch and Raglan

Meeting Minutes

Regular Meeting December 6, 2023 - 07:00 PM

Present Were:	Mayor,	Valerie Jahn
	Councillor,	Wayne Banks
	Councillor,	Iris Kauffeldt
	Councillor,	Sheldon Keller
	Councillor,	Kevin Quade
Also Present:	Clerk-Treasurer,	Virginia Phanenhour
	Deputy Clerk,	Tammy Thompson
Public Attending:	Via Zoom/Telephone/In Person	

1 Call to Order & Roll Call

Call to order Regular Council Meeting for the Corporation of the Township of Brudenell Lyndoch and Raglan this 6th day of December, 2023 at 7:00 pm.

Roll Call:

Councillor Banks

Councillor Kauffeldt

Councillor Keller

Councillor Quade

2 Land Acknowledgement

"As we gather this evening I would like to acknowledge on behalf of this Council and our community that we are meeting on the traditional territory of the Algonquin People. We would like to thank the Algonquin people and express our respect and support for their rich history, and we are extremely grateful for their many and continued displays of friendship. We also thank all the generations of people who have taken care of this land for thousands of years."

3 Adoption of the Agenda

Resolution No: 2023-12-06-01

Moved By: Kevin Quade

Seconded By: Wayne Banks

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan adopt the agenda as amended to include the staff report for the Four Seasons Park RFP, item 11.4 Staff Report for Compensation and Pay Equity Review Quotes and two additional items in Closed one under subsection 239(2)b and one under subsection 239(2)d."

CARRIED

4 Disclosure of Pecuniary Interest

Councillor Banks Declared a Pecuniary Interest on item 11.2 – Tax Credit from \$3,000 to \$10,000 as he is a member of the BLRFD.

5 Mayor's Address

The Mayor attended nine meetings throughout the month of November and four committee functions. The first Recreation Committee meeting was held on November 28th. Five members attended along with Councillor Quade. Diane Neuman was elected Chair, Melody Budarick as Treasurer, Dave Ryan for Secretary. They will be advertising for more members. Hoping for growth, the next meeting is set for January 16th, 2024. Wishing everyone a very Merry Christmas and a big Thank You for everything you do, to council, staff and residents.

6 Clerk's Report

Nothing to report.

7 Delegations and/or Presentations

Bill Musclow presented and requested the Township to plow and sand the parking lot and if this is not possible, he asked if the Township could provide more money to help cover the costs to hire someone to do it. QRAA is asking for the amount of \$6000, a \$3000 increase. They currently have someone to plow but would need to look for someone that could sand. Councillor Quade asked if the QRAA could provide a budget to the Township to assist in justifying the increase in funds requested.

Bill Musclow also has concerns about Cameron Lake Road. He feels the quality of the road needs to be improved and also the rentals causing distress to residents.

He also asked why the road is only sanded in the middle and not on both sides. Council will look into to this.

8 Adoption of Minutes from Previous Meetings

Resolution No: 2023-12-06-02

Moved By: Sheldon Keller

Seconded By: Kevin Quade

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby adopt the minutes of the Public Council Meeting of November 1st, 2023, Regular Council Meeting of November 1st, 2023, and Special Council Meeting of November 24th, 2023 as presented."

CARRIED

9 Committee and/or Staff Reports

9.1 Staff Christmas Holidays

Resolution No: 2023-12-06-03

Moved By: Wayne Banks

Seconded By: Iris Kauffeldt

"THAT the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby approve the staff report as presented and further direct the Clerk-Treasurer to issue Christmas Bonuses as described and to post notices of Christmas Hours for residents."

CARRIED

9.2 2024 Canada Summer Jobs & Summer Employment Opportunities Program

Resolution No: 2023-12-06-04

Moved By: Iris Kauffeldt

Seconded By: Kevin Quade

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby direct staff to proceed with the Canada Summer Jobs application for the purpose of hiring three summer students for an 8-week period during the summer of 2024 and to proceed with the Summer Employment Opportunities Program for the purpose of hiring one swim instructor and one assistant instructor for a 6-week duration."

CARRIED

9.3 Surplus Equipment

Resolution No: 2023-12-06-05

Moved By: Kevin Quade

Seconded By: Wayne Banks

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch & Raglan accept the surplus equipment report as information only."

CARRIED

9.4 Chief Building Official - Report

Resolution No: 2023-12-06-06

Moved By: Sheldon Keller

Seconded By: Kevin Quade

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan accept the Chief Building Officials report as information only."

CARRIED

9.5 Ruby Mine Road Maintenance

Resolution No: 2023-12-06-07

Moved By: Iris Kauffeldt

Seconded By: Wayne Banks

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch & Raglan accept the draft routine maintenance agreement between the Township of Addington Highlands and the Township of Brudenell, Lyndoch and Raglan for annual maintenance of Ruby Mine Road."

CARRIED

10 Correspondence

Resolution No: 2023-12-06-08

Moved By: Sheldon Keller

Seconded By: Kevin Quade

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby accept the correspondence as circulated."

CARRIED

10.1 Amendments to Legislation Act

10.2 Support for MHSRC Hoarding Program

10.3 Cannabis Retail Applications for the Town of Aurora

10.4 Unnecessary Noise - Engine Brakes

10.5 Consideration for Amendments to the Residential Tenancies Act

10.6 Source Water Protection Program

10.7 Cigarette Producer Responsibility

10.8 Conservation Officer Reclassification

10.9 County Council Summary - November 29, 2023

11 New Business

11.1 Rogers Cell Tower - Letterkenny

Discussion surrounding the issuance of concurrence for C8620. Presentations provided by a Roger's representative and neighbouring land owner.

Councillor Banks Left the Room.

11.2 Support for Fire Fighter Tax Credit

Resolution No: 2023-12-06-09

Moved By: Kevin Quade

Seconded By: Sheldon Keller

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch & Raglan support resolution RC23265 from the Corporation of the Municipality of Wawa. FURTHER pass a resolution in support of Bill C-310."

CARRIED

Councillor Banks Returned to the Room

11.3 Four Seasons Park RFP REC 2023-6 Fenced Sports Court

Resolution No: 2023-12-06-10

Moved By: Sheldon Keller

Seconded By: Wayne Banks

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby accept the RFP from Zuracon Inc. in the amount of \$104,500.00 plus HST for the Four Season's Park Fenced Sports Court through the Ontario Trillium Foundation Grant Funding."

CARRIED

11.4 Compensation and Pay Equity Review

Resolution No: 2023-12-06-11

Moved By: Iris Kauffeldt

Seconded By: Kevin Quade

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby accept the Quote from Gallagher Benefit Services Group Inc. in the amount of \$23,900.00 plus HST for the purposes of completing a Compensation & Pay Equity Review AND further that the expense be included in the 2024 Budget."

CARRIED

12 Financial Report

12.1 November Financial Reports

Resolution No: 2023-12-06-12

Moved By: Wayne Banks

Seconded By: Sheldon Keller

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan accept the Year-to-Date Budget Variance and the Monthly Expenses Summary as presented."

CARRIED

13 By-Laws

13.1 Shoreline Road Allowance - Cameron Milne/Kimberly Jean Gracie

Resolution No: 2023-12-06-13

Moved By: Sheldon Keller

Seconded By: Kevin Quade

"THAT the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby adopt By-Law 2023-46 being a By-Law to provide for the closing and stopping up of part of the original allowance for road along the shore of Lorwell Lake lying in front of PT Lot 8, Concession 9, in the Geographic Township of Brudenell, and for the transfer thereof to the owner of the abutting land, having been read a third time and finally passed."

CARRIED

13.2 Rd Transfer Liedtke

Resolution No: 2023-12-06-14

Moved By: Iris Kauffeldt

Seconded By: Wayne Banks

"THAT the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby adopt By-Law 2023-49 being a By-Law to provide for the closing and stopping up of part a road fronting Lot 28, Concession 10 Reference Plan 49R-9057 being: Part of a road fronting Lot 28, Concession 10, being Part 3 Plan 49R-9057, Township of Brudenell, Lyndoch and Raglan, having been read a third time and finally passed."

CARRIED

13.3 Development Agreement - Tweddle

Resolution No: 2023-12-06-15

Moved By: Sheldon Keller

Seconded By: Kevin Quade

"THAT the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby adopt By-Law 2023-55 being a By-Law to Authorize the Entering into a Development Agreement Between The Corporation of the Township of Brudenell, Lyndoch and Raglan and Gerald Douglas Tweddle having been introduced and read a first, second and third time and finally passed."

CARRIED

14 Closed Session

14.1 To go into Closed

Resolution No: 2023-12-06-16

Moved By: Kevin Quade

Seconded By: Wayne Banks

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan go into closed session pursuant to the Municipal Act, 2001, Section 239 (2) for the purposes of two items under subsection (b) personal matter about an identifiable individual, three items under subsection (d) labour relations or employee negotiations; and one item under subsection (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board."

CARRIED

14.2 To come out of Closed

Resolution No: 2023-12-06-17

Moved By: Iris Kauffeldt

Seconded By: Kevin Quade

"That Council comes out of closed at 8:58pm."

CARRIED

14.3 Update from Closed Session

In Closed Session Council discussed two items regarding personal matters about an identifiable individual; three items regarding labour relations or employee negotiations, and one item that was regarding litigation or potential litigation.

14.4 Resolution from Closed #1

Resolution No: 2023-12-06-18

Moved By: Wayne Banks

Seconded By: Sheldon Keller

"THAT Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan direct staff to issue a formal Letter of Concurrence to Rogers with a copy to ISED in order to permit Rogers to move forward with the installation of the proposed wireless communication site at 1269 Letterkenny Road. Rogers has fulfilled all the requirements under ISED's Default Protocol under CPC-2-03 as they pertain to the proposed location."

CARRIED

15 Confirmation By-Law

Resolution No: 2023-12-06-19

Moved By: Sheldon Keller

Seconded By: Iris Kauffeldt

"THAT we the Council for the Corporation of the Township of Brudenell, Lyndoch & Raglan hereby adopts By-Law 2023-56 being a By-Law to confirm the proceedings of the December 6th, 2023 Regular Meeting of Council, having been introduced and read a first, second and third time and finally passed."

CARRIED

- 16** **Adjournment**
Resolution No: 2023-12-06-20
Moved By: Wayne Banks
"THAT this meeting adjourns at 9:00 pm."
CARRIED

Mayor, Valerie Jahn

Clerk-Treasurer, Virginia Phanenhour



Premier Ford
Premier of Ontario
premier@ontario.ca

The Honourable Paul Calandra
Minister of Municipal Affairs and Housing
minister.mah@ontario.ca

The Honourable Todd A. Smith
Minister of Energy, Ontario
MinisterEnergy@ontario.ca

SENT VIA EMAIL

December 1st, 2023

Re: Support to Revoke Strong Mayor Powers and Increase in the Leave to Construct Threshold

Dear Premier Ford, Minister Calandra, and Minister Smith,

Please be advised that at the Regular Council Meeting on November 29th 2023, the Town of Plympton-Wyoming Council passed the following motion, supporting the attached resolutions from the Western Ontario Wardens Caucus regarding Support to Revoke Strong Mayor Powers and Increase in the Leave to Construct Threshold.

Motion 14 Moved by Councillor Kristen Rodrigues
Seconded by Councillor John van Klaveren
That Council support item 'S' Strong Mayor Powers & 'T' Leave to Construct Threshold from the Western Ontario Warden's Caucus.

Carried.

If you have any questions regarding the above motion, please do not hesitate to contact me by phone or email at eflynn@plympton-wyoming.ca.

Sincerely,

Ella Flynn
Deputy Clerk
Town of Plympton-Wyoming

cc: Sent via e-mail
Western Ontario Wardens' Caucus
Hon. Rob Flack, Associate Minister of Housing – Rob.Flack@pc.ola.org
Matthew Rae, Parliamentary Assistant to the Minister of Municipal Affairs and Housing – Matthew.Rae@pc.ola.org
All Ontario Municipalities



October 24, 2023

Premier R. Ford
Premier of Ontario
premier@ontario.ca

and

The Honourable Paul Calandra
Minister of Municipal Affairs and Housing
Send electronically via email
minister.mah@ontario.ca

Re: Strong Mayor Powers

Dear Premier Ford and Minister Calandra

Please be advised at the regular meeting of the Western Ontario Wardens' Caucus held on October 13, 2023, the following resolution was passed:

Moved by M. Ryan, seconded by B. Milne:

THAT item of correspondence 7-1(b) be received; and

WHEREAS the Western Ontario Wardens Caucus Inc. (WOWC) is a not-for-profit organization representing 15 upper and single tier municipalities in Southwestern Ontario with more than one and a half million residents;

AND WHEREAS the purpose of WOWC is to enhance the prosperity and overall wellbeing of rural and small urban communities across the region;

AND WHEREAS the Strong Mayors, Building Homes Act, 2022, S.O. 2022, c. 18, for select municipalities, transfers legislative responsibility from the deliberative body of the Council to the Head of Council;

AND WHEREAS the Better Municipal Governance Act, 2022, S.O. 2022, c. 24 provides for provincially appointed facilitators to assess the regional governments to determine the mix of roles and responsibilities between the upper and lower-tier municipalities;

AND WHEREAS the Building Faster Fund arbitrarily ties housing supportive funding to municipalities that establish a housing target based solely on population size;

AND WHEREAS "responsible and accountable governments with respect to matters within their jurisdiction;

AND WHEREAS overcoming the housing and affordability crisis in Ontario requires sustained, strategic, and focused efforts from all levels of government, informed from the expertise of all levels of government.

NOW THEREFORE BE IT RESOLVED THAT WOWC calls on the provincial government to work with municipalities in Ontario, as a responsible and accountable level of government, to focus all efforts on tackling the housing and affordability crisis in Ontario by:

Revoking existing 'strong mayor powers' and not implementing legislation that transfers legislative responsibility from the body of Council to the Head of Council.

Respecting spheres of jurisdiction, recognizing that municipalities are best positioned to determine the mix of roles and responsibilities between upper and lower-tier municipalities and only conduct structural and service delivery reviews of municipalities or regions where a majority of municipalities included within the region, request the same.

Recognizing rural and small urban municipalities are critical to overcoming the housing and affordability crisis in Ontario and not allocating the majority of scarce provincial housing supportive funding to a limited subset of large urban municipalities in Ontario.

AND THAT WOWC calls upon the provincial government to provide all municipalities with the financial resources to tackle the housing and affordability crisis in Ontario that is pricing too many people, especially young families and newcomers, out of home ownership, while amplifying socio-economic disparities and reliance on municipally provided human services;

AND THAT this resolution be forwarded to the Association of Municipalities of Ontario for support so that the future governance of our communities is in the hands of its constituents;

AND THAT this resolution be forwarded to: the Minister of Municipal Affairs and Housing and the Premier of Ontario; WOWC Members; the EOWC, and all WOWC area MPs and MPPs. - **CARRIED**

Please contact Kate Burns Gallagher, Executive Director, Western Ontario Warden' Caucus, kate@wowc.ca should you have any questions regarding this matter.

Sincerely,



Glen McNeil
Chair, Western Ontario Wardens' Caucus



cc.

Hon. Rob Flack, Associate Minister of Housing

Rob.Flack@pc.ola.org

Matthew Rae, Parliamentary Assistant to the Minister of Municipal Affairs and Housing

Matthew.Rae@pc.ola.org

WOWC MPPs

WOWC MPs

Eastern Ontario Wardens' Caucus



October 24, 2023

The Honourable Todd A. Smith,
Minister of Energy, Ontario
Send electronically via email
MinisterEnergy@ontario.ca

Re: Leave to Construct Threshold

Dear Minister Smith,

On October 13, 2023, the WOWC passed a resolution in favour of the Government of Ontario updating the LTC cost threshold from \$2M to \$20M for hydrocarbon lines (by amending Ontario Regulation O.Reg.328/03) while maintaining current requirements and expectations for Indigenous consultation and environmental review for projects greater than \$2M and less than \$10M.

Western Ontario has seen significant growth in the past decade with pressures to build out the gas pipeline network. Many municipalities in our region have lost major investment opportunities because of the delays in getting natural gas to development sites. Any person or company planning to construct hydrocarbon transmission facilities within Ontario, must apply to the OEB for authorization, if the projected cost to build the pipeline is over \$2 million, a threshold that was set in 1998.

Industry proposes updating the LTC cost threshold from \$2M to \$10M for hydrocarbon lines (by amending Ontario Regulation O.Reg.328/03) while maintaining current requirements and expectations for Indigenous consultation and environmental review for projects greater than \$2M and less than \$10M. Increasing the cost threshold to \$10M would closer align Ontario with other Canadian jurisdictions (e.g., in B.C., these thresholds are \$15M for electricity and \$20M for natural gas). The WOWC is recommending a \$20M threshold for our Province to be competitive with other Canadian jurisdictions.

Ontario's outdated regulations are causing the LTC to apply far more broadly than intended when it was established over 20 years ago. Due to increased regulatory and cost pressures, as well as inflation, virtually all gas pipeline projects are now greater than \$2M rendering the threshold meaningless. Roughly 0.5 KM pipe in urban settings now often exceed the \$2M threshold.

Examples of businesses lost in the region due to the regulation include;

- EV Battery Manufacturer, investment of \$1 Billion
- New Distillery
- 2 New Agricultural processing plants - \$140 million total investment
- New Agricultural plant - \$225 million USD investment

www.wowc.ca

Modernizing these outdated regulations would reduce delays and costs for economic development initiatives including new industries seeking to locate in Ontario and create jobs (or existing seeking to expand), transit projects, community expansion projects, housing developments, connections for low carbon fuel blending (e.g. renewable natural gas, hydrogen) as well as residential and business customer connections.

The WOWC supports an increase in the Leave to Construct threshold to \$20M.

Sincerely,

A handwritten signature in black ink that reads "Glen McNeil". The signature is written in a cursive style with a small "c" above the "i" in "McNeil".

Glen McNeil
Chair, Western Ontario Wardens' Caucus

cc.

Western Ontario MPPs
WOWC Members
WOWC Local Municipalities

December 7, 2023

The Honourable Doug Ford
Premier of Ontario
Via email: Premier@ontario.ca

The Honourable Michael Parsa
Minister of Children, Community and Social Services
Via email: MinisterMCCSS@ontario.ca

MPP Trevor Jones
Chatham-Kent-Leamington
Via email: trevor.jones@pc.ola.org

Dear Premier Ford, Minister Parsa and MPP Jones:

RE: Ontario Works Rates

On November 6, 2023, after much discussion on increased homelessness in Chatham-Kent, Councillor Marjorie Crew made the following motion that was passed unanimously by the Mayor and Council of the Municipality of Chatham-Kent:

“That Council prepare a letter addressed to the Premier of Ontario, the Minister of Children, Community and Social Services, as well as local MPPs to strongly recommend that accommodation rates of social assistance payments increase to the Average Market Rent (for all types of rentals) for recipients of Ontario Works Assistance and the Ontario Disability Support Program. And that a copy of this letter be sent to AMO, ROMA, aIPHa and all Councils in Ontario”.

In Chatham-Kent:

- 1) Total homelessness has been gradually increasing since November 2022.
 - (a) Pre-pandemic, it was decreasing through Employment and Social Services' 'Housing First' approach, coordinated access system and a 'By Name List'.
- 2) The percentage of individuals experiencing homelessness in our community have identified as staying outdoors doubled in 2023 from 2022.
- 3) The average housing move-ins has been steadily declining each month.
- 4) On average, the number of new individuals (never previously identified as experiencing homelessness) added to the By Name List each month has increased from 2022.
- 5) The average market rent is \$1,522 for a one-bedroom apartment and a single person on Ontario Works receives a maximum of \$390 toward accommodation costs.

Cont'd...

Homelessness is increasing in Chatham-Kent and the well-being of our residents is decreasing. Since 2018, the Ontario Works rates have been frozen and yet the caseload in Chatham-Kent has only increased. If the goal was to drive more people into the workforce it is not working, but instead driving more people into homelessness. Nearly 80% of people accessing emergency shelter have social assistance as their main source of income. We cannot build affordable housing fast enough and need upstream issues like social assistance rates to be resolved to stop our community members from slipping into homelessness. Homelessness has resulted in significant pressures and costs on many of our services including Police, Fire Services, Paramedics, Public Works, Parks and Social Services. Unhoused residents are suffering, and property taxpayers are seeing significant asks from the 2024-2027 budgets to mitigate the challenges of homelessness.

In recent years, housing was determined to be a human right by both the Federal and Provincial governments and thus income maintenance programs should have housing allowances that reflect actual expenses. Other income programs have increased, yet Ontario Works particularly has remained far below the poverty line with no increase since 2017. In 1995, social assistance rates were slashed by 21.6% and have only increased by 41%. At the same time \$1.00 in 1995 has the same buying power as \$1.81 today, so inflation over that period has been over 80% - however, the Ontario Works rate has increased by only about 41% (half of inflation rate) for a single person in the past 28 years (5,6). People who have had to find new housing in today's rental market, experience a higher rate of inflation as they are required to pay rents that have increased by approximately 133% in that time period.

For these reasons and the fact that Ontario social assistance rates are one of the lowest of provinces in Canada, we ask that the Province of Ontario raise social assistance rates, especially Ontario Works Assistance significantly using the Average Market Rent to determine accommodation limits. This will provide social assistance recipients the opportunity to stay housed and be well, potentially re-joining the workforce and reduce the burden on community programs and municipal services. Our downtowns and parks can return to what we all enjoyed in smaller cities like ours only a few years ago. An investment in our citizens who are vulnerable is expected to create savings in almost every other sector.

Sincerely,



Darrin Canniff, Mayor/CEO
Municipality of Chatham-Kent

C: Association of Municipalities of Ontario (AMO)
Rural Ontario Municipal Association (ROMA)
alPHa
Ontario Councils



CLEARVIEW
TOWNSHIP

Clerk's Department
Township of Clearview
Box 200, 217 Gideon Street
Stayner, Ontario L0M 1S0
clerks@clearview.ca | www.clearview.ca
Phone: 705-428-6230

December 12, 2023

File: C00.2023

Hon. Todd McCarthy
Ministry of Public and Business Service Delivery
777 Bay Street, 5th Floor
Toronto ON M5B 2H7

Sent by Email

RE: Cemetery Transfer/Abandonment Administration & Management Support

Please be advised that Council of the Township of Clearview, at its meeting held on December 11, 2023, passed a resolution regarding Cemetery Transfer/Abandonment Administration & Management Support as follows:

Moved by Councillor Walker, Seconded by Councillor Broderick, Whereas under the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), when a cemetery is declared abandoned by a judge of the Superior Court Justice, the local municipality within whose geographic boundaries the land of the cemetery is located, becomes the owner of the cemetery with all the rights and obligations in respect of the cemetery and the assets, trust funds and trust accounts related to it that the previous owner or operator possessed;

And Whereas over the last decade, there has been an increase in the number of churches and local cemetery boards initiating processes to transfer ownership or abandon their owned and operated cemeteries to the local municipality due to such issues as high maintenance costs, inaccuracy of records, lack of financial and human resources to effectively operate and maintain the cemetery, increased regulatory processes regarding training, selling of interment rights, financial operation of the care and maintenance fund, etc.;

And Whereas municipalities experience the same issues and pressures that churches and local boards experience with the operation and maintenance of cemeteries within its jurisdiction, and additional transfers of cemetery lands only compound the burden on municipal taxpayers;

And Whereas cemeteries are important infrastructure where the reasonable costs for interment rights, burials, monument foundations, corner stones and administration charges do not sufficiently support the general operation of cemeteries;

And Whereas the interest earned from the care and maintenance fund(s) of a cemetery do not provide adequate funding to maintain the cemetery with the rising costs of lawn and turf maintenance contracts and monument restoration;

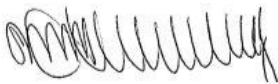
Now Therefore Be It Resolved that Council of the Township of Clearview requests that the Province through the Ministry of Public and Business Service Delivery and the Bereavement Authority of Ontario (BAO) consider the following to assist municipalities in this growing concern of cemetery transfers:

- Amend the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), to have the Province, through the BAO, identified as the default owner and operator of a cemetery when it is abandoned;
- Provide annual funding (based on the number of cemeteries a municipality owns and operates) to municipalities to assist with the maintenance of inactive and active cemeteries; Page 6 of 7
- Provide free training opportunities for municipalities regarding cemetery administration; and,
- Investigate and support the design of universal cemetery software for use by municipal cemetery operators that can be offered at an affordable cost.

And that this resolution be circulated to the Hon. Todd McCarthy, Ministry of Public and Business Service Delivery, Jim Cassimatis, BAO Interim CEO/Registrar, MPP Brian Saunderson and all Ontario municipalities. Motion Carried.

For reference, please find attached the Staff Report LS-032-2023 that provides background for the above resolution. If you have any questions, please do not hesitate to contact the undersigned.

Regards,



Sasha HelmKay-Playter, B.A., Dipl. M.A., AOMC
Clerk/Director of Legislative Services

cc: Jim Cassimatis, BAO Interim CEO/Registrar
MPP Simcoe Grey, Brian Saunderson
Ontario Municipalities



To: Mayor and Council

From: Sasha Helmkey, Clerk/Director of Legislative Services

Date: December 11, 2023

Subject: Report # LS-032-2023 – Cemetery Transfer/Abandonment Administration & Management Support

Recommendation

Be It Resolved that Council of the Township of Clearview hereby receives Report LS-032-2023 (Cemetery Transfer/Abandonment Administration & Management Support) dated December 11, 2023; and,

Whereas under the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), when a cemetery is declared abandoned by a judge of the Superior Court Justice, the local municipality within whose geographic boundaries the land of the cemetery is located, becomes the owner of the cemetery with all the rights and obligations in respect of the cemetery and the assets, trust funds and trust accounts related to it that the previous owner or operator possessed;

And Whereas over the last decade, there has been an increase in the number of churches and local cemetery boards initiating processes to transfer ownership or abandon their owned and operated cemeteries to the local municipality due to such issues as high maintenance costs, inaccuracy of records, lack of financial and human resources to effectively operate and maintain the cemetery, increased regulatory processes regarding training, selling of interment rights, financial operation of the care and maintenance fund, etc.;

And Whereas municipalities experience the same issues and pressures that churches and local boards experience with the operation and maintenance of cemeteries within its jurisdiction, and additional transfers of cemetery lands only compound the burden on municipal taxpayers;

And Whereas cemeteries are important infrastructure where the reasonable costs for interment rights, burials, monument foundations, corner stones and administration charges do not sufficiently support the general operation of cemeteries;

And Whereas the interest earned from the care and maintenance fund(s) of a cemetery do not provide adequate funding to maintain the cemetery with the rising costs of lawn and turf maintenance contracts and monument restoration;

Now Therefore Be It Resolved that Council of the Township of Clearview requests that the Province through the Ministry of Public and Business Service Delivery and the Bereavement Authority of Ontario (BAO) consider the following to assist municipalities in this growing concern of cemetery transfers:

- Amend the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), to have the Province, through the BAO, identified as the default owner and operator of a cemetery when it is abandoned;
- Provide annual funding (based on the number of cemeteries a municipality owns and operates) to municipalities to assist with the maintenance of inactive and active cemeteries;
- Provide free training opportunities for municipalities regarding cemetery administration; and,
- Investigate and support the design of universal cemetery software for use by municipal cemetery operators that can be offered at an affordable cost.

And that this resolution be circulated to the Hon. Todd McCarthy, Ministry of Public and Business Service Delivery, Jim Cassimatis, BAO Interim CEO/Registrar, MPP Brian Saunderson and all Ontario municipalities.

Background

Under the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), when a cemetery is declared abandoned by a judge of the Superior Court Justice, the local municipality within whose geographic boundaries the land of the cemetery is located, becomes the owner of the cemetery with all the rights and obligations in respect of the cemetery and the assets, trust funds and trust accounts related to it that the previous owner or operator possessed.

Over the last decade there appears to be a trend where cemeteries in Ontario are being transferred, whether through abandonment or a mutually agreed upon transfer, to the care and control of municipalities. This is often seen when there is a breakdown in existing cemetery boards and/or when churches cease operations. For many existing private cemetery boards their board members and volunteers are aging and are unable to assist with the operations and maintenance of the cemetery any longer. Finding new members proves to be difficult for these boards to continue. In addition to aging board members, there are other issues that are contributing to the increase in cemetery transfers:

- high maintenance costs
- inaccuracy of records
- lack of financial and human resources to effectively operate and maintain the cemetery

- increased regulatory processes that require ongoing training for selling of interment rights, and the financial operation of the care and maintenance fund, etc.

Township Owned Cemeteries

The Township of Clearview currently owns and operates nine (9) cemeteries within its geographic boundaries. Out of these nine cemeteries, four (4) are considered active meaning that there are still interment rights to be sold, or burials to take place. Below is a chart outlining these cemeteries and their status:

Cemetery Name	Address	Status
Batteau Hill Cemetery	2670 County Road 124, Duntroon	Inactive
Bethel Union Cemetery	2249 Creemore Avenue, New Lowell	Inactive
Dunedin Union Cemetery	9 Turkeyroost Lane, Dunedin	Active
Duntroon Pioneer Cemetery	2870 County Road 124, Duntroon	Inactive
Lavender Cemetery	827103 Mulmur/Nottawasaga Townline, Creemore	Active
Old Zion Presbyterian Church Cemetery	6130 Highway 26, Sunnidale Corners	Inactive
Second Line Nottawasaga Cemetery	2279 County Road 42, Stayner	Active
Stayner Union Cemetery	7661 Highway 26, Stayner	Active
Zion Presbyterian Church Cemetery	12358 County Road 10, Sunnidale Corners	Inactive

For the Dunedin and Stayner Union Cemetery, the Township looks after the maintenance and burials through a third-party contractor. The maintenance and burials for the Lavender Cemetery are conducted through the Board. For the Second Line Nottawasaga Cemetery all the interment rights have been sold, but there remains one burial to be completed. The cost to maintain an active cemetery is expensive. Although burial costs and the installation of markers, etc. are cost recovery through the purchaser, grounds maintenance is not.

Inactive cemeteries still require consistent grounds maintenance, which includes any monument restoration for health and safety, and record searches for the public register.

Comments and Analysis

When analyzing the number of cemeteries that Clearview Township currently owns and operates, maintenance and administration is a large undertaking. To add any additional cemeteries by way of transfer or abandonment will only compound the issues the Township is already facing. In the past year, the Township has been approached by two separate entities regarding possible cemetery transfers. When a board or cemetery transfers ownership to the municipality, the issues are transferred with it. Municipalities are not immune to the same concerns. It becomes a strain on municipal resources, financially, administratively, and operationally.

Administrative Impact

From an administrative perspective the management of four active cemeteries is both time consuming and complex. No interment is the same, and providing good customer service takes time especially for those making arrangements while also dealing with grief. Administrative tasks include but are not limited to: interment right sales and mapping, burial contracts and scheduling, monument placement, historical record searches, plot and monument staking, fees and charges review, family transfers of interment rights and annual reporting to the Bereavement Authority of Ontario (BAO).

- **Incomplete records**

Often the records accepted by the Township from a dissolved cemetery board or church are incomplete and disorganized. This is no fault of the previous board members, as they are also often operating with limited resources. However, it does make it difficult to manage the cemetery post-transfer when records are sparse. Understanding which plots are occupied and by who is critical to the sound management of a cemetery. Unfortunately, this is not made possible in all cases because of incomplete records. In addition, records received during a transfer usually are maintained under different records management standards and are often organized and named inconsistently. Adaptation to Township records keeping practices takes time.

- **Lack of human resources**

Cemetery management is a highly regulated professional field, with the responsibility of which is often placed on public sector employees who may have limited knowledge of cemeteries in general. With reduced resources within municipalities especially rural ones, the management of cemeteries often becomes a secondary responsibility to another position. There is also a lack of affordable training available for municipal employees who are required to abide by regulations set out by the FBCSA and the BAO.

- **Increased regulatory processes**

Annual reporting requirements of the BAO can be extensive and complex. This includes monitoring the number of interments, the transfers to the Care and Maintenance Fund (C&M), and how the C&M fund can be used. There are also regulations pertaining to maintaining a public register, how sales are to be conducted and strict guidelines on Cemetery By-law approvals, and expansions including the erection of columbaria structures.

- **Inconsistent cemetery regulations**

Cemeteries can have many different regulations related to plot size, number of burials allowed in a given plot, monument size, what types of flowers/shrubs are allowed to be installed near a headstone etc. The transfer of different cemeteries having inconsistent regulations can make it difficult to adapt management practices in order to maintain original cemetery operational standards.

Operational Impact

Similarly, from an operational perspective the grounds maintenance of cemeteries, whether active or inactive, is both time consuming and complex. A key issue when analyzing the maintenance component of cemetery management is the lack of financial resources to support the operation. Cemetery maintenance includes, but is not limited to: grass cutting (whipper snipping around monuments), tree and shrub maintenance, monument and corner stone maintenance, water pipe and washroom monitoring, and general upkeep of cemetery grounds (removal of debris, etc.).

- **High maintenance costs**

As with many services, there are rising costs to contend with. Municipalities have adopted different models to address the maintenance of such, with third party contractors being commonly used or it becomes the responsibility of an internal department such as Parks & Recreation. Regardless the model, the costs have increased significantly over the last decade with equipment purchases/upgrades, insurance requirements for third-party contractors, and the time it takes to cut the grass and whipper snip around monuments. To put it into perspective, the Stayner Union Cemetery with the expansion is 25 acres with monuments to manoeuvre around during ground care. Other considerations for maintenance includes monument restoration and ensuring that they are not deteriorated to the point where they are unsafe. This is important for older cemeteries where restoration hasn't been provided in the past and there are many deteriorating monuments.

- **Cost of cemetery management software**

Cemetery Management Software can help municipalities manage cemetery records, including plot sale contracts, interment rights certificates, and regulatory reporting.

However, these software solutions are often expensive and require a large amount of staff time to implement especially with incomplete data and records. These software solutions range in price from \$5,000 to \$100,000 with annual maintenance costs. This investment in software can be a large budget request and one that would need to be supported from taxation with the limited funds in cemetery general accounts.

- **Inadequate Care and Maintenance funds**

When the Funeral, Burial and Cremation Services Act, 2002 (FBCSA) was enacted, it stipulated that a care and maintenance fund for a cemetery shall be established. A cemetery operator is required to make contributions to the fund from the sale of in-ground graves, crypts, tombs, niches, scattering rights and monument installation. The contribution is prescribed under the FBCSA and differs dependant on the interment type. The idea is that the fund (income earned from the fund - interest) pays for maintenance costs after a cemetery has stopped making sales. In reality, this concept does not produce enough funds to maintain a cemetery. Looking at the Stayner Union Cemetery as an example, for the very basics (grass cutting and whipper snipping) the interest from the care and maintenance fund does not provide enough monies to maintain the cemetery for the 7 months it's required. In addition, the care and maintenance fund is also to be utilized for the stabilization, maintenance and security of markers. Cemeteries are not self funding, and maintenance of such is becoming a larger budget concern.

Support Request

Cemetery transfers and abandonments have been an ongoing concern for Clearview Township for many years. When you look at the large geography of the Township there are many cemeteries within the boundaries that have the potential to be transferred. To gauge the concern of other municipalities on this issue, staff addressed it at a Simcoe County Clerks group discussion. Many neighbouring municipalities expressed that they were dealing with the same issues and have also been approached by different external entities on possible transfers.

As result of the discussion, it was agreed that to assist with the real concerns with transfers and abandonments of cemeteries, it's vital that the Province provide assistance to adequately support this infrastructure. Support can be provided in many different forms, with staff making the following recommendations for the Ministry of Public and Business Service Delivery and the BAO:

- Amend the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), to have the Province, through the BAO, identified as the default owner and operator of a cemetery when it is abandoned;

- Provide annual funding (based on the number of cemeteries a municipality owns and operates) to municipalities to assist with the maintenance of inactive and active cemeteries;
- Provide free training opportunities for municipalities regarding cemetery administration; and,
- Investigate and support the design of universal cemetery software for use by municipal cemetery operators that can be offered at an affordable cost.

There is not one solution to solve all the issues, but at the very least it's important to identify the concerns and have open and real discussions at the provincial level on what support can be provided.

Clearview's Strategic Plan

The above initiative supports the following strategic pillars:

- Governance

Financial Implications

It is difficult to identify an exact dollar amount that can be attributed to a cemetery transfer/abandonment to the municipality. Every transfer is different and depends on a multitude of factors beginning with the cemetery status (active/inactive), acreage, care and maintenance fund (if any), maintenance of records, etc. What is being recommended by staff by way of support from the province is not meant to erase the costs entirely, but rather, to alleviate the financial burden in some capacity.

Report Appendices

Not applicable.

Approvals

Submitted by:	Sasha HelmKay, B.A., Dipl. M.A., AOMC, Clerk/Director of Legislative Services
Reviewed by:	Krista Pascoe, Deputy Clerk
Financial Implications Reviewed by:	Kelly McDonald, Treasurer
Approved by:	John Ferguson, CAO

TAY TOWNSHIP

450 Park Street
PO Box 100
Victoria Harbour, Ontario
L0K 2A0



December 21, 2023

Hon. Todd McCarthy
Minister of Public and Business Service Delivery
5th Floor
777 Bay St.
Toronto, ON M7A 2J3

sent via email Todd.McCarthy@pc.ola.org

Dear Hon. Todd McCarthy,

Re: Provincial Cemetery Management Support Request – Tay Township

Tay Township Council passed the following resolution during the December 20, 2023 Council Meeting regarding the Provincial Cemetery Management Support Request:

Whereas under the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), when a cemetery is declared abandoned by a judge of the Superior Court Justice, the local municipality within whose geographic boundaries the land of the cemetery is located, becomes the owner of the cemetery with all the rights and obligations in respect of the cemetery and the assets, trust funds and trust accounts related to it that the previous owner or operator possessed;

And Whereas over the last decade, there has been an increase in the number of churches and local cemetery boards initiating processes to transfer ownership or abandon their owned and operated cemeteries to the local municipality due to such issues as high maintenance costs, inaccuracy of records, lack of financial and human resources to effectively operate and maintain the cemetery, increased regulatory processes regarding training, selling of interment rights, financial operation of the care and maintenance fund, etc.;

And Whereas municipalities experience the same issues and pressures that churches and local boards experience with the operation and maintenance of cemeteries within its jurisdiction, and additional transfers of cemetery lands only compound the burden on municipal taxpayers;

And Whereas cemeteries are important infrastructure where the reasonable costs for interment rights, burials, monument foundations, corner stones and administration charges do not sufficiently support the general operation of cemeteries;

TAY TOWNSHIP

450 Park Street
PO Box 100
Victoria Harbour, Ontario
L0K 2A0



And Whereas the interest earned from the care and maintenance fund(s) of a cemetery do not provide adequate funding to maintain the cemetery with the rising costs of lawn and turf maintenance contracts and monument restoration;

Now Therefore Be It Resolved that Council of the Township of Tay requests that the Province through the Ministry of Public and Business Service Delivery and the Bereavement Authority of Ontario (BAO) consider the following to assist municipalities in this growing concern of cemetery transfers:

- Amending the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), to have the Province, through the BAO, identified as the default owner and operator of a cemetery when it is abandoned;
- Provide annual funding (based on the number of cemeteries a municipality owns and operates) to municipalities to assist with the maintenance of inactive and active cemeteries;
- Provide free training opportunities for municipalities regarding cemetery administration; and,
- Investigate and support the design of universal cemetery software for use by municipal cemetery operators that can be offered at an affordable cost;

And that this resolution be circulated to the Hon. Todd McCarthy, Ministry of Public and Business Service Delivery, Jim Cassimatis, BAO Interim CEO/Registrar, MPP Jill Dunlop and all Ontario municipalities.

Sent on behalf of Tay Township Council.

Yours truly,

A handwritten signature in black ink, appearing to read 'Katelyn Johns'.

Katelyn Johns, MPPA
Municipal Clerk

Cc: Jim Cassimatis, BAO Interim CEO/Registrar, Hon. Jill Dunlop, Minister of Colleges and Universities/MPP, and all Ontario municipalities.

December 12, 2023

Sent Via Email

Municipalities of Ontario

Re: Amendment to the Occupational Health and Safety Act to Clarify the Definition of “Employer”

The following resolution was passed by Council of the City of Greater Sudbury on December 5, 2023:

CC2023-303: WHEREAS in 2015 the City of Greater Sudbury (the “City”) entered into a contract with a contractor experienced in road construction projects to complete a project on Elgin Street in the City’s downtown core;

AND WHEREAS the contract provided that the contractor would be the constructor for the project as that term is defined in the Occupational Health and Safety Act (the “Act”);

AND WHEREAS an employee of the constructor operating a grader on the project struck and killed a pedestrian;

AND WHEREAS the City was charged with offences under the Act as the constructor and the employer;

AND WHEREAS after being acquitted at trial and on appeal, the Ontario Court of Appeal, in a decision issued on April 23, 2021, found the City to be liable for contraventions of the Construction Regulations as an employer as it employed quality control inspectors to monitor the quality of work on the project from time-to-time;

AND WHEREAS the Supreme Court of Canada, in a decision issued on November 10, 2023, was evenly divided 4-4 on the issue resulting in dismissal of the City’s appeal;

AND WHEREAS the consequence of this decision is that municipalities in Ontario, as well as all other owners of property in the province, who wish to undertake construction, are subject to being charged and convicted as an employer for offences in relation to project sites for which they have no control and have, in accordance with the Act, contracted with an entity to assume plenary oversight and authority over the work on such site as the constructor; AND WHEREAS the potential of an owner being charged as an employer as that term is defined in the Act in circumstances where it has engaged a constructor disregards and renders meaningless the owner-constructor provisions contained in the Act and presents an unacceptable level of increased risk and confusion for owners and contractors throughout the province;

PO BOX 5000 STN A
200 BRADY STREET
SUDBURY ON P3A 5P3

CP 5000 SUCC A
200, RUE BRADY
SUDBURY ON P3A 5P3

705.671.2489

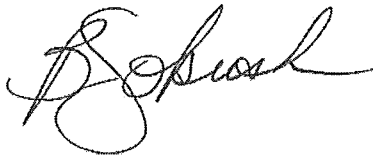
www.greatersudbury.ca
www.grandsudbury.ca

AND WHEREAS the City believes that the safety of workers is paramount however the safety of workers on construction projects in Ontario is not increased by placing liability on parties that do not have control of and are not responsible for the conduct of the work on such sites;

NOW THEREFORE BE IT RESOLVED THAT the Council for the City of Greater Sudbury requests that the province amend the Occupational Health and Safety Act to clarify the definition of "employer" to exclude owners that have contracted with a constructor for a project;

AND BE IT FURTHER RESOLVED THAT this motion be provided to the Honourable Doug Ford, Premier of Ontario, the Honourable David Piccini, Minister of Labour, Immigration, Training and Skills Development, the Honourable Paul Calandra, Minister of Municipal Affairs and Housing, France Gelin, MPP for Nickel Belt, Jamie West, MPP for Sudbury, the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities, Ontario's Big City Mayors, Mayors and Regional Chairs of Ontario, Northern Ontario Large Urban Mayors, the Council of Ontario Construction Associations, the Ontario Chamber of Commerce and all Ontario municipalities.

Yours truly,

A handwritten signature in black ink, appearing to read 'Brigitte Sobush', written in a cursive style.

Brigitte Sobush
Manager of Clerk's Services/Deputy City Clerk

- c. Members of City Council
Eric Labelle, City Solicitor and Clerk

Municipality of Tweed Council Meeting
Council Meeting



Resolution No. 665
Title: Councillor J. Flieler
Date: Tuesday, November 14, 2023

Moved by J. Flieler
Seconded by P. Valiquette

WHEREAS Municipalities are facing ever increasing demands for services along with demands for repairs, maintenance, and replacement of existing infrastructure to the detriment of the tax paying public they serve as the cost of living continues to rise throughout the country;
AND WHEREAS the Federal and Provincial governments in the past contributed through partnerships to fund projects that have been out of the financial reach of small municipalities;
AND WHEREAS these 1/3 funding agreements have been instrumental in allowing municipalities to adequately plan and execute projects to protect the aging infrastructure already in place;
AND WHEREAS the Municipality of Tweed has successfully completed more than 19 capital projects using these funding scenarios over the years;
AND WHEREAS it is incumbent upon our Federal and Provincial governments to assist municipalities with limited access to funding except through municipal taxes to re-establish this very important funding stream;
NOW THEREFORE BE IT RESOLVED THAT Council lobby the relevant Federal and Provincial representatives to bring these concerns to the forefront;
AND FURTHER, that Council consider making a Delegation at the 2024 ROMA Conference;
AND FURTHER, that copies be sent to MP Kramp-Neuman, MPP Bresee, the Hastings County Warden, the Association of Municipalities of Ontario, and all Ontario municipalities.

Carried



PORT COLBORNE

Legislative Services

Municipal Offices: 66 Charlotte Street
Port Colborne, Ontario L3K 3C8 • www.portcolborne.ca

T 905.835.2900 ext 106 F 905.834.5746

E saima.tufail@portcolborne.ca

December 15, 2023

Via email: lucasw@tweed.ca

Municipality of Tweed
c/o Lucas Wales, Deputy Clerk
255 Metcalf Street
Tweed, ON K0K 3J0

Dear Mr. Wales:

Re: Municipality of Tweed regarding 1/3 Funding Grant Programs

Please be advised that, at its meeting of December 12, 2023 the Council of The Corporation of the City of Port Colborne resolved as follows:

That the correspondence from the Municipality of Tweed regarding 1/3 Funding Grant Programs be supported.

A copy of the above noted resolution is enclosed for your reference.

Sincerely,

S. Tufail

Saima Tufail
Acting City Clerk

cc. MP Kramp-Neuman
MPP Bresee
Niagara MPs (Dean Allison, Chris Bittle, Tony Baldinelli, and Vance Badawey),
Niagara MPPs (Sam Oosterhoff, Jennifer Stevens, Wayne Gates, and Jeff Burch),
Hastings County Warden,
Association of Ontario Municipalities
All Ontario Municipalities



Legislative Services
Jaclyn Grossi
905-726-4768
clerks@aurora.ca

Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

December 19, 2023

The Honourable Doug Ford, Premier of Ontario
Premier's Office, Room 281
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

Delivered by email
premier@ontario.ca

Dear Premier Ford:

**Re: Town of Aurora Council Resolution of December 12, 2023
Motion 10.1 – Councillor Gilliland; Re: Homelessness Crisis**

Please be advised that this matter was considered by Council at its meeting held on December 12, 2023, and in this regard, Council adopted the following resolution:

Whereas the homelessness crisis is taking a devastating toll on families and communities, undermining a healthy and prosperous Ontario, and that Council accepts that the responsibility to address these challenges rests with community stakeholders, partners, and residents as well as regional, federal, and provincial governments and agencies; and

Whereas the Town of Aurora recognizes the challenges of mental health, addictions, and homelessness, which are complex issues that have a significant and detrimental impact on the residents of the Town of Aurora and surrounding areas within Ontario; and

Whereas addressing and responding to these issues has placed extreme stress on all levels of regional, municipal, and non-municipal programs and services, including various not-for-profit organizations and provincially funded health services within the Town of Aurora and surrounding areas;

- 1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledge that homelessness in Ontario is a social, economic and health crisis, including people with substance use disorders; and**
- 2. Be It Further Resolved That the Town of Aurora commits to ending homelessness in the community in collaboration with the Region, and both the Provincial and Federal governments; and**

3. **Be It Further Resolved That the Town of Aurora call on the Region, the Province and Federal governments to increase action and supports on the following:**
 - a. **Commit to ending homelessness in Ontario; and**
 - b. **Work with the Association of Municipalities of Ontario (AMO) and a broad range of community, health, and economic partners to develop, resource, and implement an action plan to achieve this goal; and**
 - c. **Provide a long-term financial commitment to assist in the creation of more affordable and supportive housing for people in need, in York Region, including people with substance use disorders; and**
 - d. **Increase investments in evidence informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and**
4. **Be It Further Resolved That a copy of this motion be sent to the Premier of Ontario; the Minister of Municipal Affairs and Housing; the Minister of Children, Community and Social Services; the Minister of Health; the Minister of the Solicitor General; the Minister of Finance; the Chief Medical Officer of Health; Town of Aurora local MPs and MPPs; the Association of Municipalities of Ontario; and all Ontario municipalities.**

The above is for your consideration and any attention deemed necessary.

Sincerely,



Jaclyn Grossi

Deputy Town Clerk

The Corporation of the Town of Aurora

JG/lb

Attachment (Council meeting extract)

Copy: Hon. Paul Calandra, Minister of Municipal Affairs and Housing

Hon. Michael Parsa, Minister of Children, Community and Social Services, MPP
Aurora—Oak Ridges—Richmond Hill

Hon. Sylvia Jones, Minister of Health
Hon. Michael S. Kerzner, Solicitor General
Hon. Peter Bethlenfalvy, Minister of Finance
Dr. Kieran Moore, Chief Medical Officer of Health
Dawn Gallagher Murphy, MPP Newmarket—Aurora
Tony Van Bynen, MP Newmarket—Aurora
Leah Taylor Roy, MP Aurora—Oak Ridges—Richmond Hill
Association of Municipalities of Ontario (AMO)
All Ontario Municipalities



10. Motions

10.1 Councillor Gilliland; Re: Homelessness Crisis

Moved by Councillor Gilliland

Seconded by Councillor Gaertner

Whereas the homelessness crisis is taking a devastating toll on families and communities, undermining a healthy and prosperous Ontario, and that Council accepts that the responsibility to address these challenges rests with community stakeholders, partners, and residents as well as regional, federal, and provincial governments and agencies; and

Whereas the Town of Aurora recognizes the challenges of mental health, addictions, and homelessness, which are complex issues that have a significant and detrimental impact on the residents of the Town of Aurora and surrounding areas within Ontario; and

Whereas addressing and responding to these issues has placed extreme stress on all levels of regional, municipal, and non-municipal programs and services, including various not-for-profit organizations and provincially funded health services within the Town of Aurora and surrounding areas;

1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledge that homelessness in Ontario is a social, economic and health crisis, including people with substance use disorders; and
2. Be It Further Resolved That the Town of Aurora commits to ending homelessness in the community in collaboration with the Region, and both the Provincial and Federal governments; and
3. Be It Further Resolved That the Town of Aurora call on the Region, the Province and Federal governments to increase action and supports on the following:
 - a. Commit to ending homelessness in Ontario; and
 - b. Work with the Association of Municipalities of Ontario (AMO) and a broad range of community, health, and economic partners to

develop, resource, and implement an action plan to achieve this goal; and

- c. Provide a long-term financial commitment to assist in the creation of more affordable and supportive housing for people in need, in York Region, including people with substance use disorders; and
- d. Increase investments in evidence informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and

4. Be It Further Resolved That a copy of this motion be sent to the Premier of Ontario; the Minister of Municipal Affairs and Housing; the Minister of Children, Community and Social Services; the Minister of Health; the Minister of the Solicitor General; the Minister of Finance; the Chief Medical Officer of Health; Town of Aurora local MPs and MPPs; the Association of Municipalities of Ontario; and all Ontario municipalities.

Yeas (7): Mayor Mrakas, Councillor Weese, Councillor Gilliland, Councillor Gaertner, Councillor Thompson, Councillor Gallo, and Councillor Kim

Carried (7 to 0)



INFORMATION REPORT TO COUNCIL

Report Date: December 21, 2023

Date of Council Meeting: January 3, 2024

Prepared By: Tammy Thompson

Approved By: Virginia Phanehour

Agenda Item: New Business

Attachment(s): None

Reason for this Report

To provide Council with Information regarding the resident poll in reference to the Ward System

Recommendation

“THAT Council for the Corporation of the Township of Brudenell, Lyndoch and Raglan accept this Ward System Poll report as information only.”

Information

As directed by Council, staff prepared a second poll distributed in the Final Tax bill as the first poll distributed in the Spring newsletter did not have a large poll result. This poll was to determine the opinion of residents regarding the Ward System.

The results are in:

Those in favour of keeping the ward system status quo: **163**

Those in favour of voting at large and dissolving the ward system: **153**



REQUEST TO PLACE A MATTER ON COUNCIL MEETING AGENDA FORM

Council or Committee Meeting

Council

Date of Meeting

Jan 3 / 2024

Name of Individual

Sheldon Keller

Topic or Nature of Item:

Motion to refer to county operations
committee safety concerns intersection
of Highway 28 and county road 514. Poor
visibility need for clearing trees on the corner
towards Schutt. multiple vehicles are a full car
length into the intersection before stopping.

Sheldon Keller
Signature

Date: Dec 6 / 2023



Lot 1

B134/23(1)

Name of Approval Authority:
 County of Renfrew
 9 International Drive
 Pembroke, ON K8A 6W5
 Tel: 613-735-7288
 Fax: 613-735-2081
 Toll Free: 1-800-273-0183
www.countyofrenfrew.on.ca

APPLICATION FOR CONSENT

Under Section 53 of the Planning Act

Please print and complete or (✓) appropriate box(es).

Black arrows (▶) denote prescribed information required under Ontario Regulation 197/96. **AUG 22 2023**

1. OWNER INFORMATION (Please use additional page for owners with different addresses.)

▶ 1.1 Name of Owner(s): MervinMerkowsky and Michelle Merkowsky				
Mailing Address: 11802 Opeongo Rd		Town/City Barry's Bay	Province: ON	Postal Code: K0J 1B0
Telephone No.: (Home) 613 756 7337	(Work)	(Fax):		
Email Address: mervinmerkowsky@yahoo.ca				
▶ 1.2 Name of Owner's Authorized Agent /authorized Purchaser (if applicable):				
Mailing Address:		Town/City	Province: ON	Postal Code:
Telephone No.: (Home)	(Work)	(Fax):		
Email Address:				
▶ 1.3 Please specify to whom all communications should be sent: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Agent <input type="checkbox"/> Both				

2. DESCRIPTION OF THE SUBJECT LAND (Severed and Retained)

Complete **applicable** boxes in 2.1

▶ 2.1 Municipality: <u>Brudenell, Lyndoch & Raglan</u>	Subdivision Lot(s) No.:
Former Township: <u>Lyndoch</u>	Subdivision Plan No.:
Lot(s) No.: <u>26, 27, 28, 29</u>	Part(s) No.:
Concession: <u>15, 16</u>	Reference Plan No.:
Civic Address of Subject Lands/Road Name: <u>561 LetterKenny Rd</u>	49R- _____
▶ 2.2 Are there any existing easements or restrictive covenants affecting the subject land? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes , describe each easement or covenant and its effect.	

3. PURPOSE OF THIS APPLICATION

▶ 3.1 Type and purpose of proposed transaction (✓ appropriate box):		
<input checked="" type="checkbox"/> Creation of a New Lot	<input type="checkbox"/> Lot Addition/Lot Line Adjustment (see also 3.2)	<input type="checkbox"/> Create Easement/ Right-of-Way
<input checked="" type="checkbox"/> Certificate for Retained Lands (see also 8.1)	<input type="checkbox"/> A Charge / Mortgage	<input type="checkbox"/> A Lease
<input type="checkbox"/> A Correction of Title	<input type="checkbox"/> Other Purpose: _____	

▶ 3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged: unknown

4. INFORMATION REGARDING THE LAND INTENDED TO BE SEVERED, THE LAND TO BE RETAINED AND THE LAND TO BE ADDED TO (if applicable)

▶ 4.1 Dimensions		Severed	Retained	Lands being enlarged/ added to
	Road Frontage	30.48 m	30.48 m	m
	Depth	500 m	1500 m	m
	Area	20ha	137 ha	ha
▶ 4.2 Use of the Property	Existing Use(s)	undeveloped	residential	
	Proposed Use(s)	residential	residential	
▶ 4.3 Buildings or Structures	Existing	undeveloped	vacant buildings (house, barns, garage)	
	Proposed	residential	vacant buildings	
▶ 4.4 Official Plan Designation		rural, mineral aggregate	rural, mineral aggregate, environment protection	
▶ 4.5 Current Zoning		rural marginal	rural marginal and stream & wetland	

▶ 4.6 Access (✓ appropriate space)		Severed	Retained	Lands being enlarged/ added to
	Provincial Highway	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Municipal Road, maintained all year	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Municipal Road, seasonally maintained	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	County Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Crown Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other Public Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Registered Right of Way (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	Private Road (Unregistered) (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Water Access (see below)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If water access only, state the parking and docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road (attach schedule if more room is required):

▶ 4.7 If access to the subject land is not by a public road, you **MUST** include proof of your right of access. (include Transfer/Deed).
Will a road extension be required? Yes No

	Severed	Retained	Lands being enlarged/ added to	
▶ 4.8 Water Supply (✓ type of existing service OR type that would be used if lands were to be developed)	Publicly owned and operated piped water system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated individual well	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated communal well	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lake or other water body	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
▶ 4.9 Sewage Disposal (✓ type of existing service OR type that would be used if lands were to be developed)	Publicly owned and operated sanitary sewage system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated individual septic system	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated communal septic system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
▶ 4.10 Other Services (✓ if service is available)	Electricity	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	School Busing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Garbage Collection	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. PROVINCIAL POLICY STATEMENT

▶ 5.1 Is the requested consent consistent with the Provincial Policy Statement issued under Section 3(1) of the Planning Act? Yes No

6. HISTORY OF THE SUBJECT LAND

▶ 6.1 Has the subject land ever been the subject of an application for approval of a Plan of Subdivision under Section 51 of the Planning Act, or an application for Consent (Severance) under Section 53 of the Planning Act?

Yes	No	Unknown
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you answered **Yes** in 6.1, and if you **Know**, please specify the file number of the application.

6.2 If this application is a re-submission of a previous consent application, describe how it has been changed from the original application and provide the previous file number.

▶ 6.3 Has any land been severed from the parcel originally acquired by the current owner of the subject land?

Yes No

If **Yes**, provide for each parcel severed, the date of transfer, the name of the transferee and the land use on the severed land:

7. OTHER CURRENT APPLICATIONS

▶ 7.1 Is the subject land the subject of any other application under the Planning Act such as an additional Application for Consent (ie. severance), Zoning By-Law amendment, Official Plan amendment, Minister's Zoning order, Minor Variance, or approval of a Plan of Subdivision?

Yes No Unknown

If **Yes**, and if **Known**, specify the appropriate file number and status of the application.
two concurrent severance applications

8. REQUEST FOR CERTIFICATE FOR RETAINED LANDS

▶ 8.1 Does the application include a request referred to in clause 53 (42.1) (a) of the Act for a Certificate of Official for the Retained lands.

Yes No

▶ 8.2 If yes, has the applicant provided a lawyer's statement that there is no land abutting the subject land that is owned by the owner of the subject land other than land that could be conveyed without contravening section 50 of the Act.

Yes No

▶ 8.3 And, has the lawyer's statement must also provide a legal description for use in the requested Certificate of Official for the retained lands.

Yes No

9. SKETCH

▶ 9.1 Please attach a sketch to the one original and one duplicate consent applications. Each sketch shall have the severance parcel outlined in red and the retained parcel in green.

▶ 9.2 The sketch shall show the following information:

- a. the boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
- b. the approximate distance between the subject land and the nearest township lot line or landmark, such as a bridge or railway crossing;
- c. the boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained;
- d. the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
- e. the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks*) that are
 - i. located on the subject lands and on land that is adjacent to it, and

- ii. in the applicant's opinion may affect the application;
- f. the current uses of land that is adjacent to the subject land (for example residential, agricultural or commercial);
- g. the location, width and name of any roads within or abutting the subject land indicating whether it is an unopened road allowance, a public traveled road, a private road or a right-of-way;
- h. if access to the subject land will be by water only, the location of the parking and boat docking facilities to be used; and
- i. the location and nature of any easement affecting the subject land.

* Please show the location of any well, septic tank, septic field, or weeping bed on both the severed and retained parcels and the setbacks for any existing well, septic tank, septic field and/or weeping bed from the proposed new lot line.

10. OTHER INFORMATION

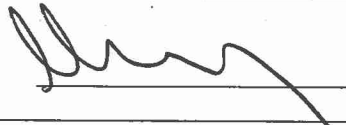
▶ 10.1 Is there any other information that you think may be useful to the County of Renfrew or other agencies in reviewing this application? If so, explain below or attach on a separate page.

On October 28, 2022, the Brudenell, Lynoch & Raglan Township (Jordan Genrick - Operations Manager) verified that the driveway access to LetterKenny Road (for both the 20 hectare lot (Lot 3) and the retained parcel) measured sufficiently wide at 60.96 meters. On December 12, 2022, Renfrew County (Alex Benzie - County Planner) emailed that the four Minimum Distance Separation forms that were submitted (for the four nearby farms) were acceptable. On December 13, Renfrew County (Alex Benzie) approved the completed Wildland Fire Risk and Hazard Assessment Form.


11. AFFIDAVIT OR SWORN DECLARATION OF APPLICANT/AUTHORIZED PURCHASER

▶ 11.1 Affidavit or Sworn Declaration for the Prescribed Information

I, Mervin & Michelle Merkowsky of the Town(ship) of Brudenell, Lynoch & Raglan in the County of Renfrew solemnly declare that the information required by O. Regulation 547/06 and all other information required in this application, including supporting documentation, are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the **Canada Evidence Act.**

 m. merkowsky
Signature of Applicant

Sworn (or declared) before me at the TOWNSHIP OF MADAWASKA VALLEY
in the COUNTY OF RENFREW
this 15 day of AUGUST, 2023.


A Commissioner for Taking Affidavits, etc.

NOTE: One of the purposes of the Planning Act is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the County to such persons as the County sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.

12. OWNER'S AUTHORIZATION IF THE OWNER IS NOT MAKING THE APPLICATION

(Please complete either 12.1, 12.2 or 12.3 whichever is applicable.)

▶ 12.1 If the owner is not making the application, the following owner's authorization is required.

AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, [] , am the owner(s) of the land that is the subject of this application for a consent and I/we authorize

[] to make this application and provide instruction/information on my/our behalf.

Date

Signature of Owner

Date

Signature of Owner

▶ 12.2 If the owner is a Corporation, and is not making the application, the following owner's authorization is required.

CORPORATE AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, [] , am an Officer/Director of the Corporation, that is the owner of the land that is the subject of this Application for Consent, and I hereby authorize [] to make this application and provide instruction/information on behalf of the Corporation.

Name of Corporation:

Date

Signature of Corporate Representative & Title

Date

Signature of Corporate Representative & Title

(I/We have authority to bind the corporation in the absence of a corporate seal.)

▶ 12.3 If the owner is not making the application, the following owner's authorization is required.

Signature of Power of Attorney

I am the Power of Attorney for _____
the owner/applicant of the subject lands appointed on the _____ day of _____, 20____.
The Power of Attorney document is currently in force and has not been revoked.

Signature of Power of Attorney

FOR OFFICE USE ONLY

Committee File No.: B134/23(1)

Hearing Date (if appl.):

Date of Receipt of Application: Aug 22/23

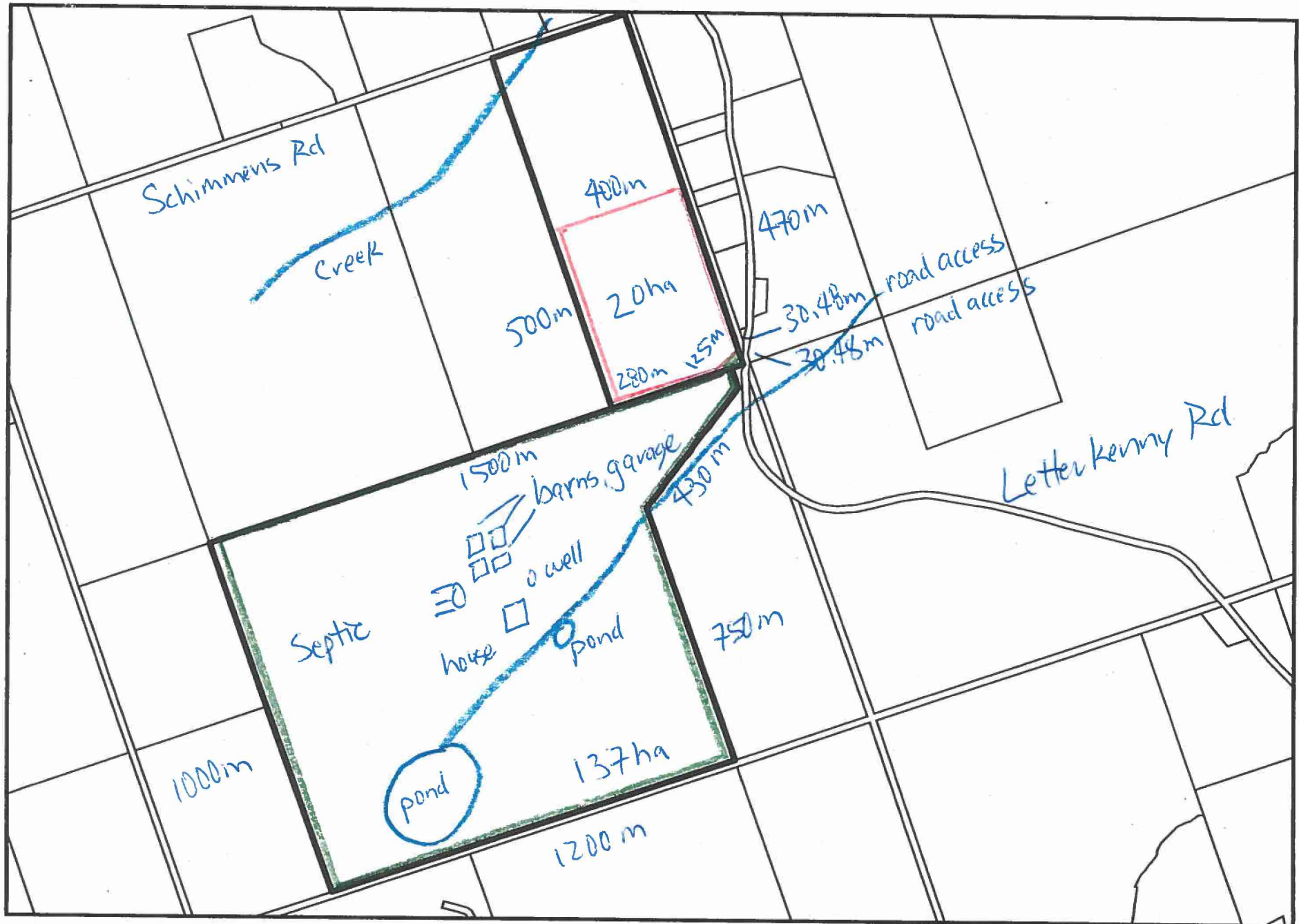
Date deemed complete: Aug 22/23

Checked by: [Signature]

Authorization of Owner Received: Yes No N/A

Date: Aug 23/23 Alano Zadow
Secretary-Treasurer, Land Division Committee

LOT 1



1 centimeter = 150 meters

Lot 2

B135/23(2)



Name of Approval Authority:
County of Renfrew
9 International Drive
Pembroke, ON K8A 6W5
Tel: 613-735-7288
Fax: 613-735-2081
Toll Free: 1-800-273-0183
www.countyofrenfrew.on.ca

APPLICATION FOR CONSENT
Under Section 53 of the Planning Act

Please print and complete or (✓) appropriate box(es).

Black arrows (▶) denote prescribed information required under Ontario Regulation 197/96. **AUG 22 2023**

1. OWNER INFORMATION (Please use additional page for owners with different addresses.)

▶ 1.1 Name of Owner(s): Mervin Merkowsky and Michelle Merkowsky			
Mailing Address: 11802 Opeongo Rd	Town/City Barry's Bay	Province: ON	Postal Code: K0J 1B0
Telephone No.: (Home) 613 756 7337	(Work)	(Fax):	
Email Address: mervinmerkowsky@yahoo.ca			
▶ 1.2 Name of Owner's Authorized Agent /authorized Purchaser (if applicable):			
Mailing Address:	Town/City	Province: ON	Postal Code:
Telephone No.: (Home)	(Work)	(Fax):	
Email Address:			
▶ 1.3 Please specify to whom all communications should be sent: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Agent <input type="checkbox"/> Both			

2. DESCRIPTION OF THE SUBJECT LAND (Severed and Retained)

Complete **applicable** boxes in 2.1

▶ 2.1 Municipality: <u>Brudenell, Lyndoch & Raglan</u>	Subdivision Lot(s) No.:
Former Township: <u>Lyndoch</u>	Subdivision Plan No.:
Lot(s) No.: <u>26, 27, 28, 29</u>	Part(s) No.:
Concession: <u>15, 16</u>	Reference Plan No.:
Civic Address of Subject Lands/Road Name: <u>561 LetterKenny Rd</u>	49R- _____
▶ 2.2 Are there any existing easements or restrictive covenants affecting the subject land? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes , describe each easement or covenant and its effect.	

3. PURPOSE OF THIS APPLICATION

▶ 3.1 Type and purpose of proposed transaction (✓ appropriate box):		
<input checked="" type="checkbox"/> Creation of a New Lot	<input type="checkbox"/> Lot Addition/Lot Line Adjustment (see also 3.2)	<input type="checkbox"/> Create Easement/ Right-of-Way
<input checked="" type="checkbox"/> Certificate for Retained Lands (see also 8.1)	<input type="checkbox"/> A Charge / Mortgage	<input type="checkbox"/> A Lease
<input type="checkbox"/> A Correction of Title	<input type="checkbox"/> Other Purpose: _____	

▶ 3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged: unknown

4. INFORMATION REGARDING THE LAND INTENDED TO BE SEVERED, THE LAND TO BE RETAINED AND THE LAND TO BE ADDED TO (if applicable)

▶ 4.1 Dimensions		Severed	Retained	Lands being enlarged/ added to
Road Frontage		200 m	100' 30.48 m	m
Depth		1640' 500 m	4921' 1500 m	m
Area		24.7 ac 10ha	338.5 ac 137 ha	ha
▶ 4.2 Use of the Property	Existing Use(s)	undeveloped	residential	
	Proposed Use(s)	residential	residential	
▶ 4.3 Buildings or Structures	Existing	undeveloped	vacant buildings (house, barns, garage)	
	Proposed	residential	vacant buildings	
▶ 4.4 Official Plan Designation		rural, mineral aggregate	rural, mineral aggregate, environment protection	
▶ 4.5 Current Zoning		rural marginal	rural marginal and stream & wetland	

▶ 4.6 Access (✓ appropriate space)	Severed	Retained	Lands being enlarged/ added to
Provincial Highway	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Municipal Road, maintained all year	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Municipal Road, seasonally maintained	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
County Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Crown Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other Public Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Registered Right of Way (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

	Private Road (Unregistered) (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Water Access (see below)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If water access only, state the parking and docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road (attach schedule if more room is required):

▶ 4.7 If access to the subject land is not by a public road, you MUST include proof of your right of access. (include Transfer/Deed).
Will a road extension be required? Yes No

▶ 4.8 Water Supply (✓ type of existing service OR type that would be used if lands were to be developed)		Severed	Retained	Lands being enlarged/ added to
	Publicly owned and operated piped water system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated individual well	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated communal well	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Lake or other water body	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
▶ 4.9 Sewage Disposal (✓ type of existing service OR type that would be used if lands were to be developed)	Publicly owned and operated sanitary sewage system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated individual septic system	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Privately owned and operated communal septic system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Privy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
▶ 4.10 Other Services (✓ if service is available)	Electricity	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	School Busing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Garbage Collection	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. PROVINCIAL POLICY STATEMENT

▶ 5.1 Is the requested consent consistent with the Provincial Policy Statement issued under Section 3(1) of the Planning Act? Yes No

6. HISTORY OF THE SUBJECT LAND

▶ 6.1 Has the subject land ever been the subject of an application for approval of a Plan of Subdivision under Section 51 of the Planning Act, or an application for Consent (Severance) under Section 53 of the Planning Act?

Yes	No	Unknown
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you answered **Yes** in 6.1, and if you **Know**, please specify the file number of the application.

6.2 If this application is a re-submission of a previous consent application, describe how it has been changed from the original application and provide the previous file number.

▶ 6.3 Has any land been severed from the parcel originally acquired by the current owner of the subject land?

Yes No

If **Yes**, provide for each parcel severed, the date of transfer, the name of the transferee and the land use on the severed land:

7. OTHER CURRENT APPLICATIONS

▶ 7.1 Is the subject land the subject of any other application under the Planning Act such as an additional Application for Consent (ie. severance), Zoning By-Law amendment, Official Plan amendment, Minister's Zoning order, Minor Variance, or approval of a Plan of Subdivision?

Yes No Unknown

If **Yes**, and if **Known**, specify the appropriate file number and status of the application.
two concurrent severance applications

8. REQUEST FOR CERTIFICATE FOR RETAINED LANDS

▶ 8.1 Does the application include a request referred to in clause 53 (42.1) (a) of the Act for a Certificate of Official for the Retained lands.

Yes No

▶ 8.2 If yes, has the applicant provided a lawyer's statement that there is no land abutting the subject land that is owned by the owner of the subject land other than land that could be conveyed without contravening section 50 of the Act.

Yes No

▶ 8.3 And, has the lawyer's statement must also provide a legal description for use in the requested Certificate of Official for the retained lands.

Yes No

9. SKETCH

▶ 9.1 Please attach a sketch to the one original and one duplicate consent applications. Each sketch shall have the severance parcel outlined in red and the retained parcel in green.

▶ 9.2 The sketch shall show the following information:

- a. the boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
- b. the approximate distance between the subject land and the nearest township lot line or landmark, such as a bridge or railway crossing;
- c. the boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained;
- d. the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
- e. the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks*) that are
 - i. located on the subject lands and on land that is adjacent to it, and

- ii. in the applicant's opinion may affect the application;
- f. the current uses of land that is adjacent to the subject land (for example residential, agricultural or commercial);
- g. the location, width and name of any roads within or abutting the subject land indicating whether it is an unopened road allowance, a public traveled road, a private road or a right-of-way;
- h. if access to the subject land will be by water only, the location of the parking and boat docking facilities to be used; and
- i. the location and nature of any easement affecting the subject land.

* Please show the location of any well, septic tank, septic field, or weeping bed on both the severed and retained parcels and the setbacks for any existing well, septic tank, septic field and/or weeping bed from the proposed new lot line.

10. OTHER INFORMATION

▶ 10.1 Is there any other information that you think may be useful to the County of Renfrew or other agencies in reviewing this application? If so, explain below or attach on a separate page.

On October 28, 2022, the Brudenell, Lynoch & Raglan Township (Jordan Genrick - Operations Manager) verified that the driveway access to LetterKenny Road (for both the 20 hectare lot (Lot 3) and the retained parcel) measured sufficiently wide at 60.96 meters. On December 12, 2022, Renfrew County (Alex Benzie - County Planner) emailed that the four Minimum Distance Separation forms that were submitted (for the four nearby farms) were acceptable. On December 13, Renfrew County (Alex Benzie) approved the completed Wildland Fire Risk and Hazard Assessment Form.

11. AFFIDAVIT OR SWORN DECLARATION OF APPLICANT/AUTHORIZED PURCHASER

▶ 11.1 Affidavit or Sworn Declaration for the Prescribed Information

I, Mervin & Michelle Merkowsky of the Town(ship) of Brudenell, Lynoch & Raglan in the County of Renfrew solemnly declare that the information required by O. Regulation 547/06 and all other information required in this application, including supporting documentation, are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the **Canada Evidence Act.**


M. Merkowsky
Signature of Applicant

Sworn (or declared) before me at the TOWNSHIP OF MADAWASKA VALLEY
in the COUNTY OF RENFREW
this 15 day of AUGUST, 2023.


A Commissioner for Taking Affidavits, etc.

NOTE: One of the purposes of the Planning Act is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the County to such persons as the County sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.

12. OWNER'S AUTHORIZATION IF THE OWNER IS NOT MAKING THE APPLICATION

(Please complete either 12.1, 12.2 or 12.3 whichever is applicable.)

▶ 12.1 If the owner is not making the application, the following owner's authorization is required.

AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, _____, am the owner(s) of the land that is the subject of this application for a consent and I/we authorize

_____ to make this application and provide instruction/information on my/our behalf.

Date

Signature of Owner

Date

Signature of Owner

▶ 12.2 If the owner is a Corporation, and is not making the application, the following owner's authorization is required.

CORPORATE AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, _____, am an Officer/Director of the Corporation, that is the owner of the land that is the subject of this Application for Consent, and I hereby authorize _____ to make this application and provide instruction/information on behalf of the Corporation.

Name of Corporation:

Date

Signature of Corporate Representative & Title

Date

Signature of Corporate Representative & Title

(I/We have authority to bind the corporation in the absence of a corporate seal.)

▶ 12.3 If the owner is not making the application, the following owner's authorization is required.

Signature of Power of Attorney

I am the Power of Attorney for _____
the owner/applicant of the subject lands appointed on the _____ day of _____, 20__.
The Power of Attorney document is currently in force and has not been revoked.

Signature of Power of Attorney

FOR OFFICE USE ONLY

Committee File No.: B135/23(2)

Hearing Date (if appl.):

Date of Receipt of Application: Aug 22/23

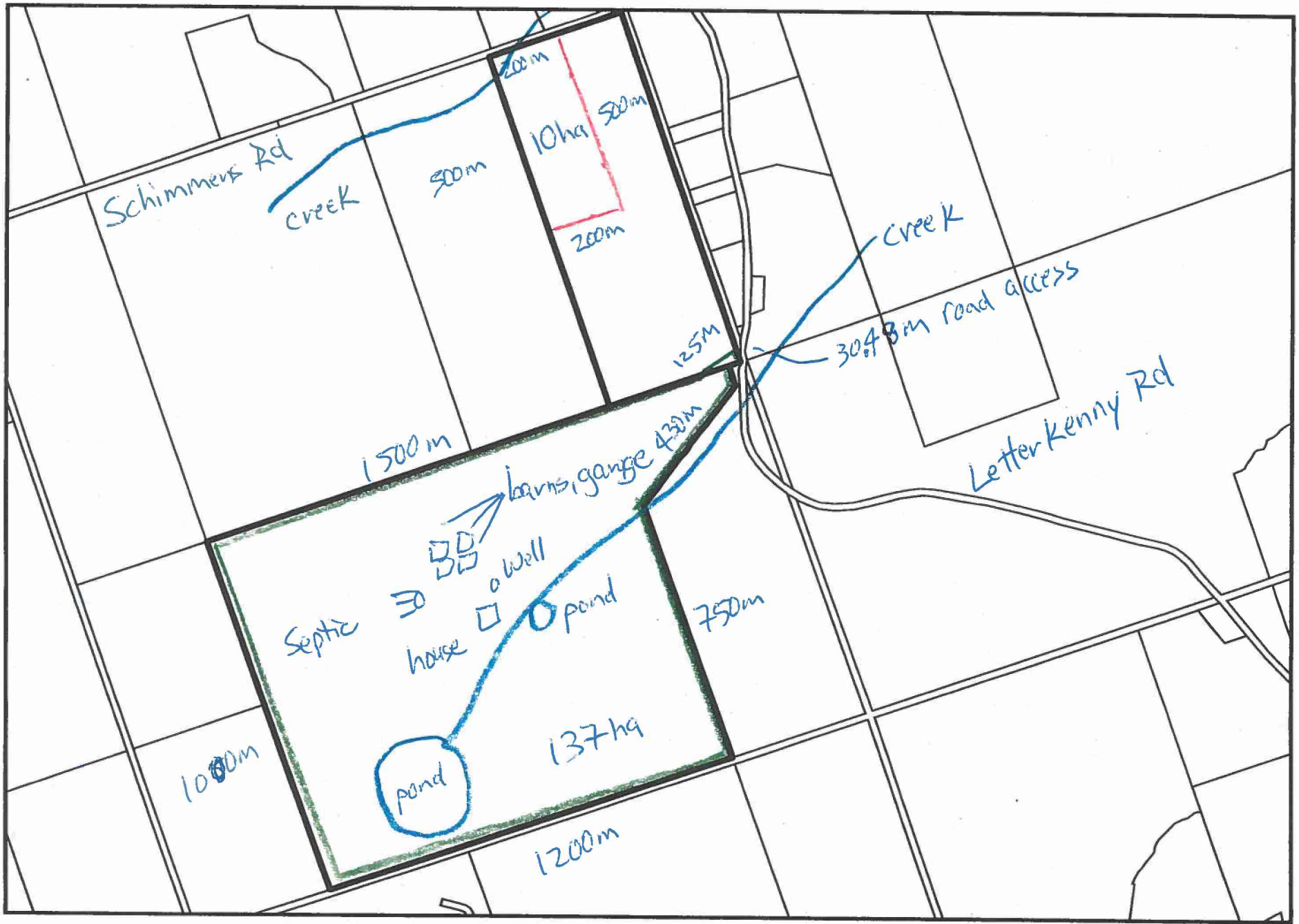
Date deemed complete: Aug 22/23

Checked by: [Signature]

Authorization of Owner Received: Yes No N/A

Date: Aug 23/23 Alan Zadow
Secretary-Treasurer, Land Division Committee

LOT 1



1 centimeter = 150 meters



Lot 3

B136/23(3)

Name of Approval Authority:
 County of Renfrew
 9 International Drive
 Pembroke, ON K8A 6W5
 Tel: 613-735-7288
 Fax: 613-735-2081
 Toll Free: 1-800-273-0183
www.countyofrenfrew.on.ca

APPLICATION FOR CONSENT
 Under Section 53 of the Planning Act

Please print and complete or (✓) appropriate box(es).

Black arrows (▶) denote prescribed information required under Ontario Regulation 197/96. **AUG 22 2023**

1. OWNER INFORMATION (Please use additional page for owners with different addresses.)

▶ 1.1 Name of Owner(s): Mervin Merkowsky and Michelle Merkowsky			
Mailing Address: 11802 Opeongo Rd	Town/City Barry's Bay	Province: ON	Postal Code: K0J 1B0
Telephone No.: (Home) 613 756 7337	(Work)	(Fax):	
Email Address: mervinmerkowsky@yahoo.ca			
▶ 1.2 Name of Owner's Authorized Agent /authorized Purchaser (if applicable):			
Mailing Address:	Town/City	Province: ON	Postal Code:
Telephone No.: (Home)	(Work)	(Fax):	
Email Address:			
▶ 1.3 Please specify to whom all communications should be sent: <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Agent <input type="checkbox"/> Both			

2. DESCRIPTION OF THE SUBJECT LAND (Severed and Retained)

Complete **applicable** boxes in 2.1

▶ 2.1 Municipality: <u>Brudenell, Lyndoch & Raglan</u>	Subdivision Lot(s) No.:
Former Township: <u>Lyndoch</u>	Subdivision Plan No.:
Lot(s) No.: <u>26, 27, 28, 29</u>	Part(s) No.:
Concession: <u>15, 16</u>	Reference Plan No.:
Civic Address of Subject Lands/Road Name: <u>561 LetterKenny Rd</u>	49R-
▶ 2.2 Are there any existing easements or restrictive covenants affecting the subject land? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes If Yes , describe each easement or covenant and its effect.	

3. PURPOSE OF THIS APPLICATION

▶ 3.1 Type and purpose of proposed transaction (✓ appropriate box):

<input checked="" type="checkbox"/> Creation of a New Lot	<input type="checkbox"/> Lot Addition/Lot Line Adjustment (see also 3.2)	<input type="checkbox"/> Create Easement/ Right-of-Way
<input checked="" type="checkbox"/> Certificate for Retained Lands (see also 8.1)	<input type="checkbox"/> A Charge / Mortgage	<input type="checkbox"/> A Lease
<input type="checkbox"/> A Correction of Title	<input type="checkbox"/> Other Purpose: _____	

▶ 3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged:
unknown

4. INFORMATION REGARDING THE LAND INTENDED TO BE SEVERED, THE LAND TO BE RETAINED AND THE LAND TO BE ADDED TO (if applicable)

▶ 4.1 Dimensions		Severed	Retained	Lands being enlarged/ added to
	Road Frontage	200 m	30.48 m	m
	Depth	500 m	1500 m	m
	Area	10ha	137 ha	ha
▶ 4.2 Use of the Property	Existing Use(s)	undeveloped	residential	
	Proposed Use(s)	residential	residential	
▶ 4.3 Buildings or Structures	Existing	undeveloped	vacant buildings (house, barns, garage)	
	Proposed	residential	vacant buildings	
▶ 4.4 Official Plan Designation		rural, mineral aggregate	rural, mineral aggregate, environment protection	
▶ 4.5 Current Zoning		rural marginal	rural marginal and stream & wetland	

▶ 4.6 Access (✓ appropriate space)		Severed	Retained	Lands being enlarged/ added to
	Provincial Highway	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Municipal Road, maintained all year	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Municipal Road, seasonally maintained	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	County Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Crown Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Other Public Road	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Registered Right of Way (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Private Road (Unregistered) (see 4.7)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Water Access (see below)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

If water access only, state the parking and docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road (attach schedule if more room is required):

▶ 4.7 If access to the subject land is not by a public road, you MUST include proof of your right of access. (include Transfer/Deed).
Will a road extension be required? Yes No

▶ 4.8 Water Supply (✓ type of existing service OR type that would be used if lands were to be developed)	Severed	Retained	Lands being enlarged/ added to	
Publicly owned and operated piped water system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Privately owned and operated individual well	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Privately owned and operated communal well	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Lake or other water body	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
▶ 4.9 Sewage Disposal (✓ type of existing service OR type that would be used if lands were to be developed)	Publicly owned and operated sanitary sewage system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Privately owned and operated individual septic system	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Privately owned and operated communal septic system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Privy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other means	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
▶ 4.10 Other Services (✓ if service is available)	Electricity	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
School Busing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Garbage Collection	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

5. PROVINCIAL POLICY STATEMENT

▶ 5.1 Is the requested consent consistent with the Provincial Policy Statement issued under Section 3(1) of the Planning Act? Yes No

6. HISTORY OF THE SUBJECT LAND

▶ 6.1 Has the subject land ever been the subject of an application for approval of a Plan of Subdivision under Section 51 of the Planning Act, or an application for Consent (Severance) under Section 53 of the Planning Act?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Unknown <input type="checkbox"/>
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If you answered **Yes** in 6.1, and if you **Know**, please specify the file number of the application.

6.2 If this application is a re-submission of a previous consent application, describe how it has been changed from the original application and provide the previous file number.

▶ 6.3 Has any land been severed from the parcel originally acquired by the current owner of the subject land?

Yes No

If **Yes**, provide for each parcel severed, the date of transfer, the name of the transferee and the land use on the severed land:

7. OTHER CURRENT APPLICATIONS

▶ 7.1 Is the subject land the subject of any other application under the Planning Act such as an additional Application for Consent (ie. severance), Zoning By-Law amendment, Official Plan amendment, Minister's Zoning order, Minor Variance, or approval of a Plan of Subdivision?

Yes No Unknown

If **Yes**, and if **Known**, specify the appropriate file number and status of the application.
two concurrent severance applications

8. REQUEST FOR CERTIFICATE FOR RETAINED LANDS

▶ 8.1 Does the application include a request referred to in clause 53 (42.1) (a) of the Act for a Certificate of Official for the Retained lands.

Yes No

▶ 8.2 If yes, has the applicant provided a lawyer's statement that there is no land abutting the subject land that is owned by the owner of the subject land other than land that could be conveyed without contravening section 50 of the Act.

Yes No

▶ 8.3 And, has the lawyer's statement must also provide a legal description for use in the requested Certificate of Official for the retained lands.

Yes No

9. SKETCH

▶ 9.1 Please attach a sketch to the one original and one duplicate consent applications. Each sketch shall have the severance parcel outlined in red and the retained parcel in green.

▶ 9.2 The sketch shall show the following information:

- a. the boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
- b. the approximate distance between the subject land and the nearest township lot line or landmark, such as a bridge or railway crossing;
- c. the boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained;
- d. the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
- e. the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks*) that are
 - i. located on the subject lands and on land that is adjacent to it, and

- ii. in the applicant's opinion may affect the application;
- f. the current uses of land that is adjacent to the subject land (for example residential, agricultural or commercial);
- g. the location, width and name of any roads within or abutting the subject land indicating whether it is an unopened road allowance, a public traveled road, a private road or a right-of-way;
- h. if access to the subject land will be by water only, the location of the parking and boat docking facilities to be used; and
- i. the location and nature of any easement affecting the subject land.

* Please show the location of any well, septic tank, septic field, or weeping bed on both the severed and retained parcels and the setbacks for any existing well, septic tank, septic field and/or weeping bed from the proposed new lot line.

10. OTHER INFORMATION

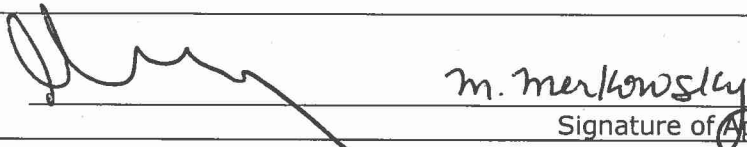
▶ 10.1 Is there any other information that you think may be useful to the County of Renfrew or other agencies in reviewing this application? If so, explain below or attach on a separate page.

On October 28, 2022, the Brudenell, Lyndoch & Raglan Township (Jordan Genrick - Operations Manager) verified that the driveway access to LetterKenny Road (for both the 20 hectare lot (Lot 3) and the retained parcel) measured sufficiently wide at 60.96 meters. On December 12, 2022, Renfrew County (Alex Benzie - County Planner) emailed that the four Minimum Distance Separation forms that were submitted (for the four nearby farms) were acceptable. On December 13, Renfrew County (Alex Benzie) approved the completed Wildland Fire Risk and Hazard Assessment Form.

11. AFFIDAVIT OR SWORN DECLARATION OF APPLICANT / AUTHORIZED PURCHASER

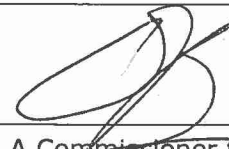
▶ 11.1 Affidavit or Sworn Declaration for the Prescribed Information

I, Mervin & Michelle Merkowsky of the Town(ship) of Brudenell, Lynoch & Raglan in the County of Renfrew solemnly declare that the information required by O. Regulation 547/06 and all other information required in this application, including supporting documentation, are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the **Canada Evidence Act.**



 Signature of Applicant

Sworn (or declared) before me at the TOWNSHIP OF MADAWASKA VALLEY
 in the COUNTY OF RENFREW
 this 15 day of AUGUST, 2023.



 A Commissioner for Taking Affidavits, etc.

NOTE: One of the purposes of the Planning Act is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the County to such persons as the County sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.

12. OWNER'S AUTHORIZATION IF THE OWNER IS NOT MAKING THE APPLICATION

(Please complete either **12.1**, **12.2** or **12.3** whichever is applicable.)

▶ 12.1 If the owner is not making the application, the following owner's authorization is required.

AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, , am the owner(s) of the land that is the subject of this application for a consent and I/we authorize

to make this application and provide instruction/information on my/our behalf.

Date

Signature of Owner

Date

Signature of Owner

▶ 12.2 If the owner is a Corporation, and is not making the application, the following owner's authorization is required.

CORPORATE AUTHORIZATION OF OWNER(S) FOR AGENT TO MAKE THE APPLICATION

I, , am an Officer/Director of the Corporation, that is the owner of the land that is the subject of this Application for Consent, and I hereby authorize to make this application and provide instruction/information on behalf of the Corporation.

Name of Corporation:

Date

Signature of Corporate Representative & Title

Date

Signature of Corporate Representative & Title

(I/We have authority to bind the corporation in the absence of a corporate seal.)

▶ 12.3 If the owner is not making the application, the following owner's authorization is required.

Signature of Power of Attorney

I am the Power of Attorney for _____
the owner/applicant of the subject lands appointed on the _____ day of _____, 20__.
The Power of Attorney document is currently in force and has not been revoked.

Signature of Power of Attorney

FOR OFFICE USE ONLY

Committee File No.: B136/23(3)

Hearing Date (if appl.):

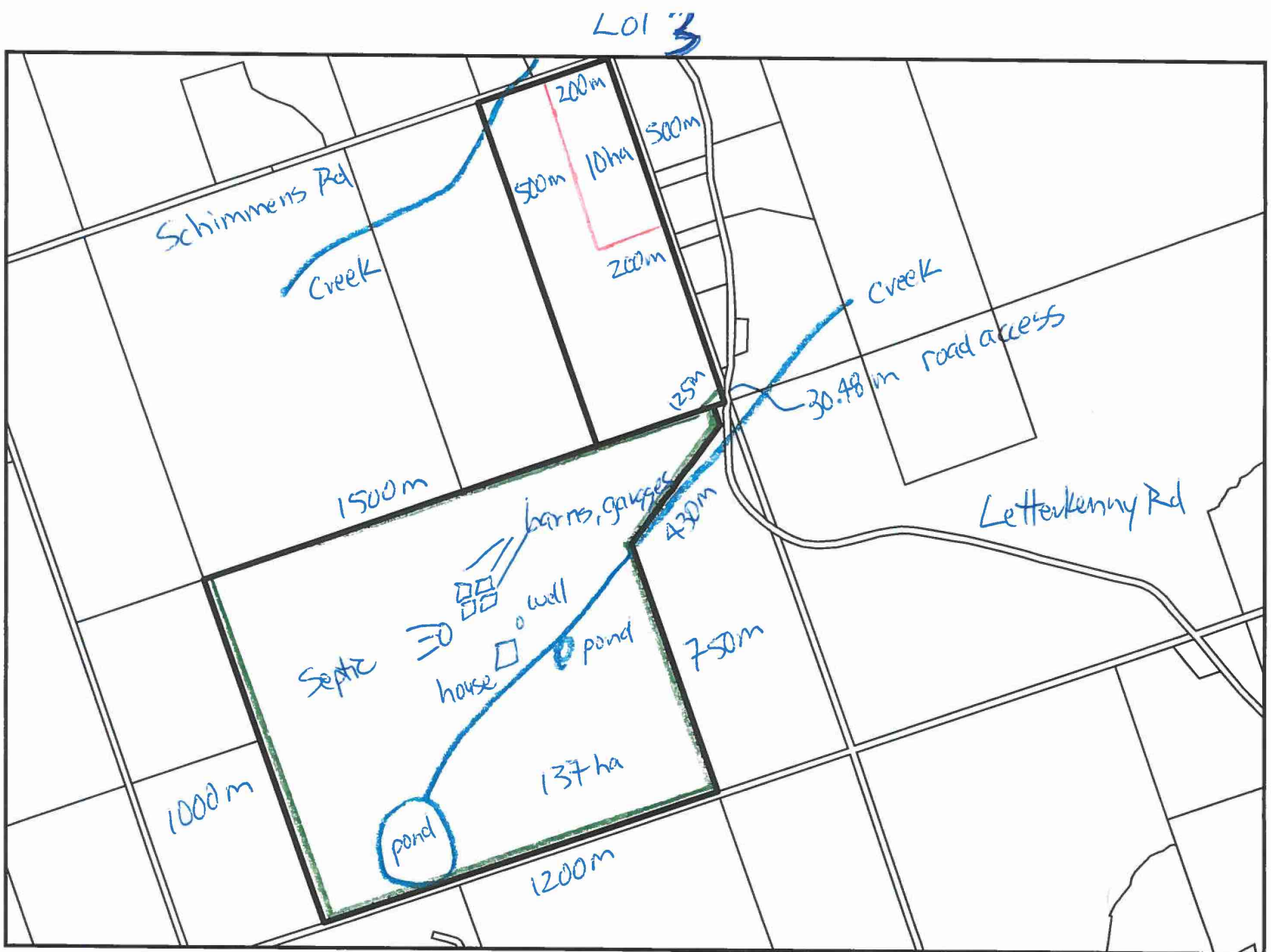
Date of Receipt of Application: Aug 22/23

Date deemed complete: Aug 22/23

Checked by: *[Signature]*

Authorization of Owner Received: Yes No N/A

Date: Aug 23/23 Alana Zadow
Secretary-Treasurer, Land Division Committee



1 centimeter = 150 meters

**NOTICE OF AN APPLICATION FOR CONSENT
(Land Severance)
Section 53(5)(a) of the Planning Act and O. Reg. 197/96**

TAKE NOTICE that the County of Renfrew has received an application for consent under Section 53(1) of the Planning Act for the following lands:

Application Numbers: **B134/23(1), B135/23(2) & B136/23(3)**
Location of Subject Lands: **Part Lot 26, Concession 16, Lyndoch**
Municipality: **Township of Brudenell, Lyndoch & Raglan**
Name of Applicants: **Mervin & Michelle Merkowsky**

PURPOSE AND EFFECT:

The purpose and effect of the application is to sever three residential lots. B134/23(1) is proposed to be 20 ha (49.4 acre), B135/23(2) is proposed to be 10 ha (24.7 ac) and B136/23(3) is proposed to be 10 ha (24.7 ac) in size. A key map showing the approximate location of the proposed consents is on the reverse of this notice.

OTHER RELATED INFORMATION:

Pursuant to the Planning Act, this Notice of Application for Consent shall be given to *every landowner within 60 metres of the subject land and to prescribed persons and public bodies.*

TO MAKE SUBMISSIONS:

If you wish to make a written submission, please ensure that your letter/email contains your name, address, telephone number/email address and planning concerns/objections, and that it is addressed to the Secretary-Treasurer of the Land Division Committee of the County of Renfrew, 9 International Drive, Pembroke, Ontario K8A 6W5. Email address: azadow@countyofrenfrew.on.ca

NOTE: *One of the purposes of the Planning Act is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the County to such persons as the County sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.*

If the Applicant, the Minister, a specified person or any public body that files an appeal of a decision of the Land Division Committee of the County of Renfrew in respect of the proposed consent does not make written submissions to the Land Division Committee of the County of Renfrew before it gives or refuses to give a provisional consent, the Ontario Land Tribunal (OLT) may dismiss the appeal.

NOTICE OF DECISION:

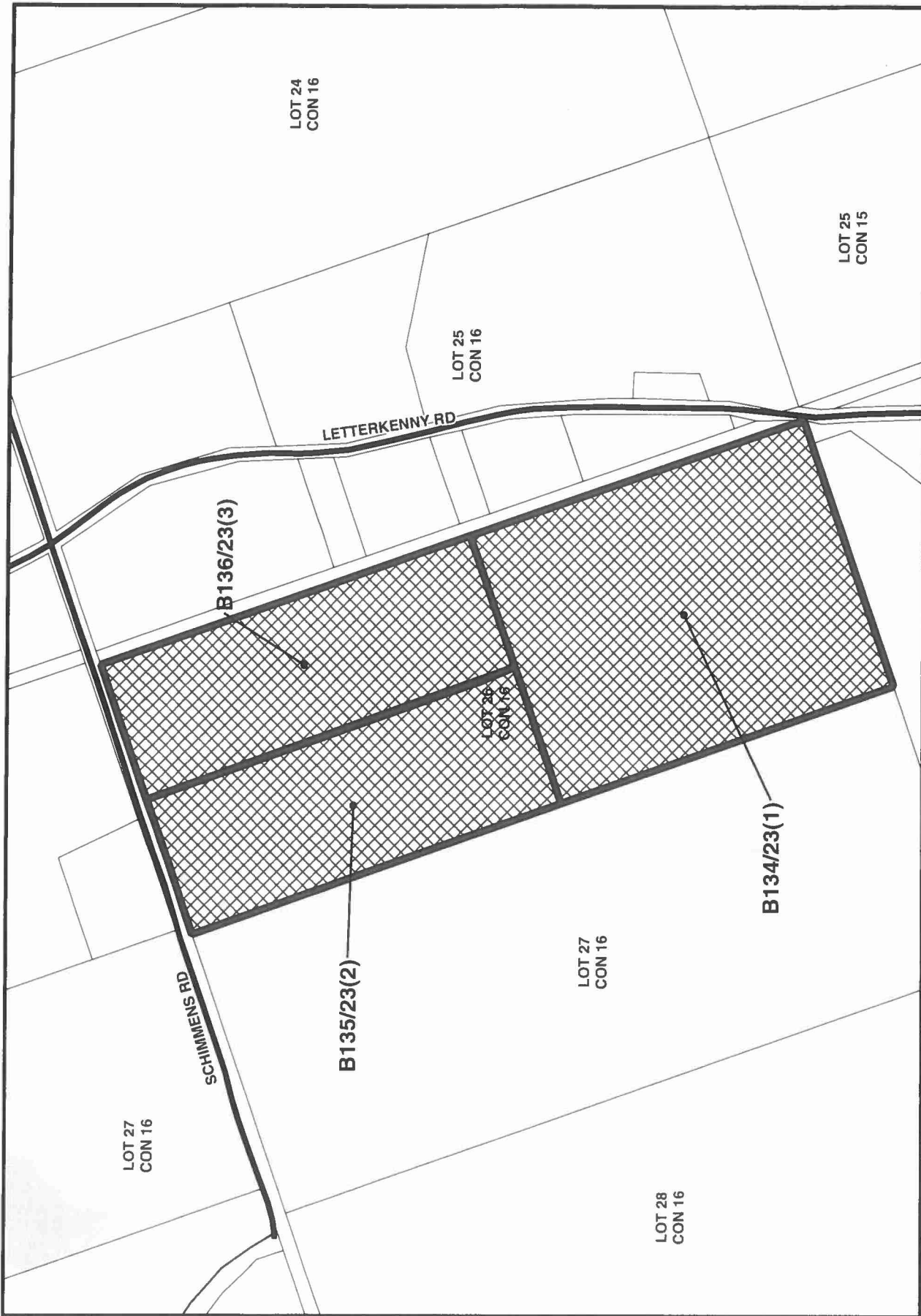
If you wish to be notified of the decision of the Land Division Committee of the County of Renfrew in respect of the proposed consent, you must make a written request to the Secretary-Treasurer of the Land Division Committee of the County of Renfrew. Such request should contain your name, address, telephone number/email address.

Please refer to the application number in all correspondence and communications.

ADDITIONAL INFORMATION:

Additional information concerning this consent application is available for public inspection during office hours at the offices of the Development and Property Department of the County of Renfrew, 9 International Drive, Pembroke, Ontario or you may contact the Secretary-Treasurer of Land Division by telephone at (613) 735-3204 or toll-free 1-800-273-0183. Office Hours are Monday to Friday 8:00 a.m. to 4:00 p.m.

Dated at the County of Renfrew this 7th day of November, 2023.



KEY MAP
 Township of BRUDENELL, LYNDOKH & RAGLAN
 (geographic Township of Lyndoch)

1 centimeter = 75 meters



Department of Development &
Property



9 INTERNATIONAL DRIVE
PEMBROKE, ON, CANADA
K8A 6W5
613-735-3204
FAX: 613-735-2081
www.countyofrenfrew.on.ca

REQUEST FOR COMMENTS

November 7, 2023

Clerk
Township Of Brudenell, Lyndoch & Raglan
42 Burnt Bridge Road
P.O. Box 40
Palmer Rapids, ON K0J 2E0

deputyclerk@blrtownship.ca

Dear Sir/Madame:

**Re: Application for Consent from Mervin & Michelle Merkowsky
Part Lot 26, Concession 16, Lyndoch
Township of Brudenell, Lyndoch & Raglan**

B134/23(1) (30.48m x 500m – 20 ha.)
B135/23(2) (200m x 500m – 10 ha.)
B136/23(3) (200m x 500m – 10 ha.)

The above referenced Application For Consent has been received for consideration by the County of Renfrew. A copy of the application is attached. In accordance with Sections 53(11) and 53(5)(a) of the Planning Act, your written comments are required.

A Notice of an Application for Consent is attached that includes a key map showing the location of the proposed consent.

Would you kindly gather internal agency comments and submit them with yours.

Yours truly,

Alana Zadow

Alana Zadow, ACST
Secretary-Treasurer
Land Division Committee

azadow@countyofrenfrew.on.ca

/az
Enclosures



TOWNSHIP OF BRUDENELL, LYNDOCH AND RAGLAN

42 Burnt Bridge Road, PO Box 40
Palmer Rapids, Ontario K0J 2E0
TEL: (613) 758-2061 · FAX: (613) 758-2235

TOWNSHIP OF BRUDENELL, LYNDOCH & RAGLAN

NOTICE OF APPLICATION AND PUBLIC MEETING

In the matter of Section 34 of the Planning Act, the Township of Brudenell, Lyndoch & Raglan hereby gives NOTICE OF THE FOLLOWING:

- i) An application to amend the Zoning By-law (By-law 87-08) of the former Township of Brudenell and Lyndoch.*
 - ii) A public meeting regarding an application to amend the Zoning By-law (By-law 87-08) of the former Township of Brudenell and Lyndoch.*
-

Subject Lands Part of Lot 9, Concession 9, in the geographic Township of Brudenell, now in the Township of Brudenell, Lyndoch and Raglan, as shown on the attached Key Map.

Public Meeting A public meeting to inform the public of the proposed zoning amendment will be held on February 7th, 2024 at 6:30 p.m. at the municipal office of the Township of Brudenell, Lyndoch and Raglan.

Proposed Zoning By-law Amendment

The purpose and effect of the amendment to the Brudenell & Lyndoch Zoning By-law is:

- 1) To refine the boundary of the stream and wetland zone on the property based on fieldwork conducted by Jp2g incorporating the recommended setbacks and mitigation measures outlined in the Environmental Impact Study Report prepared by JP2G and submitted on March 3, 2023;
- 2) To rezone the severed lands in Consent Application File No. B51/23(1) from Extractive Industrial (EM) and Stream and Wetland (SW) to Limited Service Residential - Exception Seventeen - holding (LSR-E17-h). The exception zone is required to implement a 30-metre water setback from the highwater mark of Lorwell Lake, and a 15-metre setback from the Stream & Wetland (SW) Zone. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5-metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

3) To rezone the severed and retained lands in Consent Applications File Nos. B52/23(2) and B53/23(3), from Extractive Industrial (EM) and Rural Marginal (RM) to Limited Service Residential – Exception Eighteen – holding (LSR-E18-holding). The exception zone will require a 30-metre water setback from the highwater mark of Lorwell Lake. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5-metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

All other provisions of the By-law shall apply.

Additional information regarding the Zoning By-law amendment is available for inspection at the Township of Brudenell, Lyndoch and Raglan Municipal Office during regular office hours.

If you wish to be notified of the decision of the Township of Brudenell, Lyndoch and Raglan on the proposed zoning by-law amendment, you must make a written request to the Township of Brudenell, Lyndoch and Raglan.

If a person or public body would otherwise have an ability to appeal the decision of the Township of Brudenell, Lyndoch and Raglan to the Ontario Land Tribunal but the person or public body does not make oral submissions at a public meeting or make written submissions to the Township of Brudenell, Lyndoch and Raglan before the by-law is passed, the person or public body is not entitled to appeal the decision.

If a person or public body does not make oral submissions at a public meeting, or make written submissions to the Township of Brudenell, Lyndoch and Raglan before the by-law is passed by the Township of Brudenell, Lyndoch and Raglan, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

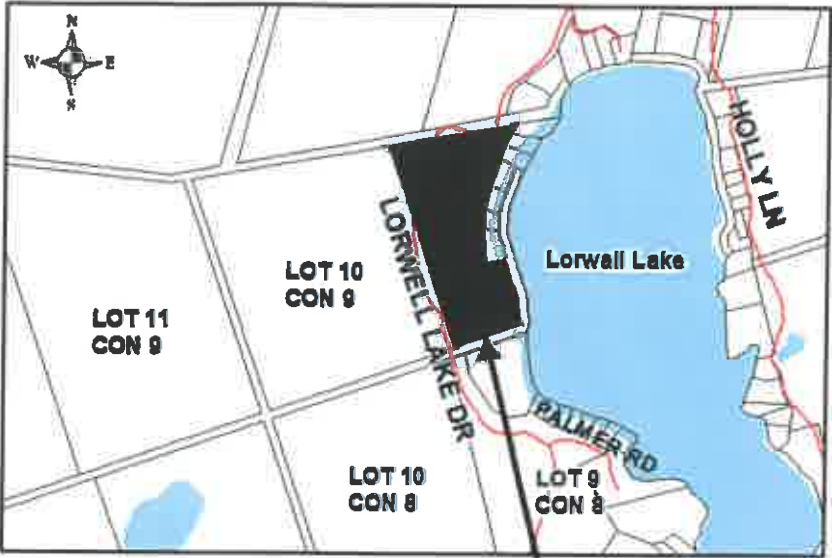
Note: One of the purposes of the Planning Act is to provide for planning processes that are open, accessible, timely and efficient. Accordingly, all written submissions, documents, correspondence, e-mails or other communications (including your name and address) form part of the public record and will be disclosed/made available by the Municipality to such persons as the Municipality sees fit, including anyone requesting such information. Accordingly, in providing such information, you shall be deemed to have consented to its use and disclosure as part of the planning process.

Dated at the Township of Brudenell, Lyndoch and Raglan this 21st day of December, 2023.

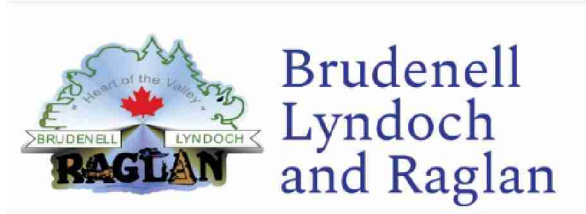


Tammy Thompson, Deputy Clerk
Township of Brudenell, Lyndoch and Raglan
P.O. Box 40
42 Burnt Bridge Road
PALMER RAPIDS, ON K0J 2E0

Township of Brudenell, Lyndoch & Raglan Key Map



Location of Amendment



ZONING BY-LAW AMENDMENT REPORT TO THE COUNCIL OF THE TOWNSHIP OF BRUDENELL, LYNDOCH & RAGLAN

1. **FILE NO.:** ZB2319.4

2. **APPLICANT:** Jp2g Consultants Inc.
Owners: Judy Holly & Yvonne Cybulskie

3. **MUNICIPALITY:** Township of Brudenell, Lyndoch & Raglan
(geographic Township of Brudenell)

4. **LOCATION:** Part of Lot 9, Concession 9
Lorwell Lake Lane

SUBJECT LANDS

- | | |
|---|--|
| 5. COUNTY OF RENFREW OFFICIAL PLAN | Rural |
| Land Use Designation(s): | |
| 6. TWP OF BRUDENELL & LYNDOCH BY-LAW (#87-08) Zone Category(s): | Rural Marginal (RM)
Stream & Wetland (SW)
Extractive Industrial (EM) |

7. **DETAILS OF ZONING BY-LAW AMENDMENT REQUEST:**

The submitted application proposes an amendment to the Brudenell & Lyndoch Zoning By-law to:

1) To refine the boundary of the stream and wetland zone on the property based on fieldwork conducted by Jp2g incorporating the recommended setbacks and mitigation measures outlined in the Environmental Impact Study Report prepared by JP2G and submitted on March 3, 2023;

2) To rezone the severed lands in Consent Application File No. B51/23(1) from Extractive Industrial (EM) and Stream and Wetland (SW) to Limited Service Residential – Exception Seventeen – holding (LSR-E17-h). The exception zone is required to implement a 30 metre water setback from the highwater mark of Lorwell Lake, and a 15 metre setback from the Stream & Wetland (SW) Zone. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5 metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism

(MCM) or its successor.

3) To rezone the severed and retained lands in Consent Applications File Nos. B52/23(2) and B53/23(3), from Extractive Industrial (EM) and Rural Marginal (RM) to Limited Service Residential – Exception Eighteen – holding (LSR-E18-holding). The exception zone will require a 30 metre water setback from the highwater mark of Lorwell Lake. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5 metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

8. **SITE CHARACTERISTICS**

The subject lands are vacant and are 10.9 hectares in area and have road frontage on Lorwell Lake Drive and water frontage on Lorwell Lake. The owner is in the process of creating three (3) waterfront residential lots. The proposed lots would be approximately 1.1, 1.2 and 1.2 hectares in area with approximately 62, 63 and 67.5 metres of road frontage along Lorwell Lake Drive and 50.6 metres each of water frontage on Lorwell Lake.

The retained property would be approximately 7.4 hectares with approximately 500 metres of road frontage on Lorwell Lake Drive and 316 metres of road frontage on Judy's Lane. The retained lands will also have approximately 38 metres of water frontage on Lorwell Lake.

9. **PROVINCIAL POLICY STATEMENT:**

Section 1.1.4.1 states that healthy, integrated and viable *rural areas* should be supported by:

Section 1.1.5.2 states that on *rural lands* located in municipalities, permitted uses are:

- a) the management or use of resources;
- b) resource-based recreational uses (including recreational dwellings);
- c) residential development, including lot creation, that is locally appropriate;
- d) *agricultural uses, agriculture-related uses, on-farm diversified uses and normal farm practices*, in accordance with provincial standards;
- e) home occupations and home industries;
- f) cemeteries; and
- g) other rural land uses.

Section 2.2.1 states that planning authorities shall protect, improve or restore the *quality and quantity of water* by:

f) implementing necessary restrictions on *development* and *site alteration* to:

- 2. protect, improve or restore *vulnerable* surface and ground water,

sensitive surface water features and sensitive ground water features, and their hydrologic functions;

Section 2.6.2 states *development and site alteration shall not be permitted on lands containing archaeological resources or areas of archaeological potential unless significant archaeological resources have been conserved.*

10. OFFICIAL PLAN:

The property is designated Rural in the County of Renfrew Official Plan.

The Rural designation permits agricultural, forestry, limited low density residential, commercial, industrial, recreational, institutional, resource-based recreational uses (including recreational dwellings), and conservation uses.

Lands within 300 metres of a major water body are considered to have archaeological potential. An archaeological assessment is required to be submitted with the proposed applications. The assessment is to be prepared by a qualified archaeologist in accordance with provincial standards (see Official Plan policy 2.2(6)).

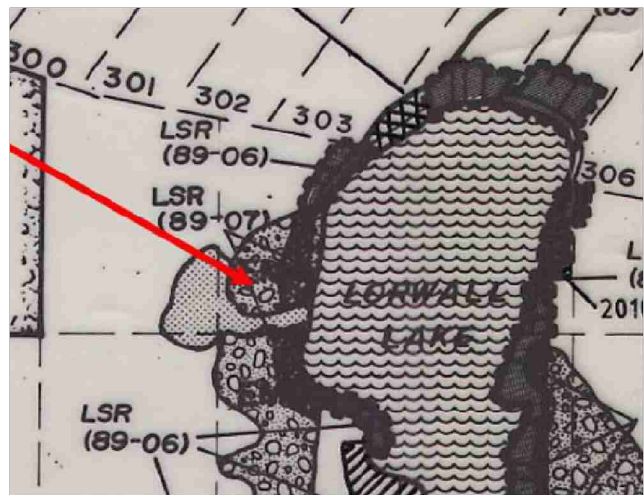


Section 2.2(11)(b) states that generally all buildings and structures and associated private waste disposal systems will be set back a minimum horizontal distance of 30 metres (or approximately 100 feet) from the normal high water mark of a water body.

11. ZONING BY-LAW:

The Limited Service Residential (LSR) zone permits limited service dwelling on an existing lot of record as of the date of passing of this By-law and seasonal dwelling. Non-residential uses include a public park and a private park.

The minimum lot area in the LSR zone is 2025 square metres, and the minimum lot frontage requirement is 30 metres. The minimum front yard depth is 7.5 metres, and the rear yard depth is 7.5 metres. The minimum side yard width is 3 metres.



The Rural Marginal (RM) Zone permits single detached dwelling and a two-unit

dwelling. Non-residential uses include but not limited to farms, including forestry, hunt club, and private club.

For all permitted uses, with the exception of farms, the minimum lot area in the RM zone is 2025 square metres, and the minimum lot frontage requirement is 30.5 metres.

The only residential use permitted in the Extractive Industrial (EM) Zone is a single detached dwelling on an existing lot of record as of the date of passing of this by-law. Non-residential uses include aggregate screening operations, concrete batching plants, and crushing plants. Gravel pit and stone quarry are other permitted establishments.

Section 4.15(c) states that where there is no marine road allowance of at least twenty (20) metres, then the minimum water setback shall be fifteen (15) metres. Marinas, accessory boathouses and accessory docks and buildings and structures intended for flood or erosion control shall not be required to meet the water setback.

12. **SUMMARY OF STUDIES:**

A Scoped Environmental Impact Study (EIS), a Stage 1&2 Archaeological Assessment, and a Stage 3 Archaeological Assessment were submitted in support of the concurrent consent applications.

Scoped Environmental Impact Study (EIS)

A Scoped Environmental Impact Study, completed by Muncaster Environmental Planning and Jp2g Consultants Inc., dated March 3, 2023, was submitted in support of the application.

The report addresses the Fish Habitat policies and the Water Setback and Protection of Shoreline Integrity policies of the County Official Plan. The report states that no development or site alteration is proposed within the fish habitat in Lorwell Lake, or the potential fish habitat in the unmapped watercourse and associated wetlands on/adjacent to the proposed lots as a result of the proposed development, provided the mitigation measures in the report are properly implemented.

The report states that the recommended setbacks from other surface water features on the proposed lots include a 15 metre setback from the wetland along the southern lot line of Lot 1, which contains the associated unmapped watercourse. A setback from the larger wetland on the western portion of the proposed lots is not recommended, given that this wetland is already separated from the waterfront (developable) portion of the lots by Lorwell Lake Drive. No development is to occur on the western portion of the proposed lots on the west side of Lorwell Lake Drive.

The report also states that to ensure that the water quality of Lorwell Lake is not adversely affected by any future development activities on the lands to be severed, open areas within the 30 metre setback from the Lake on each lot

could be planted with native trees and shrubs and are to be maintained substantially in a natural vegetated state, with the exception of a meandering pathway constructed of permeable surface materials leading to the Lake as well as the limbing of trees to provide for a view of the Lake and the removal of dead or diseased trees. An amenity area along the shoreline of each lot is also permitted and should be constructed of permeable surface materials as well. The existing 15 metre wide buffer area from the unmapped watercourse and associated wetland along the southern lot line of Lot 1 is to also be maintained substantially in a natural vegetated state.

The report recommended that to ensure the water quality and fish habitat (fish spawning area) in Lorwell Lake, as well as the potential fish habitat in the unmapped watercourse and associated wetland are not adversely affected by any development activities on the lands to be severed, the following recommendations should be implemented:

1. Future development on the lots is to occur on the eastern portion of the proposed lots (to the east of Lorwell Lake Drive).
2. A 30 metre wide buffer area from the normal highwater mark of Lorwell Lake and a 15 metre wide buffer area from the wetland boundary containing the unmapped watercourse along the southern lot line of Lot 1 shall be maintained in a natural vegetated state, with the exception of a meandering pathway constructed of permeable surface materials leading to the Lake on each lot as well as the removal of dead or diseased trees. An amenity area along the shoreline of each lot is also permitted and should also be constructed of permeable surface materials.
3. The existing open lands within the 30 metre water setback from the Lake on each lot could be planted with native trees and shrubs and should be maintained substantially in a natural vegetated state.
4. Vegetation on the remainder of the lots outside of the recommended setbacks should also remain in a natural state as much as possible, except for the clearing of portions of the property to allow for the construction of structures and associated access requirements.
5. Roof runoff should be controlled by directing water runoff to the rear of the new structures through the use of eave troughs and rain barrels or to a grassed area.
6. The extent of exposed soils is to be kept to a minimum at all times. Re-vegetation with native trees and shrubs of exposed, non-developed areas is to be achieved as soon as possible.
7. Erosion and sediment control measures are a critical component of the construction work. Effective sediment and erosion control measures are to be maintained until complete re-vegetation of disturbed areas is achieved. Silt fencing is to be installed along the edges of the work areas. It is important that fencing is properly dug-in to treat any surface water flow and is maintained as required, including removal of accumulated sediment.
8. Additional mitigation measures to minimize the potential for inputs of sediments and other contaminants into the Lake and the environment in general include proper maintenance on construction equipment with respect to refuelling, washing and fluid changes, and proper disposal of fluids, filters and

other waste materials. None of this work should take place within 30 metres of any surface water features.

9. Permits for docks, if required, are to be obtained.

The report concluded that provided the mitigation measures are properly implemented, there will be no negative impacts as a result of the proposed development on the water quality and fish habitat (fish spawning area) within Lorwell Lake, or the potential fish habitat within the unmapped watercourse and associated wetland.

Stage 1 & 2 Archaeological Assessment

A Stage 1 & 2 Archaeological Assessment, completed by Cameron Heritage Consulting Inc. and Kinickinick Heritage Consulting, dated August 21, 2021, was submitted in support of the application.

The Stage 1 & 2 archaeological assessment included consultation with local heritage organizations or local reference books, land grant and title records, reviews of aerial imagery, national topographic maps, physiographic maps, and early maps of the area. In addition, information regarding known archaeological sites and previous archaeological work in the vicinity was reviewed.

The Fieldwork was completed between June 1 and July 6, 2021. The entire AAA was inspected and a systematic test pit survey was conducted in all areas with archaeological potential. A total of 348 definitive pre-contact artifacts were recovered. Further archaeological assessment (Stage 3) is recommended with Stage 4 being likely.

Stage 3 Archaeological Assessment (BiGi-1)

A Stage 3 Archaeological Assessment, completed by Cameron Heritage Consulting Inc. and Kinickinick Heritage Consulting, dated June 22, 2023, was submitted in support of the application.

The Stage 3 archaeological assessment included consultation with local heritage organizations or local reference books, land grant and title records, reviews of aerial imagery, national topographic maps, physiographic maps, and early maps of the area. In addition, information regarding known archaeological sites and previous archaeological work in the vicinity was reviewed.

The Stage 3 assessment was conducted between May 17 and August 29, 2022 and consisted of the excavation strategy for large multi or single component lithic scatters where 1 m² test units were excavated in a 10-metre grid across the site. Test unit excavations resulted in the excavation of 225 1 m² excavation units, and the recovery of 2,511 pre-contact artifacts (of which three were surface finds) and two historic artifacts. The artifacts recovered were similar to those found in the test pits and intensification units of the Stage 2 assessment. No diagnostic artifacts were recovered during the Stage 3 test excavation, and therefore no specific date range can be determined beyond that this site is a Pre-Contact archaeological site due to absence of historic materials. No Woodland pottery was recovered indicating the likelihood that the site pre-dates the Woodland period. Given that the site is in a glacio-fluvial

deposit on a modern shoreline, the site dates to at most 8,900 BP when the deposit was mostly likely created when glacial lakes drained through the region (Ridgeway and Bell 2017:8) to at least 4700 BP when hydrological conditions settled into modern patterns. Therefore, the site is likely middle to late Archaic.

Artifacts were recovered throughout the soil profile, and not limited to 5 cm into subsoil, in places recovered up to 150 cm db. Stratigraphy was intact indicating that the artifacts may have been deposited over time as the landform developed, which may indicate an earlier date for the site.

The background study, field visit, results of Stage 2 fieldwork, and results of Stage 3 fieldwork of BiGi-1 form the basis for the following recommendation:

- BiGi-1 retains CHVI due to the large concentration of artifacts.
- For the purposes of the severance there is no further archaeological work recommended.
- A development holding zone be placed on the lots to prohibit any development until appropriate measures developed in consultation with the Algonquins of Ontario, and the Ministry of Culture are addressed.
- If, in the future, there is any soil disturbing development (i.e., roads, buildings) on the parcels within BiGi-1, then a stage 4 archaeological assessment of the footprint and any ancillary development areas (such as access and laydown areas etc.) and a 5 m buffer by a licensed archaeologist is likely to be necessary pending consultation and engagement with the Algonquins of Ontario.

13. **CONSULTATION:**

At the time of writing this report, no comments have been received or considered.

14. **ANALYSIS:**

The owner has received conditional approval for three severances, Consent Application File Nos. B51/23(1), B52/23(2) and B53/23(3). The proposed lots are currently zoned Extractive Industrial (EM), Rural Marginal (RM) and Stream and Wetland (SW). The severed lands are proposed to be zoned Limited Service Residential (LSR) to reflect that access is by a private road. The severed and retained lands meet the requirements for lot frontage and lot area in the LSR zone.

Section 2.2(11)(b) of the County of Renfrew Official Plan states that generally all buildings and structures and associated private waste disposal systems will be set back a minimum horizontal distance of 30 metres (or approximately 100 feet) from the normal high water mark of a water body. The zoning by-law amendment is required to rezone the severed and retained lands to an exception zone to implement a 30 metre water setback from the highwater mark of Lorwell Lake. The exception zone for proposed lot one (severed lands in B51/23(1)) will also include a 15 metre setback from the wetland boundary containing the unmapped watercourse (the Stream and Wetland (SW) Zone).

ZB2319.4

The severed and retained lands are within 300 metres of a major water body which is considered to have archaeological potential. A Stage 1 and 2 Archaeological Assessment, and a Stage 3 Archaeological Assessment were submitted with the severance applications. As a result of the studies, the zoning by-law amendment is required to place the severed and retained lands in a holding zone. The holding zone can be removed upon the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5 metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

The zoning by-law amendment will also refine the boundary of the stream and wetland lands on the property based on fieldwork conducted by J2pg Consultants Inc. incorporating the recommended setbacks and mitigation measures outlines in the Environmental Impact Study prepared by Jp2g Consultants.

The zoning by-law amendment is required as a condition of consent for Consent Applications B51/23(1), B52/23(2) and B53/23(3) to:

1) To refine the boundary of the stream and wetland zone on the property based on fieldwork conducted by Jp2g incorporating the recommended setbacks and mitigation measures outlined in the Environmental Impact Study Report prepared by JP2G and submitted on March 3, 2023;

2) To rezone the severed lands in Consent Application File No. B51/23(1) from Extractive Industrial (EM) and Stream and Wetland (SW) to Limited Service Residential – Exception Seventeen – holding (LSR-E17-h). The exception zone is required to implement a 30 metre water setback from the highwater mark of Lorwell Lake, and a 15 metre setback from the Stream & Wetland (SW) Zone. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5 metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

3) To rezone the severed and retained lands in Consent Applications File Nos. B52/23(2) and B53/23(3), from Extractive Industrial (EM) and Rural Marginal (RM) to Limited Service Residential – Exception Eighteen – holding (LSR-E18-holding). The exception zone will require a 30 metre water setback from the highwater mark of Lorwell Lake. The condition to remove the holding symbol is the completion of an archaeological assessment for the registered archaeological site (BiGi-1) and its 5 metre protective buffer by a licensed consultant archaeologist to the satisfaction of the Algonquins of Ontario (AOO) and the Ministry of Citizenship and Multiculturalism (MCM) or its successor.

15. RECOMMENDATIONS:

That, subject to any additional concerns or information raised at the public meeting, the zoning by-law amendment be passed.

Date: December 21, 2023

Prepared By: Lindsey Bennett-Farquhar, MCIP, RPP
Senior Planner



Municipality of Corporation of the Township of Brudenell, Lyndoch and Raglan
BY-LAW No. 2024-01

WHEREAS the Council of the Corporation deems it necessary to borrow the sum of Four Hundred Thousand dollars

to meet, until the taxes are collected, the current expenditures of the Corporation for the year;

AND WHEREAS the total of amounts previously borrowed under Section 467 of the Municipal Act, as amended from time to time, (the "Act"), that have not been repaid are nil dollars.

AND WHEREAS the amount of the estimated revenues (as defined and interpreted in the Act) of the Corporation as set out in the estimates adopted for the current year and not yet collected (or, if the same have not yet been adopted, the amount of the estimated revenues of the Corporation as set forth in the estimates adopted for the next preceding year) is \$ 1,400,000 One Million dollars;

AND WHEREAS the amount to be borrowed under this by law and the amounts of borrowings that have not been repaid does not in the aggregate exceed from January 1st to September 30th of the year, 50% of the total, and from October 1st to December 31st, 25% of the total of the estimated revenues of the Corporation as set out above.

BE IT THEREFORE ENACTED by the said Council as follows:

(1) The Head and the Treasurer of the Corporation are hereby authorized on behalf of the Corporation to borrow from time to time, by way of promissory note or bankers' acceptance, from Bank of Montreal, a sum or

sums not exceeding in the aggregate Four Hundred Thousand dollars to meet, until the taxes are collected, the current expenditures of the Corporation for the year, including the amounts required for the purposes mentioned in subsection (1) of the said Section 467, as amended from time to time, and to give, on behalf of the Corporation, to the Bank a promissory note or notes, sealed with the corporate seal and signed by them for the moneys so borrowed, and such other documentation as may be requested by the Bank therefor, with interest at a rate not exceeding per centum per annum, which may be paid in advance or otherwise.

(2) All sums borrowed from the said Bank, for any or all of the purposes mentioned in the said Section 187 as amended from time to time, shall, with interest thereon, be a charge upon the whole of the revenues of the Corporation for the current year and for all preceding years, as and when such revenues are received.

(3) The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed pursuant to the authority of this By-law, as well as all the other sums borrowed in this year and any previous years, from the said Bank for any or all of the purposes mentioned in the said Section 467 as amended from time to time, together with interest thereon, all of the moneys hereafter collected or received on account or realized in respect of the taxes levied for the current year and preceding years and all of the moneys collected or received from any other source, which may lawfully be applied for such purpose.

Passed this 3rd day of January, 2023

(The Head of the Corporation)

Clerk



2024-01

I hereby certify that the foregoing is a true copy of By-law No. _____ of The Corporation

of the Township of Brudenell, Lyndoch and Raglan in the Province of Ontario, duly passed at a meeting of the Council of the said Corporation duly held, and that the said By-law is in full force and effect.

Dated this 3rd day of January, 2023

As witness the Seal of the Corporation.

Clerk.



**TOWNSHIP OF BRUDENELL,
LYNDOCH AND RAGLAN**

BY-LAW No. 2024-02

**A BY-LAW TO PROVIDE FOR INTERIM TAX LEVIES
FOR THE YEAR 2024 FOR THE TOWNSHIP
OF BRUDENELL, LYNDOCH AND RAGLAN**

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

AND WHEREAS, the Council of this Municipality deems it appropriate to provide for such interim levy on the assessment of property in this Municipality;

THEREFORE, the Council of the Township of Brudenell, Lyndoch and Raglan enacts as follows:

In this By-Law, the following words shall be defined as:

“Collector” shall mean Clerk-Treasurer of the Township of Brudenell, Lyndoch and Raglan;

“Minister” shall mean the Minister of Finance;

1. The amount levied shall be as follows:

1.1 For the Residential, Pipeline, Farmland and Managed Forest property classes there will be imposed and collected an interim levy of:

- (1) the percentage prescribed by the Minister under Section 317 (3) 1, 2, and 3 of the Municipal Act; or,
- (2) 50% if no percentage is prescribed,

of the total taxes for municipal and school purposes levied on the property in the year 2023.

2.2 For the Multi-Residential, Commercial and Industrial property classes there shall be imposed and collected an interim levy of:

- (3) the percentage prescribed by the Minister under Section 317 (3) 1, 2, and 3 of the Municipal Act; or
- (4) 50% if no percentage is prescribed,

of the total taxes for municipal and school purposes levied on the property in the year 2023.

2. For the purposes of calculating the total amount of taxes for the year 2023 under paragraph 1, if any taxes for Municipal and school purposes were levied on a property for only part of 2023 because of assessment was added to the collector's roll during 2023, an amount shall be added equal to the additional taxes that would have been levied on the property if taxes for Municipal and school purposes had been levied for the entire year.
3. The provisions of this By-Law apply in the event that assessment is added for the year 2023 to the collector's roll after the date this By-Law is passed and an interim levy shall be imposed and collected.
4. All taxes levied under this By-Law shall be payable into the hands of the Collector in accordance with the provisions of this By-Law.
5. There shall be imposed on all taxes a penalty for non-payment or late payment of taxes in default of the installment dates set out below. The penalty shall be one and one quarter percent (1 ¼%) of the amount in default on the first day of default and on the first day of each calendar month during which the default continues.
6. The interim tax levy imposed by this By-Law shall become due and payable in two installments on the 31st day of March, 2024 and the 31st day of May, 2024.
7. The Collector may mail or caused to be mailed to the address of the residence or place of business of each person taxed under this By-Law, a notice specifying the amount of taxes payable.
8. The notice to be mailed under this By-Law shall contain the particulars provided for in this By-Law and the information required under Section 343(2) of the Municipal Act.
9. The subsequent levy for the year 2024 to be made under the Municipal Act shall be reduced by the amount to be raised by the levy imposed by this By-Law.
10. The provisions of Section 343 of the Municipal Act, as amended apply to this By-law with necessary modifications.
11. The Collector shall be authorized to accept part payment from time to time on account of any taxes due, and to give a receipt of such part payment, provided that acceptance of any such part payment shall not affect the collection of any percentage charge imposed and collectable under Section 5 of this By-Law in respect of nonpayment or late payment of any taxes or any installment of taxes.
12. Nothing in this By-Law shall prevent the Collector from proceeding at any time with the collection of any tax, or any part thereof, in accordance with the provisions of the statutes and By-Laws governing the collection of taxes.
13. In the event of any conflicts between the provisions of this By-Law and any other By-Law, the provisions of this By-Law shall prevail.
14. This By-Law shall come into force and take effect on the day of the final passing thereof.

Read and adopted by Resolution 2024-01-03-XX this 3rd Day of January, 2024.

Mayor, Valerie Jahn

Clerk-Treasurer, Virginia Phanenhour

**THE CORPORATION OF THE TOWNSHIP
OF BRUDENELL, LYNDOKH AND RAGLAN**

BYLAW NO. 2024-03

Being a By-Law to confirm the proceedings of the Council of the Corporation of the Township of Brudenell, Lyndoch and Raglan at its Regular Council Meeting of January 3, 2024.

WHEREAS Section 5(3) of the Municipal Act, 2001, Chapter 25 provides that, except where otherwise provided, the powers of the Council shall be exercised by bylaw;

AND WHEREAS it is deemed expedient and desirable that the proceedings of the Council of the Corporation of the Township of Brudenell, Lyndoch and Raglan at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of the Corporation of the Township of Brudenell, Lyndoch and Raglan hereby enacts as follows:

1. THAT the actions of the Council at its Regular Council Meeting of January 3, 2024, in respect of each motion, resolution and other action passed and taken by the Council at its said meeting, is, except where the prior approval of the Ontario Municipal Board or other body is required, hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this bylaw.
2. THAT the Head of Council and proper officers of the Corporation of the Township of Brudenell, Lyndoch and Raglan are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain appropriate approvals where required, except where otherwise provided, and to affix the Corporate Seal of the Corporation of the Township of Brudenell, Lyndoch and Raglan to all such documents.
3. This bylaw takes effect on the day of its final passing.

Read and adopted by Resolution 2024-01-03-XX this 3rd Day of January, 2024.

Mayor, Valerie Jahn

Clerk-Treasurer, Virginia Phanenhour