



# The Regional Municipality of Durham

## COUNCIL INFORMATION PACKAGE

### November 6, 2020

#### **Information Reports**

**2020-INFO-105** Chief Administrative Officer – re: Durham Region to test the nuclear public alert system on November 23 and 24, 2020. The Province to test the Alert Ready system on November 25, 2020

**2020-INFO-106** Chief Administrative Officer - re: Age-Friendly Durham Strategy and Action Plan Implementation Progress Update

#### **Early Release Reports**

There are no Early Release Reports

#### **Staff Correspondence**

There are no Staff Correspondence

#### **Durham Municipalities Correspondence**

There are no Durham Municipalities Correspondence

#### **Other Municipalities Correspondence/Resolutions**

1. **Norfolk County** – re: Resolution passed at their Council meeting held on October 20, 2020, regarding Illicit Cannabis Operations
2. **City of Belleville** – re: Resolution passed at their Council meeting held on October 26, 2020, requesting the Province to provide funding support and training resources in order to help municipalities comply with Accessibility for Ontarians with Disabilities Act standards
3. **Loyalist Township** – re: Resolution passed at their Council meeting held on September 28, 2020, requesting confirmation from the governments of Ontario and Canada that funding will be available for smaller local charities, community groups and service clubs affected by the pandemic

4. **Municipality of St. Charles** – re: Resolution passed at their Council meeting held on September 16, 2020, in support of the resolution from Grey County regarding the need for reliable affordable broadband
5. **Town of Grimsby** – re: Resolution passed at their Council meeting held on November 2, 2020, regarding the reposed Regulation under the Ontario Heritage Act- Schedule 11 of Bill 108

### **Miscellaneous Correspondence**

1. **Central Lake Ontario Conservation Authority (CLOCA)** – re: Central Lake Ontario Conservation’s Fall 2020 Newsletter
2. **Ministry of Municipal Affairs and Housing** – re: Amendments to A Place to Grow: Growth Plan for the Greater Golden Horseshoe ([A Place to Grow](#))
3. **Donald Millett, Brock Resident** – re: Questions regarding the Beaverton Supportive Housing Project  
**Note:** This item has been forwarded to the Director, Housing Services for appropriate action.
4. **Enbridge Gas Inc.**- re: 2021 Rates – Application for Incremental Capital Module Funding – Notice of Application
5. **Ministry of Municipal Affairs and Housing** – re Zoning Order - O. Reg 607/20 – City of Pickering, Regional Municipality of Durham for a Mixed-Use Tourist and Entertainment Zone. A copy of Ontario Regulation 607/20 may be viewed on the e-laws website at [O. Reg. 607/20: Zoning Order - City of Pickering, Regional Municipality of Durham](#)

### **Advisory Committee Minutes**

There are no Advisory Committee Minutes

Members of Council – Please advise the Regional Clerk at [clerks@durham.ca](mailto:clerks@durham.ca), if you wish to pull an item from this CIP and include on the next regular agenda of the appropriate Standing Committee. Items will be added to the agenda if the Regional Clerk is advised by Wednesday noon the week prior to the meeting, otherwise the item will be included on the agenda for the next regularly scheduled meeting of the applicable Committee.

Notice regarding collection, use and disclosure of personal information:

Written information (either paper or electronic) that you send to Durham Regional Council

or Committees, including home address, phone numbers and email addresses, will become part of the public record. If you have any questions about the collection of information, please contact the Regional Clerk/Director of Legislative Services.

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2792.



# The Regional Municipality of Durham Information Report

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From: Chief Administrative Officer  
Report: #2020-INFO-105  
Date: November 6, 2020

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## Subject:

Durham Region to test the nuclear public alert system on November 23 and 24, 2020.  
The Province to test the Alert Ready system on November 25, 2020.

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## Recommendation:

Receive for information.

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## Report:

### 1. Purpose

1.1 To advise Council of the upcoming test to Durham Region's nuclear public alert system and the Provincial test of the Alert Ready system.

### 2. Background

2.1 As a designated municipality under the Provincial Nuclear Emergency Response Plan (PNERP, 2017), Durham Region is required to test the nuclear public alert system as part of its regular maintenance program and to raise public awareness.

2.2 Durham Region's nuclear public alert system is usually tested twice per year, however, in consultation with the Province, the spring test was cancelled due to the declared emergency for the COVID-19 pandemic.

2.3 To increase public awareness, Durham Region will implement a communications campaign including social media, mobile signs, and advertisements for radio, print and online newspapers.

2.4 Durham Region's test will take place over two days:

- a. On Monday, November 23, landline phones within ten kilometres of the Darlington and Pickering Nuclear Generating Stations will receive an automated phone call message. It will advise that the message is a test and

will provide notice that the sirens will be tested the following day within three kilometres of the Darlington and Pickering Nuclear Generation Stations. The message will advise on how to find more information about the tests and emergency preparedness.

- b. On Tuesday, November 24, thirty-four sirens located within three kilometres of the Darlington and Pickering Nuclear Generating Stations will be sounded for approximately one minute.
- 2.5 Messages will be posted to the Region's social media accounts confirming when the tests have commenced and when they have been completed.
  - 2.6 The Province of Ontario will be testing the Alert Ready system on Wednesday, November 25 at 12:55 pm. Alert Ready consists of alerts broadcast through radio and television, as well as alerts to compatible LTE enabled cell phones. Alert Ready is used to notify the public of any emergency deemed a threat to life.

### **3. Previous Reports**

- 3.1 In 2020, Council was provided with the following information related to the emergency alert sent in error by the Province on January 12, 2020:
  - a. Regional Council Minutes. January 29, 2020. 5.3: James Kilgour, Director, Durham Emergency Management, re: Update on the Provincial False Alert sent Sunday, January 12, 2020.
  - b. Council Information Package, January 31, 2020 – Advisory Committee Minutes: Durham Nuclear Health Committee January 17, 2020.

### **4. Relationship to Strategic Plan**

- 4.1 This report aligns with the following strategic goals and priorities in the Durham Region Strategic Plan:
  - a. Enhance community safety and well-being.

### **5. Conclusion**

- 5.1 The next test of the nuclear public alert system is scheduled for May 2021.

Respectfully submitted,

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Elaine Baxter-Trahair  
**Chief Administrative Officer**

If this information is required in an accessible format, please contact 1-800-372-1102 ext. 2009



# The Regional Municipality of Durham Report

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From: Chief Administrative Officer  
Report: #2020-INFO-106  
Date: November 12, 2020

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**Subject:**

Age-Friendly Durham Strategy and Action Plan Implementation Progress Update

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**Recommendation:**

Receive for information.

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**Report:**

**1. Purpose**

1.1 To provide an interim update on implementation of the [Age-Friendly Durham Strategy and Action Plan](#) recommendations and next steps.

**2. Background**

2.1 In 2006, the World Health Organization (WHO) undertook the **Global Age Friendly Cities Project**, which identified important contributors to an age-friendly community.

a. These were categorized into eight domains of community life, which align closely with areas of municipal responsibility at the regional and local levels:

- Outdoor spaces and buildings
- Transportation
- Housing
- Social participation
- Respect and social Inclusion
- Communication and information
- Civic participation and employment
- Community supports and health services

- 2.2 To support the development of age-friendly communities, the former Ontario Seniors' Secretariat (now the Ontario Ministry of Seniors and Accessibility) introduced the Age-Friendly Community Planning Grant program.
- a) The Region of Durham applied to this program in 2015 and was successful in attracting \$50,000 over a two-year period to develop the Age-Friendly Durham Strategy and Action Plan.
  - b) An extensive needs assessment and community engagement process took place in 2016. This included focus groups, key informant interviews, a survey, a community forum attended by 300 residents, business owners and community partners, as well as a municipal roundtable discussion attended by 63 staff and elected officials from Durham's eight area municipalities.
  - c) In total, 1,708 individuals and more than twenty community organizations participated in the development of the age-friendly Durham Strategy and Action Plan.
  - d) The process generated over 300 preliminary recommendations that were grouped and consolidated into 8 broad objectives and 67 action items. Actions were prioritized as immediate (within 1-3 years), future (within 5-7 years) and future contingent on funding (see [Attachment #1](#)).
- 2.3 In March 2018, the Region was presented with an Age-Friendly Communities Recognition Award by the Ontario Ministry of Seniors Affairs, for leadership in developing the strategy and action plan.
- 2.4 The strategy identifies target timeframes and potential partners for each of the 67 recommendations. This report provides an interim update on the status of key Regional actions and outcomes.

### **3. Previous Reports and Decisions**

- 3.1 The Age-Friendly Durham Strategy and Action Plan was endorsed by Regional Council on April 12, 2017 (see Report #2017-COW-75) with direction for staff to:
- a. Establish a cross-departmental staff working group to support implementation and evaluation of Regional actions identified in the plan;
  - b. Work with community stakeholders to establish the Durham Council on Aging to support cross-sectoral implementation of the Age-Friendly Durham plan;
  - c. Apply for additional grant funding, where available, to support implementation and evaluation activities; and
  - d. Apply to join the World Health Organization (WHO) Global Network of Age-Friendly Cities and Communities when Regional governments are eligible to do so.

**3.2** Regional Council endorsed the inclusive, age-friendly vision that ***“Durham Region is a community where all residents – regardless of age, ethnicity, race, gender or ability – feel included, respected, and enjoy a high quality of life.”***

#### **4. Implementation**

**4.1** A cross-departmental staff working group was formed in 2017 to identify and track Regional initiatives that address recommendations in the strategy. This group continues to meet on a quarterly basis to update the CAO’s Office on activities related to the Age-Friendly Durham plan.

**4.2** The following list highlights some key Regional initiatives, along with the related age-friendly domain and recommendation:

##### **a. Outdoor Spaces and Buildings**

- The CAO’s office is responsible for promoting accessibility across Regional services, facilities and communications. In addition to working with departments to ensure compliance with the Accessibility for Ontarians with Disabilities Act (AODA), staff provide public education and support to individuals, local businesses and other community partners to help remove accessibility barriers. Accessibility audits and annual accessibility plans ensure there is an established process to evaluate the age-friendliness of Regional infrastructure and operations. ***(Advances Objectives 1.1, 1.2 and 1.4)***.
- An update to the Regional Cycling Plan is currently underway that will improve the safety and connectivity of outdoor spaces and support active, healthy aging through active transportation. The Transportation Master Plan, finalized in 2017, also provides a multi-modal plan focused on all modes of transportation including walking, cycling, public transit, automobiles and the movement of goods. ***(Advances Objectives 2.1, 2.6)***.
- The Durham Vision Zero Strategic Road Safety Action Plan launched in 2019 will improve the safety and visibility of cyclists, transit users and pedestrians of all ages through countermeasures such as red-light cameras, automated speed enforcement and the installation of pedestrian crossovers. ***(Advances Objective 2.2)***

##### **b. Transportation**

- In keeping with the 5-year Service Strategy, Durham Transit strives to promote age-friendly walkability and continues to design public transit access with pedestrians in mind. Transit services are available within a 5-minute walk (400 metres) of 80% of residences and workplaces in the urban areas of Durham. ***(Advances Objective 3.7)***

- Durham Region Transit has expanded on-demand services throughout north Durham and Clarington, including built-up areas of Bowmanville, to ensure rural residents receive improved access to public transit and inter-regional connections. **(Advances Objectives 3.1 and 3.2)**
- The passenger experience for transit riders of all ages is being improved with bus shelter lighting. Durham Region Transit retrofitted 100 shelters with solar lighting in 2019, and the program will continue until 2025 when all shelters should be equipped with lighting. **(Advances Objective 3.3)**

c. **Housing**

- Community housing is available to support physical accessibility for persons with disabilities. These units generally include fully accessible bathrooms and kitchens, wider doorways, and more generous turning space. There are 211 fully modified units in community housing, with additional modifications such as grab bars, tub cut-outs, and door closers made to regular units, when required, to accommodate current tenants. **(Advances Objective 1.1)**
- The Region implemented the new online Durham Access to Social Housing (DASH) system for social housing vacancies in 2017 and provided 1:1 support to help seniors register and learn how to use the system. **(Advances Objective 1.4)**
- In 2016, Regional Council established the Affordable and Seniors Housing Task Force to increase the supply of affordable rental housing for low- and moderate-income households, and to increase the range of seniors housing choices across the region. The Task Force [report](#) and recommendations were approved by Regional Council in October 2017. New affordable housing units for seniors and persons with disabilities were developed in Cannington (50 units), Beaverton (18 units) and Bowmanville (75 units) for occupancy in 2018. **(Advances Objectives 2.1 and 2.4)**
- Twenty-five unsheltered older adults who were at high risk as a result of the COVID-19 pandemic were assisted with temporary shelter through the Camp Samac program. Program staff provided support to develop housing plans with these individuals, and four seniors were subsequently housed. A further twenty-eight older adults accessed temporary hotel accommodations through Cornerstone Community Association (Durham), and ten of these clients were housed. **(Advances Objective 2.4)**
- All new affordable housing developed in Durham with federal/provincial funding that flows through the Ministry of Municipal Affairs and Housing incorporates barrier-free, universal and/or flex design features in both common areas and living units. **(Advances Objectives 2.1 and 2.5)**

d. **Social Participation**

- While recreation programs for older adults are primarily delivered by local municipalities through Recreation Departments and Seniors Active Living Centres, the Region operates three Adult Day Programs in a secure setting for adults living with cognitive impairments. The Hillsdale Estates program in Oshawa runs 5 days per week and serves 18 clients per day. The Lakeview Manor program is delivered at two locations: Beaverton which operates 2 days per week; and Port Perry which operates 3 days per week. Ten clients per day are seen at each of these locations. In 2019, 155 individuals received service through these programs. Due to COVID-19, Regionally operated Adult Day Programs are currently suspended. **(Advances Objective 1.1)**
- In November 2019, the Health Department launched a 'Healthy Aging' social media campaign which promoted improved access to affordable recreation for older adults. The six-week campaign included messages around fall prevention, mental health, social isolation, as well as low-cost and subsidized access to recreation. **(Advances Objective 2.4)**

e. **Respect and Social Inclusion**

- Wrap-around services are provided through several community housing sites to engage isolated older adults in community programs, services, activities and events. Community Care Durham operates the On-site Assisted Living for At-risk Seniors program in three Durham Region Local Housing Corporation (DRLHC) buildings (Oshawa, Ajax and Whitby). Durham Mental Health also works throughout all DRLHC properties to help tenants with social integration. **(Advances Objective 2.1)**
- The Health Department has developed 'Positive Steps Work' - an e-learning fall prevention module for care providers, that enhances the education and training available to those working with older adults. Since the program was launched in 2016, there have been almost 2,000 sign-ups for the course and 1,794 completions. The number of individuals completing the course is likely higher, as some community partners deliver the training in a group setting. **(Advances Objective 1.1)**

f. **Communication and Information**

- The Region provides relevant information on age-friendly planning through the Age-Friendly webpage on durham.ca. The site also provides an interactive [service locator map](#) to help older adults and caregivers find age-friendly services, seniors' programs, and related community assets across Durham. **(Advances Objective 1.3)**

- MyDurhamWater was launched in 2020 to provide customers of all ages with online access to water billing account information. The portal is AODA compliant and includes telephone contact information. Customers can now choose to receive printed and/or electronic copies of bills. (**Advances Objective 1.2**)
- Faculty from Ontario Tech University have asked the City of Oshawa and the Region of Durham to collaborate on an application to the Social Sciences and Humanities Research Council (SSHRC) to study the environmental determinants of social isolation in older adults. If successful, this grant would bring new research funding to Durham that would increase local understanding of seniors and their patterns of social engagement. (**Advances Objective 2.1**)

g. **Community Supports and Health Services**

- Through the Region's Health Connection Line, staff support callers, including older adults and caregivers, to navigate a complex system through effective information and referral. This service directs callers to community agencies, resources and website information that best meets their immediate needs. (**Advances Objective 2.7**)
- In 2019, the Region's Oral Health Clinic launched the Ontario Seniors Dental Care Program. The program, funded by the Ontario government, covers a range of services including x-rays, preventive services, fillings, extractions, and denture care for eligible seniors over 65 years of age who are unable to afford dental care. Since the launch of the program, 478 seniors have received treatment. This number is lower than expected due to COVID-19, however 168 seniors received virtual assistance during the lockdown. Health Department staff respond to application requests on an ongoing basis. (**Advances Objective 1.2**)
- In February 2020, the Region received funding to open a designated 26-bed Behavioural Support Unit (BSU) at Fairview Lodge for residents with challenging behaviours that are often related to dementia. The unit provides higher staffing ratios enabling more effective care and support. (**Advances Objective 2.1**)
- The Region has submitted a proposal to the Ministry of Health and Long-Term Care for a fifth directly operated long-term care home located in the Seaton community in Pickering. The proposal takes advantage of Regionally-owned land in the area, and if funded, could see an additional 200 long-term care beds operated by the Region by the end of 2024. The Ontario government recently announced 320 long-term care beds will be built at the Lakeridge Health Ajax Pickering hospital site. These beds should be operational by 2021 as part of the provincial 'Accelerated Build Pilot Program'. (**Advances Objective 1.1**)

## 5. Durham Council on Aging

- 5.1 The Durham Council on Aging (DCOA) was established in 2018 as a cross-sectoral, collaborative network to support local age-friendly planning, implementation, and the full inclusion of seniors across Durham (see Attachment #2 for Terms of Reference).
- 5.2 There are thirty seats on the council, comprised of institutional members (e.g. area municipalities, libraries, education and health organizations), sector members who are subject-matter experts in one or more of the age-friendly domains, and community members-at-large which includes four seats reserved for older adults 55+.
- a. DCOA members meet quarterly and new members-at-large are recruited bi-annually through an Expression of Interest process. Recruitment of new members is currently underway.
  - b. The council is currently co-chaired by a Regional staff member from the CAO's office, along with a representative from Scugog Township. In 2020, the council established a municipal sub-committee to allow municipal staff working on local age-friendly initiatives to come together for information sharing and collaboration on a regular basis.
- 5.3 As a community collaborative, the Durham Council on Aging has no dedicated budget. Regional staff provide limited administrative support to help facilitate meetings and communication. Each year, the council identifies specific community priorities from the Age-Friendly Durham strategy that it will seek to advance. Members then work together to obtain the required resources for implementation.
- 5.4 To date the council has undertaken two key projects:
- a. The production of a region-wide housing directory to help seniors and their caregivers understand the spectrum of housing options that are available to individuals as they age. The directory will be ready for distribution in early 2021 and will be shared digitally with area municipalities. (**Advances Housing Objective 1.1**)
  - b. The development of an anti-ageism campaign that celebrates the beauty of life experience, and challenges myths and stereotypes associated with age. The Region applied on behalf of the council for funding to support this campaign and received \$25,000 under the Ontario Seniors Community Grant Program. (**Advances Respect and Social Inclusion Objectives 1.2 and 1.3**)
    - The campaign will include a short public education video, a poster and social media campaign, radio and bus shelter advertising.
    - The launch of the campaign was delayed due to COVID-19. It will now be released in December 2020, to provide positive messaging during the holiday

season - a time of year that can be difficult and socially isolating for many seniors.

5.5 When the Age-Friendly Durham planning process began in 2015, the Municipality of Clarington and the Town of Whitby had developed similar local strategies. Since then, the Town of Uxbridge, Town of Ajax, City of Oshawa and City of Pickering have all become engaged in developing local age-friendly plans. The Council on Aging provides a forum for these partners to share best practices and identify opportunities for collaboration.

- The Region shared lessons learned and data collected during the Durham-wide planning process to help inform the development of local strategies. Regional staff participated on both the Whitby and Oshawa Age-Friendly Steering Committees.
- As a result of increased attention on age-friendly planning, Durham municipalities are experiencing a boost in grant funding to support the expansion of programs and services for seniors. Successful proposals to programs like the Ontario Seniors Community Grant Program and the Federal New Horizons for Seniors Program have attracted more than \$300,000 in additional funding to the Region, area municipalities, and community partners since 2017. These funds have supported expansion of recreational programs such as pickleball, Seniors Centres without Walls, virtual programs, employment programs and local age-friendly action plans.

## **6. Relationship to Strategic Plan**

6.1 The eight domains of age-friendly communities impact the work of every Regional department. As a result, the Age-Friendly Durham Strategy and Action Plan aligns with all five of the strategic goals identified in the Durham Region Strategic Plan 2020-2024.

6.2 The following specific strategic priorities are addressed by action items in the strategy:

- a. Objective 1.5 – Expand sustainable and active transportation.
- b. Objective 2.1 – Revitalize existing neighbourhoods and build complete communities that are walkable, well-connected and have a mix of attainable housing.
- c. Objective 2.2 – Enhance community safety and well-being.
- d. Objective 2.3 – Influence the social determinants of health to improve outcomes for vulnerable populations.
- e. Objective 2.4 – Support a high quality of life for all through human services delivery.

- f. Objective 2.5 – Build a healthy, inclusive, age-friendly community where everyone feels a sense of belonging.
- g. Objective 3.3 – Enhance communication and transportation networks to better connect people and move goods more effectively.
- h. Objective 4.1 – Revitalize community housing and improve housing choice, affordability and sustainability.
- i. Objective 4.3 – Demonstrate leadership in poverty prevention.
- j. Objective 4.4 – Expand access to existing life stabilization programs.
- k. Objective 5.1 – Optimize resources and partnerships to deliver exceptional quality services and value.
- l. Objective 5.2 – Collaborate for a seamless service experience.
- m. Objective 5.3 – Demonstrate commitment to continuous quality improvement and communicating results.

## **7. Conclusion**

7.1 Achieving an age-friendly community is an ongoing process that requires coordinated planning, strategic effort and continued collaboration over time.

- a. The Region plays a key role in promoting age-friendliness through policy and planning, programs and services, community education, innovation, technology and infrastructure investments.
- b. Equally important is the participation of area municipalities, businesses, service organizations, residents and other community partners to fully achieve the Age-Friendly Durham Strategy and Action Plan recommendations.

7.2 Work continues and steady progress has been made on 49 of the 67 action items. Some of the more ambitious action items remain contingent on the future identification of funding. Sources may include the federal New Horizons for Seniors program, the provincial Seniors Community Grant program, and the Ontario Trillium Foundation.

7.3 For additional information, contact: Sonya Hardman, Manager – Corporate Initiatives, at 905-668-7711, extension 2049.

## **8. Attachments**

Attachment #1: [Age-Friendly Durham Strategy and Action Plan](#)

Attachment #2: Durham Council on Aging Terms of Reference

Approved by: Sandra Austin, Director Strategic Initiatives, at 905-668-7711, extension 2449.

Respectfully submitted,

**Original Signed by**

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Elaine C. Baxter-Trahair  
Chief Administrative Officer



# Norfolk County Office of the Mayor

October 26, 2020

The Right Honourable Justin Trudeau  
Office of the Prime Minister  
80 Wellington Street  
Ottawa, ON K1A 0A2

Health Canada  
Address Locator 0900C2  
Ottawa, Ontario  
K1A 0K9

The Honourable Doug Ford  
Premier of Ontario  
Legislative Building  
Toronto ON M7A 1A1

Ontario Provincial Police  
General Headquarters  
Lincoln M. Alexander Queen's Park Building  
777 Memorial Avenue  
Orillia, ON  
L3V 7V3

Dear Right Honourable Prime Minister Trudeau and Premier Ford,

**Re: Illicit Cannabis Operations**

At their meeting of October 20, 2020 Norfolk County Council approved Resolution No. 6 of the Council-In-Committee meeting of October 13, 2020 which reads as follows:

**Res. 6**

WHEREAS illicit cannabis grow operations are a significant issue in many municipalities in Ontario;

AND WHEREAS there are often significant negative impacts from illicit cannabis operations upon surrounding communities and residents;

AND WHEREAS the intent of legalizing cannabis was to eliminate the 'black market' not allow it to expand with relative impunity;

AND WHEREAS Norfolk County estimates that there are approximately 70 cannabis operations in our municipality;

THEREFORE BE IT RESOLVED,

THAT the Mayor issue a letter to the Prime Minister of Canada, Premier of Ontario, Health Canada and the Ontario Provincial Police;

AND THAT Norfolk County Council request that solutions to the current crisis which may include but are not limited to; better regulation and tracking of the prescription of cannabis in Canada by doctors, increased regulatory and enforcement presence by Health Canada, increased OPP resources, increased funding to municipalities to deal with complaints and By-Law issues generated by illicit cannabis grow operations;

AND FURTHER THAT a copy of the submission by Debbie France be attached to the Mayor's letter.

Your attention to this important issue is appreciated.

Yours Truly,



Mayor Kristal Chopp  
Norfolk County

cc. Toby Barrett- MPP Haldimand-Norfolk  
Diane Finley – MP Haldimand-Norfolk  
All Ontario Municipalities

## Cannabis Reference Material

### Table of contents

- 1) General knowledge
- 2) Cannabis land use reports
- 3) Municipalities not permitting Cannabis grow ops on Agricultural lands
- 4) Municipal Panel & Roundtable Discussion with Local & Provincial Law Enforcement
- 5) Police Intervention - Massive illegal cannabis operation shut down
- 6) Police Intervention - Cannabis production allegedly fueling synthetic drug production labs
- 7) Police Intervention – raids involving production exceeding limits
- 8) Police Intervention - raids at the US/Canada border
- 9) Federal MP's who are actively requesting Health Canada to solve Cannabis issue
- 10) Municipal guide to Cannabis legislation (by FCM)
- 11) The final report of the task force on Cannabis legalization and regulation
- 12) Municipalities who have refused requests for exceptions to bylaws
- 13) Court cases - Bylaw violation
- 14) Nuisance bylaw amendment - Cannabis Odour
- 15) Municipalities that have requested assistance from Province

**Note:** The list of links in this document is a small representation of information mostly connected to news articles that show there are significant issues connected to Marijuana Cultivation in Agricultural areas throughout the Province of Ontario. We encourage anyone viewing this document to search and reach out in their municipality to discover how the issues are unfolding in the Municipality they call home. Further investigation is likely to uncover similar issues in areas throughout the Province of Ontario and across the Country. We expect that further investigation is likely to uncover other elected officials who have been actively trying to find solutions for the constituents they were elected to serve. We encourage anyone viewing this information to connect with the author of the letter that accompanies this list or they can email their contact information and concerns to [debbiefrance@live.ca](mailto:debbiefrance@live.ca) and a representative of this group will reply to help address their concerns.

## Cannabis Articles

### 1) *General knowledge*

**Article:** Gaping hole in pot legislation is hitting Norfolk hard (Ontario Farmer Jan 24, 2020)  
(Perhaps best article to understand entire issue)

<https://www.ontariofarmer.com/features/gaping-hole-in-pot-legislation-is-hitting-norfolk-hard/>

**Article:** Change is in the wind (Ontario Planners June 1, 2018)  
(Outlines challenges for Municipalities from a planning perspective)

<https://ontarioplanners.ca/blog/planning-exchange/june-2018/change-is-in-the-wind>

## Cannabis Reference Material

**Article:** Stench among concerns as Bradford council hears about cannabis cultivation in Holland Marsh (Barrie Today Jun 14, 2020)

(Outlines common complaints amongst those living nearby grow ops)

<https://www.barrietoday.com/local-news/bradford-council-hears-from-public-about-cannabis-cultivation-in-holland-marsh-2433271>

**Article:** County council concerned by marijuana licences (Belleville Intelligencer June 25, 2020)

<https://www.intelligencer.ca/news/local-news/county-council-concerned-by-marijuana-licences>

### **2) Cannabis land use reports**

**Article:** Final Land Use Study on Cannabis Production in The Town of Pelham

(Explains potential issues between Municipal By-laws & Farm & Food Protection Act relating to Cannabis) Review sections... 3.1, 3.2, 3.3, 3.5, 3.7 to understand potential issues

<https://pelham-pub.escribemeetings.com/filestream.ashx?DocumentId=21743>

### **3) Municipalities not permitting Cannabis grow ops on agricultural lands**

**Article:** Brighton sets limits on where cannabis production facilities can locate (Northumberland news Apr 9, 2019)

<https://www.northumberlandnews.com/news-story/9274359-brighton-sets-limits-on-where-cannabis-production-facilities-can-locate/>

**Article:** Prime agricultural land no place for cannabis, Oro-Medonte coalition says (Simcoe May 31, 2020)

<https://www.simcoe.com/news-story/10001301-prime-agricultural-land-no-place-for-cannabis-oro-medonte-coalition-says/>

### **4) Municipal Panel & Roundtable Discussion with Local & Provincial Law Enforcement**

**Article:** East Gwillimbury Cannabis Production Facilities Panel Discussion OPP & YRP discuss organized crime's active involvement in Cannabis production and the risks that it poses to residents (YouTube video)

<https://youtu.be/Oisv7MEIV14>

**Article:** Hastings-Lennox & Addington Roundtable on Illicit Cannabis Operations – Fed MP Derek Sloan

<https://www.facebook.com/watch/?v=3216967588368948&extid=jTObBPn7swAbfxyz>

### **5) Police Intervention - Police shut down massive illegal cannabis operation, seize more than 100k plants** (CBC News Aug 21, 2020)

**Article:** <https://www.cbc.ca/news/canada/hamilton/project-woolwich-cannabis-niagara-1.5695691>

## Cannabis Reference Material

### **6) Police Intervention - Cannabis production allegedly fueling synthetic drug production labs (Project Moon)**

**Article:** More than \$45m in drugs and cash seized as twin drug gangs dismantled in York Region  
(CP24 Aug 8, 2019)

<https://www.cp24.com/news/more-than-45m-in-drugs-and-cash-seized-as-twin-drug-gangs-dismantled-in-york-region-1.4541063>

### **7) Police Intervention – raids involving production exceeding limits**

#### **St. Catharines**

**Article:** Niagara police bust \$34m illegal cannabis operation (Global News July 1, 2020)

<https://globalnews.ca/news/7128873/niagara-illegal-cannabis-grow-op/>

#### **King Township**

**Article:** Police seize \$4.7m in illegal drugs after search of former Joe’s Garden property in King  
(York Region Oct 7, 2019)

<https://www.yorkregion.com/news-story/9633352-police-seize-4-7m-in-illegal-drugs-after-search-of-former-joe-s-garden-property-in-king/>

**Article:** 8 charged after \$400k worth of ‘excess cannabis’ found on King Township grow-op  
(CBC News Oct 2, 2018)

<https://www.cbc.ca/news/canada/toronto/eight-charged-marijuana-trafficking-cannabis-farms-york-region-1.4847114>

**Article:** Police bust marijuana grow op in King Township worth \$6.5m, seize 4,000 plants  
(CTV News Aug 3, 2018)

<https://toronto.ctvnews.ca/police-bust-marijuana-grow-op-in-king-township-worth-6-5m-seize-4-000-plants-1.4039863>

#### **Stouffville**

**Article:** Police bust cannabis grow op in excess of licence limits near Aurora  
(YorkRegion Jan 29, 2019)

<https://www.yorkregion.com/news-story/9148816-police-bust-cannabis-grow-op-in-excess-of-licence-limits-near-aurora/>

### **8) Police Intervention - Cannabis busts at US/Canada border**

**Article:** Canadian resident arrested in relation to massive cannabis bust at U.S. border  
(Global News June 16, 2020)

<https://globalnews.ca/news/7070697/canadian-involved-significant-drug-seizure-u-s-border/>

## Cannabis Reference Material

### ***9) Federal MP's mentioned in articles who are actively requesting Health Canada to solve Cannabis issue***

**Article:** MP Finley brings the issue of unlicensed large-scale marijuana producers to Parliament (Norfolk Today July 27, 2020) - **Fed MP Diane Finley**  
<https://www.norfolktoday.ca/2020/07/27/96986/>

**Article:** Stomp out cannabis criminality: Sloan (Quinte News July 2, 2020) - **Fed MP Derek Sloan**  
<https://www.quintenews.com/2020/07/02/stomp-out-cannabis-criminality-sloan/>

**Article:** 'Stinks like 10000 skunks': Tottenham residents want more potent restrictions for medical-marijuana growers (Simcoe Feb 11, 2020) - **Fed MP Terry Dowdall**  
<https://www.simcoe.com/news-story/9844540--stinks-like-10-000-skunks-tottenham-residents-want-more-potent-restrictions-for-medical-marijuana-growers/>

### ***10) Municipal guide to Cannabis legislation (by FCM)***

<https://fcm.ca/en/resources/municipal-guide-cannabis-legalization>

### ***11) The final report of the task force on Cannabis legalization and regulation***

<https://hoban.law/2017/01/the-final-report-of-the-task-force-on-cannabis-legalization-and-regulation/>

### ***12) Municipalities who have refused requests for exceptions to bylaws***

**Article:** Marijuana setback relief denied (Simcoe Reformer May 29, 2019)  
<https://www.simcoereformer.ca/news/local-news/marijuana-setback-relief-denied>

**Article:** Council officially denies the marijuana micro-cultivation facility (NewTecTimes March 6, 2020)  
<http://newtectimes.com/?p=24388>

### ***13) Court cases - Bylaw/Zoning violations***

**Article:** Cannabis producer pleads guilty to violating bylaw (Simcoe Reformer Feb 20, 2020)  
<https://www.simcoereformer.ca/news/local-news/cannabis-producer-enters-guilty-plea>

**Article:** East Gwillimbury takes medical marijuana facility to court (York Region Aug 12, 2020)  
<https://www.yorkregion.com/news-story/10134439-east-gwillimbury-takes-medical-marijuana-facility-to-court/>

## Cannabis Reference Material

### ***14) Nuisance bylaw amendment - Cannabis odour***

**Article:** Council enacts nuisance by-law addressing cannabis odour concerns  
(Bradford Today Jun 19, 2020)

<https://www.bradfordtoday.ca/local-news/council-enacts-nuisance-by-law-addressing-cannabis-odour-concerns-2441245>

**Article:** Hamilton targets large-scale personal grow operations with nuisance bylaw amendment  
(Global News Apr 23, 2020)

<https://globalnews.ca/news/6857506/city-of-hamilton-nuisance-bylaw-amendments-personal-grow-operations-cannabis/>

**Article:** Nuisance bylaw to deal with cannabis odour coming soon to Lincoln  
(Niagara This Week Aug 3, 2020)

<https://www.niagarathisweek.com/news-story/10128119-nuisance-bylaw-to-deal-with-cannabis-odour-coming-soon-to-lincoln/>

**Article:** Pelham gives stamp of approval on odour bylaw to deal with cannabis operations  
(Niagara This Week Mar 27, 2020)

<https://www.niagarathisweek.com/news-story/9918340-pelham-gives-stamp-of-approval-on-odour-bylaw-to-deal-with-cannabis-operations/>

**Article:** Niagara area town buys \$5,000 device to measure weed smell after repeated complaints from residents  
(Timmins Today Jul 7, 2020)

<https://www.timminstoday.com/around-ontario/ontario-niagara-area-town-buys-5000-device-to-measure-weed-smell-after-repeated-complaints-from-residents-2545977>

### ***15) Municipalities that have requested assistance from Province***

**Article:** Council supports request for more control over cannabis production in municipalities  
(Bradford Today May 22, 2020)

<https://www.bradfordtoday.ca/local-news/council-supports-request-for-more-control-over-cannabis-production-in-municipalities-2366228>



## City of Belleville

CORPORATE SERVICES DEPARTMENT  
TELEPHONE 613-968-6481  
FAX 613-967-3206

169 FRONT STREET  
BELLEVILLE, ONTARIO  
K8N 2Y8

October 28, 2020

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

Dear Premier Ford:

**RE:       Accessibility for Ontarians with Disabilities Act – Web-site Support  
New Business  
10, Belleville City Council Meeting, October 26, 2020**

This is to advise you that at the Council Meeting of October 26, 2020, the following resolution was approved.

“WHEREAS Section 14(4) of O. Reg 191/11 under the Accessibility for Ontarians with Disabilities Act requires designated public sector organizations to conform to WCAG 2.0 Level AA by January 1, 2021; and

WHEREAS the City remains committed to the provision of accessible goods and services; and

WHEREAS the City provides accommodations to meet any stated accessibility need, where possible; and

WHEREAS the declared pandemic, COVID-19, has impacted the finances and other resources of the City; and

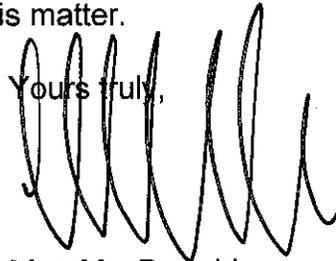
WHEREAS the Accessibility for Ontarians with Disabilities Act contemplates the need to consider technical or economic considerations in the implementation of Accessibility Standards;

BE IT THEREFORE RESOLVED THAT the Corporation of the City of Belleville requests that the Province of Ontario consider providing funding support and training resources to municipalities to meet these compliance standards; and

THAT this resolution be forwarded to the Premier of the Province of Ontario, Prince Edward-Hastings M.P.P., Todd Smith, Hastings – Lennox & Addington M.P.P., Daryl Kramp, the Association of Municipalities of Ontario and all municipalities within the Province of Ontario.”

Thank you for your attention to this matter.

Yours truly,

A handwritten signature in black ink, appearing to read 'Matt MacDonald', written over the text 'Yours truly,'.

Matt MacDonald  
Director of Corporate Services/City Clerk

MMacD/nh

Pc: AMO

Todd Smith, MPP Prince Edward-Hastings  
Daryl Kramp, MPP Hastings – Lennox & Addington  
Councillor Thompson, City of Belleville  
Ontario Municipalities

October 9, 2020

The Right Honourable Justin Trudeau  
Prime Minister of Canada  
Email: [justin.trudeau@parl.gc.ca](mailto:justin.trudeau@parl.gc.ca)

The Honourable Doug Ford  
Premier of Ontario  
Email: [premier@ontario.ca](mailto:premier@ontario.ca)

**Re: Funding for community groups and service clubs affected by pandemic**

Please be advised that at the Regular Meeting of Council on September 28, 2020, the Council of Loyalist Township passed the following resolution:

**Resolution No. 2020.35.16**  
**Moved by: Deputy Mayor Hegadorn**  
**Seconded by: Councillor Porter**

“Whereas, the world health organization characterized covid-19 as a pandemic on March 11, 2020

And whereas, travel restrictions were put in place March 21st, 2020 with emergency orders being established under the quarantine act

And whereas, the province of Ontario entered a state of emergency on March 17, 2020

And whereas Loyalist Township declared a state of emergency on March 26, 2020

And whereas the Kingston, Frontenac, Lennox and Addington Public Health Unit have enacted orders under Section 22 of the Ontario Health Protection and Promotion Act, 1990

And whereas the above noted state of emergencies and orders restricted the ability for charities, community groups and service clubs to raise or acquire funds through conventional methods

And whereas these charities, community groups and service clubs provide vital resources and support critical to community members

And whereas these charities, community groups and service clubs' partner with municipal governments reducing the financial pressures on the government while enhancing the lives of residents

Therefore be it resolved that Loyalist Township council requests confirmation from the governments of Ontario and Canada that funding will be available for these local smaller charities, community groups and service clubs.

AND FURTHER THAT a copy of this resolution be circulated to the Right Honourable Prime Minister of Canada; the Honourable Premier of Ontario; MP Derek Sloan, Hastings - Lennox and Addington ; the Honourable Daryl Kramp, MPP Hasting-Lennox and Addington; the Association of Municipalities Ontario; Rural Ontario Municipalities Association and all Municipalities within the Province of Ontario".

Regards,



Brandi Teeple  
Deputy Clerk  
Loyalist Township

cc. MP Derek Sloan- Hastings-Lennox and Addington  
MPP Daryl Kramp- Hastings- Lennox and Addington  
Association of Municipalities Ontario  
Rural Ontario Municipalities Association  
All Ontario Municipalities



The Corporation of Loyalist Township (via e-mail)  
P.O. Box 70. 263 Main Street,  
Odessa, ON K0H 2H0

November 3, 2020

**Re: Support of Resolution from Loyalist Township regarding funding for community groups and service clubs affected by pandemic**

Please be advised that on October 28<sup>th</sup> 2020 the Town of Plympton-Wyoming Council passed the following motion to support the Council of Loyalist Township motion (attached) regarding funding for community groups and service clubs affected by pandemic that was passed on September 28<sup>th</sup> 2020:

***Motion #13*** – Moved by Bob Woolvett, Seconded by Netty McEwen that Council supports item ‘n’ regarding funding for community groups and service clubs affected by pandemic.

***Motion Carried.***

If you have any questions regarding the above motion, please do not hesitate to contact me by phone or email at [ekwarciak@plympton-wyoming.ca](mailto:ekwarciak@plympton-wyoming.ca).

Sincerely,

Erin Kwarciak  
Clerk  
Town of Plympton-Wyoming

Cc: (all sent via e-mail)  
MP Marilyn Gladu – Sarnia-Lambton  
MPP Bob Bailey- Sarnia-Lambton  
Premier of Ontario  
Prime Minister of Canada  
Association of Municipalities Ontario  
Rural Ontario Municipalities Association  
All Ontario Municipalities



*La Corporation de la Municipalité de / The Corporation of the Municipality of*  
**ST. CHARLES**

C.P. / Box 70, 2 King Street East St.-Charles ON  
Tel: 705-867-2032 Fax: 705-867-5789

P0M 2W0  
[www.stcharlesontario.ca](http://www.stcharlesontario.ca)

**MOVED BY: Councillor Monica Loftus**

**SECONDED BY: Councillor Richard Lemieux**

**RESOLUTION NO. 2020-179**

WHEREAS Council for the Corporation of the Municipality of St.-Charles wishes to support Resolution Number CX93-20 from Grey County;

AND WHEREAS the Corporation of the Municipality of St.-Charles recognized that the need for reliable access to affordable broadband is required for education and business purposes to ensure continuity and success;

AND WHEREAS reliable broadband will continue to play an essential role in economic and social recovery across Ontario post-pandemic;

AND WHEREAS not all residents of the Municipality of St.-Charles are within a connectivity coverage area and that rural areas often receive inadequate or disproportionately low levels of service;

AND WHEREAS while it is important for the Provincial Government to look at both the number of people and the number of businesses that can be serviced by broadband expansion, it is essential, that the Province provide broadband service to areas that have a small number of people, yet cover a vast geographical area;

AND WHEREAS the need for broadband infrastructure improvement is immediate;

BE IT RESOLVED THAT the Corporation of the Municipality of St.-Charles representing our residents and business owners alike, call to action Premier Ford; the Minister of Environment, Conservation and Parks, the Honourable Jeff Yurek to champion the implementation of broadband in the under-serviced areas of the Municipality of St.-Charles..

**CARRIED**

**I, Tammy Godden, Clerk of the Municipality of St.-Charles, do certify the foregoing to be a true copy of Resolution No. 2020-179 passed in a Regular Meeting**

**Subject: Proposed Regulation under the Ontario Heritage Act – Bill 108**

Dear Hon. Doug  
Ford:

At its meeting of October 19, 2020, the Town of Grimsby Committee of the Whole passed the following resolution, which was subsequently approved by Council on November 2, 2020:

Moved by Councillor Bothwell; Seconded by Councillor Freake;

Resolved that the Report PA20-22 dated October 19, 2020, be received; and,

That the report be endorsed and submitted to the Province, along with the following motion, as the Town of Grimsby's comments to the Environmental Registry.

WHEREAS Royal Assent has been granted to Bill 108 entitled 'More Homes, More Choice Act, 2019' on June 6, 2019; and,

WHEREAS Schedule 11 of Bill 108 contains amendments to the Ontario Heritage Act which require appeals under the Ontario Heritage Act to be heard by the Local Planning Appeal Tribunal not the Conservation Review Board; and,

WHEREAS the Conservation Review Board is an adjudicative tribunal that, through the mandate provided by the Ontario Heritage Act, considers a number of matters such as:

- The proposed designation of a property as having cultural heritage value or interest;
- Applications for the repeal of a By-law on a specific property;
- Applications related to the alteration of a property covered by a By-law; and,
- Matters related to archaeological licensing, and,

WHEREAS Schedule 11 of Bill 108 will come into effect on a date to be proclaimed by the Lieutenant Governor; and,

WHEREAS the Local Planning Appeal Tribunal are not experts in heritage matters unlike members of the Conservation Review Board; and,

WHEREAS the Local Planning Appeal Tribunal decisions are binding decisions unlike the Conservation Review Board non-binding recommendations; and,

WHEREAS the Ontario Heritage Act provides a means for municipalities to protect and preserve the cultural heritage value or interest of the municipality for generations to come; and,

WHEREAS the Conservation Review Board currently provides reports to municipal council's setting out its findings of fact, and its recommendations so that a final decision can be rendered by municipalities about what is valuable in their community;

WHEREAS the Town of Grimsby remains committed to the preservation and protection of property of cultural heritage value or interest;

NOW THEREFORE BE IT RESOLVED THAT the Town of Grimsby strongly recommends that Schedule 11 of Bill 108 be amended to remove the powers provided to the Local Planning Appeal Tribunal, retaining authority for hearing certain appeals by the Conservation Review Board; and,

BE IT FURTHER RESOLVED THAT the Town of Grimsby strongly recommends that Schedule 11 of Bill 108 be amended to return the authority for final decisions to municipal council's as the elected representative of the communities wherein the property and its features of cultural heritage value exist; and,

BE IT FURTHER RESOLVED THAT a copy of this motion be sent to the Honourable Doug Ford, Premier of Ontario, Lisa McLeod the Minister of Heritage, Sport, Tourism and Culture Industries, Andrea Horwath, MPP and Leader of the Official Opposition and the Ontario NDP Party, MPP Steven Del Duca Leader of the Ontario Liberal Party, Mike Schreiner MPP and Leader of the Green Party of Ontario, Sam Oosterhoff MPP Niagara West; and,

BE IT FURTHER RESOLVED THAT a copy of this motion be sent to the Association of Municipalities of Ontario (AMO), all MPP's in the Province of Ontario, the Niagara Region and all Municipalities in Ontario for their consideration."

We strongly recommend that the Ontario government consider amendments to Bill 108 to return the final authority to municipal Council's to determine what is of cultural heritage value or interest in their communities with the benefits of the expert and professional advice provided by the Conservation Review Board.

**CARRIED**

*YES: Councillors Bothwell, Dunstall, Freake, Kadwell, Ritchie, Sharpe, Vaine, Vardy and Mayor Jordan*

A copy of the report has been enclosed.

Regards,

**Devanne Kripp, Dipl. M. A.**

Deputy Town Clerk

905 945 9634 ext. 2177

Town of Grimsby | 160 Livingston Avenue, P.O Box 159 | Grimsby ON L3M 4G3 | [www.grimsby.ca](http://www.grimsby.ca)



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**Report To: Committee of the Whole**

**Meeting Date: October 19, 2020**

**Subject: Proposed Regulation under the Ontario Heritage Act  
(Bill 108)**

### **Recommendation(s)**

1. That the Report PA20-22 dated October 19, 2020, be received and
2. That the report be endorsed and submitted to the Province, along with the following motion, as the Town of Grimsby's comments to the Environmental Registry.

WHEREAS Royal Assent has been granted to Bill 108 entitled 'More Homes, More Choice Act, 2019' on June 6, 2019; and,

WHEREAS Schedule 11 of Bill 108 contains amendments to the Ontario Heritage Act which require appeals under the Ontario Heritage Act to be heard by the Local Planning Appeal Tribunal not the Conservation Review Board; and,

WHEREAS the Conservation Review Board is an adjudicative tribunal that, through the mandate provided by the Ontario Heritage Act, considers a number of matters such as:

- The proposed designation of a property as having cultural heritage value or interest;
- Applications for the repeal of a By-law on a specific property;
- Applications related to the alteration of a property covered by a By-law; and,
- Matters related to archaeological licensing. AND,

WHEREAS Schedule 11 of Bill 108 will come into effect on a date to be proclaimed by the Lieutenant Governor; and,

WHEREAS the Local Planning Appeal Tribunal are not experts in heritage matters unlike members of the Conservation Review Board; and,

WHEREAS the Local Planning Appeal Tribunal decisions are binding decisions unlike the Conservation Review Board non-binding recommendations; and,



WHEREAS the Ontario Heritage Act provides a means for municipalities to protect and preserve the cultural heritage value or interest of the municipality for generations to come; and,

WHEREAS the Conservation Review Board currently provides reports to municipal council's setting out its findings of fact, and its recommendations so that a final decision can be rendered by municipalities about what is valuable in their community;

WHEREAS the Town of Grimsby remains committed to the preservation and protection of property of cultural heritage value or interest;

NOW THEREFORE BE IT RESOLVED THAT the Town of Grimsby strongly recommends that Schedule 11 of Bill 108 be amended to remove the powers provided to the Local Planning Appeal Tribunal, retaining authority for hearing certain appeals by the Conservation Review Board; and,

BE IT FURTHER RESOLVED THAT the Town of Grimsby strongly recommends that Schedule 11 of Bill 108 be amended to return the authority for final decisions to municipal council's as the elected representative of the communities wherein the property and its features of cultural heritage value exist; and,

BE IT FURTHER RESOLVED THAT a copy of this motion be sent to the Honourable Doug Ford, Premier of Ontario, Lisa McLeod the Minister of Heritage, Sport, Tourism and Culture Industries, Andrea Horwath, MPP and Leader of the Official Opposition and the Ontario NDP Party, MPP Steven Del Duca Leader of the Ontario Liberal Party, Mike Schreiner MPP and Leader of the Green Party of Ontario, Sam Oosterhoff MPP Niagara West; and,

BE IT FURTHER RESOLVED THAT a copy of this motion be sent to the Association of Municipalities of Ontario (AMO), all MPP's in the Province of Ontario, the Niagara Region and all Municipalities in Ontario for their consideration."

We strongly recommend that the Ontario government consider amendments to Bill 108 to return the final authority to municipal Council's to determine what is of cultural heritage value or interest in their communities with the benefits of the expert and professional advice provided by the Conservation Review Board.

## Purpose

To provide staff with direction to provide comments to the Environmental Registry on the proposed changes to the Ontario Heritage Act (Bill 108). As the impetus for the new proposed regulations is Bill 108, *The More Homes, More Choices Act*, staff remain concerned that the Province's stated objective to increase housing supply should not come at the expense of the Town of Grimsby's irreplaceable cultural heritage resources, as the purpose of the *Ontario Heritage Act* being to protect and conserve heritage properties.

## Background

### Updates to the Ontario Heritage Act (Bill 108)

In November 2018, the Province introduced a consultation document: "Increasing Housing Supply in Ontario." On May 2, 2019, the Minister of Municipal Affairs and Housing introduced "More Homes, More Choice: Ontario's Housing Supply Action Plan" and the supporting Bill 108 – the proposed More Homes, More Choice Act. The Province stated that the objective of these initiatives is to ensure more housing choices/supply and address housing affordability. The Ontario Heritage Act was one of 13 provincial statues impacted by Bill 108.

At that time, the proposed regulations for the OHA were unknown but the Ministry of Tourism, Culture and Sport indicated that regulations were to be released "later this year" after consultation and would be posted for comment. At that time, the changes to the OHA were expected to be proclaimed and in full force and effect for July 1, 2020. Later this date was changed to January 1, 2021. The proposed regulations were released for public comment on September 21, 2020, being partially delayed by the COVID-19 pandemic. The changes to the OHA are still anticipated to be proclaimed on January 1, 2021. Comments on the proposed regulations are due to the Environmental Registry by November 5, 2020. Communication from the Ministry of Tourism, Culture and Sport indicates that 'Updates to the existing Ontario Heritage Tool Kit, which will support implementation of the amendments and proposed regulation, are forthcoming. Drafts of the revised guides will be made available for public comment later this fall.' Staff will share this information with the Grimsby Heritage Advisory Committee and Council as it becomes available.

## Analysis/Comments

The Environmental Registry posting includes the proposed regulations and a summary of the proposed regulations for the following:

1. Principles that a municipal council shall consider when making decisions under specific parts of the OHA.
2. Mandatory content for designation by-laws.
3. Events which would trigger the new 90-day timeline for issuing a notice of intention to designate and exceptions to when the timeline would apply.
4. Exceptions to the new 120-day timeline to pass a designation by-law after a notice of intention to designate has been issued.
5. Minimum requirements for complete applications for alteration or demolition of heritage properties.
6. Steps that must be taken when council has consented to the demolition or removal of a building or structure, or a heritage attribute.
7. Information and material to be provided to Local Planning Appeal Tribunal (LPAT) when there is an appeal of a municipal decision to help ensure that it has all relevant information necessary to make an appropriate decision.
8. Housekeeping amendments related to amending a designation by-law and an owner's reapplication for the repeal of a designation by-law.
9. Transition provisions.

Many of the proposed regulations are procedural and provide clarity on the new processes that were including in Bill 108. The summary of the proposals is as follows:

### Regulatory Proposals

#### *1. Principles to guide municipal decision making*

*The amendments to the Ontario Heritage Act give authority to prescribe principles that a municipal council shall consider when making decisions under prescribed provisions of Parts IV and V of the Act. The proposed principles relate to the purpose of the Ontario Heritage Act and are intended to help decision-*

*makers better understand what to focus on when making decisions under the Act.*

The proposed principles are consistent with Ontario’s policy framework for cultural heritage conservation. The proposed principles provide context for a municipality to follow when making decisions about designated heritage properties, including the minimization of adverse impacts to the cultural heritage value of a property or district. They also require the municipality to consider the views of all interested persons and communities. The new principles will be used in conjunction with Ontario Regulation 9/06, for which no changes have been proposed at this time. While staff already use many similar principles to guide the review process, it is noted that many of the principles use ‘should’ rather than ‘shall’ in reference to the principles. The most problematic is the principle that “property that is determined to be of cultural heritage value or interest should be protected and conserved for all generations”. Using ‘should’ rather than ‘shall’ contradicts the Provincial Policy Statement 2020, which states “Significant built heritage resources and significant cultural heritage landscapes shall be conserved”. Staff would prefer consistency in the language in these two provincial policies and recommend that the language from the PPS 2020 be adopted as a principle for the Ontario Heritage Act.

An additional recommendation would be that the definition of ‘adaptive reuse’ included in this section be revised from “the alteration of a property of cultural heritage value or interest to fit new uses or circumstances while retaining the heritage attributes of the property” to “the alteration of a property of cultural heritage value or interest to fit new uses or circumstances while retaining the cultural heritage value or interest and the heritage attributes of the property”.

## *2. Mandatory content for designation by-laws*

*The Ontario Heritage Act amendments provide a regulatory authority to prescribe mandatory content for designation by-laws. The goal is to achieve greater consistency across municipalities and to provide improved clarity for property owners through designation by-laws including:*

- Identifying the property for the purposes of locating it and providing an understanding of its layout and components;*
- Establishing minimum requirements for the statement of cultural heritage value or interest; and*
- Setting standards for describing heritage attributes.*

From staff’s perspective, the most significant changes to the requirements for a

designation by-law are:

- The requirement to include a map or image of the area. This has not typically been done in the past due to the preferences of the Land Registry Office; however, from a staff perspective, this would not be difficult or onerous.
- The description of the heritage attributes must be 'brief' and also explain how each attribute contributes to the cultural heritage value or interest of the property. Staff note that the requirement for explanations may make the description less brief, but are generally supportive of this requirement as it may help clarify both the heritage attributes and the cultural heritage value of the property. However, this requirement will likely increase the amount of staff time required to draft designation by-laws.
- The by-law may list any features of the property that are not heritage attributes. Including a formal list of non-heritage attributes within the by-law could provide clarity to both the property owner and the Town of Grimsby.

*3. 90-day timeline to issue a Notice of Intention to Designate Amendments to the Ontario Heritage Act establish a new 90-day timeline for issuing a notice of intention to designate (NOID) when the property is subject to prescribed events. It also allows for exceptions to this restriction to be prescribed.*

*The new timeline is intended to encourage discussions about potential designations with development proponents at an early stage to avoid designation decisions being made late in the land use planning process. The ministry has proposed three triggers which would place this restriction on council's ability to issue a NOID. These are applications submitted to the municipality for either an official plan amendment, a zoning by-law amendment or a plan of subdivision.*

*The proposed regulation also provides exceptions to when the 90-day timeline applies. The ministry is proposing the following categories of exceptions.*

- Mutual agreement – Where an extension of, or exemption from, the 90-day restriction on issuing a NOID is mutually agreed to by the municipality and the property owner who made the application under *the Planning Act*.
- Administrative restrictions – Where municipal council or heritage committee are limited in their ability to reasonably fulfill the statutory requirements for issuing a NOID within the original 90-day timeframe. This would apply in cases of a declared emergency or where a municipal heritage committee would be unable to provide its recommendations to council. The timeframe would be extended by 90 days.
- New and relevant information – Where new and relevant information could have an impact on the potential cultural heritage value or interest of the

property is revealed and needs further investigation. Council would be able to extend the timeframe through a council resolution. In the case of new and relevant information council would have 180 days from the date of the council resolution to ensure there is sufficient time for further information gathering and analysis to inform council's decision.

Expiration of restriction – The 90-day restriction on council's ability to issue a NOID would not remain on the property indefinitely and would no longer apply when the application that originally triggered the 90-day timeframe is finally disposed of under the Planning Act.

The proposed regulation also provides notification requirements related to the exceptions to the 90-day timeframe restriction.

Overall, the regulations provide required clarity to the proposed new timelines. Staff are pleased that one of the exemptions to the new regulated timelines is through mutual agreement, as many developers in Grimsby have demonstrated their willingness to work with staff and Council to work towards heritage conservation goals through the planning process.

The exemption for 'new and relevant' materials is useful to ensure that all parties have all of the information needed to make a decision. To this end, the regulations also provide a definition of 'new and relevant' to be applied in this context.

The termination period for the 90-day timelines is limited to the lifespan of the specific planning application. This will ensure that properties are not prohibited from heritage conservation indefinitely.

However, staff have several concerns in regards to these proposed regulations. First, the 90 day timeline will not provide enough time for the town to request and review a peer review of a Heritage Impact Assessment, should the town feel that review is necessary. Staff recommend that the 90 day timeline be increased, or that an additional exemption be included that provides municipalities more time to address requirements for peer review. Likewise, the substantially reduced time limit for planning decisions in Bill 108, especially in regards to decisions for zoning by-law amendments, will create challenges for staff where heritage properties are involved in a planning application.

Staff also note that these new timelines will require significant changes to internal processes in order to accommodate the regulations, which in turn will take a significant amount of staff time to coordinate between Heritage Planning staff, and Planning staff.

*4. 120-day timeline to pass a designation by-law Amendments to the Ontario Heritage Act establish a new requirement for designation by-laws to be passed within 120 days of issuing a Notice of Intention to Designate (NOID). It also*

*allows for exceptions to be prescribed. The ministry is proposing the following categories for exceptions.*

- *Mutual agreement - Where an extension of, or exemption from, the requirement to pass a by-law within 120 days of issuing a NOID is mutually agreed to by the municipality and the property owner.*
- *Administrative restrictions – Where municipal council is limited in its ability to reasonably fulfill the statutory requirements for passing a designation bylaw within the original 120-day timeframe. This would apply in cases of a declared emergency.*
- *New and relevant information – Where new and relevant information that could have an impact on the potential cultural heritage value or interest of the property is revealed and needs further investigation.*
- *Council would be able to extend the timeframe through a council resolution to ensure there is enough time for further information gathering and analysis to inform its decision.*
- *Council would have an additional 180 days from the date of the council resolution to pass the bylaw.*

*Exceptions allowing for the extension of the 120-day timeframe for passing a by-law must occur prior to the expiry of the initial 120 days. The proposed regulation includes notification requirements related to the exceptions to the 120-day timeframe.*

Similar to the exemptions for the 90-day designation notice timeline, the proposed exemptions to pass a designation by-law, especially through mutual agreement, are generally considered helpful. The practice of passing a by-law soon after the objection period has expired (or an appeal has been resolved), is already undertaken in Grimsby for most designations. However, staff would note that implementing these regulations will require staff time to accomplish.

#### *5. 60-day timeline to confirm complete applications, alteration or demolition and contents of complete applications*

*Amendments to the Ontario Heritage Act establish a new timeline of 60 days for the municipality to respond to a property owner about the completeness of their application for alteration of, or demolition or removal affecting, a designate heritage property. It also provides a regulatory authority for the Province to set out minimum requirements for complete applications. The purpose of these provincial minimum standards is to ensure transparency so that property owners are aware of what information is required when making an application. The*

*details of what is proposed in regulation reflect current municipal best practices. The proposed regulation also enables municipalities to build on the provincial minimum requirements for complete applications as a way of providing additional flexibility to address specific municipal contexts and practices. Where municipalities choose to add additional requirements, the proposed regulation requires them to use one of the following official instruments: municipal by-law, council resolution or official plan policy. The proposed regulation establishes that the 60-day timeline for determining if the application is complete and has commenced starts when an application is served on the municipality. It further proposes that applications may now be served through a municipality's electronic system, in addition to email, mail or in person.*

The introduction of a timeline to confirm a complete application for heritage issues is new, but is not unwelcome as it will provide clarity for the property owner and the town. The list of submission requirement set out in the regulations is similar to the requirements that the town already requires; however, a more thorough review of any proposed materials should be undertaken and a report brought forward to Council to confirm Grimsby's list of required submissions and be adopted by municipal by-law as required by the regulation. The ability for the town to set its own additional requirements (through due process) is important to ensure that the town's heritage conservation goals are met.

However, staff note that the requirements for a complete application are only applied to subsections 33 (2) and 34 (2) of the *Ontario Heritage Act*, meaning that there are no requirements for a complete application for properties designated under Part V as part of heritage conservation districts. Staff recommend that the requirements for complete application also be applied to district properties.

*6. Prescribed steps following council's consent to a demolition or removal under s. 34.3*

*Amendments to the Ontario Heritage Act provide that municipal council consent is required for the demolition or removal of any heritage attributes, in addition to the demolition or removal of a building or structure. This is because removal or demolition of a heritage attribute that is not a building or structure, such as a landscape element that has cultural heritage value, could also impact the cultural heritage value or interest of a property.*

*Prior to the amendments, where council approved a demolition or removal under s. 34, the Act required council to repeal the designation by-law. However, in cases where only certain heritage attributes have been removed or demolished, or where the demolition or removal was of a structure or building that did not have cultural heritage value or interest, the property might still retain cultural*

*heritage value or interest. In these cases, repeal of the by-law would not be appropriate.*

*The proposed regulation provides municipalities with improved flexibility by requiring council to first determine the impact, if any, of the demolition or removal on the cultural heritage value or interest of the property and the corresponding description of heritage attributes. Based on the determination council makes, it is required to take the appropriate administrative action, which ranges from issuing a notice that no changes to the by-law are required, to amending the by-law as appropriate, to repealing the by-law. Council's determination and the required administrative actions that follow are not appealable to LPAT.*

*The proposed regulation provides that, where council has agreed to the removal of a building or structure from a designated property to be relocated to a new property, council may follow an abbreviated process for designating the receiving property. The proposed regulation provides a series of administrative steps to support the designation by-law. Council's determination that the new property has cultural heritage value or interest and the subsequent designation by-law made under this proposed regulation would not be appealable to LPAT.*

The requirement to issue notice for demolition of any heritage attributes of a property was a concern, however, the clarification that a repealing by-law may not be required for every demolition is helpful. Following the demolition or removal, if the cultural heritage value or interest and heritage attributes do not need amending, the only notice requirement is to the Ontario Heritage Trust, who are already required to receive notice of all decisions regarding alterations, demolitions, removals and relocations.

However, staff would note that the wording of the regulation is slightly confusing: "After the demolition or removal of a building, structure or heritage attribute on the property is complete, the council of the municipality shall, in consultation with the municipal heritage committee established under section 28 of the Act, if one has been established, make one of the following determinations.." Staff are unclear on if this means that removal of any building, even one that is not a heritage attribute (i.e. a modern garden shed), requires Council approval.

*7. Information to be provided to LPAT upon an appeal with the exception of decisions made under section 34.3 as described above, all final municipal decisions related to designation, amendment and repeal, as well as alteration of a heritage property under the Act will now be appealable to LPAT, in addition to decisions related to demolition and Heritage Conservation Districts, which were already appealable to LPAT. The decisions of LPAT are binding. Preliminary objections to designation matters will now be made to the municipality, before the final decision is made. Prior to the amendments, appeals of designation-related notices or appeals of alteration decisions were made to the Conservation Review Board, whose decisions were not binding.*

*A regulatory authority was added to ensure that appropriate information and materials related to designations, alteration and demolition decisions are forwarded to the LPAT to inform appeals. The proposed regulation outlines which materials and information must be forwarded for every LPAT appeal process in the Act by the clerk within 15 calendar days of the municipality's decision.*

The two-tier process of objection to the municipality, followed by appeal to the LPAT, is a noted concern as this new process will create delays for property owners, staff, the Grimsby Heritage Advisory Committee and Council. The updated regulation does not change this; it provides a list of the materials and information required for LPAT appeals.

#### *8. Housekeeping amendments*

*Amendments to the Act included regulatory authority to address a few housekeeping matters through regulation. Previously, where a municipality proposed to make substantial amendments to an existing designation by-law it stated that the designation process in section 29 applied with necessary modifications. The proposed regulation clearly sets out the modified process, including revised language that is more appropriate for an amending by-law. The proposed regulation also makes it clear that there is no 90-day restriction on issuing a notice of proposed amendment to a by-law and provides that council has 365 days from issuing the notice of proposed amendment to pass the final amending by-law and that this timeframe can only be extended through mutual agreement.*

*The proposed regulation also outlines restrictions on a property owner's ability to reapply for repeal of a designation by-law where the application was unsuccessful, unless council consents otherwise. The one-year restriction on an owner's reapplication maintains what had been included in the Act prior to the amendments.*

The ability to amend a heritage designation by-law is improved through the regulations that provide clarity to the stated process. Staff support this regulation as it will make it easier to update old designation by-laws as required, as well as make amendments to by-laws that require updating to remove listed heritage attributes as per the new regulation.

#### *9. Transition*

*Section 71 of the Ontario Heritage Act establishes a regulation-making authority for transitional matters to facilitate the implementation of the amendments, including to deal with any problems or issues arising as a result of amendments. The proposed transition rules provide clarity on matters that are already in progress at the time the amendments come into force.*

#### *General Transition Rule*

*All processes that commenced on a date prior to proclamation would follow the process and requirements set out in the Act as it read the day before proclamation. The proposed regulation sets out the specific triggers for determining if a process had commenced.*

#### *Exceptions*

*Outstanding notices of intention to designate. Where council has published a notice of intention to designate but has not yet withdrawn the notice or passed the by-law at the time of proclamation, the municipality will have 365 days from proclamation to pass the by-law, otherwise the notice will be deemed withdrawn. Where a notice of intention to designate has been referred to the Conservation Review Board, the 365 days would be paused until the Board either issues its report or until the objection has been withdrawn, whichever occurs earlier.*

#### *90-Day restriction on issuing a NOID*

*The 90-day restriction on council's ability to issue a NOID would only apply where all notices of complete application have been issued by the municipality in relation to a prescribed Planning Act application, on or after proclamation.*

#### *Prescribed steps following council's consent to demolition or removal (s.34.3)*

*The ministry is proposing that the prescribed steps would apply following consent to an application by the municipality or by order of the Tribunal, where at the time of proclamation council had not already repealed the by-law under s. 34.3.*

Staff would note that the transitions proposed will place increased demand on staff time and resources in order to prepare for the January 1, 2021 implementation deadline. As this has not been accounted or planned for, staff would recommend that the proclamation deadline be pushed to July 1, 2021 to allow municipalities more time to prepare, especially in consideration of the COVID-19 pandemic, which has already created additional stress on staff resources.

#### *Regulatory Impact Assessment*

*The objective of the proposed regulation is to improve provincial direction on how to use the Ontario Heritage Act, provide clearer rules and tools for decision making, and support consistency in the appeals process. Direct compliance costs and administrative burdens associated with the proposed regulations are unknown at this time. New rules and tools set out in the proposed regulations are expected to result in faster development approvals.*

*There are anticipated social and environmental benefits as the proposed regulation seeks to achieve greater consistency to protecting and managing heritage property across the province.*

Overall, staff support many of the proposed regulation changes, as they provide greater clarity for the new processes created through Bill 108. Some of the concerns identified

by the town in their comments on Bill 108 remain, such as all appeals being moved to the Local Planning Appeal Tribunal (LPAT) from the Conservation Review Board (CRB).

The proposed regulations appear to be consistent with the objectives of Provincial policy and the OHA to conserve significant cultural heritage resources. However, many of the town's existing processes will need to be adjusted to conform to the proposed regulation changes. Staff would recommend to the Province that more time be provided to municipalities to accommodate the new regulations, especially given that the COVID-19 pandemic is in the second wave and also because the revised Ontario Heritage Took Kit has not been provided for draft comment and review. Additionally, staff resources will need to be evaluated in light of the current volume of heritage alteration applications to ensure the delivery of heritage reports and notices occur within the specified timelines. The substantially reduced time limit for planning decisions in Bill 108, especially in regards to decisions for zoning by-law amendments, will create challenges for staff where heritage properties are involved in a planning application.

The Province has noted that the direct compliance costs and administrative burdens are unknown at this time. Staff would suggest that the cost and burden on already stressed municipalities operating in an ongoing pandemic would be significant.

## **Strategic Priorities**

This report addresses the corporate strategic goal to: Protect, preserve and enhancing Grimsby's distinct heritage and culture

## **Financial Impact**

There are no direct financial implications arising from the recommendations in this report. However, the proposed regulation changes will have undetermined financial impacts for the town.

## **Public Input**

Members of the public may provide comments on Bill 108's proposed changes through the related postings on the Environmental Registry of Ontario (ERO) website.

## **Conclusion**

As the impetus for the new proposed regulations is Bill 108, *The More Homes, More Choices Act*, staff remain concerned that the Province's stated objective to increase housing supply should not come at the expense of the Town of Grimsby's irreplaceable cultural heritage resources, as the purpose of the *Ontario Heritage Act* being to protect and conserve heritage properties.

Prepared by,



Name: Bianca Verrecchia  
Title: Assistant Heritage Planner

Submitted by,



Name: Antonietta Minichillo  
Title: Director of Planning, Building & Bylaw

---

**From:** Leena Vaja <lvaja@CLOCA.com>  
**Sent:** Monday, November 2, 2020 2:23:30 PM  
**Subject:** Central Lake Ontario Conservation's Seasonal Newsletter

Hello everyone,

This email is being sent on behalf of Chris Darling, Chief Administrative Officer.

Thank you.



**Central Lake Ontario Conservation's**

# **Fall 2020 Newsletter**

*Communicating, educating and inspiring. To share our watershed story, to*

*inspire our community to be watershed champions and to take action for real change.*

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*'Fall in' to Purple Woods Conservation Area!*

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***In this issue:***

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## **Better Together**

### *A message from our CAO*

Hello friends and neighbours.

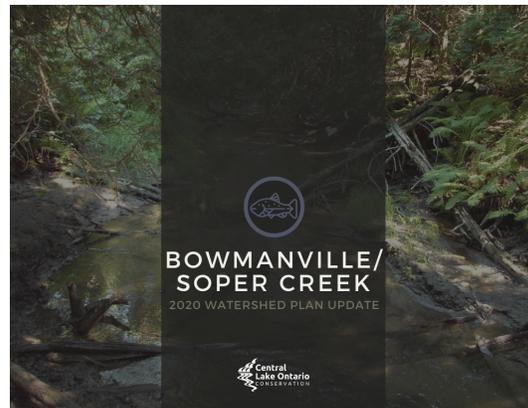
If we have learned anything in 2020, it's that collaboration is even more important than ever. Whether it's experiencing multi-levels of government working together across our country, or neighbours stepping in to help families in need, we cannot deny that when we work as a team, the outcome is better than had we done it alone.

At Central Lake Ontario Conservation Authority (CLOCA), as we work apart, but together, we have accomplished many of our deliverables on a diverse range of complex projects over the summer months. We continue to overcome many challenges through problem-solving and consultation, supporting continued service delivery on all things 'conservation'.

As we reflect on our accomplishments with this lens, we realize that we are on both sides of the 'collaborative fence'. Sometimes we are the neighbour who works with developers, provincial agencies, and other provinces to share our expertise and establish a beneficial outcome for all parties. We sometimes play the role of a family in need, requiring input from funders, community, and stakeholders to ensure updated mapping, watershed and strategic plans remain relevant and support our mandate.

Seeing staff receive recognition from their peers with an award is always a story worth telling, but when that award recognizes their ability to collaborate, contributing to a greater good, it takes us beyond proud. We have always known that collaboration is a way to strengthen and share our knowledge and skills; we look forward to engaging you in the delivery of our programs and services, and will continue to work on the projects presented here over the balance of 2020, demonstrating our commitment as leaders in conservation and collaboration.

Take care and keep safe.





## Watershed Plan Updates

In June 2020, the CLOCA Board of Directors approved updates to the following Watershed Plans:

- *Lynde Creek Watershed Plan*
- *Oshawa Creek Watershed Plan*
- *Harmony/Farewell/Black Creek Watershed Plan*
- *Bowmanville/Soper Creek Watershed Plan*

Over the summer months our staff worked on the final branding of these documents and are creating an accompanying Online Discovery Tool and updated StoryMap page to share this information in a more interactive and intuitive way for our many audiences.

These Watershed Plans provide a framework and recommended actions to protect, restore and enhance our watersheds. Since the approval of the original Watershed Plans in 2013, there have been changes to provincial planning legislation and landuse that affect how we manage our watershed resources. The updated Plans reflect those changes, provide revised resource mapping, and provide new guidance for landuse management in our watersheds.

They do not replace previous watershed plans, but rather build on the foundations they have established, to ensure we continue delivering our mandate to create

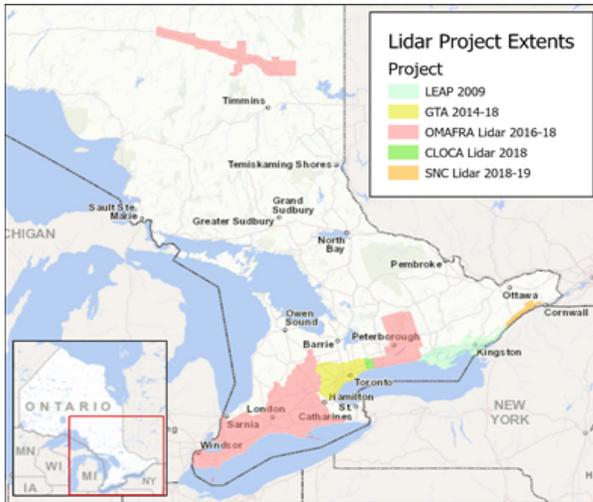
healthy and resilient watersheds. For each of the four plans, we conducted a series of consultation sessions with our municipal partners, stakeholders and the public to help us evolve the vision, and update the goals and actions to maintain and improve watershed health. Over the next five years, we will use these updated Plans to establish a framework for CLOCA to monitor and evaluate watershed health and move forward with the recommended actions. You will be able to review the updated Plans and experience the Online Discovery Tool in the very near future. Updates will be posted on our website, Facebook and Twitter.

If you have any further questions or ideas to improve how we manage your watersheds, contact Jamie Davidson, Director, Watershed Planning and Natural Heritage at [jdavidson@cloca.com](mailto:jdavidson@cloca.com)

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## **LiDAR Project – Ministry of Natural Resources and Forestry**

Central Lake Ontario Conservation Authority Light Detection and Ranging ([LiDAR](#)) mapping resources were recently incorporated into a new digital surface model by the Provincial Mapping Unit of the Ministry of Natural Resources and Forestry. This data has been released through the Ontario GeoHub as the [Ontario Digital Surface Model \(Lidar-Derived\)](#).



In May 2019, the Ministry of Public Safety and Emergency Preparedness announced federal funding to the Province of Ontario under the [National Disaster Mitigation Program \(NDMP\)](#) to better plan for and prevent the effects of flooding.

Central Lake Ontario Conservation Authority received a portion of this funding to support the acquisition of

elevation information required to update floodplain mapping for the Town of Whitby and City of Oshawa, as well as small portions of the City of Pickering, Town of Ajax, Townships of Uxbridge and Scugog, and the Municipality of Clarington. In partnership with Durham Region, the cities of Pickering and Oshawa, and the Town of Whitby, CLOCA used LiDAR to map a portion of the watershed, covering an area of 385 square kilometres. The use of LiDAR generated more detailed and accurate floodplain maps and improved flood models, providing a better understanding of flood risks, and allowing for more informed landuse planning decisions. It was these mapping resources that were shared with The Provincial Mapping Unit of the Ministry of Natural Resources and Forestry to create this comprehensive Ontario Digital Surface Model.

For further information on LiDAR mapping at CLOCA, contact Rod Wilmot at [rwilmot@cloca.com](mailto:rwilmot@cloca.com).

Airborne Topographic LiDAR projects have acquired classified LiDAR digital elevation data and derivative products for selected geographic areas in southern Ontario. This high-resolution elevation data is suitable for local and regional land resource, science, and planning applications.

This new Digital Surface Model product can be used in combination with the existing [Ontario Digital Terrain Model \(Lidar-Derived\)](#) data product to calculate the height of surface features. This data is

intended for GIS and remote-sensing applications that require a high-resolution, high-accuracy elevation model. The surface models are valuable for:

- Calculating heights for surface features such as buildings, infrastructure, or vegetation
- Infrastructure assessment and development
- Forest modelling and management
- Viewshed analysis, among other applications

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## **Ontario Regulation Model for Shorelines is the Envy of New Brunswick**

On July 21, 2020, Perry Sisson, Director of CLOCA's Engineering and Operations Team, was interviewed for *Information Morning Moncton* with Jonna Brewer about Conservation Authority shoreline regulations in Ontario. New Brunswick shoreline residents experienced high water levels, erosion, and loss of property in spring 2020, partly because they do not have regulations in place to restrict development in these dynamic and changing coastal environments. Perry explained the process and regulation that we have in place in Ontario, through 36 Conservation Authorities, that helps protect people and property from flooding and erosion. By studying coastal processes, we are able identify shoreline areas that are at risk of flooding and erosion and how they should be managed to mitigate these risks.

Perry shared with Jonna, that we are not without our challenges. In Ontario, many shoreline properties were constructed prior to the establishment of shoreline regulations. Many are located



in the flood and erosion zones identified through on-going survey work used to update our mapping. Lake Ontario shoreline erosion control projects in CLOCA's watersheds, require a coastal engineer from design right through to construction. This requirement ensures that neighbouring properties are not impacted by shoreline works and natural processes associated with the movement of sediment maintains its delicate balance and continues to protect existing infrastructure.

The full interview can be found [here](#).

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## **Professional Geoscientists of Ontario Annual Award of Merit Awarded to CLOCA Hydrogeologist**

The Professional Geoscientists of Ontario's (PGO) Award of Merit is presented annually to an individual member who, during the course of their career, has made significant contributions to the geoscience profession. The successful candidate for the award will have been a practicing member of PGO for ten years or more and, during the course of their career, will have:

- Made a significant contribution to the geoscience knowledge base; and/or
- Made a significant contribution to the fields of environmental geoscience, mineral exploration and development or geophysics; and/or
- Contributed significantly to public service and protection of the public; and
- Whose actions and accomplishments reflect positively on the geoscience profession.



The PGO Award of Merit is presented annually at PGO's Annual General Meeting (AGM) and in 2020 it was awarded to Steve Holysh, a hydrogeologist with CLOCA. Since 2001, Steve has been the lead of the [Oak Ridges Moraine Groundwater Program \(ORMGP\)](#), a 13-agency partnership groundwater management strategy that stretches over the broad part of Southern Ontario. The program is recognized

well beyond Ontario's borders as a leading-edge hydrogeological centre of excellence. It is focused on careful, comprehensive, and active data management and making this data, along with interpretations, knowledge and insights, available to practitioners via the ORMGP web portal. This is just one of Steve's many accomplishments complemented by work in the private sector, with Halton Conservation and as an active member of many organizations, committees, and conferences, sharing his expertise with provincial, national, and international audiences.

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## **Strategic Plan Update**

Central Lake Ontario Conservation Authority is wrapping up their consultations with the general public, stakeholders and staff, to provide a final draft of their vision, mission, and goals that will guide them over the next five years, from 2021 to 2025.

The input received has been very insightful and has affirmed that their products and services, especially their eight Conservation Areas, continue to be important to their watershed community.



Central Lake Ontario Conservation Authority expects to present the final draft document to the CLOCA Board

of Directors in November 2020 for approval and look forward to working with their watershed communities in January 2021 as they launch their next five years of watershed conservation.

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## **Ironwood: Durham Region's Community of the Year**

Ironwood Community in North Oshawa (situated on Simcoe Street North and Taunton Road), Durham Region's 2020 Community of the Year, is surrounded by hundreds of acres of protected conservation land, forests, and parks, and is bisected by a section of Oshawa Creek. This intimate connection with nature required [Podium Developments and Building Capital \(Podium\)](#) to work closely with CLOCA to ensure this new community of freehold townhomes would be developed with respect for the environment. The process over the past 14 months, involved Podium cleaning up remnants of previous activities on the property, including a deteriorated go-kart track and a bridge over Oshawa Creek. Central Lake Ontario Conservation Authority staff recommended that Podium temporarily divert the Creek, remove the asphalt track

and sheet piles, and install rock weirs to create fish spawning habitat. To mitigate the impacts of channelization and road runoff, Podium was directed to redefine the Creek outflow, using a natural filtration system of cattails, to improve water quality for spawning salmon. In accordance with the approved site plan for this development of 125 townhomes, Podium has also conveyed 1.4 hectares of ravine land to the City of Oshawa. This donation is intended to create a habitat corridor connection for this community, between Cedar Valley Conservation Area and Camp Samac, both important local natural heritage features in the Oshawa Creek watershed.



Central Lake Ontario Conservation Authority staff across multiple departments can take great pride in the successes of this collaborative effort to-date. Typically, at the onset of a project, CLOCA is not always guaranteed a positive outcome for natural heritage features in the development process. However, with Podium willing to take a balanced approach to the new Ironwood Community, restoring existing features and

dedicating land to support CLOCA's natural heritage system, the results are definitely a win-win. Additional work will include planting native trees and shrubs to restore an adjacent open field, and monitoring and managing invasive species, ensuring success of this naturalization effort.

It takes a 'village' to create a new community like this, and special consultants like hydro-geomorphologists, ecologists, hydrologists, and a river restoration expert contributed their expertise to Podium's environmental impact studies. These studies are a requirement of the development process to determine the impact on flora, fauna and in this case, spawning salmon and further, to mitigate the potential impact. With efforts like this its no wonder the development is sold out. We look forward to future Podium development projects in our watershed.



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## **Lynde Shores Conservation Area is Expanding!**

The Lynde Shores Conservation Area is CLOCA's most popular public area, with

more than 50,000 visits per year, and rapidly increasing public use. This 272-hectare property on Lake Ontario, on the west edge of Whitby, hosts two provincially significant wetlands, forests, and meadows. Residents of Durham Region enjoy healthy outdoor experiences and nature appreciation while walking the nature trails, feeding song birds, or passing through on the Waterfront Trail. Mood Walks are held at Lynde Shores Conservation Area, in partnership with the Canadian Mental Health Association, confirming the value of this natural area for not only physical, but also our mental well-being. Rated as Trip Advisor's number one "thing to do" in Whitby, Lynde Shores Conservation Area provides an inexpensive, healthy, interesting outing for people of all ages.

Central Lake Ontario Conservation Authority staff have worked closely with Region of Durham staff during the planning, design, and construction of the Victoria Street widening through the Lynde Shores area. As a result, the road-widening impacts on the wetlands and Lynde Shores Conservation Area will be fully compensated with the creation of new wetland habitat within the Conservation Area. This construction project is now underway and will provide:

- A large constructed wetland to create additional habitat for wetland plants and wildlife
- A new trail loop to provide a new visitor experience
- A new Conservation Area entrance, parking lot and comfort station

Grading work will be completed during the fall and winter, with completion of the project scheduled for late summer 2021.

No trail closures are anticipated, but please be aware of construction in the Area, and stay out of the fenced construction zone.

For more information contact Perry Sisson, CLOCA's Director of Engineering and Field Operations at [psisson@cloca.com](mailto:psisson@cloca.com)



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## **Watershed Superheroes – Collaborators by Nature**

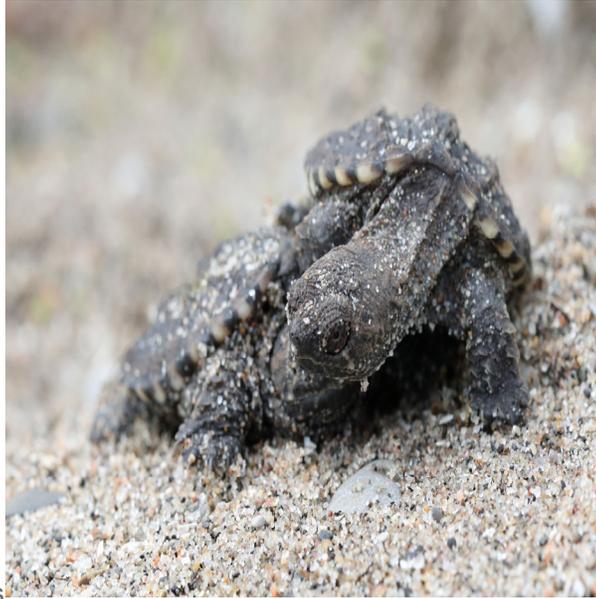
Some news you can share with your kids in this newsletter: a shout out to our local watershed superheroes is in order after their efforts this summer!



First, a thank you to Isobella and the late Howard Milne for their donation of an original oil painting of the quintessential Sugar Shack at Purple Woods Conservation Area, painted by artist Mary Lampman. This lovely painting will grace the walls at Purple Woods' Heritage Hall in 2021 for our annual Maple Syrup Festival along with a plaque recognizing their thoughtful and gracious donation.

Thank you to the superheroes, 'disguised' as hikers and photographers, who frequented the beach at Cranberry Marsh over the summer months, reporting vandalism, cleaning up litter and helping us protect turtle nests. We successfully protected 10 nests and hatched about 30 young snapping turtles so far. This will certainly help the turtle population at this coastal wetland on Lake Ontario. Thank you to the 'beach patrol', Rod, Terry, Kris, Eli, Andrew, George, Diane, Liam, Carl and the many others who took the time to make the world a better place when visiting our Conservation Area.

A special thank you to Angela for making her own turtle nest protection structure and Michael for year five at least, of placing structures on turtle nests where he works, then hand-delivering his mini charges to the neighbouring wetland when they hatch. Of course, in recognizing our heroes, we have stuck to first names only as we don't want to blow their cover!



And finally, recognition of some folks who do great work across Ontario—Pollination Guelph. They host some great online workshops and have a wealth of online resources on all things pollinators. Check out their [website](#) to register for the free webinars or learn more about why we need pollinators, more than they need us.

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*Remember to check us out on our website, Facebook and Twitter, where we'll continue to provide updates, links to partner webinars, other activities and more!  
Stay well and safe, and we look forward to seeing you on the trails!*



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*La version française suit.*

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Municipal Affairs  
and Housing**

Office of the Minister

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Toronto ON M7A 2J3  
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Take Appr. Action

October 14, 2020

Regional Clerk/Director of Legislative Services Ralph Walton  
Regional Municipality of Durham

Regional Clerk/Director of Legislative Services Walton:

On June 16, 2020, our government consulted on Proposed Amendment 1 to **A Place to Grow: Growth Plan for the Greater Golden Horseshoe (A Place to Grow)**. As part of the COVID-19 economic recovery efforts, the proposed changes included updates to the population and employment forecasts and related policy changes; a change to the Plan horizon year; a change to address Major Transit Station Areas within Provincially Significant Employment Zones (PSEZ); and other policy revisions that support our government's objectives to increase housing supply, create more jobs, attract business investments and better align infrastructure. Our government also consulted on a new Land Needs Assessment methodology concurrently. Both consultation periods closed on July 31, 2020.

As a result of our recent consultation, our government has amended **A Place to Grow** and released a new market-based Land Needs Assessment methodology. The Environmental Registry of Ontario decision notices can be found at:

- Amendment 1 to **A Place to Grow: Growth Plan for the Greater Golden Horseshoe**: [019-1680](#)
- Land Needs Assessment Methodology for **A Place to Grow: Growth Plan for the Greater Golden Horseshoe**: [019-1679](#)

An office consolidation version of Amendment 1 to **A Place to Grow** can be found [here](#) and the new market-based approach to Land Needs Assessment Methodology can be found [here](#).

These changes will help municipalities anticipate and plan for growth, as well as support economic recovery from the COVID-19 outbreak. The amendments work together to provide more flexibility to your municipality as you do your long-term planning to address demographic, employment, market demand, and housing affordability trends in

the Greater Golden Horseshoe. As well, following feedback received from Indigenous partners, environmental and agricultural stakeholders, we are no longer moving forward on new mineral aggregate operation policies.

These changes will come into effect today, August 28, 2020. The date by which upper and single-tier municipalities must update their official plans to conform with the policies in **A Place to Grow** will remain July 1, 2022. For lower-tier municipalities, the deadline for conformity with this Plan will continue to be one year after the relevant upper-tier conformity amendment takes effect.

Should you or your staff have any questions about **A Place to Grow** or any of these changes, please feel free to contact the Ontario Growth Secretariat at [growthplanning@ontario.ca](mailto:growthplanning@ontario.ca).

Thank you for your ongoing commitment to strengthening the quality of life and the economic growth of your community and the province of Ontario.

Sincerely,

A handwritten signature in black ink that reads "Steve Clark". The signature is written in a cursive, flowing style.

Steve Clark  
Minister

**From:** DONALD MILLETT <[dgmillett@rogers.com](mailto:dgmillett@rogers.com)>

**Sent:** November 2, 2020 8:54 PM

**To:** Clerks <[Clerks@durham.ca](mailto:Clerks@durham.ca)>

**Cc:** [mr.michael.agnes@gmail.com](mailto:mr.michael.agnes@gmail.com); Wendy Cartwright <[wendy.cartwright@rogers.com](mailto:wendy.cartwright@rogers.com)>

**Subject:** BEAVERTON SUPPORTIVE HOUSING

Please provide direct answers to the following questions regarding the Beaverton Supportive housing project. I have read and studied the Orgcode report and find it lacking in any solid details in this area.

Our Township Of Brock Regional Councillors apparently supported this project which is in direct conflict with the majority of Beaverton residents. I am requesting that this email be provided to all the Durham Regional Councillors. Given the expedited approach to this project I assume Durham Region has already developed an executable plan which has fully committed funding to provide all resources prior to occupancy . I would like to better understand the details of this plan and funding mechanisms.

- 1.What is the rationale to move homeless individuals to Beaverton, away from an urban center that has all extensible services, employment options, philanthropic supports and volunteers?
2. What specific plans including funding commitments are in place to establish enhanced social and health services in Beaverton in 2020 prior to the opening of this residence?

Regards

Donald W Millett,P.Eng

24770 Thorah Park Blvd

Beaverton Ontario

L0K1A0

705 513 6180

sent from [Mail](#) for Windows 10

**Subject:** EB-2020-0181 - Enbridge Gas Inc. - 2021 Rates - Application for Incremental Capital Module Funding - Notice of Application

**To: Clerks of all municipalities in which Enbridge Gas supplies gas**

On October 15, 2020, Enbridge Gas filed an application with the Board for an order or orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission and storage of gas as of January 1, 2021. Specifically, Enbridge Gas applies for approval of unit rates related to its 2021 Incremental Capital Module (“ICM”) requests.

On October 30, 2020, the Board issued the Notice of Application and the Letter of Direction for the proceeding. The Board has directed Enbridge Gas to serve a copy of the Notice of Application along with Enbridge Gas’ Application and evidence to the clerks of all municipalities in which Enbridge Gas supplies gas.

Attached please find a copy of the Board’s Notice of Application (in English and French) along with Enbridge Gas’ Application as filed with the Board for the 20201 Rate Application. Due to the size of the evidence, it is not attached to this email, alternatively, a paper copy of the Evidence filed in this proceeding is available upon request or can be viewed by accessing the link below:

<https://www.enbridgegas.com/Application-Evidence>

[https://www.enbridgegas.com/NOA\\_EN](https://www.enbridgegas.com/NOA_EN)

[https://www.enbridgegas.com/NOA\\_FR](https://www.enbridgegas.com/NOA_FR)

Deadline to become a registered intervenor is **November 20, 2020**.

Thank you,

**Stephanie Allman**

Regulatory Coordinator – Regulatory Affairs

**ENBRIDGE GAS INC.**

TEL: 416 753-7805 | FAX: 416 495-6072

500 Consumers Road North York, Ontario M2J 1P8

enbridgegas.com

**Integrity. Safety. Respect.**

## ONTARIO ENERGY BOARD

**IN THE MATTER OF** the Ontario Energy Board Act, 1998, S.O. 1998, c.15 (Sched. B);

**AND IN THE MATTER OF** an Application by Enbridge Gas Inc., pursuant to section 36(1) of the *Ontario Energy Board Act, 1998*, for an order or orders approving or fixing just and reasonable rates and other charges for the sale, distribution, transmission and storage of gas as of January 1, 2021.

### APPLICATION

1. The Applicant, Enbridge Gas Inc. (“Enbridge Gas”, or “EGI”) is an Ontario corporation with its head office in the City of Toronto. It carries on the business of selling, distributing, transmitting, and storing natural gas within Ontario. Enbridge Gas was formed effective January 1, 2019, upon the amalgamation of Enbridge Gas Distribution Inc. (“EGD”) and Union Gas Limited (“Union”).
2. Enbridge Gas hereby applies to the Ontario Energy Board (the “OEB” or the “Board”), pursuant to section 36 of the *Ontario Energy Board Act, 1998*, as amended (the “Act”) for interim and final Orders approving or fixing just and reasonable rates for the sale, distribution, transmission, and storage of gas commencing January 1, 2021. Specifically, as set out herein, Enbridge Gas applies for approval of unit rates related to its 2021 Incremental Capital Module (“ICM”) requests.

3. On August 30, 2018, in the MAADs Decision<sup>1</sup>, the Board approved a rate setting mechanism (Price Cap IR) for Enbridge Gas, which sets out a multi-year incentive rate-setting mechanism (“IRM”) for the calendar year term of 2019 to 2023 (the “five year term” or the “deferred rebasing period”). The MAADs Decision confirmed that during the five year term, distribution rates will be set separately for the EGD and Union rate zones. The MAADs Decision also approved the specific treatment of various elements in the IRM including the availability of an ICM during the five year term.
4. The 2021 Rate Application (EB-2020-0095) is the third annual rate adjustment application under the IRM approved in the MAADs Decision. In its 2021 Rate Application, Enbridge Gas proposed to continue with a bifurcated approach, similar to the 2020 Rate Application, where distribution rates relating to the IRM adjustments would be processed and adjudicated first (as “Phase 1”) and matters related to ICM funding would be addressed in “Phase 2” of the EB-2020-0095 proceeding.
5. On June 30, 2020, Enbridge Gas filed supporting evidence for “Phase 1” of its 2021 Rate Application (EB-2020-0095) to address the IRM related elements which included the annual rate escalation, pass-through costs, capital pass-through adjustment and Parkway Delivery Obligation rate adjustment. On October 8, 2020, Enbridge Gas and all interested parties filed a Settlement Proposal that resolved all matters in “Phase 1” of the 2021 Rate Application, and includes draft Interim Rate Orders for updated 2021 rates to be effective January 1, 2021.
6. In its letter dated July 14, 2020 in EB-2020-0095, the OEB determined that it will process the “Phase 1” and “Phase 2” filings for the 2021 Rate Application as

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<sup>1</sup> EB-2017-0306/0307.

separate applications, rather than as discrete “phases” within a single application. The OEB has assigned a separate docket number (EB-2020-0181) for “Phase 2” of the 2021 Rate Application.

7. Enbridge Gas is therefore filing this separate Application for its 2021 ICM requests. With this Application, Enbridge Gas is seeking Board approval for ICM funding for three projects in 2021 – the St Laurent NPS 12 Replacement in the EGD rate zone, and the London Line Replacement Project and the Sarnia Industrial Reinforcement Project in Union rate zones. Collectively, these projects are referred to as the “2021 ICM Projects”. The ICM evidence including the appendices are filed as Exhibit B, Tab 2, Schedule 1.<sup>2</sup>
8. Also, in accordance with the Board’s directive in the MAADs Decision<sup>3</sup>, Enbridge Gas is filing a consolidated Utility System Plan (including an Asset Management Plan and a Customer Engagement Study) for the ICM requests with this Application. The Utility System Plan is filed as Exhibit C, Tab 1, Schedule 1. The Asset Management Plan and the Customer Engagement study are filed as Exhibit C, Tab 2, Schedule 1 and Exhibit C, Tab 3, Schedule 1 respectively.

## **APPROVAL REQUESTS**

9. The specific approvals sought in this Application are as follows:
  - The requests for ICM funding for the 2021 ICM Projects, including the ICM unit rates beginning in 2021 for the duration of the deferred rebasing period to recover the total revenue requirement of the 2021 ICM Projects from 2021 to 2023;

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<sup>2</sup> In order to maintain consistency with prior applications related to ICM requests during the five year term, Enbridge Gas has labeled the ICM request evidence as Exhibit B-2-1 (meaning that there are no B-1-1 exhibits in this filing).

<sup>3</sup> EB-2017-0306/EB-2017-0307, Decision and Order, August 30, 2018, pp.32-34.

- Final rates for the year commencing January 1, 2021, including the full-year impact of all items included in the “Phase 1” of the 2021 Rate Application in EB-2020-0095 and the ICM requests in this Application; and
  - The determination of all other issues that bear upon the Board’s approval or fixing of just and reasonable rates for the sale, distribution, transmission, and storage of gas by Enbridge Gas for the year commencing January 1, 2021.
10. Enbridge Gas further applies to the Board pursuant to the provisions of the Act and the Board’s Rules of Practice and Procedure for such final, interim or other Orders and directions as may be appropriate in relation to the Application and the proper conduct of this proceeding.
  11. This Application is supported by written evidence and may be amended from time to time as circumstances require.
  12. The persons affected by this Application are the customers resident or located in the municipalities, police villages and First Nations reserves served by Enbridge Gas, together with those to whom Enbridge Gas sells gas, or on whose behalf Enbridge Gas distributes, transmits or stores natural gas.
  13. Approval of the 2021 ICM funding set out in this Application will result in the following bill impacts:
    - The bill impact associated with the 2021 ICM funding request for a typical Rate 1 residential customer consuming 2,400 m<sup>3</sup> annually in the EGD rate zone is an increase of \$0.11.

- The bill impact associated with the 2021 ICM funding request for a typical Rate M1 residential customer consuming 2,200 m<sup>3</sup> annually in the Union South rate zone is an increase of \$2.71.
- There is no bill impact associated with the 2021 ICM funding request for a typical Rate 01 residential customer in the Union North rate zone as there is no ICM project applicable to this rate zone.

14. The address of service for Enbridge Gas is:

Enbridge Gas Inc.

500 Consumers Road  
Willowdale, Ontario  
M2J 1P8

Attention: Mark Kitchen  
Director, Regulatory Affairs  
Telephone: (519) 436-5275  
Fax: (519) 436-4641  
Email: [EGIRegulatoryProceedings@enbridge.com](mailto:EGIRegulatoryProceedings@enbridge.com)  
[mark.kitchen@enbridge.com](mailto:mark.kitchen@enbridge.com)

- and -

Aird & Berlis LLP

Brookfield Place, P.O Box 754  
Suite 1800, 181 Bay Street  
Toronto, Ontario  
M5J 2T9

Attention: David Stevens  
Telephone: (416) 863-1500  
Fax: (416) 863-1515  
Email: [dstevens@airdberlis.com](mailto:dstevens@airdberlis.com)

DATED October 15, 2020, at Toronto, Ontario

ENBRIDGE GAS INC.

(Original Digitally Signed)

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Rakesh Torul  
Technical Manager,  
Regulatory Applications

# ONTARIO ENERGY BOARD NOTICE TO CUSTOMERS OF ENBRIDGE GAS INC.

**Enbridge Gas Inc. has applied to raise its natural gas rates effective  
January 1, 2021**

**Learn more. Have your say.**

Enbridge Gas Inc. has applied to the Ontario Energy Board for approval to recover the costs related to three capital projects. If the request is approved, a typical residential customer in the EGD Rate Zone and in the Union Rate Zones (former customers of Enbridge Gas Distribution Inc. and Union Gas Limited, respectively) would see the following changes:

Rate Zones	Residential Annual Bill Increase
Enbridge Gas Distribution	\$ 0.11
Union South	\$ 2.71
Union North (East & West)	\$ 0.00

Other customers may also be affected. It is important to review the application carefully to determine whether you will be affected by the changes.

This application is the second phase of an earlier application (EB-2020-0095) in which Enbridge Gas requested approval for rate increases effective January 1, 2021, based on a rate-setting framework that is tied to inflation and other factors.

## THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The Ontario Energy Board (OEB) will hold a public hearing to consider the application filed by Enbridge Gas Inc. We will question Enbridge Gas Inc. on the case. We will also hear questions and arguments from individual customers and from groups that represent the customers of Enbridge Gas Inc. At the end of this hearing, the OEB will decide whether the rate increase requested in the application will be approved.

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

## BE INFORMED AND HAVE YOUR SAY

You have the right to information regarding this application and to be involved in the process.

- You can review the application filed by Enbridge Gas Inc. on the OEB's website now.
- You can file a letter with your comments, which will be considered during the hearing.
- You can become an active participant (called an intervenor). Apply by **November 20, 2020** or the hearing will go ahead without you and you will not receive any further notice of the proceeding.
- At the end of the process, you can review the OEB's decision and its reasons on our website.

## LEARN MORE

Our file number for this case is **EB-2020-0181**. To learn more about this hearing, find instructions on how to file letters or become an intervenor, or to access any document related to this case, please enter the file number **EB-2020-0181** on the OEB website: [www.oeb.ca/participate](http://www.oeb.ca/participate). You can also phone our Consumer Relations Centre at 1-877-632-2727 with any questions.

## ORAL VS. WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. The OEB will determine at a later date whether to proceed by way of a written or oral hearing. If you think an oral hearing is needed, you can write to the OEB to explain why by **November 20, 2020**.

## PRIVACY

*If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. However, your personal telephone number, home address and e-mail address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.*

*This hearing will be held under section 36 of the Ontario Energy Board Act, S.O. 1998 c.15 (Schedule B).*



# AVIS DE LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO À L'INTENTION DES CLIENTS D'ENBRIDGE GAS INC.

**Enbridge Gas Inc. a présenté une demande afin d'augmenter ses tarifs du gaz naturel à compter du 1<sup>er</sup> janvier 2021**

**Apprenez-en plus. Faites-vous entendre.**

Enbridge Gas Inc. a demandé à la Commission de l'énergie de l'Ontario l'autorisation de recouvrer les coûts liés à trois projets d'immobilisations. Si la demande est approuvée, un client résidentiel type dans la zone de tarification d'EGD et les zones de tarification d'Union (anciens clients d'Enbridge Gas Distribution Inc. et d'Union Gas Limited, respectivement) verrait les changements suivants :

Zones de tarification	Augmentation annuelle de la facture d'un client résidentiel
Enbridge Gas Distribution	0,11 \$
Sud d'Union	2,71 \$
Nord d'Union (est et ouest)	0,00 \$

D'autres clients pourraient également être touchés. Il est important que vous examiniez attentivement la demande pour déterminer si les changements vous concernent.

Cette demande est la deuxième phase d'une demande antérieure (EB-2020-0095) dans laquelle Enbridge Gas a demandé l'autorisation d'augmenter ses tarifs à compter du 1<sup>er</sup> janvier 2021, en fonction d'un cadre d'établissement des tarifs lié à l'inflation et à d'autres facteurs.

## LA COMMISSION DE L'ÉNERGIE DE L'ONTARIO TIENT UNE AUDIENCE PUBLIQUE

La Commission de l'énergie de l'Ontario (CEO) tiendra une audience publique pour examiner la demande déposée par Enbridge Gas Inc. Nous interrogerons Enbridge Gas Inc. relativement à l'affaire. Nous entendrons également des questions et des arguments de la part de clients et de groupes qui représentent les clients d'Enbridge Gas Inc. À la fin de cette audience, la CEO décidera si l'augmentation de tarifs demandée dans la demande sera approuvée.

La CEO est un organisme public indépendant et impartial. Elle prend des décisions qui servent l'intérêt public. Son objectif est de promouvoir un secteur de l'énergie viable et efficace sur le plan financier qui vous fournit des services d'énergie fiables à des prix raisonnables.

## SOYEZ INFORMÉ ET FAITES-VOUS ENTENDRE

Vous avez le droit d'obtenir des renseignements concernant cette demande et de participer au processus.

- Vous pouvez maintenant consulter la demande déposée par Enbridge Gas Inc. sur le site Web de la CEO.
- Vous pouvez déposer une lettre avec vos commentaires qui sera prise en compte pendant l'audience.
- Vous pouvez devenir un participant actif (appelé un intervenant). Vous devez envoyer votre candidature d'ici le **20 novembre 2020**, à défaut de quoi l'audience se déroulera sans vous et vous ne pourrez recevoir aucun autre avis de la procédure.
- À la fin du processus, vous pouvez examiner la décision de la CEO et ses motifs sur son site Web.

## POUR EN SAVOIR D'AVANTAGE

Notre numéro de dossier pour la présente affaire est le suivant : **EB-2020-0181**. Pour en apprendre davantage sur cette audience, pour obtenir des directives sur la façon de déposer une lettre ou de devenir un intervenant, ou encore pour accéder à tout document lié à la présente affaire, veuillez sélectionner le numéro de dossier **EB-2020-0181** sur le site Web de la CEO : <https://www.oeb.ca/fr/participez>. Vous pouvez aussi communiquer avec notre Centre des relations avec les consommateurs au numéro 1 877 632-2727 si vous avez des questions.

## AUDIENCES ORALES OU ÉCRITES

Il existe deux types d'audience de la CEO : orales et écrites. La CEO déterminera à une date ultérieure s'il faut procéder au moyen d'une audience écrite ou orale. Si vous croyez qu'une audience orale est nécessaire, vous pouvez écrire à la CEO pour en expliquer la raison d'ici le **20 novembre 2020**.

## CONFIDENTIALITÉ

*Si vous écrivez une lettre avec des commentaires, votre nom et le contenu de votre lettre seront inscrits dans le dossier public et sur le site Web de la CEO. Cependant, votre numéro de téléphone personnel, votre adresse résidentielle et votre adresse de courriel seront supprimés. Si vous êtes une entreprise, tous vos renseignements demeureront publics. Si vous posez votre candidature pour devenir un intervenant, tous vos renseignements seront publics.*

*Cette audience se tiendra en vertu de l'article 36 de la Loi de 1998 sur la Commission de l'énergie de l'Ontario, L.O. 1998, chap. 15 (Annexe B).*



OCT 30 2020

Number (O. Reg.)

Numéro (Règl. de l'Ont.)

607/20

## ONTARIO REGULATION

made under the

## PLANNING ACT

### ZONING ORDER - CITY OF PICKERING, REGIONAL MUNICIPALITY OF DURHAM

#### Definitions

1. (1) In this Order,

“accessory” means a use, building or structure naturally or normally incidental to, subordinate to or exclusively devoted to a principal use or building or structure and located on the same lot as the principal use, building or structure;

“apartment dwelling” means a residential use building containing four or more principal dwelling units where the units are connected by a common corridor or vestibule, other than a townhouse dwelling or stacked dwelling;

“gross floor area” means the total area of each floor whether located above, at or below grade, measured between the exterior faces of the exterior walls of the building at each floor level but excluding any porch, veranda, cellar, mechanical room or penthouse, or areas dedicated to parking within the building;

“gross leasable floor area” means the total floor area designed for tenant occupancy and exclusive use, including basements, mezzanines and upper floor areas, if any, expressed in square metres and measured from the centre line of joint partitions and from outside wall faces;

“home-based business” means the accessory use of a dwelling unit for an occupation or business, where the dwelling unit is the principal residence of the business operator;

“laboratory” means premises used for scientific or technical research, analysis, experimentation or development;

“manufacturing plant” means a building or part of a building in which is carried on any activity or operation pertaining to the making of any article, including altering, assembling, repairing, ornamenting, finishing, cleaning, polishing, washing, packing, adapting for sale, breaking up or demolishing the article;

“software development and processing establishment” means premises used for software development and testing, or for the collection, analysis, processing, storage or distribution of electronic data;

“vehicle service facility” means an establishment that is engaged in the fuelling or repairing of motor vehicles, and that may include a service station, repair garage, vehicle washing establishment or gas bar;

“warehouse and distribution facility” means a building or part of a building which is used primarily for the receiving, storing, assembling, distributing, shipping, preparing, packaging, adapting for sale and selling of goods, wares, merchandise, food-stuff, substances, articles and things, and includes the premises of a warehouseman but not a fuel storage tank except as an accessory use.

(2) For the purposes of the definition of “gross floor area” in subsection (1), the walls of an inner court are deemed to be exterior walls.

### **Application**

2. This Order applies to lands in the City of Pickering, in the Regional Municipality of Durham, in the Province of Ontario, being the lands on a map numbered 239 and filed at the Toronto office of the Ministry of Municipal Affairs and Housing located at 777 Bay Street.

### **Mixed Use Major Tourist and Entertainment Zone**

3. (1) This section applies to the lands located in the area shown as the Mixed Use Major Tourist and Entertainment Zone on the map referred to in section 2.

(2) For the purpose of this section, all lands located in the area shown as the Mixed Use Major Tourist and Entertainment Zone on the map referred to in section 2 shall be treated as one lot.

(3) Every use of land and every erection, location or use of any building or structure is prohibited on the lands described in subsection (1), except for,

- (a) accessory uses, buildings and structures;
- (b) apartment dwellings;

- (c) art galleries;
- (d) banquet facilities;
- (e) bake shops;
- (f) botanical gardens;
- (g) business support services;
- (h) cafés;
- (i) cinemas;
- (j) convenience stores;
- (k) commercial fitness or recreation centres;
- (l) commercial schools;
- (m) community centres;
- (n) community gardens;
- (o) curling rinks, tennis courts, bowling alleys, or similar recreational facilities;
- (p) day care centres;
- (q) dry-cleaner's distribution centres;
- (r) financial institutions;
- (s) home-based businesses;
- (t) museums;
- (u) nightclubs;
- (v) parking lots;
- (w) parking garages;
- (x) personal service establishments;

- (y) places of amusement;
- (z) private clubs;
- (z.1) restaurants;
- (z.2) retail stores and accessory retail sales;
- (z.3) service and repair shops;
- (z.4) spas;
- (z.5) supermarkets;
- (z.6) travel agencies;
- (z.7) travel information centres;
- (z.8) vehicle rental establishments; and
- (z.9) the uses described in subsection 5 (1) of City of Pickering Zoning By-law 7404/15.

(4) The following are the zoning requirements for the lands described in subsection (1):

1. The maximum building height is 25 storeys unless the building is a landmark building, in which case the maximum building height is 35 storeys.
2. There is no minimum or maximum gross floor area.
3. The maximum combined total number of dwelling units for all apartment dwellings is 1,650.
4. The maximum combined total of the gross leasable floor area for all retail stores is 32,500 square metres.
5. The following are the minimum number of parking spaces required for the uses set out in subsection (3):
  - i. No parking spaces are required for home-based businesses or accessory uses, buildings or structures.
  - ii. 0.7 spaces are required per gaming position for gaming establishments or casinos.

- iii. 0.7 spaces are required per 100 square metres of gross floor area for film studios and accessory uses.
- iv. 0.8 spaces are required per guest room for hotels and 10 spaces are required per 100 square metres of non-residential gross floor area used for public use, including meeting rooms, conference rooms, recreational facilities, dining and lounge areas, and other commercial facilities but excluding bedrooms, kitchens, laundry rooms, washrooms, lobbies, hallways, elevators, stairways and recreational facilities directly related to the function of the overnight accommodation.
- v. One space is required per unit for apartment dwellings, and an additional 0.15 spaces are required per unit for visitors.
- vi. One space is required per six fixed seats and one space is required per 3 metres of open bench or pew space for amphitheatres, arenas, cinemas and performing arts centres.
- vii. Three spaces are required for day care centres, plus an additional one space per employee and one space per classroom.
- viii. 2.5 spaces are required per 100 square metres of gross leasable floor area for offices.
- ix. 3.5 spaces are required per 100 square metres of gross leasable floor area for art galleries, convenience stores, financial institutions, museums, personal service establishments, retail stores and accessory retail sales, service and repair shops and supermarkets.
- x. Four spaces are required per 100 square metres of gross leasable floor area for waterparks, wave pools and major tourist establishments.
- xi. 4.5 spaces are required per 100 square metres of gross leasable floor area for commercial fitness or recreation centres, commercial schools, places of amusement, private clubs and spas.
- xii. 3.5 spaces are required per 100 square metres of gross leasable floor area for medical offices.
- xiii. Five spaces are required per 100 square metres of gross leasable floor area for bake shops, cafés and restaurants.

- xiv. For all other uses permitted by subsection (3), the zoning requirements set out in subsection 5 (6) of City of Pickering Zoning By-law 7404/15 apply.

### **Warehousing and Logistics Zone**

4. (1) This section applies to the lands located in the area shown as the Warehousing and Logistics Zone on the map referred to in section 2.

(2) Every use of land and every erection, location or use of any building or structure is prohibited on the lands described in subsection (1), except for,

- (a) accessory uses, buildings and structures;
- (b) business support services;
- (c) film studios;
- (d) laboratories;
- (e) manufacturing plants;
- (f) medical offices;
- (g) offices;
- (h) software development and processing establishments;
- (i) vehicle service facilities; and
- (j) warehouses and distribution facilities.

(3) The zoning requirements for the lands described in subsection (1) are as follows:

1. The zoning requirements set out in section 16.2.1 of City of Pickering Zoning By-law 2511 shall apply.
2. The minimum number of parking spaces required for the uses set out in subsection (2) are as follows:
  - i. No parking spaces are required for accessory uses, buildings or structures.
  - ii. 0.25 spaces are required per 100 square metres gross floor area for laboratory, manufacturing plant, software development and processing establishment, and warehouse and distribution facility.

- iii. 0.7 spaces are required per 100 square metres of gross floor area for film studio and accessory uses.
- iv. 2.5 spaces are required per 100 square metres of gross leasable floor area for office.
- v. Three spaces are required per 100 square metres of gross leasable floor area for business support services.
- vi. 3.5 spaces per 100 square metres of gross leasable floor area for medical office.

### **Mixed Employment Zone**

5. (1) This section applies to the lands located in the area shown as the Mixed Employment Zone on the map referred to in section 2.

(2) Every use of land and every erection, location or use of any building or structure is prohibited on the lands described in subsection (1), except for,

- (a) the uses set out in subsection 3 (3); and
- (b) the uses set out in subsection 4 (2).

(3) The zoning requirements set out in subsection 3 (4) apply to the uses referred to in clause (2) (a).

(4) The zoning requirements set out in subsection 4 (3) apply to the uses referred to in clause (2) (b).

### **Natural Heritage and Open Space Zone**

6. (1) This section applies to the lands located in the area shown as the Natural Heritage and Open Space Zone on the map referred to in section 2.

(2) Every use of land and every erection, location or use of any building or structure is prohibited on the lands described in subsection (1), except for,

- (a) the protection, maintenance, enhancement and restoration of ecosystem forms and functions; and
- (b) drainage, flood control and erosion control.

### **Terms of use**

7. (1) Every use of land and every erection, location or use of any building or structure shall be in accordance with this Order.

(2) Nothing in this Order prevents the use of any land, building or structure for any use prohibited by this Order if the land, building or structure is lawfully so used on the day this Order comes into force.

(3) Nothing in this Order prevents the reconstruction of any building or structure that is damaged or destroyed by causes beyond the control of the owner if the dimensions of the original building or structure are not increased and its original use is not altered.

(4) Nothing in this Order prevents the strengthening or restoration to a safe condition of any building or structure.

**Deemed by-law**

8. This Order is deemed for all purposes, except the purposes of section 24 of the Act, to be and to always have been a by-law passed by the council of the City of Pickering.

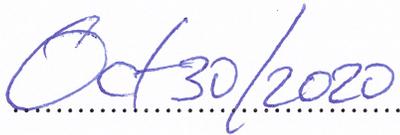
**Commencement**

9. **This Regulation comes into force on the day it is filed.**

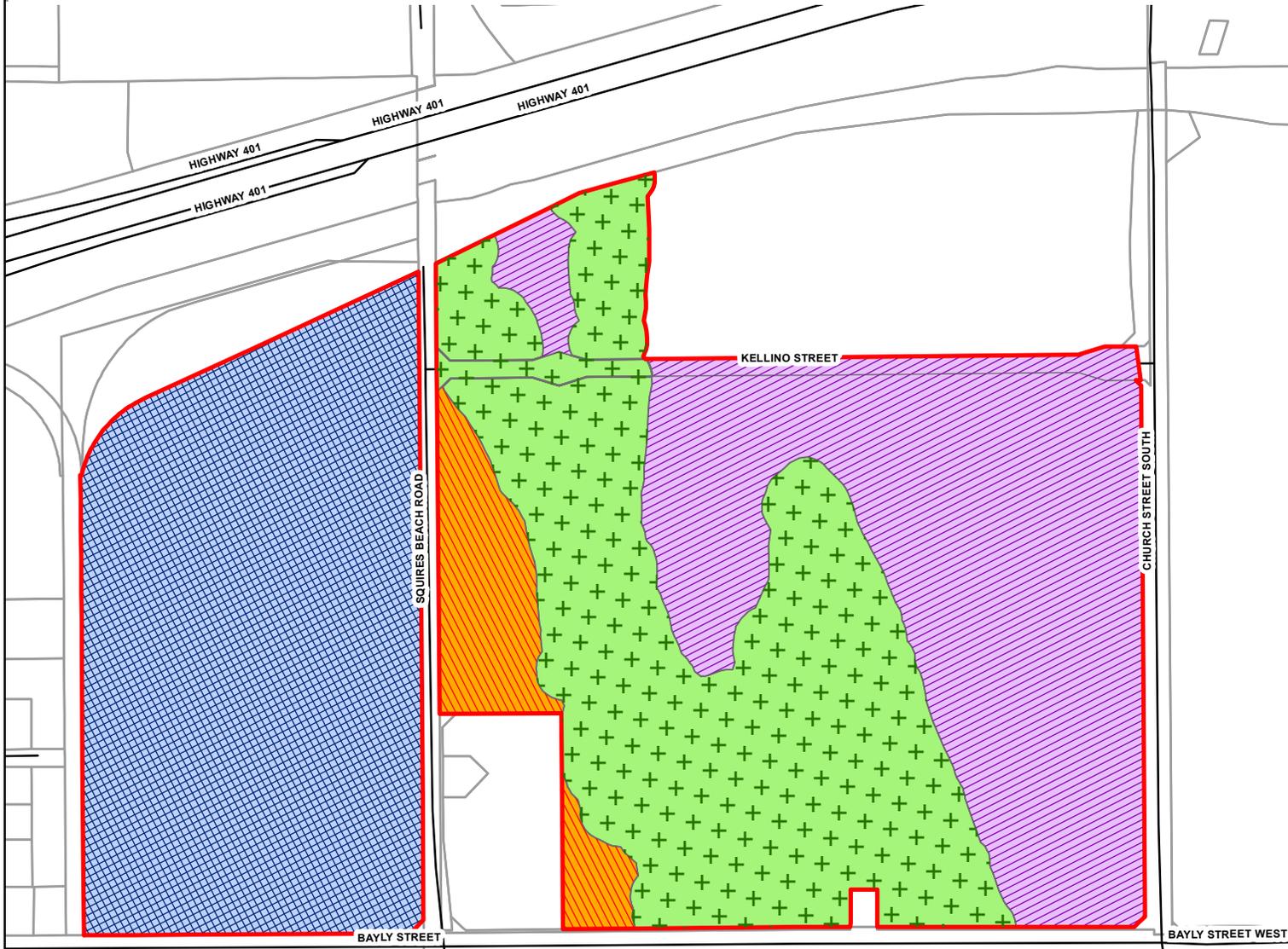
Made by:

  
.....  
*Signature (in blue ink)*

*Minister of Municipal Affairs and Housing*

Date made:   
.....

LARKSMERE COURT  
 ASHFORD DRIVE  
 PICKERING PARKWAY  
 CITY OF PICKERING, Regional Municipality of Durham



**MAP No. 239**

Map filed at the office of the Ontario Ministry of Municipal Affairs and Housing, 777 Bay St., Toronto, Ontario,

Planning Act

Ontario Regulation: 607/20

Date: October 30, 2020

Original Signed By: Minister of Municipal Affairs and Housing

**LEGEND**

- Land Subject to Zoning Order
- Parcel Boundary
- Roads
- Mixed Employment Zone
- Mixed Use Major Tourist and Entertainment Zone
- Natural Heritage and Open Space Zone
- Warehouse and Logistics Zone

