



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

AGENDA

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Monday, March 14, 2022

6:00 PM

Council Chambers

271 Sandwich Street South, Amherstburg, ON, N9V 2A5

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Pages

- 1. CALL TO ORDER**

- 2. ROLL CALL**

- 3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**

4. LAND ACKNOWLEDGEMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

5. MINUTES OF PREVIOUS MEETING

That the minutes **BE ADOPTED** and that those confidential minutes of the closed sessions of Council remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act:

- | | | |
|------|--|----|
| 5.1. | Special Council Meeting Minutes - Planning - February 28, 2022 | 9 |
| 5.2. | Special In-Camera Council Meeting Minutes - Public - February 28, 2022 | 13 |
| 5.3. | Regular Council Meeting Minutes - February 28, 2022 | 17 |

6. DELEGATIONS

- | | | |
|------|--|----|
| 6.1. | Libro Centre Outdoor Turf Upgrade Request - Terry Sawchuk, Jim Jariett, and Vancho Cirvoski, Amherstburg Minor Soccer Association (AMSA) | 28 |
|------|--|----|

That the delegation **BE RECEIVED**.

7. PRESENTATIONS

- | | | |
|------|--|----|
| 7.1. | 2022 Draft Budget - Tim Byrne, CAO/Secretary-Treasurer, Tania Jobin, Chair, and Shelley McMullen, CFO/Director of Finance and Corporate Services, ERCA | 33 |
|------|--|----|

That the presentation **BE RECEIVED**.

8. **REPORTS – CORPORATE SERVICES**

There are no reports.

9. **REPORTS - COMMUNITY AND PROTECTIVE SERVICES**

There are no reports.

10. **REPORTS - INFRASTRUCTURE SERVICES**

There are no reports.

11. **REPORTS - PLANNING AND DEVELOPMENT SERVICES**

11.1. **Addition to the Heritage Register - General Amherst High School** 93

It is recommended that:

1. The General Amherst High School (130 Sandwich Street North) **BE LISTED** on The Town of Amherstburg’s Heritage Register as a non-designated, “Property of Interest”.

11.2. **Amending Development Agreement - 83 Sandwich Street S** 135

It is recommended that:

1. The amendments to the Development Agreement for 83 Sandwich Street South between the Town and Mikhail Holdings **BE APPROVED**; and,
2. **By-law 2022-024** being a by-law to authorize the signing of an Amending Development Agreement be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

12. REPORTS - CAO's OFFICE

12.1. Fence By-law

160

It is recommended that:

1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Fence By-Law **BE RECEIVED**;
2. **By-law 2022-027** being a By-Law to Prohibit the Height and Description of Lawful Fences be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same; and,
3. **By-law 2002-84 BE REPEALED.**

12.2. Idling By-law

173

It is recommended that:

1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Idling By-Law **BE RECEIVED**;
2. **By-law 2022-026** being a By-Law to Control the Idling of Vehicles and Boats be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same; and,
3. **By-law 2001-43, section 2 (5) (i) (ii)(iii)(iv)(v) BE REPEALED.**

12.3. Collection & Waste Disposal By-law

182

It is recommended that:

1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Collection & Waste Disposal By-Law **BE RECEIVED**;
2. **By-law 2022-025** being a By-Law to Establish and Maintain a System for the Collection and Disposal of Waste be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same; and,
3. **By-law 2005-29 BE REPEALED.**

12.4. Decorative Crosswalk Considerations

197

It is recommended that:

1. The Decorative Crosswalk Considerations report of February 17, 2022, **BE RECEIVED**; and,
2. Council **APPROVE** the decorative crosswalk installation proposal, subject to the creation of an agreement, to fund the entirety of the works, inclusive of associated maintenance and to the satisfaction of the Director of Legislative Services for legal content, the Director of Infrastructure Services for technical content and the Director of Corporate Services for financial content.

12.5. Gibson Gallery Accessibility

201

It is recommended that:

1. The accessibility upgrades consisting of an accessible ramp, barrier free route of travel, installation of an automatic door opener, and improvements to the accessible parking space proposed for the Gibson Gallery **BE UNDERTAKEN** in a collaborative manner with the Fort Malden Guild of Arts as noted in the report of March 3, 2022;
2. A 2022 expenditure not to exceed \$25,000 plus HST for the provision of accessibility upgrades to the Gibson Gallery **BE APPROVED** in accordance with the report of March 3, 2022; and,
3. The Treasurer **BE AUTHORIZED** to fund the 2022 expenditure relative to the provision of accessibility upgrades to the Gibson Gallery through a transfer from the AODA Compliance Reserve account in an amount not to exceed \$25,000 plus HST.

13. INFORMATION REPORTS

That the following information reports **BE RECEIVED**:

13.1. Proposed regulatory changes to the Fire Protection and Prevention Act. R.S.O. – Firefighter Certification

207

14. CONSENT CORRESPONDENCE

That the following consent correspondence **BE RECEIVED**:

14.1.	Enbridge Gas – Letter to Town of Amherstburg	226
14.2.	Consideration of Support for Windsor-Essex Workers - Town of Tecumseh Resolution	227
14.3.	Walker Aggregates - McGregor Quarry - 2021 OSSGA Community Relations Award	232
14.4.	Floating Accommodations on Waterways - Ministry of Northern Development, Mines, Natural Resources and Forestry	235
14.5.	2022 Bursary Program Package - Municipal Engineers Association	237
14.6.	Mental Health Supports - Township of Woolwich Resolution	244
14.7.	Noise Audit Status - Multi-Municipal Wind Turbine Working Group	246

15. CORRESPONDENCE

15.1.	2022 Proclamation - Year of the Garden	251
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That:

1. The Town of Amherstburg **PROCLAIM** 2022 as the 'Year of the Garden' in celebration of the contribution of gardens and gardening to the development of our country, our municipality and the lives of our citizens in terms of health, quality of life and environmental challenges; and,
2. June 18, 2022 **BE RECOGNIZED** as 'Garden Day' in the Town of Amherstburg as a legacy of Canada's Year of the Garden 2022.

16. CONSENT OTHER MINUTES

That the following minutes **BE RECEIVED**:

- | | | |
|-------|---|-----|
| 16.1. | Committee of Adjustment Meeting Minutes - December 14, 2021 | 252 |
| 16.2. | Committee of Adjustment Meeting Minutes - February 1, 2022 | 264 |

17. OTHER MINUTES

- | | | |
|-------|--|-----|
| 17.1. | Drainage Board Meeting Minutes - March 1, 2022 | 283 |
|-------|--|-----|

It is recommended that:

1. The Drainage Board Meeting Minutes of March 1, 2022 **BE RECEIVED**; and,
2. The following drainage apportionments **BE APPROVED** as listed, as recommended by the Drainage Board:
 - Consent B/09/21 – Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System –1485 Front Road S.
 - Consent B/17/21 - Drainage Apportionments for the Long Marsh Drain – 8121 Alma St.
 - Consent B/34/21 - Drainage Apportionments for the Ernest Paquette Drain – 5274 Concession Road 5 S.

18. UNFINISHED BUSINESS

- | | | |
|-------|---|-----|
| 18.1. | Unfinished Business List as at March 14, 2022 | 311 |
|-------|---|-----|

19. NEW BUSINESS

20. NOTICE OF MOTION

For consideration at the March 28, 2022, Regular Council Meeting

- 20.1. **Denouncement of General Jeffrey Amherst's Statements & Actions - Councillor Patricia Simone** 316

21. BY-LAWS

- 21.1. **By-law 2022-012 - A By-law to Amend the Zoning By-law at 4841 County Road 18** 318

That **By-law 2022-012** being a by-law to Amend the Zoning By-law at 4841 County Road 18 be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

- 21.2. **By-law 2022-014 - A By-law to Amend the Zoning By-law at Concession 8** 320

That **By-law 2022-014** being a by-law to Amend the Zoning By-law at Concession Road 8 be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

- 21.3. **By-Law 2022-018 - A By-law to Amend 2001-43, Emission of Sound By-law** 322

That **By-law 2022-018** being a by-law to Amend By-law 2001-43, Emission of Sound, be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

- 21.4. **By-law 2022-036 - Confirmatory By-law** 326

That **By-law 2022-036** being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on March 9 and 14, 2022, be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

22. ADJOURNMENT

That Council rise and adjourn at p.m.



**TOWN OF AMHERSTBURG
SPECIAL COUNCIL MEETING - PLANNING**

**Monday, February 28, 2022
4:00 PM**

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Leo Meloche
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone

Peter Simmons, CAO
Valerie Critchley, Director, Legislative Services/Clerk
Tammy Fowkes, Deputy Clerk

Electronic Meeting with Public Participation via livestream.

CALL TO ORDER

The Mayor called the meeting to order at 4:05 p.m.

ROLL CALL

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Item # 5.1 - Councillor Simone advised that she lives 500 metres from 111 St. Arnaud Street and confirmed with the Integrity Commissioner that she does not have a pecuniary interest.

Item # 5.3 - Deputy Mayor Meloche advised that he lives in close proximity to 8559 Concession Road 8 and he declared a conflict of pecuniary interest when the item was before Council for consideration.

LAND ACKNOWLEDGEMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

SPECIAL PLANNING REPORTS

5.1 Statutory Public Meeting to Consider a Zoning By-law Amendment for 111 St. Arnaud Street

Scott Riddell, Applicant, provided an overview of the Zoning By-law Amendment request for 111 St. Arnaud Street and answered Council questions.

There were no comments from the public.

Resolution # 20220228-01

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That Comments from the public, municipal departments, agencies and Council with respect to the proposed Zoning By-law Amendment for lands municipally known as 111 St. Arnaud (File ZBA-02-22), owned by BD Warehousing Inc. and represented by Scott Riddell (Hammerhead Marine and Sports Co.), BE RECEIVED and SUMMARIZED in a future report to Council.

The Mayor put the Motion.

Motion Carried

5.2 Statutory Public Meeting to Consider a Zoning By-law Amendment, ZBA/01/22, for 4841 County Road 18

Ed Hooker, Legal Counsel for the Applicant, provided an overview of the Zoning By-law Amendment request for 4841 County Road 18 and answered Council questions.

There were no comments from the public.

Resolution # 20220228-02

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

That:

- 1. That subject to any further comments or direction from Council, it is recommended that the proposed rezoning from Special Provisions Agricultural (A-1) Zone to Agricultural (A) Zone BE APPROVED; and,**
- 2. The Director of Legislative Services/Clerk BE AUTHORIZED to prepare the necessary by-law for a future Council meeting.**

The Mayor put the Motion.

Motion Carried

5.3 Statutory Public Meeting to Consider a Zoning By-law Amendment for 8559 Concession 8

Zoe Sotirakos, Dillon Consulting, provided an overview of the Zoning By-law Amendment request for 8559 Concession 8 and answered Council questions.

There were no comments from the public.

Resolution # 20220228-03

Moved By Councillor Renaud
Seconded By Councillor Simone

That:

1. **Subject to any further comments or direction from Council, it is recommended that the proposed rezoning from Agricultural (A) Zone to a Residential holding Zone BE APPROVED; and,**
2. **The Director of Legislative Services/Clerk BE AUTHORIZED to prepare the necessary by-law for a future Council meeting.**

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor McArthur
Seconded By Councillor Courtney

That Council rise and adjourn at 4:56 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY



**TOWN OF AMHERSTBURG
COUNCIL MEETING
IN-CAMERA MINUTES - PUBLIC**

**Monday, February 28, 2022
5:00 PM
Virtual**

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Leo Meloche
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone

Staff Present

Peter Simmons, CAO (Item A)
Valerie Critchley, Director of Legislative Services/Clerk
Tammy Fowkes, Deputy Clerk (Public Portion of the Meeting)
Bruce Montone, Fire Chief (Item A)
Donna King, Manager of Human Resources (Item A)

Mayor DiCarlo was in attendance in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

1. CALL TO ORDER

The Mayor called the meeting to order at 5:07 p.m.

2. ROLL CALL

All members of Council were present.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

None disclosed.

4. LAND ACKNOWLEDGEMENT

The following land acknowledgement was read, "We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island."

5. SPECIAL IN-CAMERA MEETING

Moved By Councillor Renaud
Seconded By Councillor Prue

That Council move into an In-Camera Meeting of Council at 5:07p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons:

Item A - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees; and Section 239(2)(d) - Labour relations or employee negotiations

Item B - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF
(In Camera Meeting Agenda Items)

None disclosed.

Moved into In-Camera session

Discussion on the items of business: Items A and B

Moved By Councillor Prue

Seconded By Councillor Renaud

That Council rise from the special in-Camera session at 6:05pm and move back in to open session.

The Mayor put the motion.

Motion Carried

Item A –

Moved By Councillor Courtney

Seconded By Deputy Mayor Meloche

That the verbal report of the Director of Legislative Services & Clerk regarding personal matters pertaining to identifiable individuals and labour relations BE RECEIVED for information and that Administration BE DIRECTED to proceed in accordance with the verbal directions of Council.

The Mayor put the motion.

Motion Carried.

Item B –

Moved By Councillor Simone

Seconded By Deputy Mayor Meloche

That the verbal report of the Mayor regarding a personal matter about an identifiable individual BE RECEIVED.

The Mayor put the motion.

Motion Carried.

ADJOURNMENT

Moved By Councillor Renaud
Seconded By Councillor Courtney

That Council rise and adjourn at 6:14pm.

The Mayor put the Motion.

Motion Carried

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
Monday, February 28, 2022
6:00 PM**

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Leo Meloche
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone

Peter Simmons, CAO
Valerie Critchley, Director, Legislative Services/Clerk
Tammy Fowkes, Deputy Clerk

Electronic Meeting with Public Participation via livestream.

CALL TO ORDER

The Mayor called the meeting to order at 6:26 p.m.

ROLL CALL

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Item # 11.3 - Councillor Prue advised that he lives more than 1.5 kms away from the locations for consideration and he has no pecuniary interest to declare based on the proximity of his residence.

LAND ACKNOWLEDGEMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

Mayor DiCarlo introduced Peter Simmons as the Town's new Chief Administrative Officer.

Agenda item # 17.2 was moved forward.

Resolution # 20220228-04

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That By-law 2022-028 being a by-law to Appoint a Chief Administrative Officer for the Town of Amherstburg be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

MINUTES OF PREVIOUS MEETING

Resolution # 20220228-05

Moved By Councillor McArthur
Seconded By Councillor Simone

That the minutes BE ADOPTED and that those confidential minutes of the closed sessions of Council remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act:

- 5.1 Special In-Camera Council Meeting - Public Minutes - January 24, 2022**
- 5.2 Special In-Camera Council Meeting - Public Minutes - February 14, 2022**
- 5.3 Regular Council Meeting Minutes - February 14, 2022**
- 5.4 Special In-Camera Council Meeting - Public Minutes - February 15, 2022**

The Mayor put the Motion.

Motion Carried

DELEGATIONS

- 6.1 Better Laws for Paws - Mackenzie Porter and Sarah Aubin**

Agenda item # 11.2 was moved forward.

Resolution # 20220228-06

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

- 1. The delegation BE RECEIVED;**

2. **The report from the Manager of Licensing and Enforcement dated January 18, 2022 regarding a new Keeping of Animals and the Care and Control of Animals By-Law BE RECEIVED;**
3. **By-law 2022-008 being the Keeping of Animals and the Care and Control of Animals By-Law be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same; and,**
4. **By-law 2005-24, 2005-69, 2009-57, 2015-123 & 2011-77 BE REPEALED.**

The Mayor put the Motion.

Motion Carried

6.2 Amendment to By-law 2001-43 - A By-law Regulating the Emission of Sounds - Paul Sousa, SunParlor R/C Flyers

Resolution # 20220228-07

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

6.3 Amendment to By-law 2001-43 - A By-law Regulating the Emission of Sounds - Tom Bateman

Resolution # 20220228-08

Moved By Councillor Courtney
Seconded By Councillor Simone

That the delegation BE RECEIVED.

The Mayor put the Motion.

REPORTS – CORPORATE SERVICES

There were no reports.

REPORTS - COMMUNITY AND PROTECTIVE SERVICES

There are no reports.

REPORTS - INFRASTRUCTURE SERVICES

There are no reports.

REPORTS - PLANNING AND DEVELOPMENT SERVICES

There were no reports.

REPORTS - CAO'S OFFICE

11.1 Amendment to By-law 2001-43 - A By-law Regulating the Emission of Sounds

Resolution # 20220228-09

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That:

- 1. The report from the Manager of Licensing and Enforcement dated February 11, 2022 regarding an amendment to By-law 2001-43 BE RECEIVED; and,**

2. Council **PASS** the by-law amendment to section 3 of By-Law 2001-43 (A By-Law regulating the emission of sounds) to prohibit the use of combustion engines, in areas zoned for agricultural use, from 8:00 PM. to 9:00 AM.

The Mayor put the Motion.

Motion Carried

11.2 Keeping of Animals and the Care and Control of Animals By-Law

As dealt with above in Item # 6.1

11.3 Road Closure of Whitewood Ridge Boulevard, Conveyance of a Portion of Whitewood Ridge Boulevard, Road Dedication of Hickory View Court as a Public Highway and Development Agreement for Hickory View Court

Resolution # 20220228-10

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

1. The request from Boblo Developments Inc. for the road closure of Whitewood Ridge Boulevard, Part 31, 12R-16411 BE APPROVED;
2. By-law 2022-015 being a by-law to close Whitewood Ridge Boulevard be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign the same;
3. Council APPROVE the transfer of a portion of the former Whitewood Ridge Boulevard, RP 12R-28927, Part 7 to Boblo Developments Inc.;
4. The dedication of Part 4 on 12R-28919 (easterly extension of Hickory View Court) as a Public Highway BE APPROVED;

5. **By-law 2022-016 being a by-law to dedicate Part 4 on 12R-28919 as a Public Highway be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same;**
6. **The execution of a Development Agreement with Boblo Developments Inc. associated with Consent File numbers B/38-42/21 inclusive BE APPROVED; and,**
7. **By-law 2022-017 being a by-law to authorize the signing of a Development Agreement for the development of six residential building lots on Part of Bois Blanc.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20220228-11

Moved By Councillor Courtney
Seconded By Deputy Mayor Meloche

That the following reports BE RECEIVED:

12.1 Amherstburg Water Treatment Plant Submission of the 2021 Annual Summary Report

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20220228-12

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That the following consent correspondence BE RECEIVED:

- 13.1 2022 Windsor-Essex's Vital Signs - Sponsorship Package
- 13.2 Endorsement for Bill C-229, An Act to Amend the Criminal Code (Banning Symbols of Hate) - Peter Julian, MP, New Westminster-Burnaby
- 13.3 Support for the Expansion of Northern Ontario School of Medicine (NOSM) - Municipality of Shuniah Resolution
- 13.4 Catch and Release Justice - Township of Perth Resolution
- 13.5 Gypsy Moth Spraying - Township of Limerick Resolution
- 13.6 Request to Dissolve the Ontario Land Tribunal - Town of Halton Hills Resolution

The Mayor put the Motion.

Motion Carried

Resolution # 20220228-13

Moved By Councillor Simone
Seconded By Councillor Prue

Item # 13.2 – That Council SUPPORT the endorsement of Bill C-229, An Act to Amend the Criminal Code (Banning Symbols of Hate) - Peter Julian, MP, New Westminster-Burnaby.

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no Unfinished Business brought forward.

NEW BUSINESS

1. Deputy Mayor Meloche asked when the annual Windsor Police Services report will be before Council.

The Mayor advised that the report had just gone to the Windsor Police Services Board last week and it will be on a Council agenda soon.

2. Councillor McArthur noted that the Jack Purdie playground equipment removal has begun and asked when construction would begin on the re-build of the playground.

The Director of Community and Protective Services advised that Administration is currently moving forward with the RFP for both Jack Purdie and Briar Ridge Parks.

3. Councillor Prue asked if Town Hall could be lit up with blue and yellow lights in support of the Ukraine. Councillor Prue also asked if it would be possible to obtain a Ukrainian flag to be hoisted at the Belle Vue Conservancy.

The Mayor advised that Administration will carry out the request.

4. Councillor Prue advised of residents who would like the option to pay their taxes online.

The Chief Administrative Officer advised that Administration is looking at various ways to make these services more efficient including online payment options.

5. Councillor McArthur asked how the Town's pothole patching program works.

The Director of Infrastructure Services advised that audits are completed on the roads to ensure that the minimum maintenance standards are adhered to and as the weather becomes nicer, the roads staff completes the pothole repairs as quickly as possible.

6. Councillor Renaud asked for an update with respect to the 2nd Concession Bridge and its anticipated completion date.

The Director of Infrastructure Services advised that the Town is currently at the mercy of the asphalt companies and she anticipates that the asphalt plants will be open at the end of April/early May so that the project can commence.

NOTICE OF MOTION

There are no Notices of Motion.

BY-LAWS

17.1 By-law 2022-023 - A By-law to Submit a Question to the Electors of the Town of Amherstburg at a Vote to be Held on October 24, 2022

Resolution # 20220228-14

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That By-law 2022-023 being a by-law to Submit a Question to the Electors of the Town of Amherstburg at a Vote to be Held on October 24, 2022 be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

17.2 By-law 2022-028 - To Appoint a Chief Administrative Officer for the Town of Amherstburg

As dealt with above.

17.3 By-law 2022-029 - Confirmatory By-law

Resolution # 20220228-15

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That By-law 2022-029 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on February 15, 22, and 28, 2022, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Courtney
Seconded By Councillor Renaud

That Council rise and adjourn at 8:22 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY



Delegation Request Form

I wish to appear before *

Council

Advisory Committee of Council

Date of Meeting *

3/14/2022



Name of Delegate(s) *

Terry Sawchuk, Jim Jariett, Vancho Cirvoski

Address *

3695 Meloche Road

Phone *

[REDACTED]

Email *

president@socceramsa.com

Capacity in which you will be attending *

Attending as an Individual

Representing a Group / Organization

Name of Group / Organization / Business *

Amherstburg Soccer Club and Windsor TFC

Have you contacted Administration regarding this matter? *

Yes

No

Who from Town Administration have you contacted? *

Julie Columbus

Reason(s) for Delegation Request (subject matter to be discussed). If the request is in response to an item on the agenda, please specify the item's agenda # *

Making announcement of League 1 Ontario coming to Amherstburg, facility upgrade requests for Libro outdoor turf field area

If your request is in response to an agenda item, are you in favour of the recommendation? If not, please provide your reasoning below

Will a powerpoint presentation be made? *

Yes

No

Note: An electronic copy of the PowerPoint presentation is required to be submitted to delegations@amherstburg.ca no later than 12:00 noon on the Friday before the meeting.

Please upload speaking notes and/or presentation materials - 4 Attachments Max (10MB Each) (pdf, docx, xlsx, jpg, jpeg, gif, png, tif) *

File Name



ASC_WTFC_Speaking_notes_council_Mar_14_22.docx

201.3 KB

Personal information contained on this form is authorized under Section 5 of the Town of Amherstburg's Procedure By-law, for the purpose of contacting individuals and/or organizations requesting an opportunity to appear as a delegation before Council or an Advisory Committee of Council. The Delegation Request Form may be published in its entirety with the public agenda which is also posted on the Town's website. The Procedure By-law is a requirement of Section 238(2) of the Municipal Act, 2001.

Please note that all meetings are open to the public except where permitted to be closed to the public under legislated authority. Questions regarding collection of the information on this form or additional accessibility requirements may be directed to the Municipal Clerk, 271 Sandwich Street South, Amherstburg, ON N9V 2A5, 519.736.0012.



Speaking Notes:

March 14, 2022 Council Meeting

1. Announcement of League 1 Ontario coming to Amherstburg, starting April 24th, 2022. Windsor TFC, is proud call Amherstburg home this season. There are 3 Men's Teams part of this announcement U19 (equivalent to Junior C – hockey), U21 (equivalent to Junior B – hockey) and the Premier Team (equivalent to Junior A – hockey).

Note: current Canadian National Men's Team looking to qualify for 2022 World Cup, has 64% of the roster that played in League 1 Ontario in the last 4 years

2. With the Premier Team playing here last year, we had a chance to see what worked and what needs to be addressed with respect to the facility, and support from the Town. With having over 20 teams from across Ontario participating, we are hoping to have our facility meet the standard set by the rest of the facilities these Teams play out of.
3. Outdoor turf field:
 - a.) netting to be erected on South side of the pitch – to prevent balls(many last year landing into the wetland area and lost (approx. \$1400 value of match balls at \$200/ea)
 - b.) communication cable ran to outside field in order to connect cameras to record and broadcast matches
 - c.) Fix the player bench shelters that are in disrepair
 - d.) Replace the light standard foam wraps that are damaged due to weather and being the same ones from original construction
 - e.) Be able to permanently anchor the metal fencing on the North edge of the Turf(currently held down with sandbags)

- f.) bleachers for spectators on East side needed
 - g.) potential of cutting into the hill on the East side to create 3 tiers of seating to utilize the useless space
 - h.) addressing asphalt surface and cement lip so close to the edge of the turf on West side of surface prior to start of the season
 - i.) permission to display sponsors, similar as miracle league, and inside with hockey
 - j.) locating more picnic tables at Libro site that can be placed around the turf field in the North green space between baseball and turf field
4. Advertising support, in Rivertown Times in the Town calendar section, and also on electric signs in Town, both the 2 main boards coming into Town on either end of Sandwich Street, and also the one located at Libro Centre, the same that is done for Admirals. We need the contact to communicate this with.
 5. With the home opener on April 24th, we request Mayor DiCarlo, conduct the Coin Toss for the opening match.
 6. Outdoor Field House, we require to have access to a min of 3 dressing rooms, WTFC + Visiting Team + Officials. Additionally we would like to close off the Field house parking lot during games, same thing that happens with Miracle League
 7. Concessions: With the new arrangement with M&M Concessions taking over the Libro facility, we have spoken with Tim Stanley, and he is excited to have this out here. We are looking to create a licenced area in the green space between the baseball and turf field that can be set up using the metal fencing already located on site. This would need to have security which would be provided, to ensure only those of age are within, again falling inline with other League 1 Ontario facilities.
 8. Black fencing needed along North side of Bruno Casanova Drive heading in to the complex, for player safety on the grass fields. This has been brought up in the past with the facility and with Council in previous meetings. Nothing has been acted upon to date, and we need to look at doing this to prevent balls from leaving the playing areas and crossing the road, and putting children at risk as they run out to retrieve balls, and potentially errand balls could hit cars as they pass causing them to lose control and cause an accident. Easier to mitigate risk and prevent the situation from even happening. This could be part of the scope of work when the netting is erected on outdoor turf field.

9. Future grass field expansion area as shown in previous site proposals, to be prepared. With the potential of loss of soccer fields at Larry Bauer Park for new baseball diamonds, we need to have the new area for us, prepared this year, and seeded so when we are ready to move, the ground is ready to go, and not have anyone lose out, us or baseball.



admin@erca.org

P.519.776.5209

F.519.776.8688

360 Fairview Avenue West
Suite 311, Essex, ON N8M 1Y6

February 28, 2022

Windsor/Essex/Pelee Municipal Councils
sent to Municipal Clerks for distribution

RE: DELEGATION REQUEST

At a meeting of the Essex Region Conservation Authority' Board of Directors on February 17, 2022, the [Draft 2022 Budget](#) was approved for distribution to municipalities; and to provide notice that a weighted vote will be held at the Board of Directors' meeting on April 14, 2022. Ontario Regulation 139/96 (as amended by O.Reg. 106/98, s. 1) requires that affected municipal partners receive a minimum 30-day notice for which a meeting where a weighted and recorded vote will be taken, regarding non-matching levies. The Regulation also requires that the notice be accompanied by the financial information used to determine that levy. This notice, along with ERCA's [Draft 2022 Budget](#) was circulated to Municipal Clerks for distribution to members of Council on Thursday, February 24, 2022.

The purpose of the delegation is to address recent changes to the Conservation Authorities Act, advise on [ERCA's Transition Plan](#) and process and respond to any concerns of the municipality related to the change in the Act and our Draft 2022 Budget.

Representatives from Administration and the Board will highlight key points of the budget and demonstrate how it responds to provincial direction and objectives including: increased transparency to municipal funders; identification of mandatory and non-mandatory services and reallocation of municipal levies to core mandated responsibilities, as described in the Conservation Authorities Act.

In addition, we have provided links to [ERCA's 2021 Annual Report](#) and [2021 Annual Report Video](#) presented at our Annual General Meeting that highlight some of the work undertaken by ERCA in our community and request that the Annual Report Video be played following our Delegation's presentation.

Should you have any questions regarding our budget, please do not hesitate to contact us.

Thank you,

Tim Byrne
CAO/Secretary-Treasurer

Shelley McMullen
CFO/Director, Finance and Corporate Services



admin@erca.org

P.519.776.5209

F.519.776.8688

360 Fairview Avenue West
Suite 311, Essex, ON N8M 1Y6

February 24, 2022

Town of Amherstburg
Town of Essex
Town of Kingsville
Town of LaSalle
Municipality of Leamington
Municipality of Lakeshore
Township of Pelee
Town of Tecumseh
City of Windsor

Attention: Municipal Council Clerks (for distribution)

**RE: ESSEX REGION CONSERVATION AUTHORITY 2022 DRAFT BUDGET
30 DAY NOTICE TO MEMBER MUNICIPALITIES**

Please find attached the 2022 Draft Budget for the Essex Region Conservation Authority (ERCA) as approved for circulation by the Board of Directors, on February 17, 2022. The Board of Directors has approved a 2.5% increase in municipal levies totalling \$85,684, as detailed in the attached levy allocation schedule.

Ontario Regulation 139/96 requires that participating municipalities receive a minimum a 30-day notice for which a meeting where a weighted and recorded vote will be taken, respecting non-matching levies. The weighted vote will take place on Thursday, April 14, 2022 at the regular meeting of the ERCA Board of Directors.

Should you have any questions regarding this 2022 Draft Budget, please feel free to contact Mr. Tim Byrne, tbyrne@erca.org or by phone 519-776-5209 ext. 350.

Thank you,

Tim Byrne
CAO/Secretary-Treasurer

Shelley McMullen
CFO/Director, Finance and Corporate Services

Attachments: ERCA 2022 Draft Budget, Discussion & Analysis

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CONSERVATION AUTHORITIES AND LEGISLATIVE BACKGROUND

In Ontario, conservation authorities develop and deliver local, watershed-based resource management programs on behalf of the province and municipalities. Conservation authorities are public sector organizations established by the Province and governed by the Conservation Authorities Act (Act), which is administered by the Ministry of the Environment, Conservation and Parks. Some legislative provisions, including those related to natural hazard management, are the responsibility of the Ministry of Northern Development, Mines, Natural Resources and Forestry.

Conservation authorities carry out mandatory programs that serve provincial and municipal interests, including:

- natural hazard management / risk mitigation and protection
- flood and erosion control
- management of conservation authority owned land
- drinking water source protection (under the *Clean Water Act*)
- surface water and groundwater monitoring programs

They also provide advice to municipalities on natural hazard management, planning matters and regulate impacts of development and activities in hazardous lands, (such as floodplains, shorelines or wetlands) natural hazards, and public safety through a permitting process.

Since its establishment by the Province in 1973, the Essex Region Conservation Authority (ERCA) has been serving its local participating municipalities by providing programs, leadership, the coordination across municipal boundaries, and the management of local natural resources. The recent changes to the Act allow municipalities to continue to work with local conservation authorities to: develop and deliver additional local natural resource programs and services; and have more control over funding of non-mandatory programs and services. ERCA is committed to delivering the Non-Mandatory local natural resource programs and services, in consultation with its municipal funders and the residents of our region.

While the municipal levy funding requirements for Mandatory services and municipal agreements, for the funding of levy-supported Non-Mandatory services, are not in force until January 1, 2024, Administration is providing 2022 budget information based on the draft segregation of its activities into Mandatory and Non-Mandatory services. In accordance with the requirement of the Transition Plan (O. Reg. 687/21), Administration is finalizing its inventory of programs and services, including costing and funding information, for review by the Ministry of the Environment, Conservation and Parks and ERCA's participating municipalities. The categorization, as presented in this budget, is a guideline and certain activities may be re-categorized in future budget cycles.

The Authority delivers its programs through five service delivery areas, which are also further refined into sub-units, as presented in the Programs & Services charts below.

PRIMARY SERVICE DELIVERY AREAS

- 1. Watershed Management Services** are identified as Mandatory and ensure that development in the region progresses in a sustainable manner. Within this business unit, Development Services, Watershed/Water Resources Engineering and Flood Management/Flood Forecasting and Warning are identified as Mandatory services, while Watershed Planning falls under both the Mandatory (hazard planning), and Non-Mandatory (operational planning) categories.
- 2. Conservation Services** protects, restores, and manages natural heritage systems within ERCA's watersheds. Conservation lands management, passive recreation at conservation areas, and tree planting and restoration on conservation lands, are identified as Mandatory services. Conservation Services identified as Non-Mandatory in the Act include tree planting and restoration on private or municipal lands, and Holiday Beach Conservation Area operations.
- 3. Watershed Research Services** strives to improve the health of local watercourses. Source Water Protection is identified as a Mandatory service and ensures local sources of drinking water are protected through the implementation of policies in the Source Protection Plan. Water quality monitoring to support the Provincial Water Quality Monitoring Network is also identified as Mandatory, while other watershed science programs such as the Essex County Demonstration Farm and agricultural Best Management Practices fall under the Non-Mandatory category.
- 4. Community Outreach Services** supports all business units of the Authority, through design and provision of all communications collateral including videos, signage, brochures and website content. Corporate communications, supporting Mandatory activities, are identified as Mandatory, while curriculum-based outdoor education and most outreach activities are Non-Mandatory. Community Outreach Services provide an essential linkage to external stakeholders through: curriculum based outdoor education programs, on-the-ground community restoration events including Earth Day Tree Planting; corporate engagement/team-building; volunteer management as well as celebrating and disseminating the work of ERCA's Board and team members, via various traditional and social media platforms. Fundraising support is also provided to the Foundation.
- 5. Corporate Services** provides leadership and management in the delivery of all programs and services. Administration and oversight is central to the successful functioning of the entire organization, through the office of the CAO, and services are categorized as Mandatory due to legislative requirements pertaining to the corporation. Corporate Services is organized into four program areas: Governance & Risk; Financial Services; Human Resources; and Information Management/Technology. Team members work collectively to ensure corporate compliance with multiple pieces of legislation and also provide support to the Foundation.

In preparation for the required municipal consultations, regarding the inventory of Mandatory and Non-Mandatory services, the following table indicates Administration's initial construct and categorization:

Conservation Authorities Act 21.1 - Mandatory Programs & Services

Risks of Natural Hazards	Conservation and Management of Lands Owned /Controlled	Watershed Research/DWSP	Administration & Corporate Services
<p>S.28 Regulations/ Permits</p> <p>Protection of new development and maintenance, upgrades and repairs to existing development</p> <p>S.39 Flood/Erosion Program</p> <p>Maintaining a regional flood forecasting contingency plan</p> <p>Watershed Engineering</p> <p>Stormwater Management reviews, hazards modelling and mapping, project management services to municipalities</p> <p>Planning – Risk of Hazards</p> <p>Review and input on long-range planning instruments (OPs, OPAs), coordination of watershed-scale studies.</p> <p>Climate Change – Risk of Hazards</p> <p>Consider impacts with respect to regulatory, engineering, and planning related decisions with respect to natural hazards.</p>	<p>CA Lands & Infrastructure Management (Forest Mgmt, Biodiversity, Long Range Plans & Land Strategies).</p> <p>CA Lands & Infrastructure Maintenance (Operational day to day). Includes JRPH Museum/Site</p> <p>CA Lands -Restoration of Natural Areas (Tree replacement, wetlands, etc.)</p>	<p>Drinking Water Source Protection Authority under the Clean Water Act (2006)</p> <p>Provincial surface and ground water monitoring program</p>	<p>Corporate Governance, Board of Directors, CAO</p> <p>Risk Management & Legislative Compliance</p> <p>Finance, Budgets, Financial Statements</p> <p>Human Resources</p> <p>Information Systems/ Records/ Technology</p>
<p>TRANSFERS TO INFRASTRUCTURE RESERVES – CONSERVATION AREAS ASSET REPLACEMENT</p>			<p>Corporate Communications</p>

TRANSFERS TO CORPORATE (ADMINISTRATIVE) RESERVES – LEGAL, HR, IT, ETC.

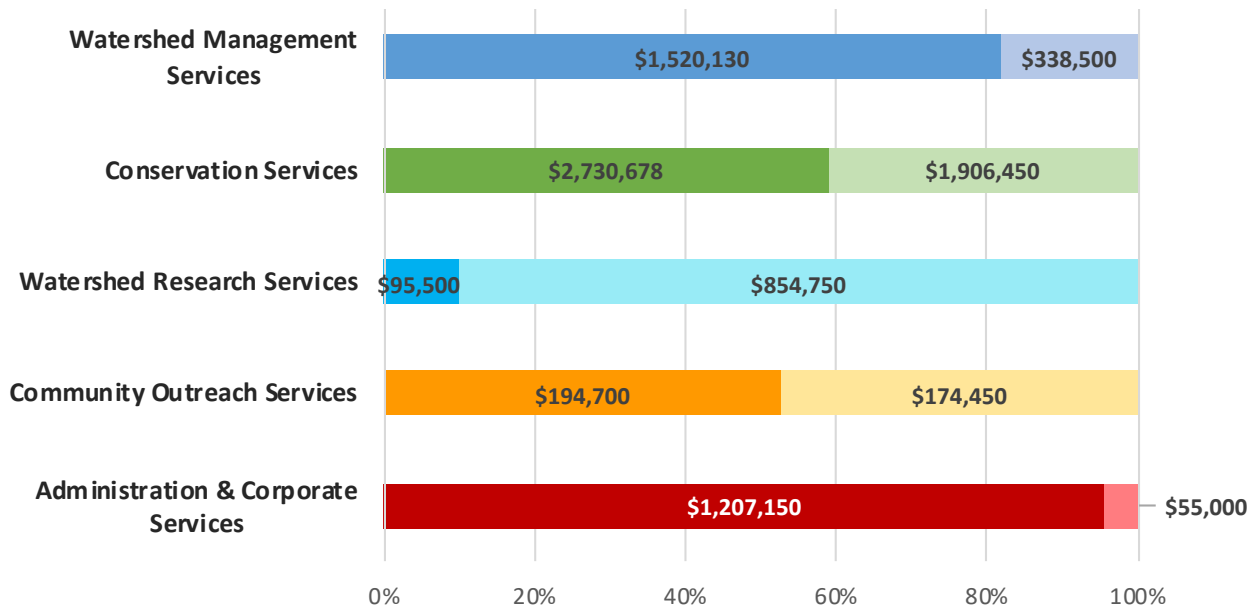
Conservation Authorities Act 21.1.2 - Non-Mandatory Programs & Services

Watershed Management Services	Conservation Services	Watershed Research	Community & Outreach Services
<p style="text-align: center;">Plan Review – Natural Heritage</p> <p style="text-align: center;">Municipal Water & Erosion Control (WECI) Projects (50% Municipal /50% Province)</p> <p style="text-align: center;">Other municipal technical studies or infrastructure projects (100% municipally-funded)</p>	<p style="text-align: center;">Land Securement & Acquisition</p> <p style="text-align: center;">Restoration - Non ERCA lands (fee for service or grant subsidized)</p> <p style="text-align: center;">Holiday Beach Management - Agreement 2001-2031</p> <p style="text-align: center;">Landowner Stewardship/ Extension Services</p> <p style="text-align: center;">Essex Soil and Crop Improvement Association Supports</p> <p style="text-align: center;">Demonstration/ Research Farm</p>	<p style="text-align: center;">Water Quality & Monitoring</p> <p style="text-align: center;">Special grant/term-limited research projects & studies</p> <p style="text-align: center;">Municipal Services provided through agreement (Risk Management Services Part IV CWA) Conservation Authorities Act 21.1.1</p>	<p style="text-align: center;">Educational programming - various CA locations</p> <p style="text-align: center;">General outreach, events and partnership engagement</p> <p style="text-align: center;">Other externally-funded community engagement projects</p>
			<p>Essex Region Conservation Foundation supports</p>

To enhance the reader’s understanding of the Authority’s programs and current funding mechanisms, and to respond to the Province’s demand for funding transparency, ERCA Administration has provided additional analysis, relating to Non-Mandatory programming through the identification of activities which require a degree of levy support and those that are specific to term-limited special projects or fee-for-service activities and are not levy-dependent.

This revised detailed budget presentation (**Appendix A**) includes sub sections for each service delivery area, noted as (1) Mandatory Programs & Services, (2) Non-Mandatory Ongoing/Recurring Programs & Services and (3) Non-Mandatory Municipal and Term-limited projects with special grants and fixed term funding. The budget includes ~\$12,000 in municipal services, relating to Part IV (Clean Water Act) compliance activities and is included in the third category for presentation purposes, since it is immaterial to the total budget.

2022 Budget by Service Delivery Area and by Mandatory / Non-Mandatory Functions - \$9M



Darker colours represent mandatory services, and lighter colours represent non-mandatory services



2022 Overview and Analysis

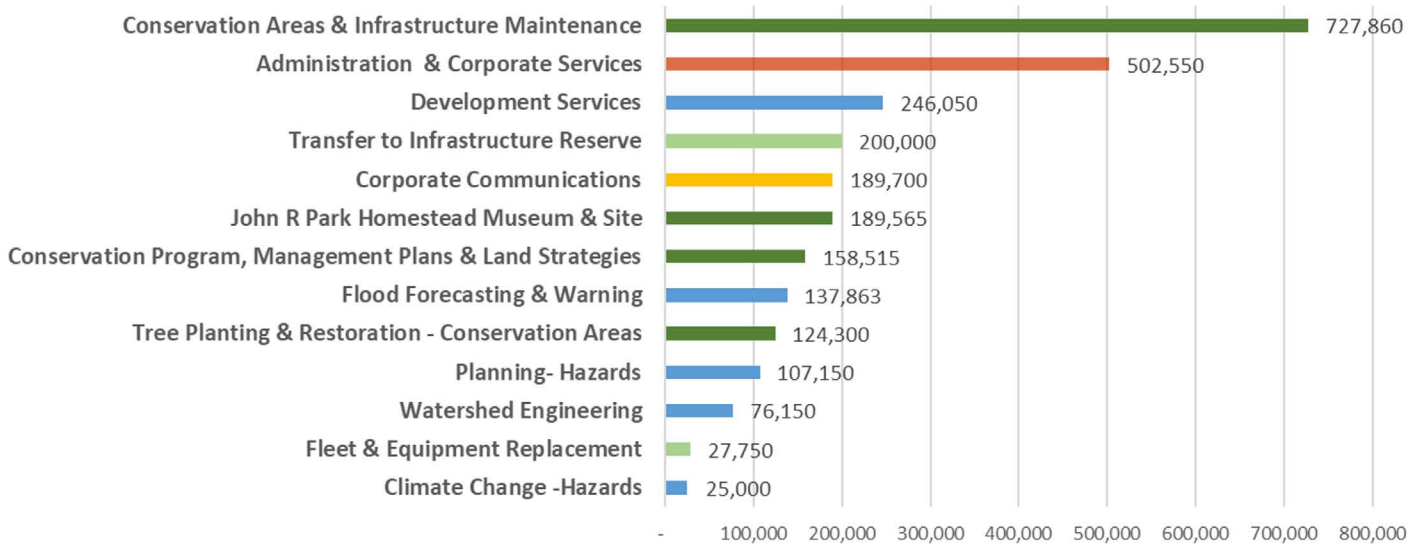
- Administration, in consultation with the Finance and Audit Advisory Board on November 30, 2021, is recommending an increase of \$85,684 (~2.5%) to levies, for total levy funding of \$3,540,303. Current value assessment in the Authority's jurisdiction has expanded by 1.3%, therefore the assessed levies will only rise by 26 cents per household, to \$23.15 based on an assessed value of \$300,000.
- Levy funding of \$2,712,453 is required to fulfil the Authority's mandated obligations in 2022, consistent with the categories of mandated services, as listed in the Conservation Authorities Act. Additional levy of \$327,850 is required to maintain other core watershed programs, which operate on a recurrent annual basis and additionally, \$500,000 is allocated to the Non-Mandatory land acquisition fund.
- The majority of the levy (77%) supports delivery of mandatory services with the remainder 23% of the levy allocated to delivery of core recurring watershed programs. Mandatory services are also financed by provincial transfer payments, permit revenues, user fees and internal charge-backs, with total non-levy sources, covering 44% of mandatory service delivery cost.
- Historically, the local investment of levy and municipal special project funding, directed to the Authority has been matched dollar for dollar, if not exceeded. Between 2017 and 2021, the Authority received municipal funds of \$9,774,032, representing levy and special-project funds, for programs and projects, that are anticipated to be categorized as Non-Mandatory, under the Act. During that time, non-municipal funds of \$9,913,725 were received, supporting those very same initiatives. The Non-Mandatory work relating to tree planting and restoration on non ERCA properties, generates the greatest return, with \$4.12 generated through outside funding sources for every CW~GS dollar of investment and globally, ERCA has attracted investment of \$1.01 for every \$1 of municipal investment, for Non-Mandatory programs, services and special projects.
- The Authority's budget includes Mandatory program expenses of ~\$5.5 million, including conservation areas capital projects, plus an additional \$215,000 in levy-funded transfers to the infrastructure reserve fund, for a total of \$5,750,908. Non-Mandatory expenses of \$3,366,150 are included, for a total adjusted budget of \$9,117,058. Total revenues of \$8,984,058, plus net reserve transfers of \$133,000 (after ERCF multi-year donation payments), are projected to provide the required funds of \$9,117,058 for operations and construction of, or purchase of assets.
- Two additional permanent staffing positions are contemplated to address demands arising from Mandatory service expectations and include an administrative support/Executive Assistant position and a mid-level Land/Infrastructure Maintenance Supervisor. In 2020, the Authority entered into a four year agreement with CUPE Local 3784, and this budget reflects negotiated changes to 2022 wages and benefits.
- Increased operating expenses of \$389,000, attributable to delivering mandatory services, were offset by an anticipated growth in self-generated revenues (\$111,000) and a resumption of customary transfer amounts to certain reserves (\$164,000), as well as usage of other identified reserve funds (\$33,000), to normalize balances, or utilize a reserve fund, as expressly authorized by previous Board direction. Non-Mandatory services are anticipated to require an additional \$4,000 in levy funding.

LEVIES ANALYSIS AND DRAFT ALLOCATION

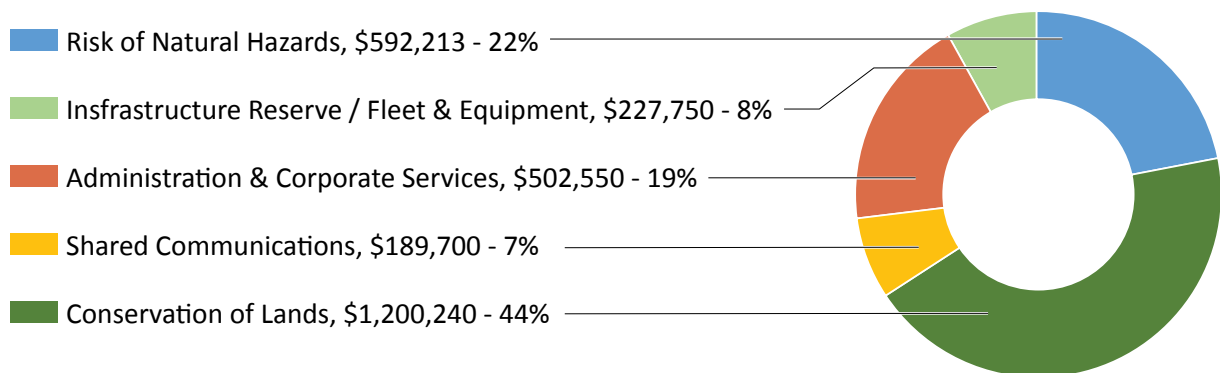
After determining wage obligations and operating costs, Administration is calculating a required Levy funding of \$2,712,453 to fulfil the Authority’s mandated obligations, as shown below. If municipal funding is required in 2024 and beyond, for Non-Mandatory services, the Authority is required to engage its municipal funders in consultations during 2022 regarding scope of services, and execute funding agreements in 2023. The 2022 budget aligns General levy with Mandatory functions and CW~GS levy is now allocated to supporting Non-Mandatory services.

Levies associated with Non-Mandatory services total \$827,850. While Non-Mandatory levy is not insignificant, and exceeds \$800,000, the majority of the allocation supports land acquisition (\$500,000). The remainder ~\$328,000 attracts significant support from other levels of government and NGOs, including the Essex Region Conservation Foundation. Levy supports less than 30% of the costs to deliver ongoing core watershed programming. Note that approximately \$2million is included in the 2022 budget, for term-limited projects, financed by a third party and/or government funding, or fee-for-service contracts. These projects do not require levy nor do they require municipal agreements in 2024.

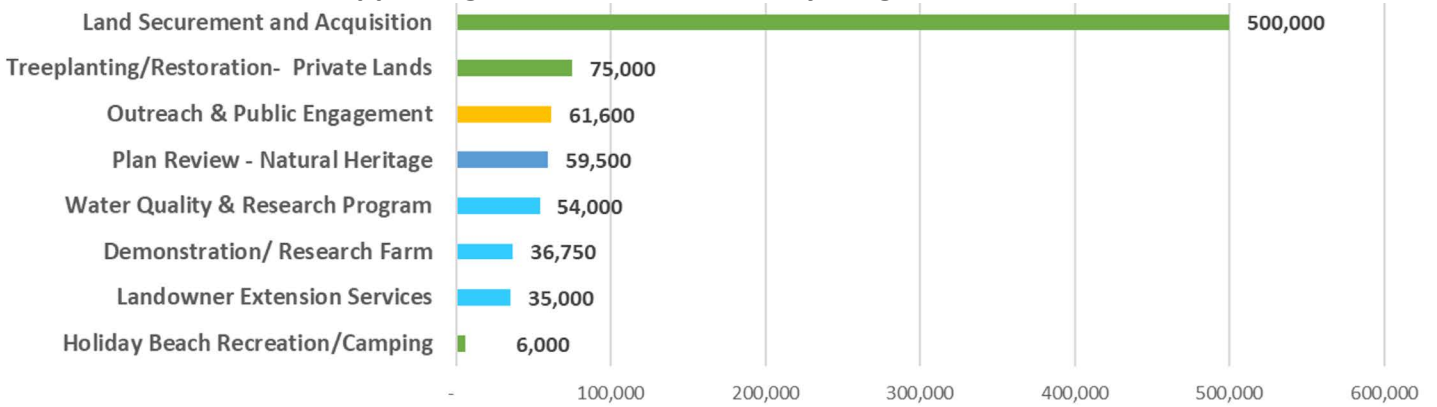
2022 Proposed General Levies Supporting (Draft) Mandatory Programs & Services



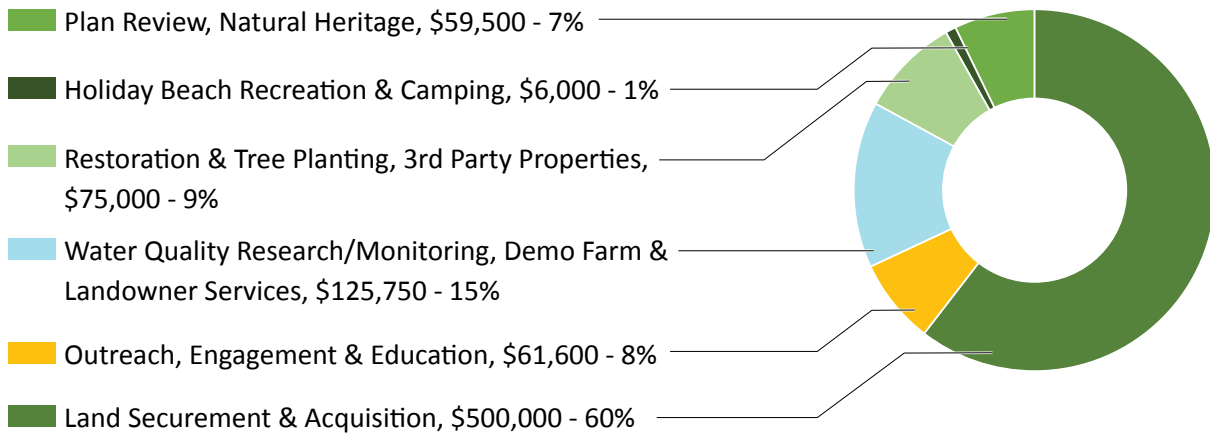
2022 Levies Summary - Mandatory Services



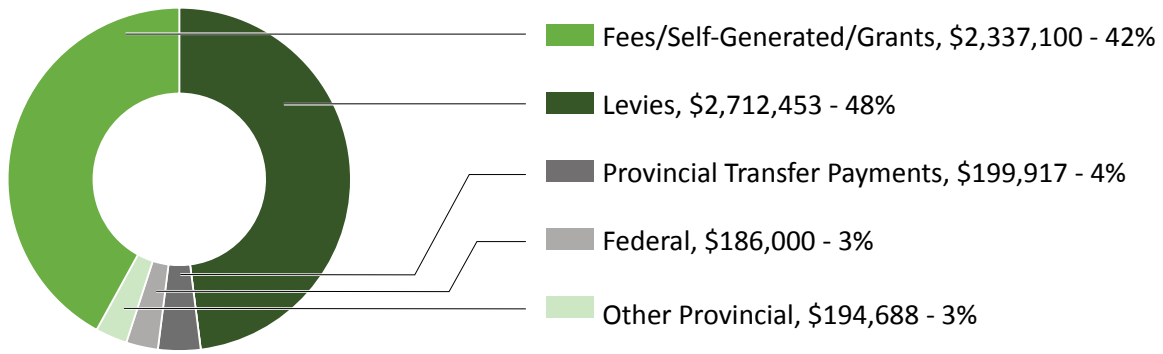
2022 Proposed Clean Water - Green Spaces Levies Supporting (Draft) Non-Mandatory Programs & Services



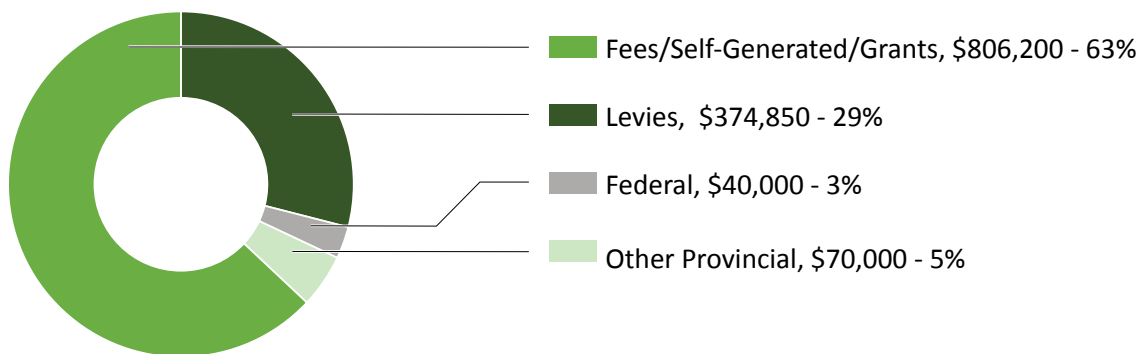
2022 Non-Mandatory Levies by Function



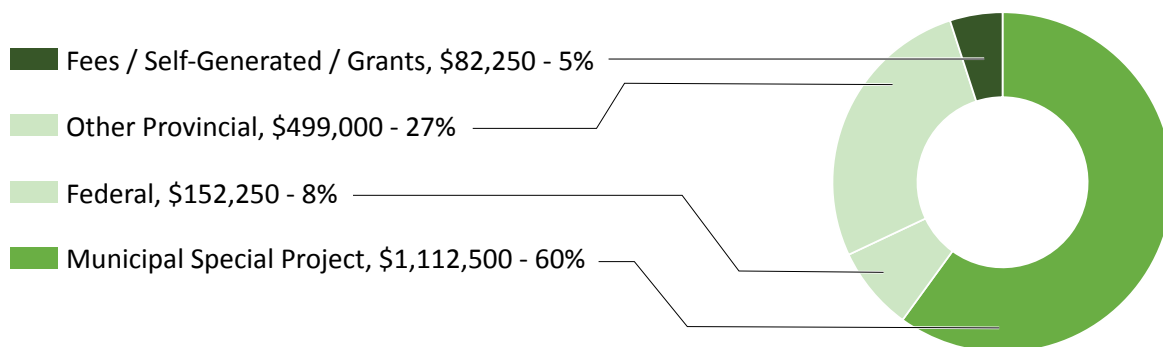
**2022 Projected New Funds By Source - Mandatory Services
(Excludes Deferred Revenue / Reserve Transfers)**



**2022 Projected New Funds By Source - Non-Mandatory (Annual / Recurring) Services
(Excludes Deferred Revenue / Reserve Transfers)**



**2022 Projected New Funds by Source - Non-Mandatory Special Grant / Term Limited Projects
(Excludes Deferred Revenue / Reserve Transfers)**



RESERVE FUNDS

The Authority maintains several reserve funds and this budget includes levy-funded transfers of \$215,000 to infrastructure reserves, and \$211,000 from the Foundation, related to multi-year capital project pledges, for a total of \$426,000. Transfers from the reserves, of \$344,000, are expected to fund capital projects and fleet/equipment acquisitions, as identified in **Appendix C**. Reserves are therefore projected to increment by \$82,000 and all Authority Reserve Funds are shown in **Appendix C**.

HUMAN RESOURCE ANALYSIS

The budget for staffing identifies and includes a recommendation for **two additional staffing positions to support Mandatory services**. The Authority continues to respond to unprecedented volumes of inquiries from stakeholders, permit applications and administrative compliance-related demands. This now includes the recent change to the Conservation Authorities Act, which requires municipal agreements, and the associated contract administration, for levy-supported Non-Mandatory services. The Authority simply does not have sufficient staff to adequately address existing demands, related to its Mandatory functions, and staff across all departments and levels have raised this as a serious concern. An additional position is contemplated in Conservation/Land Management Services to fill the gap between the Grade 5 Field Superintendent and the Grade 1 Conservation Area Technicians. Adding capacity will serve to address the growing deferred maintenance issues and allow the Authority to complete its required comprehensive conservation areas management and maintenance plans, which will in turn inform the asset management plan and future budgets.

The enhanced identified capacity would result in 44 permanent/Long-Term Contract staff positions, although some positions will likely be partially vacant during the year, due to ongoing recruitment challenges for specialized classifications and budget approval timelines, resulting in approximately 42 Full-Time Equivalents (FTEs). Seasonal contract positions account for approximately 3.5 FTEs in this budget and this represents enhanced seasonal staffing supports, specific to Holiday Beach and the JRPH Conservation Centre. Similar to 2021, several levy funding reallocations (\$44,000) have been made between departments, due to either new funding sources or reduced activity, primarily related to outreach, education and the water quality program, which has reduced the overall required operating levy.

PROGRAM OR SERVICE	2021 FTEs	2022 FTEs
Corporate Services & Communications	7.3	7.7
Risks of Natural Hazards	11.3	12.4
Conservation & Management of Lands	8.8	10.8
Source Protection Authority	0.9	0.8
Total FTEs -Mandatory Programs	28.2	31.7

Watershed Management Services	1.0	0.6
Conservation Services	4.3	5.3
Watershed Research	1.1	1.0
Outreach & Education	1.2	1.0
Total FTEs Non-Mandatory – Annual Recurring Programs	7.7	8.0

Municipal Risk Management Services	0.1	0.1
ERCF Supports	0.2	0.4
Watershed Management Services	0.2	0.2
Conservation Services	0.4	-
Watershed Research	5.5	5.0
Outreach Special Projects/Events	0.3	0.3
Total FTEs Non-Mandatory Term Projects/Contracts	6.7	6.0

Total Full Time Equivalents	42.5	45.7
------------------------------------	-------------	-------------

Compensation, including payroll taxes and benefits is the Authority’s largest category of expense, comprising 38% of the budget and 88% of the compensation expense is associated with Mandatory Services.

Staff are engaged in the provision of Mandatory Services to a varying degree, with 70% of full-time equivalent positions (31.7 FTEs), undertaking mandatory services.

In any given year, the principal drivers of the Authority’s financial condition and results are its staffing costs, followed by demand for its services and corresponding revenues. The wage and benefit expense for additional permanent staffing capacity cited above, plus additional seasonal hours for summer students, due to an expanded growing season, and to free up permanent staff to address a number of capital projects, is the primary contributor to the growth in mandatory services wages. Conservation areas field technicians will also be deployed year- round to address deferred maintenance issues from previous years. The year-over-year variance is also comprised of grid adjustments and does not account for attrition, as some positions were only included for a partial year in 2021, due to recruitment timelines. This accounts for approximately \$140,000 of the \$239,000 escalation in wages/benefits, in that category.

The total budgeted expense for wages and benefits, attributable to the annual non-mandatory programs is higher than budgeted, but relatively in-line with the 2021 expense. Administration added seasonal staff at Holiday Beach, in order to enforce admission entry fees and this strategy resulted in a remarkable increase of ~\$70,000 in revenues, but with a modest investment of ~\$30,000 in staffing costs. This model will be applied again in 2022 and Administration will reassess, at the end of the 2022 operating season. It is unclear as to the impact that Covid-19 related closures and reduced options for the public with respect to leisure time activities, have had on expanded use and visitation at conservation areas and whether 2022 will achieve the same results.

	2022 BUDGETED	2021 BUDGETED	2021 PROJECTED
	WAGES	WAGES	WAGES
Total Wages & Benefits			
Mandatory Programs & Services	\$ 3,050,300	\$ 2,811,500	\$ 2,752,270
Total Wages & Benefits Non-Mandatory			
Programs & Services-Annual Recurring	631,500	584,750	626,293
Total Wages & Benefits			
Non-Mandatory Term-Limited Special Projects	461,550	557,545	677,858
Total Wages & Benefits	\$ 4,143,350	\$ 3,953,795	\$ 4,056,421

OTHER BUDGET PRESSURES & NON-WAGE ANALYSIS

Of the ~\$85,000 recommended increase to levy, only \$4,000 is attributable to providing non-mandatory programs and services, primarily costs specific to commenting on natural heritage matters for planning applications. The 2021 budget accounted for staffing vacancies in that department, but a full complement of staff is included for 2022.

Budget pressures, regarding wages that support mandatory services were noted above and total approximately \$239,000. Other non-wage expenses are predicted to escalate by \$150,000, with approximately \$64,000 of expenses related to server data migration, data security, database(s)/workflow redesigns, other cloud-hosted services and website compliance-related upgrades (*Program Highlights – Information Management*). Several reports have been provided to the Board of Directors; Phase 1 of the Technology Plan was endorsed and the majority of the IT expenses are not recurring although cloud-hosted services will result in future monthly charges. The budget includes supplies and a provision for maintenance and repairs of conservation areas/greenways and its infrastructure, in the amount of ~\$44,000. Due to Covid and historic limited staff resources, there is a considerable volume of deferred maintenance items to deal with. The cost of insurance has been increasing exponentially and the budget reflects an adjustment to the actual cost of all-lines of coverage and this accounts for approximately \$19,000, but includes the additional insurance for the JRPH Conservation Centre. The expense for plant materials has been incremented by ~\$18,000 to

account for the biennial planting of trees at the memorial forest, which is funded through the Foundation. Utilities, occupancy and property taxes will grow by approximately \$12,000 as a result of operating the new JRPB Conservation Centre. Savings of \$7,000 are anticipated across several categories including office supplies and fleet/equipment maintenance/replacement.

Offsetting the **\$389,000 escalation in mandatory expenses** though, is an anticipated net growth in self-generated revenues/grants of \$110,000, largely related to fees for permits. With no slowdown in development in the region forecasted in 2022, Administration has confidence in the 2022 revenue projection for application fees. A review of fees was conducted and several fee adjustments were approved for 2022, which will further support the inclusion of the higher budgeted amount. Other self-generated revenues are predicted to resume in 2022, after a Covid-19 related contraction in 2020 and 2021.

The most significant offsets and mitigating items, are the changes in the use of the reserve funds. The 2021 budget included one-time adjustments to the insurance reserve (\$50k), the infrastructure reserve (\$50k) and the Human Resources/Admin reserve (\$64k), but Administration is recommending a return to the customary transfer of \$200,000 to the infrastructure reserve. This change results in \$164,000 of levy redirected to program operations. The 2022 budget includes an increase in transfers, over the 2021 budget, from the Office/Computers reserve and Fleet/Equipment reserve of \$33,000 to address the Phase 1 Technology Plan expenses and fleet/equipment replacement as that reserve has exceeded a reasonable upper limit. **(Appendix C)**

After consideration of mitigating items described above, the required additional levy contribution, to sustain mandatory programs and services is \$81,684.

RETURN ON LOCAL INVESTMENT

Historically, the local investment of levy and municipal special project funding, directed to the Authority has been matched dollar for dollar, if not exceeded. Between 2017 and 2021, the Authority received municipal funds of \$9,774,032, representing levy and special-project funds, for programs and projects, that are expected to be categorized as Non-Mandatory, under the Act, but during that time, non-municipal funds of \$9,913,725 were received, supporting those very same initiatives. **The Non-Mandatory work relating to tree planting and restoration on non-ERCA properties, generated the greatest return, with \$4.12 received from outside/non-municipal funding sources, for every CW~GS dollar of investment.**

2017-2021 Sources of Funds – Non-Mandatory Programs & Services			
Levies + Municipal Special Project	\$	9,774,032	50%
Federal & Provincial Grants		8,406,208	43%
Essex Region Conservation Foundation		522,176	2.5%
Other Non-Government		985,341	4.5%
Total Funding - All Sources	\$	19,687,787	100% \$1.01:\$1.00

For capital projects, which include a mix of projects, supporting both Mandatory and Non-Mandatory functions, as those are now defined, ERCA has attracted \$1.10 for every \$1 of local taxpayer investment, as shown below:

2017-2021 Sources of Funds - Capital Investment

Levies + Municipal Special Project \$	\$	2,870,456	48%
Federal & Provincial Grants		789,249	13%
Essex Region Conservation Foundation		2,348,485	39%
Other Non-Government		7,945	0%
Total Funding - All Sources	\$	6,016,135	100%
Total Non-Municipal Funding - Capital Investment	\$	3,145,679	\$1.10:\$1.00

It should be noted that the Essex Region Conservation Foundation provided funds of almost \$2.9 million towards capital projects, between 2017 and 2021, with substantial investment directed to the Cypher Systems Greenway and the John R. Park Conservation Centre.

LEVERAGED INVESTMENT HIGHLIGHTS

- Since 2016, the Watershed Management Service department has successfully secured \$658,000 in grant funds to support flood and erosion hazard management projects across the Essex Region. Through various provincial and federal grant opportunities, the Authority has secured over \$400,000 through funding programs only available to Conservation Authorities, which have enabled significant repair and improvement projects as well as condition assessment for flood and erosion control infrastructure.
- An initial investment of approximately \$46,000 into the development of a Floodplain Prioritization assessment resulted in securing a total of \$182,000 from the federal and provincial governments to undertake updates to hydrologic and hydraulic modelling and subsequent flood mapping updates.
- Over the past 5 years, approximately 70% of secured grant funding obtained through Watershed Management Services has benefitted the City of Windsor, with the remaining 30% largely focused on maintaining critical flood control infrastructure throughout the region.
- ERCA has protected and restored 184 acres of land since 2017 through acquisition and will soon acquire an additional 150 acres as a donation. Between 2017 and 2021, \$2,407,125 of CW~GS funding supported the land acquisition fund, while external support raised \$670,000, during that time period. Fair market value of 2022 expected donations of land are valued at over \$1,000,000.
- ERCA has restored over 500 acres and planted over 500,000 trees over the past six years with \$690,000 support from CW~GS levy funding, attracting \$2,845,671 in government grants, and non-government grants and donations, including the \$157,000 from the Foundation (ERCF).
- Between 2017 and 2021, \$793,884 in CW~GS levy was used to support watershed research and water quality sampling at approximately 62 sampling locations throughout the region, and 325 water quality improvement projects were implemented. Corporate, federal and provincial contributions towards these initiatives, to enhance our understanding of impacts on our local water sources, was \$2,532,561.

- From 2017 – 2021, a total of \$585,255 of levy funding was used to support outreach and education programs, while \$138,048 in external funding was contributed through grants and donations. During that period, a total of 50 Community Outreach Events were undertaken across the region, resulting in 5700 volunteers planting 11,350 trees, 3860 native plant plugs and removing 174 metric tonnes of garbage across the region – even though events were severely curtailed though 2020 and 2021. Administration actively solicited private funding during 2021, as part of a focused fundraising campaign through the Essex Region Conservation Foundation, which has eliminated the need for levy funding, for curriculum-based Outdoor Education programs for a five-year period.

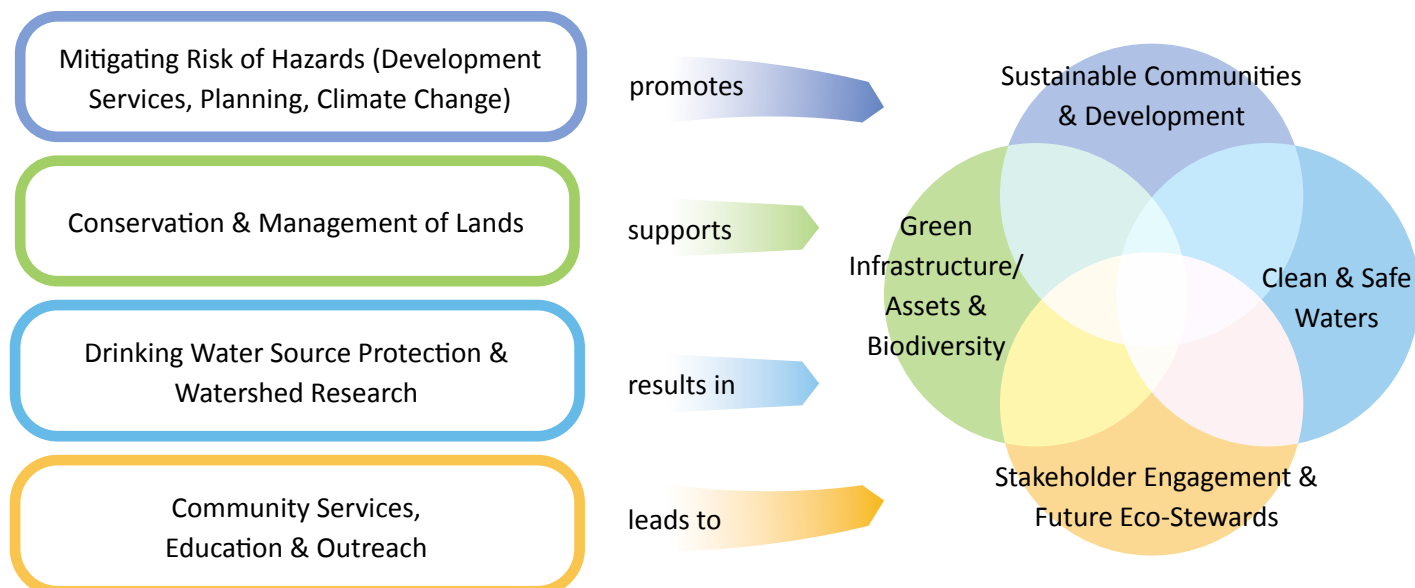
Integrated Watershed Management

As an integrated watershed management agency, ERCA’s five service delivery areas have developed over decades, and include beneficial programs and services that support our collective shared objectives and goals, related to ecological, social, and economic health.

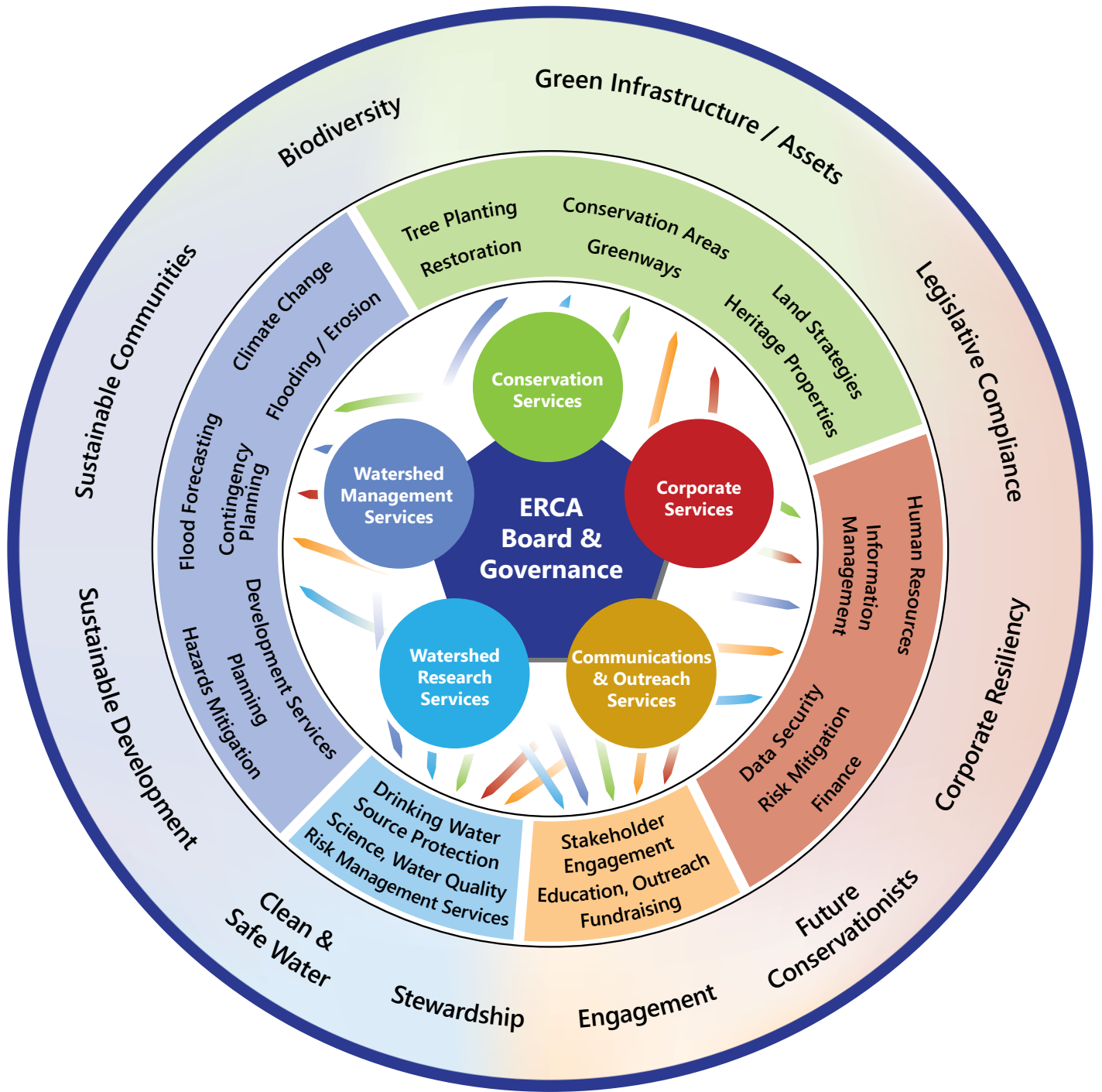
These programs were developed by, and are implemented by recognized experts in civil/environmental engineering, environmental studies, watershed planning, forestry, biology, ecology, agronomy, water quality science, restoration and natural resource management. ERCA works across all sectors and levels of government, to secure mission support and sustainable funding, in order to achieve the community’s vision for our region.

Recent changes to the *Conservation Authorities Act* actually ensconce core functions of conservation authorities in the Conservation Authorities Act, including; mitigating risks of natural hazards: conserving and managing lands, for heritage and hazards; drinking water source protection; surface water and groundwater monitoring; and recognize those programs as mandatory. To continue to be relevant and to serve the residents of this region, ERCA should be delivering, and can continue to deliver the ancillary programs and services that impact the overall well-being, health and safety of the region and its citizens. **As noted above, the programs, which may be permanently recognized as non-mandatory in the near future, and are potentially at-risk for loss of municipal funding, have returned \$1.01 for every local taxpayer dollar since 2017.**

While it is convenient to organize business functions by service delivery areas and additionally, they align with Provincial categories, each of ERCA’s programs support environmental standards and objectives, which everyone can understand and embrace:



PROGRAM INTEGRATION MODEL



The Integrated Watershed Management approach requires an understanding of the interactions between our environment, the economy, and society. At the core of everything that ERCA does to better understand, preserve, and enhance our region, is ERCA’s Board of Directors and our five key service areas. Through the Board’s sound governance and oversight, along with Administration’s efforts in delivering the various interconnected programs within these service areas, ERCA continues to gain a better understanding of our watershed. It is through this approach that ERCA will continue to protect our region’s resources, people, and property, and address the escalating environmental challenges we face now and in the future. The Program Integration Model above demonstrates the linkages between each of the various programs and services, both Mandatory and Non-Mandatory, which are all crucial to achieving our region’s objectives of a healthy, sustainable future for the residents of Windsor-Essex.

Service Delivery Area

Operating Plan Highlights



Watershed Management Services

Watershed Management Services are identified as Mandatory services and ensures that development in the region progresses in a sustainable manner, is directed away from natural hazards while protecting natural heritage features and water resources.

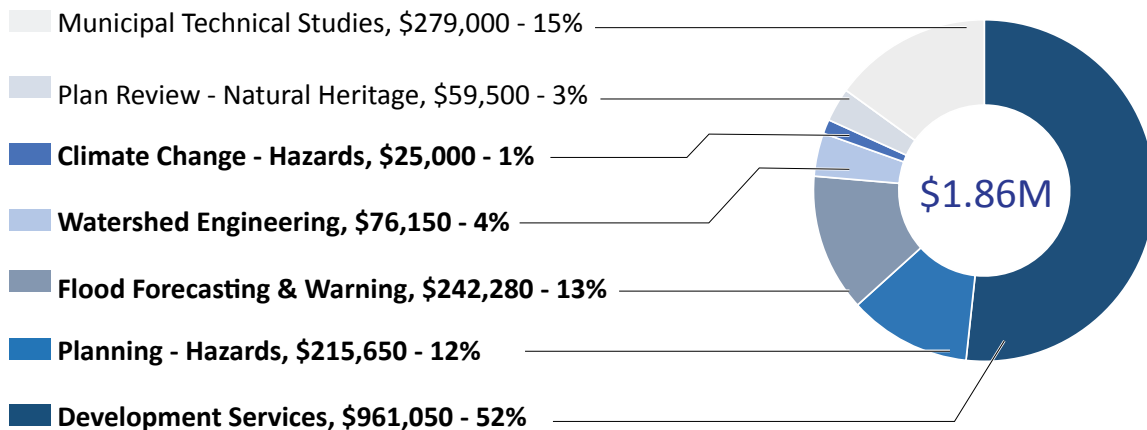
Watershed Management Services are delivered through four programs:

- Development Services (Mandatory Services)
- Watershed/Water Resources Engineering (Mandatory Services)
- Flood Management/Flood Forecasting and Warning (Mandatory Services)
- Watershed Planning (Mandatory/Non-Mandatory)

Approximately 13 FTEs deliver these services.

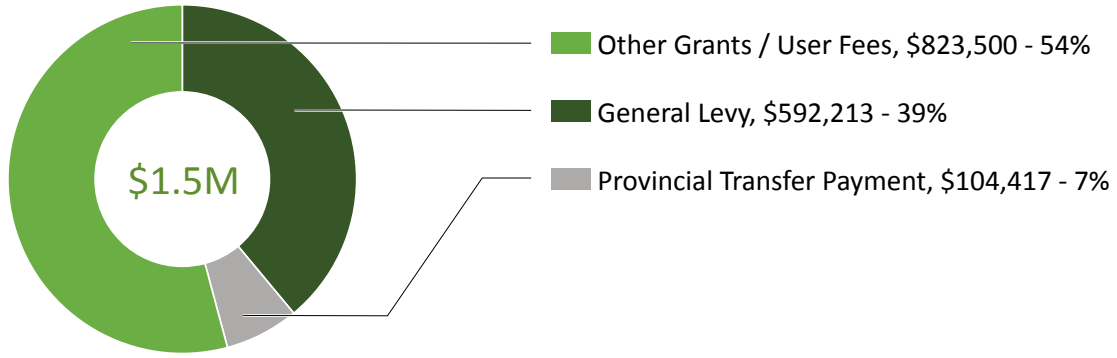
Watershed Management Services by Function

Mandatory Services are in bold

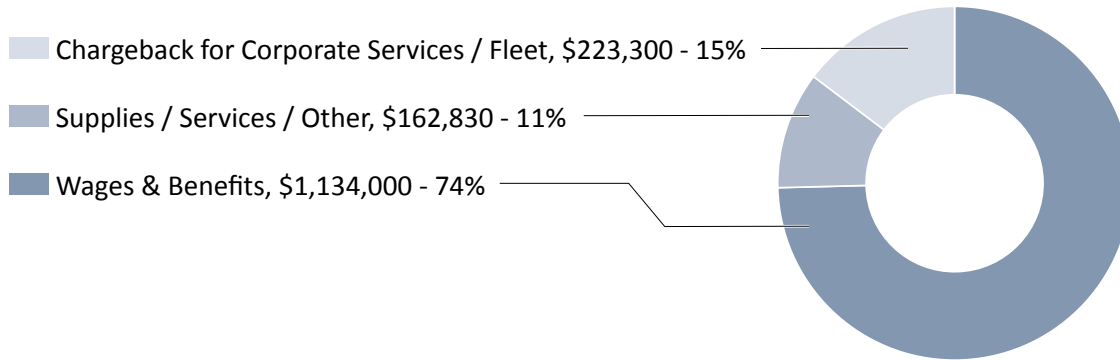


In general, the budgeted Watershed Management Services expenses are greater than 2021 as a result of additional administrative staff to support the needs across the Service Area, but primarily within Development Services program area, and additional fee-for-service projects / ancillary services that support core mandate functions included in the CA Act. Some positions that were included for a part year in 2021, due to staff turnover, are expected to be in place for all of 2022.

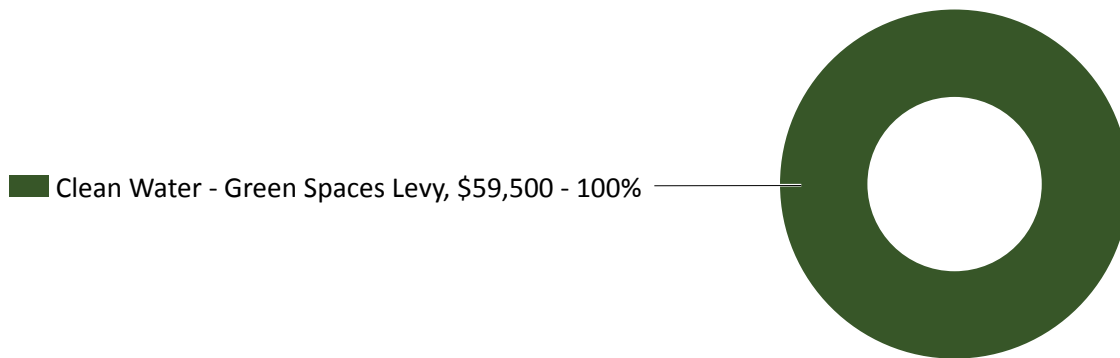
MANDATORY Watershed Management Services Revenues



MANDATORY Watershed Management Services Expensed by Classification



Levy Supports for Ongoing Non-Mandatory Watershed Management Services Plan Review Natural Heritage



DEVELOPMENT SERVICES

ERCA administers the Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation, approved by the Minister of Natural Resources and Forestry and known as Ontario Regulation 158/06, as amended. The Regulation allows ERCA to regulate development within hazardous lands through a permitting process. These lands could be unsafe for development because of naturally occurring processes associated with flooding, erosion, unstable soils, dynamic beaches, unstable slopes or in areas where conservation of lands could be impacted by development. The priority is to reduce risk to life, prevent damage to property, and reduce social disruptions resulting from natural hazards.

2022 Program Highlights

- Following another year of significant growth and development across the Essex Region, administrative support has become a necessity across many of the Service Areas. In addition to the specific needs within the Development Services program area, there remains an additional need for administrative support within Corporate Services to address the increasing administrative demands. The full scope of administrative needs across these Service Areas will be assessed in 2022 with this budget including financial allocation for the addition of an administrative staff member to support various program areas within the Authority.
- In an effort to continue with modernizing development review processes, Watershed Management Services is working closely with Information Technology to migrate the permitting and Property Information Management System to a cloud-based service to reduce potential points of failure (i.e. Civic Centre power failures) that disrupt service delivery. Expenditure is described under Corporate Services (Program Highlights) as a shared service.

WATERSHED / WATER RESOURCES ENGINEERING

Managing the risks associated with the natural hazards of flooding and erosion is one of the primary roles of conservation authorities under the Conservation Authorities Act. This role is fulfilled through the delivery of multiple natural resource management programs and services, including flood plain management and mapping, water and erosion control infrastructure planning, and stormwater management. Many projects delivered through the engineering program are considered “special projects” or “ancillary services” that support core responsibilities of the authority within the context of natural hazards management. The program is currently wrapping up several complex flood mapping projects with an additional \$279,000 in municipal flood and erosion control studies and infrastructure projects included in 2022.

2022 Program Highlights

- Complete the Little River Floodplain Mapping as part of the City of Windsor Sandwich South Master Servicing Study to inform regulatory requirements for future development. This project is delivered on behalf of the City of Windsor as a fee for service undertaking and is 100% cost recoverable.
- Complete the Turkey Hydrologic and Hydraulic Modelling, funded by the City of Windsor, the Town of LaSalle, and the Town of Tecumseh. The project was separated into two phases, with Phase 1 completed late 2021. Phase 2 of this project is anticipated to be complete in the spring of 2022. The total value of the entire project is approximately \$329,000, with \$182,000 of the total project funded by the National Disaster Mitigation Program (NDMP).
- Administration will continue to explore partnership and funding opportunities to update flood and erosion hazard mapping.

FLOOD MANAGEMENT

Recognizing that protection of life and property from flooding and erosion hazards is dependent on natural system protection, restoration and remediation; and that development and redevelopment should contribute to the prevention, elimination, and reduction in risk from flooding, erosion, and slope instability. The five pillars of flood management: prevention, mitigation, preparedness, response and recovery, are applied.

2022 Program Highlights

- Update ERCA’s Flood Contingency Plan.
- Develop an Operating and Maintenance Manual for ERCA owned and managed climate stations.
- Monitor lake levels and a network of 30 climate stations to provide advanced warning of flooding and accelerated erosion.
- Continue to participate in flood-related emergency planning and response activities with member municipalities. Continue to participate as a selected committee member on the Provincial Flood Mapping Technical Team to fulfill Provincial commitments contained within Ontario’s Flood Strategy.

WATERSHED PLANNING

ERCA continues to work towards a ‘Planning-first principle’, which ensures that appropriate planning permissions are in place before any consideration is made for approvals under the Conservation Authorities Act. The planning program area delivers services that fall under both the Mandatory and Non-Mandatory service categories, as described by the amended Conservation Authorities act and cascading regulatory changes. As a result, the Watershed Planning budget is separated into “Hazards” and “Natural Heritage”, as well as Category 1 and Category 3, respectively. It should be noted that, while the costs associated with these two planning functions are separated in the budget for clarity and transparency, the associated work is integrated with the review of applications and comments related to both Natural Hazards and Natural Heritage forming part of ERCA’s responses on various planning instruments under the Planning Act.

2022 Program Highlights

- The ‘Hazards’ component relates to Mandatory Services, as ERCA is the delegated responsible authority on Natural Hazards Planning. The program is funded through a combination of General Levy (~ 50%) and supplemented by program user fees, which is consistent with the ‘user pay principle’. ERCA represents the Province with respect to Long-Range Planning on items such as Official Plans (OP). This includes commenting on OP updates and amendments and Zoning By-Law Amendments (ZBAs) with a specific focus on Natural Hazards.
- “Natural Heritage” Planning refers to ERCA’s role as a commenting agency on various planning instruments specific to Natural Heritage policies under Section 2 of the most current Provincial Policy Statement. The province has categorized this work as Non-Mandatory; however, ERCA continues to deliver this advisory service to municipalities as natural heritage input is provided in concert with hazard-related comments on Planning Act applications.
- Climate strategies specifically related to Natural Hazards continue to be considered at the regional scale. Watershed Management Services includes \$25,000 to support regional climate change initiatives, which are anticipated to be delivered through the County’s Infrastructure and Planning department. In addition to this, ERCA’s approach to addressing climate change within the various program areas under Watershed Management Services is best accomplished as a decentralized model to enable proper consideration of any associated impacts with respect to regulatory, engineering, and planning related decisions.

Conservation Services

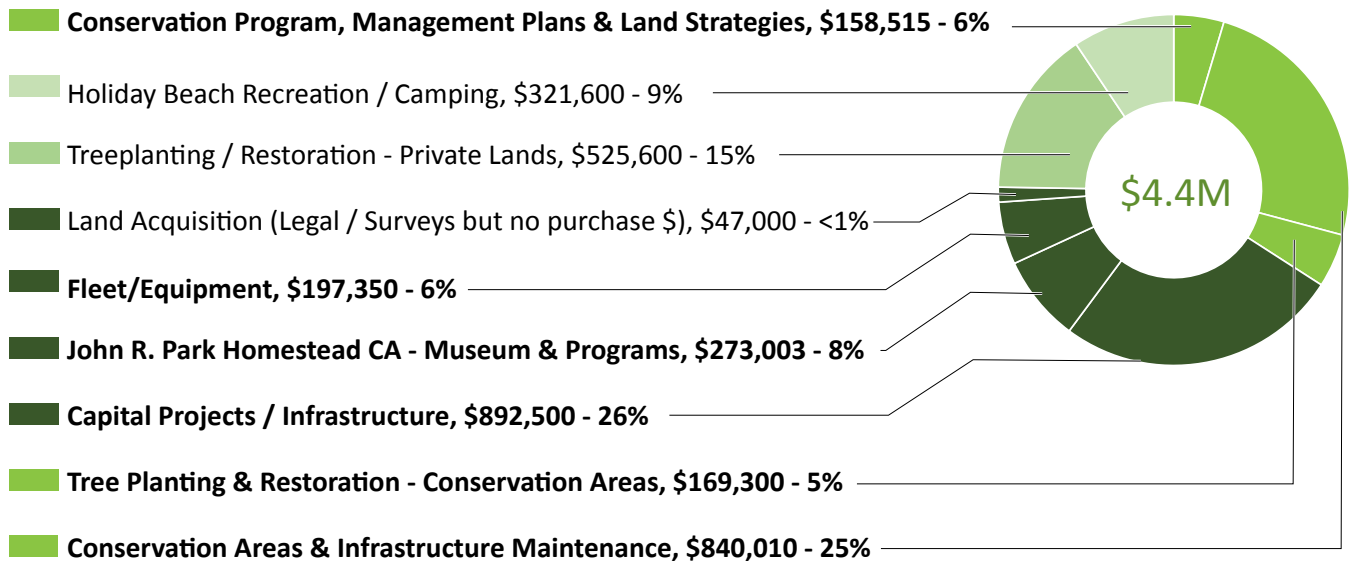
ERCA’s Conservation Services programs protect, restore, and manage natural heritage areas and systems within ERCA’s watersheds. This is accomplished through a system of conservation lands, strategic and leveraged investment in land securement, and by identifying and implementing priority restoration projects. All Conservation Areas within the ERCA watershed are impacted on by Natural Hazards, fundamental to the management of sites is the access to hazard areas for flood observation and in the case of trails physical access to reaches that would otherwise be inaccessible. Further, some of our properties are designed/engineered to receive flood waters to reduce upstream impacts of flood waters should they occur. Conservation Services are delivered through multiple programs, in a mix of Mandatory and Non-Mandatory services:

Mandatory Services	Non-Mandatory Services
Conservation Land Management	Tree Planting and Habitat Restoration on Private and Municipal lands
Public Conservation Areas	
Tree Planting & Restoration-Conservation Lands	Land Securement & Acquisition
John R Park Homestead – museum operations	Holiday Beach Conservation Area
Capital Projects	

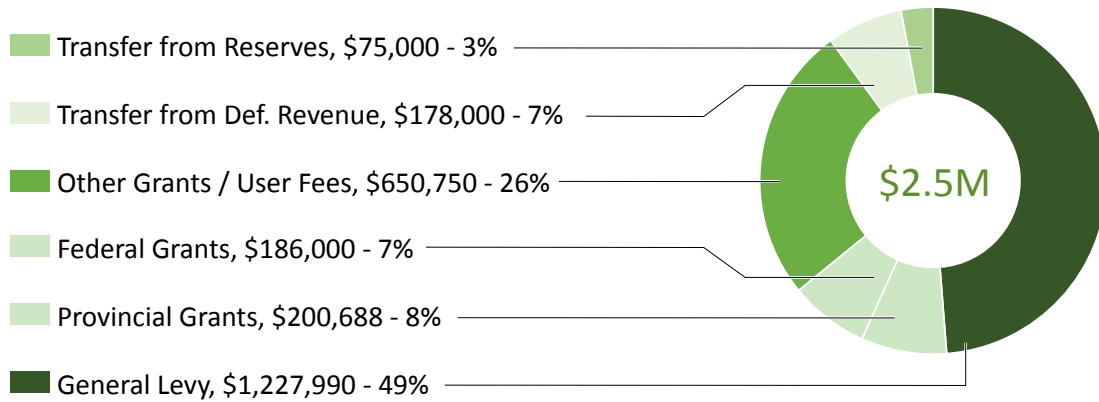
Approximately 15 FTEs deliver the services and includes seasonal restoration workers, tree planters, conservation areas technicians and support staff. Included in the 2022 budget are costs associated with expanded staff capacity during the winter months to undertake overdue maintenance along the greenway and implement hazard tree removals to ensure public safety.

Conservation Services by Function

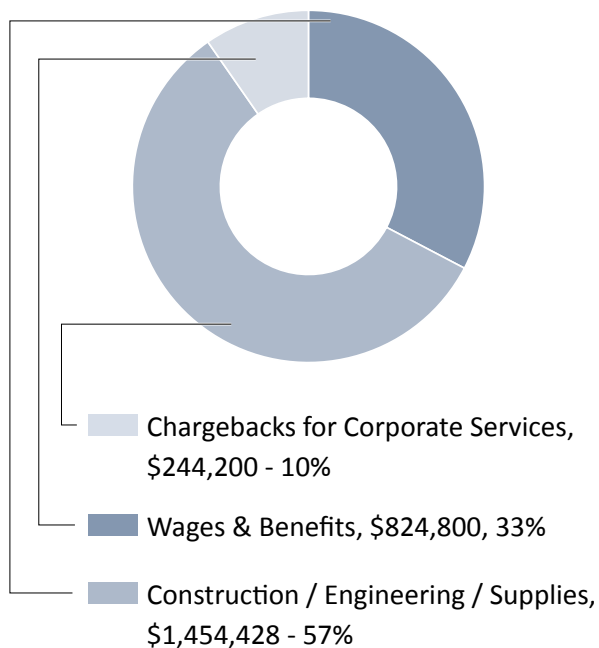
Mandatory Services are in bold



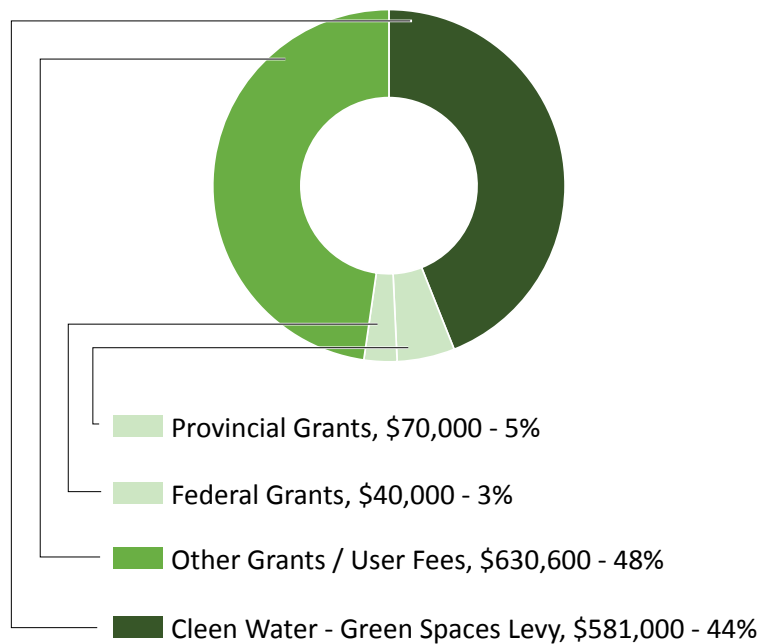
MANDATORY Conservation Services Revenues



MANDATORY Conservation Services Expenses by Classification



Levy Supports for Ongoing Non-Mandatory Conservation Services including Land Acquisition



CONSERVATION LAND MANAGEMENT

The Essex Region supports a higher diversity of plant and animal species than any other region in Canada, and sustains one of the highest concentrations of globally rare species in an area with some of the lowest percentage of natural cover in Canada. Conservation Areas are managed to protect this natural heritage, preserve human and cultural heritage, and support active and healthy living.

ERCA will continue to manage the natural resources of our region as outlined in the updated Conservation Authorities Act and undertake management of Conservation Areas to improve the biodiversity of the region while also improving the resiliency of species at risk that are vulnerable to climate change.

2022 Program Highlights

- Undertake and update forest inventories in many conservation areas to inform management planning documents.
- Undertake invasive species management along the greenway properties and in Conservation Lands that have wetlands.

- Implement prairie management through prescribed burn at Hillman Marsh and work with a prescribed burn consulting firm to complete an invasive species removal project in the Canard River Wetlands.
- Continue to classify our properties habitats using the Province’s Ecological Land Classification system
- Initiate new Conservation Areas Land Management Strategies, in keeping with the revisions to the Conservation Authorities Act.
- Continue ongoing wetland management at Hillman Marsh Conservation Area.

PUBLIC CONSERVATION AREAS

Since 1974, ERCA has been acquiring lands to ensure the protection and conservation of their significant natural and cultural heritage features. Conservation Areas ensure that valuable greenspace is protected while allowing for recreational opportunities in safe, well maintained natural settings which are critical to maintaining physical and mental health. Conservation Areas and trails are also identified as key economic drivers and of critical importance to creating an environmentally and economically sustainable region, where people want to live and companies want to invest.

2022 Program Highlights

- Maintenance and operations of 17 conservation areas welcoming thousands of visitors each year.
- Ongoing replacement of fleet and equipment assets.
- Undertake restoration works of the main house at the John R. Park Homestead.
- Hard surfacing (tar and chip) parking lots to improve accessibility and visitor experiences at the John R. Park Homestead and Devonwood Conservation Areas.
- Continue to contribute to ERCA’s Asset Management Plan to accurately reflect future capital budgets and works.
- Complete upgrades to Greenway Community Entrances in Harrow, Ruthven and McGregor and pending funding from the Federal government, a new community entrance will be built in Essex.
- Assess the condition of and forecast future maintenance work for the Kingsville Train Station to update ERCA’s Asset Management Plan.
- Complete major dyke renovations at Hillman Marsh in partnership with Ducks Unlimited.
- Remove vegetation from trail edges and remove hazardous trees, primarily along the Greenway multi-use paths.

TREE PLANTING AND RESTORATION IN CONSERVATION AREAS

ERCA continues to expand natural habitat in this region by increasing wetland, prairie and tree cover on properties it owns. Through partnerships, lands will continue to be strategically acquired through purchase or donation to create a more sustainable region. In 2022, approximately 10,000 trees will be planted on 15 acres of land in the Cedar Creek watershed, connecting a mature Carolinian forest and provincially significant wetland.

JOHN R. PARK HOMESTEAD

The Regulations associated with Bill 229 identify the maintenance of conservation lands as Mandatory Services. Due to the restrictive covenants included in the agreement of purchase and sale of the John R. Park Homestead Conservation Area, from the Province of Ontario, museum operations, including maintenance of collections, public events and education programs, are also included as Mandatory Services.

One such covenant listed in this agreement is the requirement to maintain the employ of a Curator and that the site be opened a minimum of 1080 hours, 180 days and 20 days during 8 months of the calendar year. Another significant covenant is that it be operated in accordance with the Community Museum Standards, as defined in the Ontario Heritage Act. The John R. Park Homestead requires an update to its Strategic Plan in 2022 in order to comply with these Standards.

As the designated historic buildings are clad with traditional materials such as wood siding, cedar shingles and wooden eave troughs, they are more susceptible to the elements and rot, especially waterfront buildings that are subjected to additional moisture. Due to this, some buildings are in need of immediate repair and painting. The 2022 budget includes a condition assessment and asset management report that will prioritize immediate repairs required along with long term maintenance requirements. This document will guide 2022 repair works along with future works required at this site and allow administration to schedule ongoing maintenance going forward.

CONSERVATION SERVICES - NON-MANDATORY

TREE PLANTING AND RESTORATION IN CONSERVATION AREAS

To achieve a sustainable future, mitigate climate impacts, expand tree canopy cover, improve water quality and keep endangered species from extinction in Canada, partnerships must continue with private landowners to grow the amount of habitat restored in the region. To assist with the costs of restoration that takes place on private lands and provide the biological professionals needed to undertake this work, ERCA obtains grants and donations to provide incentives and keeps cost reasonable, including funding from the Clean Water~Green Spaces fund. Clean Water~Green Spaces funding to assist with private lands restoration accounts for approximately 15% of this activity, which does not include the value of land. ERCA has restored over 330 acres of land on private property since 2016. These privately owned restoration sites are an invaluable contribution from our community as they further the rehabilitation of our region.

2022 Program Highlights

- Plant 60,000 trees throughout the region on our property as well as privately owned lands leading to the creation of at least 75 acres of new habitat.
- Continue the Pêche Island Shoreline Protection Project, in partnership with the City of Windsor and others to build fish habitat while simultaneously protecting the island from erosion.
- Build a new wetland at Holiday Beach with unique turtle nesting habitat to help species at risk.
- Initiate a multi-year large scale restoration project on Caldwell First Nation property involving 10 acres of tree planting of Phase 1 in 2022.
- Continue to contribute to ERCA's Asset Management Plan to accurately reflect future capital budgets and works.
- Undertake restoration works of the main house at the John R. Park Homestead.
- Complete upgrades to Greenway Community Entrances in Harrow, Ruthven and McGregor and pending funding from the Federal government, a new community entrance will be built in Essex.
- Assess the condition of and forecast future maintenance work for the Kingsville Train Station to update ERCA's Asset Management Plan.
- Complete major dyke renovations at Hillman Marsh in partnership with Ducks Unlimited.
- Remove vegetation from trail edges and remove hazardous trees, primarily along the Greenway multi-use paths.

LAND SECUREMENT

Each year ERCA works towards the strategic purchase of lands that have the highest biological value, as indicated by the Land Securement Strategy, and will have the greatest impact on improving the biological health of the region. Specifics of new land acquisitions are managed in Committee of the Whole. Once purchased, restoration and management of these lands would be categorized as Mandatory.

As of December 31, 2021, the land acquisition fund has a total of \$2,037,322 in available funds, with \$1,000,000 restricted for an identified 2022/2023 acquisition, which will have significant benefits with respect to connecting natural areas throughout the Essex Region.

HOLIDAY BEACH CONSERVATION AREA

Holiday Beach Conservation Area is operated by the Conservation Authority via a thirty-year management agreement with the Province, and expires in 2031. The Ministry of Natural Resources is the owner of this property. The majority of costs associated with this site are covered by user fees related to camping, hunting and cottage rentals. However, some costs (\$6,000) related to general public day use, are included, similar to other public conservation areas.

CAPITAL PROJECTS

A summary of Mandatory and Non-Mandatory Capital projects is listed below, providing a snapshot of projects included in the 2022 budget. These projects will improve accessibility and overall visitor experiences in our Conservation Areas

Capital Project	General Levy/ Reserve Transfers	ERCF/ Other	Fed Grant	Prov Grant	Total	Category
Greenway Culverts/crossing assessments/ repair/Signage	\$66,000				\$66,000	Mandatory
Greenway Entrance Improvements		\$65,000	\$100,000*		\$165,000	Mandatory
JRPH ramps/ pathways/ accessibility upgrades		\$70,000*	\$180,000*		\$250,000	Mandatory
Parking lot resurfacing	\$60,000				60,000	Mandatory
JRPH historic buildings condition assessment & repairs (Phase 1)	\$136,000	\$29,000			\$165,000	Mandatory
HBCA Trail and Tower renovations				\$161,000	\$161,000	Non-Mandatory
HBCA wetland construction		\$34,000	10,000		\$44,000	Non-Mandatory
Totals	\$262,000	\$169,000	\$300,000	\$161,000	\$892,000	

*Pending contribution agreements

Watershed Research Services

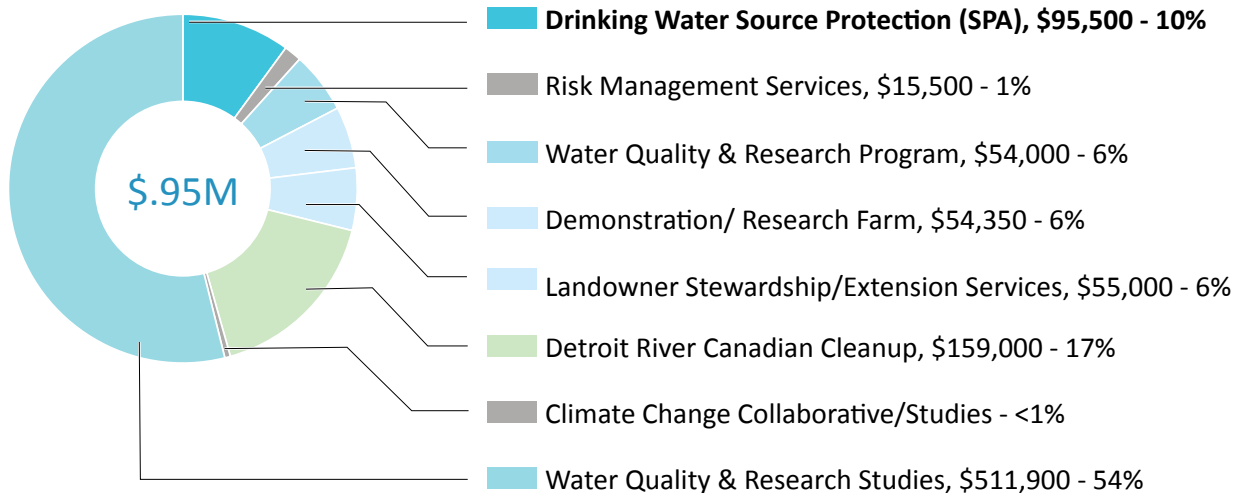
Watershed Research endeavors to improve the health of local watercourses through agricultural Best Management Practices, enhanced monitoring at the watershed and edge-of-field scale and collection of landscape information through Geographic Information Services. Strengthened relationships with the University of Windsor and active participation in several ongoing research programs allows solutions to be developed that are best suited to the region's unique ecosystem. Local sources of drinking water are protected through the implementation of policies in the Source Protection Plan and its amendments.

Watershed Management Services are delivered through three programs:

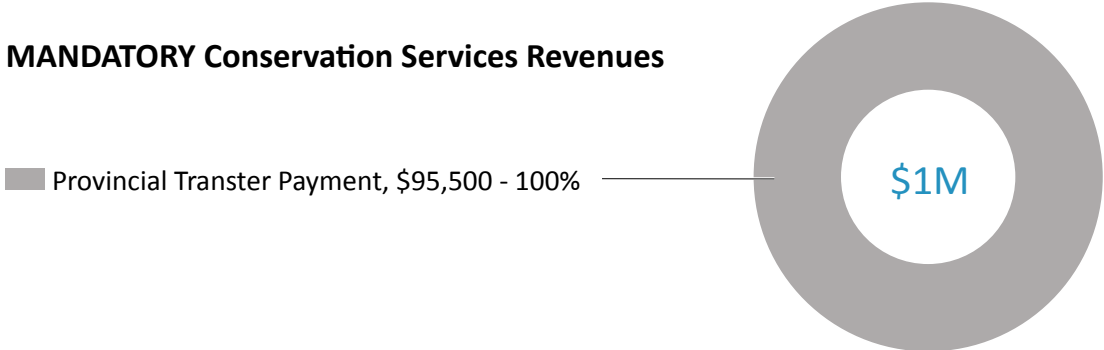
- Source Water Protection (Mandatory)
- Watershed Science (Non-Mandatory and Mandatory)
- Water Quality Improvements (Non-Mandatory)

Watershed Research Services by Function

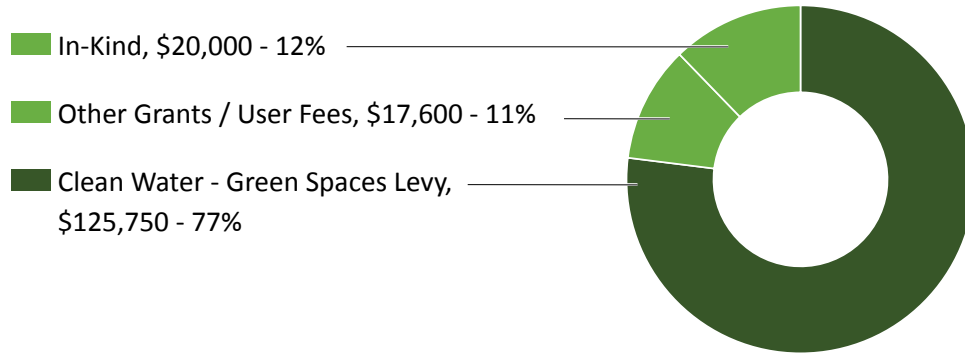
Mandatory Services are in bold



MANDATORY Conservation Services Revenues



Levy Supports for Ongoing Non-Mandatory Watershed Research Services



SOURCE WATER PROTECTION

Administered under the Clean Water Act, the watershed-based Source Protection Program is the first step in a multi-barrier approach to protect drinking water. It complements municipal water treatment and supports sound land use planning decisions. ERCA, and other conservation authorities, have designated responsibilities under the Clean Water Act to work closely with stakeholders to ensure that sources of municipal drinking water are safe and abundant. ERCA's Risk Management Services implements a specific subset of policies on behalf of municipalities:

- Source Water Protection (Clean Water Act) is identified as a Mandatory Program and Service in the Conservation Authorities Act, and the Province remains committed to providing funding for this program; ERCA has requested a slight increase for the next funding cycle (2022-2024) to accommodate expanded work load while the Source Protection Plan is being amended. This is the first time that the Province has provided multi-year funding for this program and their commitment provides greater stability for this mandatory work.
- Risk Management Services are offered on behalf of all municipalities in the Essex Region as a direct service cost through an agreement originally established in 2015. This agreement was renewed January 1, 2022 for another three-year term. Risk Management Officials undertake work to implement Source Protection Policies for which municipalities are the Implementing Body. This does not fall under a Mandatory Program and Service in the Conservation Authorities Act, but rather is a Category 2 activity as it is a municipal responsibility.

2022 Program Highlights

- Provide annual reporting to the Province and Municipalities.
- Continue technical work to update the Source Protection Plan and Assessment Report to align with changes to the Director Technical Rules and the Section 36 Assessment Report.
- Update policies to address new types of Significant Drinking Water Threats and/or changes to applicable vulnerable areas.
- Conduct compliance monitoring to ensure properties with Risk Management Plans continue to adhere to Risk Management Measures.
- Continue reviewing s.59 applications for potential new significant drinking water threats.
- While a number of staff support this program and deliver DWSP services, it accounts for less than one full time person.

WATERSHED SCIENCE

Healthy rivers, headwaters, and species in our watershed are key elements of a sustainable and healthy environment that we all rely on for our sources of drinking water, our economy and for recreation. The ability to track and report on changes to these indicators of healthy watersheds and share that knowledge helps assess and understand current health and emerging trends as a basis for setting environmental management priorities, identify research gaps to work with academic and other research partners to address, and manage, protect or enhance watershed resources. ERCA undertakes its watershed science programs through partnerships with the Provincial Water Quality Monitoring Network (PWQMN), Ontario Benthos Biomonitoring Network and the Provincial Groundwater Monitoring Network (PGMN) and works in partnership with Provincial and Federal programs and with Universities including the Great Lakes Institute for Environmental Research at the University of Windsor.

Within the Essex region, water health is inextricably linked to farming practices. Because of this, ERCA continues to support the Essex Soil and Crop Improvement Association to facilitate knowledge transfer opportunities. In collaboration with the Ontario Ministry of Agriculture and Rural Affairs and Environment Canada, ERCA provides incentives to producers. These incentives to undertake Best Management Practices on their farms can reduce fertilizer applications, reduce erosion, improve soils and decrease nutrient and soil runoff that leads to toxic algae blooms in Lake Erie.

Participation in the PWQMN and PGMN are a Mandatory Program and Service in the Conservation Authorities Act, however, the majority of our water quality science work falls outside Mandatory services, yet is critical to providing the residents of this region and partners with information. In 2022, ERCA will continue to monitor ground and surface water quality stations and provide this information to the Province, consistent with most Conservation Authorities. The core costs to undertake this Non-Mandatory work that is used to develop the region's Watershed Report Card is approximately \$54,000. Beyond this fundamental monitoring, ERCA will also undertake the following water quality work, which is supported by Provincial and Federal grants:

2022 Program Highlights

- Complete a Phosphorous Management Plan for the region; provide stewardship funds to agricultural producers to assist with the costs of planting cover crops and developing nutrient management plans, in collaboration with Environment Canada.
- Collect water samples, funded by various external partners including Bayer, Agriculture Agri-food Canada, and Environment Canada, to provide samples for research projects that could not otherwise be collected due to travel restrictions or other logistical challenges.
- Collect water quality samples in greenhouse influenced and non-greenhouse influenced stream, with funding from MECP. These samples, along with sophisticated databases, are critical to determine Phosphorous loadings in many of local waterways by 2022.
- Continue work in the Wigle Creek watershed, with the goal of improving water quality, supported by OSCIA through the ONFARM and Living Lab programs. Project activities include crop survey, water quality samples and providing opportunities to share information with farmers.
- Complete over 20 Agricultural Best Management Practice (BMP) projects in partnership with landowners.
- Continue the pilot project with the Municipality of Leamington Drainage Department to construct an in-line wetland to improve water quality in the Lebo Creek.
- Operate the Essex County Demonstration Farm to facilitate agricultural research and disseminate lessons learned to the farming community.

Community Outreach Services

Communications and outreach services support all business units of the Authority. This includes supporting flood messaging, disseminating natural hazard information, engaging landowners in conservation practices and climate action, educating students of all ages about environmental sustainability, promotion of and engagement in tree planting and restoration, connecting people to nature through a variety of programs and events, identifying the value of natural connections to our health, and communicating broadly with stakeholder groups and watershed residents. Communications efforts also support revenue-generating activities for conservation areas.

Providing stewardship and educational opportunities to residents living within our watersheds is important and critical to conservation success across the region. Providing hands on opportunities for people to connect with nature and take action for the environment will raise awareness about broader local environmental needs, including expanding natural areas coverage, protecting mature forests, and reducing energy use to mitigate climate change impacts such as frequent and more intense flood events.

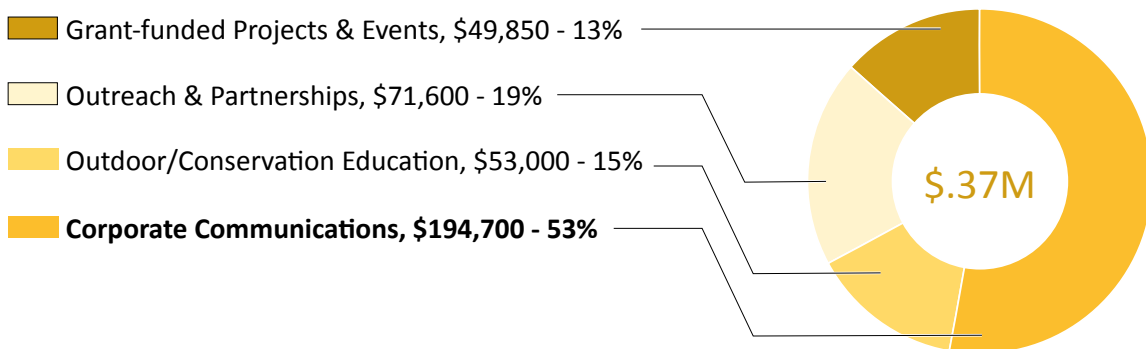
Community Outreach Services are delivered through three programs:

- Communications (Mandatory for Mandatory programs and services)
- Outdoor Education (Non-Mandatory)
- Outreach and Engagement (Non-Mandatory)

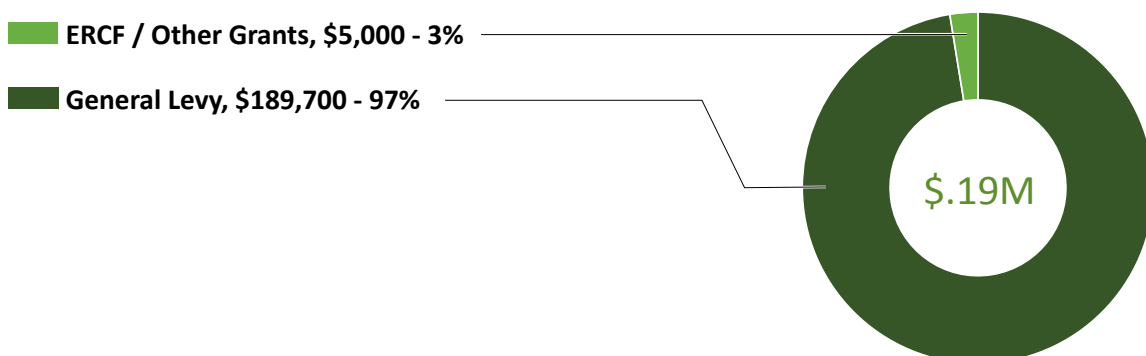
3 FTEs will continue to deliver community outreach services, a reduction of approximately 1.5 FTEs.

Community Outreach Services by Function

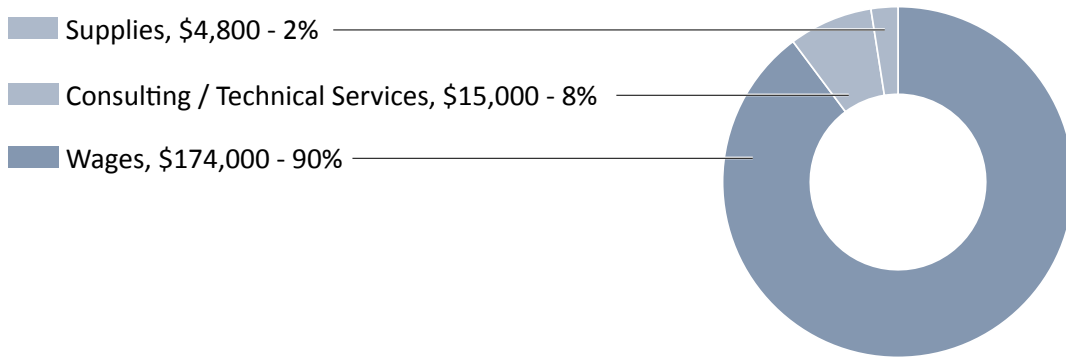
Mandatory Services are in bold



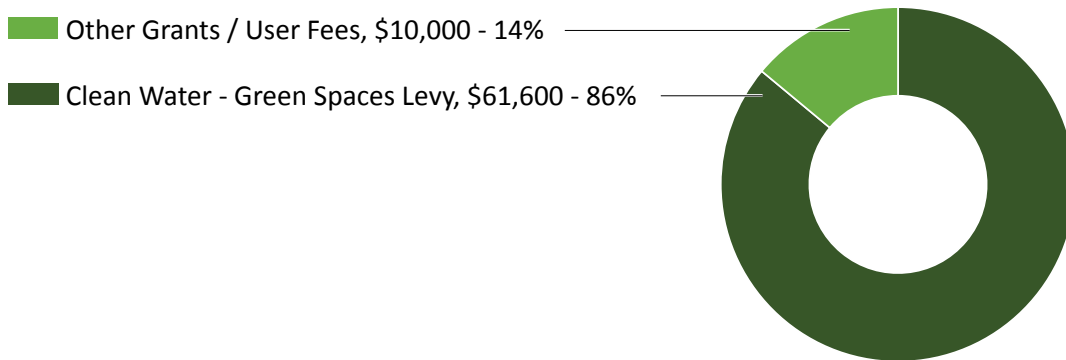
MANDATORY Community Outreach Services Revenues



MANDATORY Community Outreach Services Expenses by Classification



Levy Supports for Ongoing Non-Mandatory Community Outreach Services



COMMUNICATIONS

Corporate communications is included as a Mandatory service as it supports the communication needs of the Mandatory functions, including critical flood messaging, to various audiences across multiple platforms.

2022 Program Highlights

- Continue to engage and inform stakeholders and watershed residents to engage in conservation practices and programs across a variety of platforms; and communicate broadly as ERCA implements the Transition Plan.
- Continue to support the Essex Region Conservation Foundation in fundraising to support conservation projects and program areas.
- Support revenue generation through marketing of conservation programs.
- Events & Communications Specialist remains on indefinite layoff and the Environmental Educator remains on reduced hours.



OUTREACH AND ENGAGEMENT

Utilizing appropriate safety protocols, a variety of opportunities for the community to engage in environmental restoration activities are planned, including a significant partnership with the Windsor-Detroit Bridge Authority and a particular focus on restoration in the Sandwich Town area in Windsor. The Outreach and Partnerships Coordinator position continues to be a shared position also supporting the Detroit River Remedial Action Plan on a cost-recovery basis.

2022 Program Highlights

- Applying appropriate health and safety protocols, a number of tree planting and citizen science programs are planned, including a modified Earth Day Tree Planting, Shading Sandwich Tree Plantings and others. Enhanced citizen science opportunities are also planned to monitor long-term growth and survival at community restoration projects.
- Host multiple clean up events across the region as part of the Bi-National Detroit River Coalition.
- Strengthened partnerships across municipalities and organizations such as the University of Windsor to accomplish a variety of community environmental priorities

OUTDOOR EDUCATION

There is a significant body of research-based evidence surrounding the value of outdoor learning experiences. There is also increasing demand within the education sector for programs and services that focus on environmental issues that are important today. ERCA's Outdoor Education programs provide experiential and engaging environmental programs and services for kindergarten to grade 12 students and teachers, meeting the objectives of the provincial curriculum. It is projected that a return to in-person field trips will be permitted for the 2022/2023 school year. For the first six months of 2022, ERCA's education team will continue to deliver virtual programs to meet curriculum needs while complying with current protocols. While this program area is identified as Non-Mandatory, significant fundraising through the Essex Region Conservation Foundation has eliminated the reliance on levy to continue to deliver vital conservation education programs.

2022 Program Highlights

- Continue to deliver digital Specialist High Skills Major certification programs as a preferred service delivery provider to ensure students across the Province can receive training modules required to graduate with the SHSM designation.
- Continue to deliver virtual curriculum-based field trips to engage students in environmental learning while respecting Covid-19 protocols and generating revenue to offset program costs.
- Enhance and update all education programs and exhibits to directly connect with climate change, watershed management principles, flooding, erosion and Great Lakes health as it relates to the curriculum.



Administration & Corporate Services

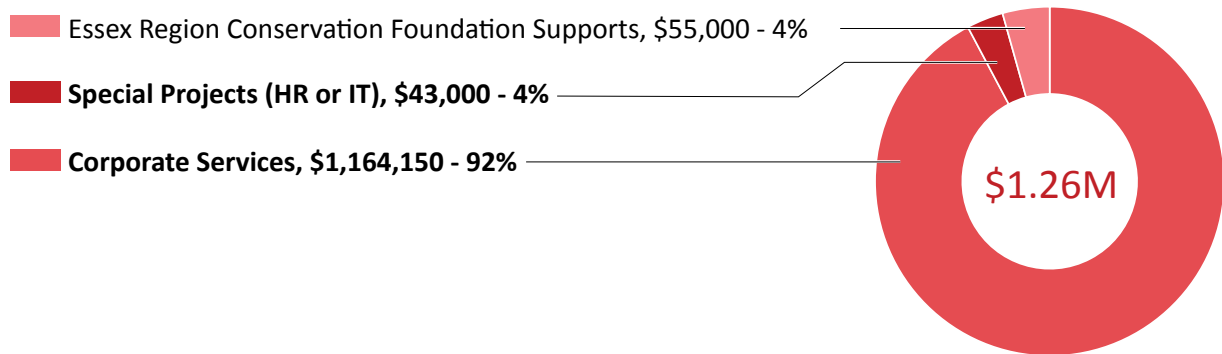
Corporate Services includes:

- Administration/Governance
- Compliance/Risk Management
- Finance
- Human Resources
- Information Management/Records/GIS/Systems/Network

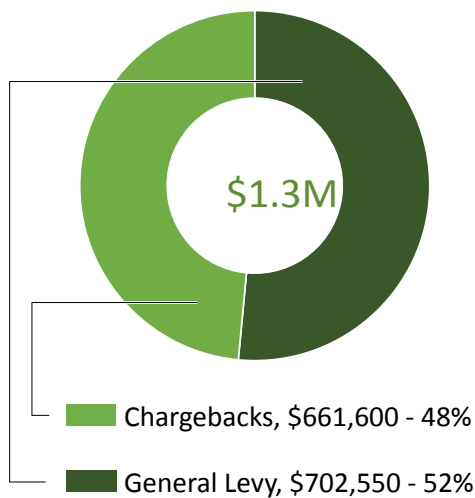
All services are provided to ERCF. Approximately 6 FTEs will deliver Corporate Services, an increase of 1 FTE from 2021.

Corporate Services by Function

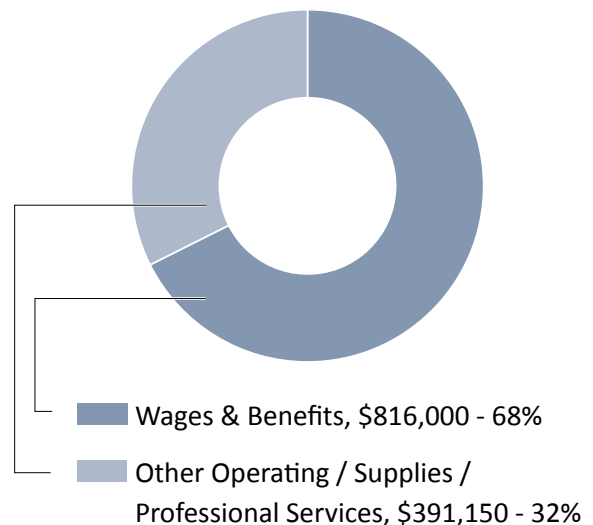
Mandatory Services are in bold



MANDATORY Corporate Services Revenues



MANDATORY Corporate & Shared Services - Expenses by Classification



ADMINISTRATION / GOVERNANCE

2022 Program Highlights

- Continue to deliver and report on requirements outlined in the Transition Plan as required under O.Reg. 687/21.
- Review and update Administrative Bylaws and Terms of Reference, where required.
- Explore potential transfer of ownership of Holiday Beach with Infrastructure Ontario.
- Engage municipal partners in consultations regarding suite of Non-Mandatory services and develop agreements for municipal funding, where required.
- Initiate corporate Risk Management Program.
- Complete performance reviews, skills gap assessments and professional development opportunities (Management).

FINANCE

2022 Program Highlights

- Implement updates to the Purchasing Policy to reflect approval channels and authorization limits as configured in the cloud-based system.
- Enhance and expand functionality of cloud-based automated accounts payable system, with a functioning purchase order module. The system is functioning well for approvals of invoices and integration with cloud-based accounting software but more efficiencies can be gained with implementation of additional modules (at no additional monthly cost).
- Prepare financial information and analysis for discussions and negotiations related to municipal funding agreements for non-mandatory levy-supported services.
- Continue with refining financial and accountability reports to support transparency of operations including use of levy funding and funding provided through municipal agreements.
- Initiate updates to the asset management plan, as condition reports will be undertaken for historic assets, including segregation of non-mandatory assets.
- Assist with exploring and evaluating revenue-generating proposals and concepts to reduce dependency on non-mandatory levies.

HUMAN RESOURCES

2022 Program Highlights

- Continue to review and update policy, procedures and guidelines for Covid-19.
- On-board new hires remotely, in line with all safety protocols.
- Implement at new Terms of Reference for the Joint Job Evaluation Committee and modernize ERCA's Pay Equity program.
- Identify and create corporate policy initiatives to support the Authority.

INFORMATION MANAGEMENT / RECORDS / SYSTEMS / NETWORK

2022 Program Highlights

- In response to recommendations from the 2020 consultant's report on the status and readiness of Information Technology at ERCA, a focus on IT modernization, sustainability, and security has been adopted to address various technology deficits and security needs. Included in this program are a portfolio of foundational undertakings that will put ERCA on firm footing and provide the security and platforms needed to meet our mandated services.
- The foundational portfolio is broken down into several key areas of investment and practice, each representing a component of the Board approved plan. These include:
 - **WMS Permits database:** A complete rebuild and modernized system based on a current internet facing technologies, professional database, and modular, transaction focused architecture.
 - **Corporate records management:** The adoption of approved taxonomy/classification for our information assets applied to both digital and (future state / to be digitized) physical records all contained in a managed document system with applied e-discovery tools and searchability.
 - **Infrastructure as a Service Migration:** The migration of our legacy, unsupported infrastructure (servers, storage, backup) to a cloud hosted solution provided by Microsoft which includes necessary upgrades to the unsupported, unpatched, vulnerable servers as well as providing client-side upgrades to email and MS Office. This implementation includes enhanced security, threat reduction, increased manageability, and redundancy.
 - **Legacy client PC refresh:** With adoption of the Province of Ontario's Desktop Managed Service Provider Vendor of Record, we are now ready to begin replacing equipment in a controlled, standardized manner which will include the deployment industry leading equipment backed by advanced support in field. This refresh will be the first in what is to become our new lifecycle which includes everything from deployment to evergreening.
 - **Information as a Service:** ERCA ITS will begin to build and integrate new systems to replace legacy offerings. In doing so, IT will begin to provide data integration, advanced reporting, business intelligence & decision support services to better support the decision-making challenges in faced by ERCA as well provide potential revenue streams via the creation of advanced, value-added service offerings. Other aspects to be addressed in these initiatives is to streamline and facilitate a new web presence, online identity, and the addition of new transactional services to ERCA's online portfolio.

Summary

This 2022 Draft Budget including appendices, once approved by the Essex Region Conservation Authority Board of Directors, will be posted publicly on the Authority's website at www.essexregionconservation.ca and circulated to Municipalities to provide notice under the Conservation Authorities Act of a weighted vote, in accordance with Ontario Regulation 139/96, regarding the 2022 Draft Budget at the Board of Directors Meeting on April 14, 2022.

Appendix A: 2022 Draft Detailed Budget - Financial Activities



2022 DRAFT BUDGET - FINANCIAL ACTIVITIES

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
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WATERSHED MANAGEMENT SERVICES

CATEGORY 1 MANDATORY SERVICES - RISKS OF NATURAL HAZARDS

DEVELOPMENT SERVICES

GENERAL LEVY	246,050	234,650	185,800	243,333
OTHER GRANTS/USER FEES/RECOVERIES	715,000	620,000	752,995	630,128
	961,050	854,650	938,795	873,461

WAGES	736,000	661,000	674,228	629,259
CONSULTING	12,000	1,000	-	3,358
SUPPLIES/OFFICE/JANITORIAL	25,000	17,000	27,320	18,375
VEHICLE/TRAVEL/EQUIP'T USAGE	20,500	20,500	14,343	14,280
CORP SUPPORT/SHARED SVCS	127,000	119,000	111,388	99,500
RENT/INS/TAXES/UTILITIES	27,400	23,000	27,325	20,550
DUES/MEMBERSHIPS	650	650	251	922
AUDIT AND LEGAL	10,000	10,000	-	18,466
CAP MAINT/LOW VALUE ASSETS	2,500	2,500	1,364	-
	961,050	854,650	856,218	804,711

PLANNING RELATED TO HAZARDS

GENERAL LEVY	107,150	89,550	98,550	207,580
OTHER GRANTS/USER FEES/RECOVERIES	108,500	10,000	114,215	78,230
	215,650	99,550	212,765	285,810

WAGES	182,000	84,500	162,194	219,749
SUPPLIES/OFFICE/JANITORIAL	1,550	1,550	2,387	2,187
VEHICLE/TRAVEL/EQUIP'T USAGE	500	500	-	-
CORP SUPPORT/SHARED SVCS	26,600	12,000	25,382	33,500
RENT/INS/TAXES/UTILITIES	5,000	1,000	5,000	4,000
	215,650	99,550	194,963	259,436

FLOOD /EROSION PROGRAM (S.39 PROV \$)

GENERAL LEVY	137,863	144,263	136,013	135,282
PROVINCIAL GRANTS	104,417	104,417	104,417	104,417
	242,280	248,680	240,430	239,699

WAGES	156,000	156,500	153,031	159,209
CONSULTING/INFO'N/DATA SVCS	35,500	35,500	39,731	34,222
SUPPLIES/OFFICE/JANITORIAL	5,180	8,680	4,295	5,324
VEHICLE/TRAVEL/EQUIP'T USAGE	6,000	6,000	3,982	4,600
CORP SUPPORT/SHARED SVCS	31,600	32,000	31,336	30,280
RENT/INS/TAXES/UTILITIES	8,000	10,000	8,000	6,000
	242,280	248,680	240,375	239,635

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
WATERSHED ENGINEERING/TECHNICAL STUDIES SUPPORTS				
GENERAL LEVY	76,150	94,150	70,750	108,300
	76,150	94,150	70,750	108,300
WAGES	60,000	75,000	58,454	90,776
SUPPLIES/OFFICE/JANITORIAL	1,550	1,550	901	490
VEHICLE/TRAVEL/EQUIPT USAGE	1,100	1,100	-	547
CORP SUPPORT/SHARED SVCS	11,000	15,000	9,222	13,700
RENT/INS/TAXES/UTILITIES	2,000	1,000	2,000	1,500
DUES/MEMBERSHIPS	500	500	270	270
	76,150	94,150	70,846	107,282

CLIMATE CHANGE - HAZARDS				
GENERAL LEVY	25,000	25,000	-	-
	25,000	25,000	-	-
WAGES	-	21,500	-	-
CONSULTING	25,000	-	-	-
CORP SUPPORT/SHARED SVCS	-	3,500	-	-
	25,000	25,000	-	-

SUMMARY - CATEGORY 1 WMS MANDATORY SERVICES, RISKS OF NATURAL HAZARDS				
GENERAL LEVY	592,213	587,613	491,113	694,495
PROVINCIAL GRANTS	104,417	104,417	104,417	104,417
OTHER GRANTS/USER FEES	823,500	630,000	884,710	708,358
TRANSFER TO/FROM DEF REVENUES	-	-	(17,500)	-
	1,520,130	1,322,030	1,462,740	1,507,270
WAGES & BENEFITS	1,134,000	998,500	1,047,907	1,098,994
SUPPLIES/SERVICES/OTHER	162,830	114,930	119,228	115,890
INTERNAL RECOVERIES FOR SHARED SVCS/FLEET	223,300	208,600	195,268	196,180
	1,520,130	1,322,030	1,362,403	1,411,064
SURPLUS/(DEFICIT)	-	-	100,338	96,206

CATEGORY 3 NON MANDATORY SERVICES -ONGOING CORE ERCA WMS PROGRAMS				
PLANNING RELATED TO NATURAL HERITAGE				
GENERAL LEVY	-	-	65,500	-
CW~GS LEVY	59,500	-	-	-
OTHER GRANTS/USER FEES/RECOVERIES	-	91,000	-	-
	59,500	91,000	65,500	-
WAGES	52,000	76,000	56,930	-
VEHICLE/TRAVEL/EQUIPT USAGE	-	-	20	-
CORP SUPPORT/SHARED SVCS	7,500	13,000	8,542	-
RENT/INS/TAXES/UTILITIES	-	2,000	-	-
	59,500	91,000	65,492	-

SUMMARY CATEGORY 3 NON MANDATORY SERVICES -				
ONGOING CORE ERCA WMS PROGRAMS				
GENERAL LEVY	-	-	65,500	-
CW~GS LEVY	59,500	-	-	-
OTHER GRANTS/USER FEES	-	91,000	-	-
	59,500	91,000	65,500	-

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
WAGES & BENEFITS	52,000	76,000	56,930	-
SUPPLIES/SERVICES/OTHER	-	2,000	20	-
INTERNAL RECOVERIES FOR SHARED SVCS/FLEET	7,500	13,000	8,542	-
	59,500	91,000	65,492	-
SURPLUS/(DEFICIT)	-	-	8	-

CATEGORY 3 NON MANDATORY SERVICES - TERM LIMITED MUNICIPAL PROJECTS/STUDIES

MUNICIPAL WATER & EROSION CONTROL PROJECTS (50% PROV \$)

MUNICIPAL	-	70,500	64,063	1,176
PROVINCIAL GRANTS	-	17,625	(26,652)	52,875
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	52,875	34,298	(34,298)
	-	141,000	71,709	19,753
DIRECT WAGES	-	750	9,550	75
CONSULTING/OUTSIDE ENGINEERING	-	44,250	23,659	19,088
CONSTRUCTION	-	96,000	37,500	-
TRAVEL/VEHICLE/ADMINISTRATION/OVERHEAD	-	-	999	590
	-	141,000	71,708	19,753

SPECIAL MUNICIPAL STUDIES/PROJECTS

MUNICIPAL	97,000	355,000	122,380	50,321
PROVINCIAL GRANTS	182,000	-	-	-
FEDERAL GRANTS	-	-	-	-
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	14,700	(15,279)	(7,200)
	279,000	369,700	107,101	43,121
DIRECT WAGES	26,500	20,000	10,454	3,071
CONSULTING/OUTSIDE ENGINEERING	246,500	340,500	93,860	38,938
TRAVEL/VEHICLE/ADMINISTRATION/OVERHEAD	6,000	9,200	2,788	1,112
	279,000	369,700	107,101	43,121

SUMMARY CATEGORY 3 NON MANDATORY SERVICES - TERM LIMITED PROJECTS/STUDIES

MUNICIPAL	97,000	425,500	186,443	51,497
PROVINCIAL GRANTS	182,000	17,625	(26,652)	52,875
FEDERAL GRANTS	-	-	-	-
TRANSFER TO/FROM DEF REVENUES	-	67,575	19,019	(41,498)
	279,000	510,700	178,810	62,874
WAGES & BENEFITS	26,500	20,750	20,004	3,146
CONSTRUCTION/ENGINEERING/SUPPLIES	246,500	480,750	155,019	58,027
INTERNAL RECOVERIES FOR SHARED SVCS/FLEET	6,000	9,200	3,787	1,702
	279,000	510,700	178,809	62,875
SURPLUS/(DEFICIT)	-	-	-	-

CONSERVATION SERVICES

CATEGORY 1 MANDATORY SERVICES - CONSERVATION LANDS MANAGEMENT

GENERAL PROGRAM OPERATIONS, MANAGEMENT PLANS & LAND STRATEGIES

GENERAL LEVY	158,515	179,215	179,215	89,255
CW~GS LEVY	-	-	-	3,500
FEDERAL GRANTS	-	25,000	-	-
	158,515	204,215	179,215	92,755
WAGES	131,000	175,000	124,238	80,300
ENGINEERING/CONSULTING	-	-	-	142
SUPPLIES/OFFICE/JANITORIAL	4,215	4,215	4,063	2,436
VEHICLE/TRAVEL/EQUIP'T USAGE	2,000	500	-	-
CORP SUPPORT/SHARED SVCS	21,300	23,000	20,421	11,450
RENT/INS/TAXES/UTILITIES	-	-	-	250
	158,515	202,715	148,722	94,578

CONSERVATION AREAS/GREEWAYS/OWNED PROPERTIES MAINTENANCE

GENERAL LEVY	704,360	620,226	570,226	551,512
FEDERAL GRANTS	-	-	22,153	31,304
OTHER GRANTS/USER FEES	111,650	90,750	103,058	104,367
TRANSFERS (TO)/FROM DEFERRED REVENUES	4,000	5,800	9,400	(8,200)
TRANSFERS TO/FROM RESERVES	20,000	(7,000)	(22,000)	(5,000)
	840,010	709,776	682,837	673,983
WAGES	397,200	317,500	261,847	268,457
CONSTRUCTION	-	-	9,580	3,562
ENGINEERING/CONSULTING	-	12,000	8,802	6,735
SUPPLIES/OFFICE/JANITORIAL	47,410	45,910	44,863	41,037
VEHICLE/TRAVEL/EQUIP'T USAGE	48,900	75,500	58,166	91,365
PLANT MAT/LANDOWNER GRANTS	24,000	16,300	1,909	4,330
CORP SUPPORT/SHARED SVCS	103,950	90,640	76,734	71,185
RENT/INS/TAXES/UTILITIES	125,700	118,200	120,196	118,999
AUDIT AND LEGAL	-	-	1,120	-
CAP MAINT/LOW VALUE ASSETS	89,600	32,976	69,583	17,638
	840,010	709,776	655,381	624,160

CAPITAL OR MAJOR MAINTENANCE/IMPROVEMENT PROJECTS

GENERAL LEVY	23,500	15,000	15,000	-
MUNICIPAL	-	-	100,000	-
PROVINCIAL GRANTS	161,000	-	6,249	-
FEDERAL GRANTS	180,000	60,000	160,000	551,500
OTHER GRANTS/USER FEES	501,000	200,000	197,154	335,295
TRANSFERS TO/FROM RESERVES	27,000	425,000	366,500	569,193
	892,500	700,000	844,903	1,455,988
WAGES	14,000	15,000	43,106	13,986
CONSTRUCTION	688,500	648,500	752,042	124,379
ENGINEERING/CONSULTING/SUB CONTRACTING	133,000	15,000	16,298	23,855
CONSTRUCTION SUPPLIES	7,000	12,000	14,960	8,648
VEHICLE/TRAVEL/EQUIP'T USAGE	-	-	5,673	982
PLANT MAT/LANDOWNER GRANTS	-	-	-	4,980
CORP SUPPORT/SHARED SVCS	30,500	9,500	13,831	27,741
CAP MAINT/LOW VALUE ASSETS	19,500	-	49,714	5,696
	892,500	700,000	899,653	210,267

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
JOHN R PARK HOMESTEAD				
GENERAL LEVY	189,565	90,000	90,000	55,452
CW~GS LEVY	-	97,065	97,065	61,470
PROVINCIAL GRANTS	23,688	23,688	23,688	23,688
FEDERAL GRANTS	6,000	-	5,340	30,621
OTHER GRANTS/USER FEES	68,750	69,550	27,378	36,020
TRANSFERS (TO)/FROM RESERVES	(15,000)	-	(10,000)	(12,000)
	273,003	280,303	233,471	195,251
WAGES	182,000	173,000	168,331	135,415
CONSTRUCTION	-	10,000	-	1,600
CONSULTING/SUB K	3,500	1,500	-	-
SUPPLIES/OFFICE/JANITORIAL	21,303	32,503	17,654	19,549
VEHICLE/TRAVEL/EQUIP'T USAGE	300	300	1,583	608
CORP SUPPORT/SHARED SVCS	25,000	25,000	25,144	14,000
RENT/INS/TAXES/UTILITIES	36,900	30,000	22,728	15,831
CAP MAINT/LOW VALUE ASSETS	3,000	7,000	6,978	7,291
	273,003	280,303	246,187	194,655
TREE PLANTING AND RESTORATION -ERCA LANDS				
GENERAL LEVY	124,300	58,700	58,700	-
PROVINCIAL GRANTS	10,000	10,000	13,654	-
OTHER GRANTS/USER FEES	35,000	51,000	29,285	-
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	17,435	-
	169,300	119,700	119,074	-
WAGES	101,000	64,000	61,072	-
SUPPLIES/OFFICE/JANITORIAL	10,579	9,079	2,779	-
VEHICLE/TRAVEL/EQUIP'T USAGE	9,550	13,550	19,702	-
PLANT MAT/LANDOWNER GRANTS	24,071	14,071	24,495	-
CORP SUPPORT/SHARED SVCS	20,600	17,000	12,204	-
RENT/INS/TAXES/UTILITIES	-	2,000	-	-
	169,300	119,700	120,252	-
FLEET & FIELD EQUIPMENT				
GENERAL LEVY	27,750	-	50,000	25,000
OTHER GRANTS/USER FEES/RECOVERIES	126,600	173,000	165,732	144,851
TRANSFERS TO/FROM RESERVES	43,000	25,000	-	-
	197,350	198,000	215,732	169,851
MAINTENANCE/REPAIRS	61,900	60,000	72,928	69,431
FUEL	31,000	33,400	36,707	28,169
LICENCES/MISC/SMALL TOOLS	19,450	16,600	18,602	13,959
AMORTIZATION	90,000	88,000	85,000	77,767
	202,350	198,000	213,237	189,327
SUMMARY CATEGORY 1 MANDATORY SERVICES - LAND MGMT, (OWNED) CONSERVATION AREAS OPERATIONS, MAINTENANCE & CAPITAL				
GENERAL LEVY	1,227,990	963,141	963,141	721,219
CW~GS LEVY	-	97,065	97,065	64,970
MUNICIPAL	-	-	100,000	-
PROVINCIAL GRANTS	200,688	40,688	50,486	31,020
FEDERAL GRANTS	186,000	85,000	187,493	582,121
OTHER GRANTS/USER FEES	650,750	571,550	637,291	695,639
IN-KIND	-	-	5,000	-
TRANSFER TO/FROM DEF REVENUES	178,000	5,800	(111,041)	(103,865)
TRANSFER TO/FROM RESERVES	75,000	443,000	334,500	552,193
	2,518,428	2,206,244	2,263,935	2,543,297

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
WAGES & BENEFITS	824,800	740,500	660,164	477,165
CONSTRUCTION/ENGINEERING/SUPPLIES	1,454,428	1,224,854	1,386,950	599,750
RECOVERIES FOR SHARED SVCS/FLEET	244,200	240,890	224,142	192,541
	2,523,428	2,206,244	2,271,256	1,269,456
SURPLUS/(DEFICIT)	(5,000)	-	(7,321)	1,273,841

CATEGORY 3 NON MANDATORY SERVICES - ONGOING ERCA CORE CONSERVATION-RELATED PROGRAMS

LAND SECUREMENT

CW~GS LEVY	500,000	500,000	500,000	510,095
TRANSFERS (TO)/FROM LAND ACQ FUND	(453,000)	(453,000)	(462,695)	(343,246)
	47,000	47,000	37,305	166,849
WAGES	18,300	17,000	14,686	18,870
LEGAL, SURVEYING,CONSULTNG	22,700	25,000	20,002	27,373
CORP SUPPORT/SHARED SVCS	6,000	5,000	2,914	6,908
	47,000	47,000	37,601	53,171

RESTORATION/TREE PLANTING PROGRAM - NON ERCA PROPERTIES

CW~GS LEVY	75,000	60,000	60,000	160,000
PROVINCIAL GRANTS	70,000	62,500	31,782	69,182
FEDERAL GRANTS	40,000	28,000	28,499	-
OTHER GRANTS/USER FEES	315,000	297,300	451,519	232,837
IN-KIND	-	-	14,478	5,033
TRANSFERS (TO)/FROM DEFERRED REVENUES	25,600	4,400	51,748	(52,682)
	525,600	452,200	638,024	414,369
WAGES	187,800	150,500	197,777	207,321
ENGINEERING/CONSULTING/SUB-CONTRACTING	-	-	21,734	407
SUPPLIES/OFFICE/JANITORIAL	10,700	10,700	17,512	9,446
VEHICLE/TRAVEL/EQUIP'T USAGE	32,600	30,100	25,169	17,540
PLANT MAT/LANDOWNER GRANTS	216,500	205,500	276,469	121,226
CORP SUPPORT/SHARED SVCS	68,500	48,900	73,625	45,000
RENT/INS/TAXES/UTILITIES	8,000	5,000	8,857	6,400
IN KIND SVCS SUPPLIES	-	-	14,478	5,033
CAP MAINT/LOW VALUE ASSETS	1,000	1,000	2,300	-
SMALL MISC	500	500	-	3,192
	525,600	452,200	637,919	415,565

HOLIDAY BEACH (OPERATED UNDER MGMT AGREEMENT)

GENERAL LEVY	-	-	-	50,602
CW~GS LEVY	6,000	27,000	-	-
SELF GENERATED	315,600	251,800	324,876	203,701
	321,600	278,800	324,876	254,303
WAGES	166,800	133,250	162,625	127,721
ENGINEERING/CONSULTING/SUB CONTRACTING	1,000	2,500	999	1,151
SUPPLIES/OFFICE/JANITORIAL	44,664	39,778	55,625	31,087
VEHICLE/TRAVEL/EQUIP'T USAGE	17,036	16,322	23,535	13,791
CORP SUPPORT/SHARED SVCS	34,600	31,600	32,180	22,575
RENT/INS/TAXES/UTILITIES	40,500	32,600	39,350	31,092
AUDIT AND LEGAL	-	-	500	-
MAJOR MAINT/ROADS/VEGETATION	16,500	22,250	8,104	23,067
SMALL MISC	500	500	-	-
	321,600	278,800	322,918	250,485

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
SUMMARY CATEGORY 3 NON MANDATORY SERVICES - ERCA ONGOING CORE CONSERVATION PROGRAMS				
GENERAL LEVY	-	-	-	50,602
CW~GS LEVY	581,000	587,000	587,000	670,095
PROVINCIAL GRANTS	70,000	62,500	31,782	69,182
FEDERAL GRANTS	40,000	28,000	28,499	-
OTHER GRANTS/USER FEES	630,600	549,100	776,394	436,538
IN-KIND	-	-	14,478	5,033
TRANSFER TO/FROM DEF REVENUES	(427,400)	(448,600)	(437,947)	(393,228)
	894,200	778,000	1,000,205	838,221
WAGES & BENEFITS	372,900	300,750	375,088	356,287
OTHER OPERATING/SITE SUPPLIES/PROF SERVICES	373,200	353,714	471,069	262,620
RECOVERIES FOR SHARED SVCS/FLEET	148,100	123,536	152,281	103,013
	894,200	778,000	998,438	721,920
SURPLUS/(DEFICIT)	-	-	1,767	116,301

CATEGORY 3 NON MANDATORY SERVICES - FEE FOR SERVICE TERM-LIMITED PROJECTS/CONTRACTS				
FEE FOR SERVICE RESTORATION PROJECTS & HABITAT STUDIES				
MUNICIPAL	1,000,000	1,507,000	118,326	756,114
PROVINCIAL GRANTS	-	75,000	15,000	60,000
FEDERAL GRANTS	-	280,000	303,151	89,102
OTHER GRANTS/USER FEES	-	50,000	67,748	7,910
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	78,575	(26,870)	107,923
	1,000,000	1,990,575	477,355	1,021,049
WAGES	-	67,000	79,125	21,137
CONSTRUCTION	1,000,000	1,765,000	262,185	916,377
ENGINEERING/CONSULTING/SUB-CONTRACTING	-	125,000	105,614	70,325
SUPPLIES/OFFICE/JANITORIAL	-	5,000	3,602	2,686
VEHICLE/TRAVEL/EQUIP'T USAGE	-	7,000	8,938	40
CORP SUPPORT/SHARED SVCS	-	20,575	14,295	9,985
RENT/INS/TAXES/UTILITIES	-	1,000	590	500
SMALL MISC	-	-	4,230	-
	1,000,000	1,990,575	478,578	1,021,050

FEE FOR SERVICE PROPERTY MAINTENANCE/MANAGEMENT				
FEDERAL GRANTS	-	-	-	31,304
OTHER GRANTS/USER FEES	12,250	5,750	9,897	13,427
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	1,400	(200)
	12,250	5,750	11,297	44,531
WAGES	7,300	4,000	9,787	25,675
SUPPLIES/OFFICE/JANITORIAL	-	-	-	3,851
VEHICLE/TRAVEL/EQUIP'T USAGE	2,800	1,000	1,245	7,197
PLANT MAT/LANDOWNER GRANTS	-	-	-	641
CORP SUPPORT/SHARED SVCS	1,750	750	1,150	5,535
RENT/INS/TAXES/UTILITIES	400	-	95	1,632
SMALL MISC	-	-	-	-
	12,250	5,750	12,277	44,531

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
SUMMARY CATEGORY 3 NON MANDATORY SERVICES -				
FEE FOR SERVICE CONTRACTS/TERM LIMITED				
PROJECTS				
MUNICIPAL	1,000,000	1,507,000	118,326	756,114
PROVINCIAL GRANTS	-	75,000	15,000	60,000
FEDERAL GRANTS	-	280,000	303,151	120,406
OTHER GRANTS/USER FEES	12,250	55,750	77,645	21,337
TRANSFER TO/FROM DEF REVENUES	-	78,575	(25,470)	107,723
	1,012,250	1,996,325	488,652	1,065,580
WAGES & BENEFITS	7,300	71,000	88,912	46,812
CONSTRUCTION/SUPPLIES/OTHER	1,000,400	1,896,000	376,339	999,788
RECOVERIES FOR SHARED SVCS/FLEET	4,550	29,325	25,604	18,980
	1,012,250	1,996,325	490,855	1,065,580
SURPLUS/(DEFICIT)	-	-	(2,203)	-

WATERSHED RESEARCH

CATEGORY 1 MANDATORY SERVICE - ESSEX REGION SOURCE PROTECTION AUTHORITY (Under Clean Water Act, 2006)

PROVINCIAL GRANTS	95,500	95,000	92,500	52,734
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	-	30,763
	95,500	95,000	92,500	83,497
WAGES	79,000	80,000	80,500	68,824
SUPPLIES/OFFICE/JANITORIAL	-	-	-	879
VEHICLE/TRAVEL/EQUIPT USAGE	-	-	-	302
CORP SUPPORT/SHARED SVCS	12,000	12,000	12,000	9,083
RENT/INS/TAXES/UTILITIES	1,500	-	-	1,100
PER DIEMS/MISC	3,000	3,000	-	3,310
	95,500	95,000	92,500	83,497

CATEGORY 2 MUNICIPAL SERVICES - RISK MANAGEMENT SERVICES (PART IV CWA, 2006)

MUNICIPAL	15,500	12,000	28,000	60,058
	15,500	12,000	28,000	60,058
WAGES	12,000	10,000	24,520	47,803
SUPPLIES/OFFICE/JANITORIAL	500	500	-	857
VEHICLE/TRAVEL/EQUIPT USAGE	-	-	-	2,450
CORP SUPPORT/SHARED SVCS	1,500	1,500	3,500	7,582
RENT/INS/TAXES/UTILITIES	1,500	-	2,000	1,366
MISC SUPPLIES	-	-	-	-
	15,500	12,000	30,020	60,058

CATEGORY 3 NON MANDATORY SERVICE - ONGOING ERCA CORE WATER QUALITY/RESEARCH PROGRAM

WATERSHED WATER QUALITY PROGRAM

CW~GS LEVY	54,000	72,750	72,750	40,300
FEDERAL GRANTS	-	-	5,000	-
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	(39,500)	-
	54,000	72,750	38,250	40,300
WAGES	28,000	44,500	12,568	18,343
CONSULTING/SUB CONTRACTING	9,750	10,000	13,556	7,725
SUPPLIES/OFFICE/JANITORIAL	2,400	2,400	1,548	2,381
VEHICLE/TRAVEL/EQUIPT USAGE	4,500	4,500	6,608	4,725
CORP SUPPORT/SHARED SVCS	8,000	11,000	4,256	3,450
RENT/INS/TAXES/UTILITIES	1,350	350	1,235	4,500
SMALL MISC	-	-	-	-
	54,000	72,750	39,771	41,123

DEMONSTRATION/CROP RESEARCH FARM

CW~GS LEVY	36,750	35,000	35,000	44,580
OTHER	17,600	16,600	18,814	18,121
	54,350	51,600	53,814	62,701
WAGES	35,500	35,000	38,768	42,572
SUPPLIES/OFFICE/JANITORIAL	1,500	6,000	1,260	3,421
VEHICLE/TRAVEL/EQUIPT USAGE	3,000	1,500	2,550	1,595
PLANT MAT/LANDOWNER GRANTS	1,000	-	852	-
CORP SUPPORT/SHARED SVCS	7,500	6,000	6,123	7,500
RENT/INS/TAXES/UTILITIES	350	-	350	250
DUES/MEMBERSHIPS	500	300	259	488

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
SUB CONTRACTED SERVICES	5,000	2,000	2,611	5,342
	54,350	51,600	53,543	62,703

LANDOWNER STEWARDSHIP PROGRAM				
CW~GS LEVY	35,000	35,000	35,000	26,250
IN-KIND	20,000	20,000	4,722	21,847
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	3,000	(22,300)	-
	55,000	58,000	17,422	48,097
VEHICLE/TRAVEL/EQUIP'T USAGE	2,000	2,000	215	-
PLANT MAT/LANDOWNER GRANTS	22,000	25,000	8,669	19,862
CORP SUPPORT/SHARED SVCS	4,000	5,000	2,279	1,769
RENT/INS/TAXES/UTILITIES	-	-	128	250
IN KIND SVCS SUPPLIES	20,000	20,000	4,722	21,847
SMALL MISC	7,000	6,000	1,460	4,370
	55,000	58,000	17,473	48,097

SUMMARY CATEGORY 3 NON MANDATORY SERVICES - ERCA ONGOING WATER QUALITY/ RESEARCH PROGRAMS				
CW~GS LEVY	125,750	142,750	142,750	111,130
FEDERAL GRANTS	-	-	5,000	-
OTHER GRANTS/USER FEES	17,600	16,600	18,814	18,121
IN-KIND	20,000	20,000	4,722	21,847
TRANSFER TO/FROM DEF REVENUES	-	3,000	(61,800)	-
	163,350	182,350	109,486	151,098
WAGES & BENEFITS	70,500	85,500	52,796	65,285
SUPPLIES/TECH SERVICES/EQUIP'T	65,850	67,350	37,463	67,819
RECOVERIES FOR SHARED SVCS/FLEET	27,000	29,500	20,528	18,819
	163,350	182,350	110,787	151,923
SURPLUS/(DEFICIT)	-	-	(1,301)	(825)

CATEGORY 3 NON MANDATORY SERVICES - TERM LIMITED GRANT-FUNDED/FEE-FOR-SERVICE PROJECTS/STUDIES DETROIT RIVER CLEANUP COALITION				
PROVINCIAL GRANTS	73,500	-	85,000	155,018
FEDERAL GRANTS	73,500	73,500	99,833	78,917
OTHER GRANTS/USER FEES	-	-	-	4,085
TRANSFERS (TO)/FROM DEFERRED REVENUES	12,000	73,500	(25,000)	(92,000)
	159,000	147,000	159,833	146,020
WAGES	121,000	110,000	129,200	102,695
SUPPLIES/OFFICE/JANITORIAL	6,150	7,500	5,500	17,299
VEHICLE/TRAVEL/EQUIP'T USAGE	250	250	4,637	6,754
PLANT MAT/LANDOWNER GRANTS	10,000	10,000	-	2,313
CORP SUPPORT/SHARED SVCS	20,000	19,000	18,000	16,293
RENT/INS/TAXES/UTILITIES	1,600	250	-	500
CAP MAINT/LOW VALUE ASSETS	-	-	-	166
	159,000	147,000	157,337	146,020

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
REGIONAL ENERGY PLAN & CLIMATE CHANGE STUDIES				
CW~GS LEVY	-	-	-	50,000
MUNICIPAL	-	79,100	50,675	221,177
FEDERAL GRANTS	5,000	23,000	29,500	975
OTHER GRANTS/USER FEES	-	10,000	-	70,000
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	51,000	39,240	(16,359)
	5,000	163,100	119,415	325,793
WAGES	5,000	65,000	87,400	109,206
ENGINEERING/CONSULTING	-	87,000	19,000	194,401
SUPPLIES/OFFICE/JANITORIAL	-	-	1,000	3,536
VEHICLE/TRAVEL/EQUIPT USAGE	-	-	-	2,400
CORP SUPPORT/SHARED SVCS	-	11,100	12,015	17,338
RENT/INS/TAXES/UTILITIES	-	-	-	750
	5,000	163,100	119,415	327,630
OTHER WATER QUALITY STUDIES (FED\$ & PROV\$)				
PROVINCIAL GRANTS	280,000	296,000	539,790	204,706
FEDERAL GRANTS	-	240,000	162,806	208,995
IN-KIND	70,000	-	6,413	12,342
TRANSFERS (TO)/FROM DEFERRED REVENUES	161,900	-	(161,000)	19,077
	511,900	536,000	548,009	445,120
WAGES	241,000	247,295	269,790	225,879
CONSTRUCTION	-	30,000	-	-
CONSULTING/SUB CONTRACTING	52,000	71,705	30,778	30,512
SUPPLIES/OFFICE/JANITORIAL	6,000	2,000	11,692	38,261
VEHICLE/TRAVEL/EQUIPT USAGE	3,000	8,000	5,950	3,186
PLANT MAT/LANDOWNER GRANTS	70,000	114,000	161,261	85,963
CORP SUPPORT/SHARED SVCS	50,900	58,000	52,319	41,003
RENT/INS/TAXES/UTILITIES	-	-	3,169	-
IN KIND SVCS SUPPLIES	70,000	-	6,413	12,342
TECHNICAL EQUIPMENT	19,000	5,000	7,463	7,976
	511,900	536,000	548,835	445,122
OTHER WATER QUALITY FEE FOR SERVICE (SAMPLING/DATA/ANALYSIS)				
FEDERAL GRANTS	37,000	-	16,020	5,000
OTHER	-	21,985	23,000	21,840
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	-	(5,000)
	37,000	21,985	39,020	21,840
WAGES	31,000	16,500	34,122	17,670
CONSULTING/SUB CONTRACTING	-	600	568	631
SUPPLIES/OFFICE/JANITORIAL	500	185	485	123
VEHICLE/TRAVEL/EQUIPT USAGE	-	1,900	1,906	654
CORP SUPPORT/SHARED SVCS	5,500	2,800	5,505	2,762
RENT/INS/TAXES/UTILITIES	-	-	236	-
	37,000	21,985	42,822	21,840

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
SUMMARY CATEGORY 3 NON MANDATORY SERVICES - TERM LIMITED GRANT-FUNDED/FEE-FOR-SERVICE PROJECTS/STUDIES				
CW~GS LEVY	-	-	-	50,000
MUNICIPAL	-	79,100	50,675	221,177
PROVINCIAL GRANTS	353,500	296,000	624,790	359,724
FEDERAL GRANTS	115,500	336,500	308,159	293,887
OTHER GRANTS/USER FEES	-	31,985	23,000	95,925
IN-KIND	70,000	-	6,413	12,342
TRANSFER TO/FROM DEF REVENUES	173,900	124,500	(146,760)	(94,282)
	712,900	868,085	866,277	938,774
WAGES & BENEFITS	398,000	438,795	520,512	455,450
SUBSIDIES/MATERIALS/TECH SVCS/EQUIP'T	235,250	328,240	251,950	398,927
INTERNAL RECOVERIES FOR SHARED SVCS/FLEET	79,650	101,050	95,948	86,235
	712,900	868,085	868,409	940,612
SURPLUS/(DEFICIT)	-	-	(2,132)	(1,838)



COMMUNITY SERVICES

CATEGORY 1 MANDATORY SERVICES- SUPPORTS ALL MANDATORY SERVICES

CORPORATE COMMUNICATIONS

GENERAL LEVY	189,700	177,700	177,700	125,650
CW~GS LEVY	-	-	-	26,000
ERCF/OTHER GRANTS	5,000	20,000	21,667	-
	194,700	197,700	199,367	151,650

WAGES	174,000	192,000	173,827	148,759
CONSULTING	15,000	-	-	-
SUPPLIES/OFFICE/JANITORIAL	4,800	4,800	13,676	3,895
VEHICLE/TRAVEL/EQUIP'T USAGE	450	450	-	38
CAP MAINT/LOW VALUE ASSETS	450	450	-	-
SMALL MISC	-	-	-	-
	194,700	197,700	187,503	152,693

CATEGORY 3 NON MANDATORY SERVICES - ONGOING ERCA STAKEHOLDER ENGAGEMENT, OUTREACH & EDUCATION

OUTDOOR & CONSERVATION EDUCATION

GENERAL LEVY	-	-	-	-
CW~GS LEVY	-	16,000	31,000	32,000
OTHER GRANTS/USER FEES	73,000	50,000	54,460	12,787
TRANSFERS (TO)/FROM DEFERRED REVENUES	(20,000)	3,000	(24,300)	(4,500)
	53,000	69,000	61,160	40,287

WAGES	36,100	55,000	59,863	36,775
SUPPLIES/OFFICE/JANITORIAL	2,320	2,670	505	409
VEHICLE/TRAVEL/EQUIP'T USAGE	1,080	830	252	124
CORP SUPPORT/SHARED SVCS	11,900	10,000	9,328	4,500
RENT/INS/TAXES/UTILITIES	1,600	500	1,565	500
SMALL MISC	-	-	-	-
	53,000	69,000	71,513	42,308

OUTREACH & ENGAGEMENT

CW~GS LEVY	61,600	62,600	47,600	95,805
OTHER GRANTS/USER FEES	10,000	30,000	6,835	9,313
	71,600	92,600	54,435	105,118

WAGES	45,000	42,000	42,433	80,527
SUPPLIES/OFFICE/JANITORIAL	3,850	6,150	2,548	5,338
VEHICLE/TRAVEL/EQUIP'T USAGE	1,950	3,200	1,024	2,505
PARTNER GRANTS/PLANT MATERIAL	9,000	19,000	-	2,794
CORP SUPPORT/SHARED SVCS	10,000	21,000	7,067	12,000
RENT/INS/TAXES/UTILITIES	1,300	750	1,221	950
CAP MAINT/LOW VALUE ASSETS	500	500	-	-
TOTAL EXPENSES	71,600	92,600	54,466	104,114
SMALL MISC	-	-	173	-
	71,600	92,600	54,466	104,114

SUMMARY CATEGORY 3 NON MANDATORY SERVICES - STAKEHOLDER ENGAGEMENT, OUTREACH & EDUCATION

CW~GS LEVY	61,600	62,600	47,600	95,805
OTHER GRANTS/USER FEES	10,000	30,000	6,835	9,313
	71,600	92,600	54,435	105,118

WAGES & BENEFITS	45,000	42,000	42,433	80,527
OTHER OPERATING/SITE SUPPLIES/PROF SERVICES	14,850	26,600	3,942	9,187
INTERNAL RECOVERIES FOR SHARED SVCS/FLEET	11,750	24,000	8,091	14,400

CATEGORY 3 NON MANDATORY SERVICES - FUNDRAISING/COMMUNITY EVENTS & GRANT FUNDED TERM PROJECTS

FEDERAL GRANTS	250	-	4,750	-
OTHER GRANTS/USER FEES	-	32,000	61,810	43,700
TRANSFERS (TO)/FROM DEFERRED REVENUES	49,600	35,500	(17,200)	(43,700)
	49,850	67,500	49,360	-
WAGES	15,250	17,000	25,210	169
TREES/SUPPLIES	34,600	50,500	22,901	317
	49,850	67,500	48,112	486



	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
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CORPORATE SERVICES

CATEGORY 1 MANDATORY SERVICES- CORPORATE & SUPPORT FUNCTIONS

ADMINISTRATION, GOVERNANCE, RISK, COMPLIANCE, HR, FINANCE & IM/IT

GENERAL LEVY	502,550	456,750	487,750	388,608
OTHER GRANTS/USER FEES/RECOVERIES	661,600	660,000	633,530	595,076
TRANSFERS (TO)/FROM DEFERRED REVENUES	-	-	-	(365)
TRANSFERS (TO)/FROM RESERVES	-	15,000	(5,353)	(23,052)
	1,164,150	1,131,750	1,115,927	960,268
WAGES	816,000	784,000	769,414	604,517
MEMBER EXPENSES/CO DUES	57,500	57,500	54,000	57,613
AUDIT/LEGAL/CONSULTING	48,000	54,900	23,608	77,231
SUPPLIES/EQUIPT/NETWORK	71,150	59,350	56,822	50,786
OCCUPANCY/PHONE	146,500	142,500	145,670	138,446
TRAVEL & BD/STAFF MEETINGS	3,000	2,000	710	2,022
RETIREE BENEFITS	22,000	16,000	19,842	12,125
	1,164,150	1,116,250	1,070,066	942,740

CORPORATE SPECIAL PROJECTS (RECORDS/IS/IT)

TRANSFERS FROM RESERVES	43,000	25,000	-	-
	43,000	25,000	-	-
CONSULTING/OTHER	43,000	25,000	-	-
	43,000	25,000	-	-

TRANSFER TO INFRASTRUCTURE RESERVE

GENERAL LEVY	200,000	300,000	300,000	356,091
CWGS	-	64,000	64,000	-
TRANSFER TO RESERVES	(200,000)	(364,000)	(364,000)	(272,000)
EXTRAORDINARY LOSS	-	-	-	(292,742)
	-	-	-	(208,651)

SUMMARY CATEGORY 1 MANDATORY SERVICES - CORPORATE SERVICES

GENERAL LEVY	702,550	756,750	787,750	744,699
CW~GS LEVY	-	64,000	64,000	-
OTHER GRANTS/USER FEES	661,600	660,000	633,530	595,076
TRANSFER TO/FROM DEF REVENUES	-	-	-	(365)
TRANSFER TO/FROM RESERVES	(157,000)	(324,000)	(369,353)	(295,052)
	1,207,150	1,156,750	1,115,927	1,044,359
WAGES & BENEFITS	816,000	784,000	769,414	604,517
OTHER OPERATING/SUPPLIES/PROF SERVICES	391,150	357,250	300,652	630,965
	1,207,150	1,141,250	1,070,066	1,235,482
SURPLUS/(DEFICIT)	-	15,500	45,860	(191,124)

NON MANDATORY SERVICES- ESSEX REGION CONSERVATION GOVERNANCE & FINANCE SUPPORTS

GRANT TO ERCA FOR STAFF SUPPORTS	55,000	10,000	18,333	30,000
ERCF-RELATED WAGE SUPPORTS	55,000	25,500	37,883	48,636
NET FINANCIAL SUPPORT OF/(PROVIDED BY) ERCF	-	(15,500)	(19,550)	(18,636)

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
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AUTHORITY FINANCIAL SUMMARY OF PROGRAMS & SERVICES BY CATEGORY

CATEGORY 1 MANDATORY PROGRAMS & SERVICES				
Risks of Hazards, Conservation and Management of Lands, Source Protection Authority & Corporate Svcs				
Total Municipal Levies associated with mandatory programs & services	2,688,953	2,631,269	2,565,769	2,377,034
Other Government Funding	245,605	265,105	268,648	218,792
Self-generated/Other Grants	1,813,850	1,681,550	1,848,568	1,567,912
Deferred Revenue Transfers	4,000	5,800	7,935	22,399
Reserve transfers	(109,000)	(306,000)	(401,353)	(312,052)
Total revenues associated with mandatory programs & services	4,643,408	4,277,724	4,289,566	3,874,085
Operational Expenses associated with mandatory services				
Wages & benefits -ERCA operations	3,036,300	2,796,500	2,709,165	2,396,683
Plant material, removals and landowner subsidies - ERCA operations	48,071	30,371	26,404	3,689
Site & operational supplies/services - Conservation Areas	70,545	77,821	75,538	45,245
Office supplies & expenses - other ERCA programs	14,480	19,130	15,020	20,675
Occupancy, taxes, utilities & waste removal	295,260	282,860	274,101	262,626
Maintenance, repairs & security-sites	87,900	46,100	69,063	41,442
Maintenance, repairs & supplies-fleet/equipment	94,500	100,900	108,320	99,033
Equipment, software/hardware & website- ERCA operations	75,523	95,173	69,185	36,670
Technical & sub-contracted services/consulting - ERCA operations	159,000	75,000	43,960	45,358
Insurance, audit & legal	124,050	104,600	110,194	163,393
Dues & memberships	50,229	49,229	45,376	47,559
Travel, training & professional development	15,750	15,750	5,817	1,876
Board ,committee & meeting expenses	20,000	19,000	15,000	21,487
Bank, credit card charges and interest	17,600	9,600	19,632	15,574
Internal recoveries included in revenues	449,200	452,190	412,301	370,063
Fleet/Equipment replacement	85,000	88,000	93,246	53,635
Other	-	-	-	(0)
Extraordinary item	-	-	-	292,787
Total operational expenses -mandatory programs	4,643,408	4,262,224	4,092,321	3,917,793
Operating surplus/(Deficit) - mandatory programs/services	-	15,500	197,245	(43,709)
Capital projects associated with conservation areas infrastructure				
Total Municipal Levies associated with capital projects/infrastructure	23,500	15,000	15,000	-
Transfers from Infrastructure Reserve	27,000	425,000	366,500	569,193
Grants from ERCF/Other funders	842,000	260,000	463,403	886,795
Total revenues associated with capital projects/infrastructure	892,500	700,000	844,903	1,455,988
Construction/engineering-ERCA capital projects (transferred to Tangible Capital Assets at year end)	878,500	685,000	856,547	196,281
Wages	14,000	15,000	43,106	13,986
Capitalized Infrastructure replacement				1,245,839
Total ERCA infrastructure investment	892,500	700,000	899,653	1,456,106
Surplus/(Deficit) - capital projects	-	-	(54,750)	(118)
TOTAL SURPLUS/(DEFICIT)-MANDATORY ACTIVITIES	-	15,500	142,495	(43,826)

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
CATEGORY 3 NON MANDATORY PROGRAMS & SERVICES				
On-going recurring core watershed programs & services				
Total Municipal Levies associated with non-mandatory programs & services	827,850	808,350	873,850	959,632
Other Government \$	110,000	90,500	65,281	100,486
Self-generated/Other grants	806,200	766,700	894,037	533,638
Deferred Revenue Transfers	(447,400)	(442,600)	(524,047)	(399,228)
Total revenues associated with ERCA-ongoing non-mandatory programs & services	1,296,650	1,222,950	1,309,120	1,194,528
	1,296,650			
Expenses associated with ERCA ongoing non-mandatory programs & services				
Wages & benefits -non mandatory operations	631,500	584,750	626,293	605,821
Construction& consulting engineering	13,700	17,500	29,043	17,949
Plants, removals and landowner subsidies	255,500	262,500	286,729	149,907
Supplies	39,585	44,085	40,575	24,426
Maintenance, repairs & security	21,072	19,086	22,502	29,516
Occupancy, taxes, utilities & waste removal	38,553	36,653	38,559	34,020
Equipment, software/hardware & website	7,000	6,750	6,715	7,373
Lab, data, technical & sub-contracted services	14,750	12,000	28,046	14,625
Insurance & legal	33,600	26,600	26,113	30,738
Dues & memberships	650	450	3,872	4,741
Travel, training & professional development	2,790	2,790	1,298	813
Bank, credit card charges and interest	10,700	4,500	11,911	5,246
In-kind supplies & services	20,000	20,000	19,200	26,879
Land acquisition	-	-	-	115,562
Recoveries-shared/corp svcs/fleet	207,250	200,786	199,023	146,650
	1,296,650	1,238,450	1,339,879	1,214,268
Surplus/(Deficit) associated with ERCA-ongoing non-mandatory programs & services	-	(15,500)	(30,759)	(19,739)
Category 2 & 3 Municipal and Non Mandatory Term-limited projects with special grants and fixed terms				
Total Municipal Levies associated with term-limited special projects	-	-	-	50,000
Municipal Special Project/Fee For Service	1,112,500	2,023,600	383,444	1,088,846
Other Government \$	651,250	1,005,125	1,229,198	855,588
Self-generated/Other grants	82,250	119,735	168,867	173,305
Deferred Revenue Transfer	223,500	306,150	(170,411)	(72,957)
Total Revenues associated with term limited 3rd-party funded projects & services	2,069,500	3,454,610	1,611,099	2,094,782
Expenses associated with term limited 3rd-party funded projects & services				
Wages & benefits -special grant & municipal projects	461,550	557,545	677,858	535,886
Construction& consulting engineering-special grant & municipal	1,266,500	2,537,750	548,362	1,236,866
Plants, removals and landowner subsidies-special grant projects	101,000	160,000	171,984	88,918
Program supplies- special grant projects	16,150	23,185	29,654	32,899
Maintenance, repairs & security	-	-	846	-
Occupancy, taxes, utilities & waste removal	1,000	1,000	1,000	932
Equipment, software/hardware & website-special grant projects	20,000	6,000	13,149	40,979
Lab, data, technical & sub-contracted services-special grant	32,000	22,305	24,803	33,406
Insurance & legal	3,500	1,250	6,090	3,548
Dues & memberships	-	-	-	-

	2022 DRAFT BUDGET	2021 BUDGET	2021 PROJECTION	2020 AUDITED
Surplus/(Deficit) associated with term limited 3rd party funded projects & services	-	-	(3,806)	(2,326)
SURPLUS/(DEFICIT) ASSOCIATED WITH ALL NON MANDATORY ACTIVITIES	-	(15,500)	(34,565)	(22,066)
Consolidated Surplus(Deficit)	-	-	107,929	(65,892)
Municipal Levies associated with mandatory services	2,712,453	2,646,269	2,580,769	2,377,034
Municipal Levies associated with non-mandatory services	827,850	808,350	873,850	1,009,632
Total Municipal Levies	3,540,303	3,454,619	3,454,619	3,386,666

AUTHORITY FINANCIAL SUMMARY- ALL PROGRAMS & SERVICES

Levy - Operations	\$ 2,712,453	\$ 2,485,204	\$ 2,485,204	\$ 2,336,666
Levy - Clean Water~Green Spaces	827,850	969,415	969,415	1,050,000
Total Municipal Levy	3,540,303	3,454,619	3,454,619	3,386,666
Water & erosion control infrastructure and special projects	1,097,000	2,011,600	455,444	1,028,788
Risk management services	15,500	12,000	28,000	60,058
	4,652,803	5,478,219	3,938,063	4,475,512
Provincial				
Section 39 Flood/Erosion Program	104,417	104,417	104,417	104,417
Drinking Water Source Protection	95,500	95,000	92,500	52,734
WECI (Water Erosion Control Infrastructure Grant)	-	17,625	(26,652)	52,875
Other (CMOG, SEO etc)	806,188	474,188	722,058	519,926
	1,006,105	691,230	892,323	729,953
Federal	341,750	729,500	837,052	996,414
Total Government Transfer Payments & Fees-For-Services	6,000,658	6,898,949	5,667,439	6,201,879
Other revenues				
Permit and applicant fees - mandatory services	823,500	721,000	867,210	708,358
Admissions, program fees & other services	662,100	498,385	745,732	(608,850)
Leases & property rentals	85,500	80,600	85,337	80,255
Donations and other grants				
General	113,000	193,500	256,168	156,010
Essex Region Conservation Foundation grants	467,000	421,500	460,780	544,276
In-kind contributions	90,000	20,000	30,613	39,222
Interest income	30,000	30,000	25,935	64,690
Total other revenues	2,271,100	1,964,985	2,471,776	983,961
Transfers from/(to) deferred revenues	(45,900)	(130,650)	(822,999)	(545,651)
Interdepartmental recoveries	758,200	803,000	767,065	668,848
TOTAL REVENUES	\$ 8,984,058	\$ 9,536,284	\$ 8,083,280	\$ 7,309,037

	2022	2021	2021	2020
	DRAFT BUDGET	BUDGET	PROJECTION	AUDITED
EXPENSES BY CLASSIFICATION				
Wages & benefits -ERCA operations	\$ 3,681,800	\$ 3,396,250	\$ 3,378,563	3,016,491
Wages & benefits -special grant projects	461,550	557,545	677,858	535,886
Construction-municipal projects	283,500	481,750	155,019	61,385
Construction-special grant projects	1,000,000	1,977,000	408,533	1,176,295
Construction-ERCA capital projects	938,200	818,000	795,958	178,516
Plant material, removals and landowner subsidies-special grant projects	343,571	368,571	471,747	229,364
Plant material, removals and landowner subsidies - ERCA operations	61,000	84,300	13,371	18,129
Program supplies- special grant projects	39,750	39,785	43,484	41,665
Site & operational supplies - Conservation Areas	92,273	75,899	100,993	60,754
Office supplies & expenses - other ERCA operations	23,737	35,037	24,636	24,683
Maintenance, repairs & security-sites	108,972	55,186	83,892	70,530
Maintenance, repairs & supplies-fleet/equipment	94,500	100,900	108,320	99,033
Equipment, software/hardware & website-special grant projects	24,000	10,000	14,123	43,913
Equipment, software/hardware & website - ERCA operations	86,523	97,923	118,689	41,109
Lab, data, technical & sub-contracted services - special grant	46,750	34,305	37,585	46,880
Lab, data, technical & sub-contracted services - ERCA operations	42,500	52,500	66,957	45,259
Insurance, audit & legal	161,150	132,450	142,396	197,679
Dues & memberships	50,879	49,679	49,248	52,300
Travel, training & professional development	18,540	18,540	8,006	3,314
Board, committee & meeting expenses	20,000	19,000	15,000	21,487
Bank, credit card charges and interest	28,300	14,100	32,814	20,820
In-kind supplies & services	90,000	20,000	25,613	39,222
Amortization	317,500	315,500	312,500	309,545
Extraordinary item	-	-	-	292,742
Internal recoveries included in revenues	784,750	808,051	763,018	655,160
TOTAL EXPENSES	\$ 9,134,558	\$ 9,882,784	\$ 8,166,013	\$ 7,579,784
Total Revenues	8,984,058	9,536,284	8,089,541	8,362,242
Total Expenses	9,134,558	9,882,784	8,166,013	7,579,784
SURPLUS/(DEFICIT) (ACCRUAL BASIS)	(150,500)	(346,500)	(76,472)	782,458
ADD/SUBTRACT: NON CASH ITEMS				
Amortization	317,500	315,500	312,500	309,545
Transfers from Reserves (Per Schedule)	344,000	-	-	819,693
DEDUCT: CAPITAL ITEMS				
Land acquisition	-	-	-	(115,562)
Purchased fleet/equipment	(85,000)	(88,000)	(93,246)	(53,635)
Infrastructure additions	-	-	-	(1,245,839)
(DECREASE)/INCREASE IN NET SURPLUS (prior to reserve transfers)	426,000	(119,000)	142,782	496,660
TRANSFER (TO) RESERVES (Per Schedule)	(426,000)	119,000	(34,853)	(562,552)
INCREASE/(DECREASE) IN UNRESTRICTED ACCUMULATED OPERATING FUND SURPLUS	\$ -	\$ -	\$ 107,929	\$ (65,892)

Appendix B: Draft Municipal Levy Schedule (2.5%)

MUNICIPALITY	CVA % 2022	CVA % 2021	General Levy 2022	General Levy 2021	CW-GS Levy 2022	CW-GS Levy 2021	Total Levies 2022	Total Levies 2021	2022-2021	%
Town of Amherstburg	6.00%	5.95%	\$162,713	\$147,897	\$49,660	\$57,691	\$212,373	\$205,588	\$6,785	3.3%
Town of Essex	4.76%	4.76%	129,173	118,222	39,424	46,115	168,597	164,337	4,260	2.6%
Town of Kingsville	6.34%	6.24%	171,975	154,982	52,487	60,455	224,462	215,437	9,026	4.2%
Municipality of Lakeshore	9.69%	9.61%	262,878	238,901	80,231	93,189	343,109	332,090	11,019	3.3%
Town of Lasalle	8.95%	8.83%	242,710	219,360	74,076	85,567	316,785	304,927	11,858	3.9%
Town of Leamington	6.17%	6.07%	167,404	150,891	51,092	58,859	218,497	209,749	8,748	4.2%
Town of Pelee	0.28%	0.28%	7,490	6,883	2,286	2,685	9,776	9,568	207	2.2%
Town of Tecumseh	8.27%	8.33%	224,440	206,947	68,500	80,725	292,940	287,672	5,269	1.8%
City of Windsor	49.54%	49.94%	1,343,671	1,241,121	410,093	484,130	1,753,764	1,725,250	28,513	1.7%
TOTALS	100%	100%	\$2,712,453	\$2,485,204	\$827,850	\$969,415	\$3,540,303	\$3,454,619	\$85,684	2.5%



Appendix C: Draft Reserves Continuity Schedule

ESSEX REGION CONSERVATION AUTHORITY 2022 PROJECTED RESERVES	INFRA- STRUCTURE / MAJOR MAINTENANCE	REVENUE STABILIZATION	GRANT MATCHING	VEHICLE/ CA EQUIP'T	SUITE/F&F/ IT/IS	HUMAN RESOURCES/ ADMIN	LEGAL/ INSURANCE	HISTORIC PROPERTIES	TREE WARRANTY & SELF- INSURANCE	OTHER WATERSHED	TOTAL RESERVES
PROJECTED OPENING BALANCE -01/01/2022	\$94,198	\$148,342	\$100,000	\$164,287	\$274,508	\$104,685	\$50,000	\$90,374	\$90,000	\$47,857	\$1,164,250
Transfers to reserves	200,000	-	-	-	-	-	-	15,000	-	-	215,000
Interest	-	-	-	-	-	-	-	-	-	-	-
Repayments	211,000	-	-	-	-	-	-	-	-	-	211,000
AVAILABLE BALANCE	505,198	148,342	100,000	164,287	274,508	104,685	50,000	105,374	90,000	47,857	1,590,250
RESERVE FUND EXPENSES/ TRANSFERS											
JRPH museum repairs	100,000	-	-	-	-	-	-	36,000	-	-	136,000
Greenways culvert/ crossing condition assessment	26,000	-	-	-	-	-	-	-	-	-	26,000
Parking lot(s) resurfacing	60,000	-	-	-	-	-	-	-	-	-	60,000
Conservation areas signage	16,000	-	-	-	-	-	-	-	-	-	16,000
Train Station maintenance & repairs	-	-	-	-	-	-	-	20,000	-	-	20,000
Vehicles/Equipment	-	-	-	43,000	-	-	-	-	-	-	43,000
Cloud Infrastructure/ Servers Project	-	-	-	-	43,000	-	-	-	-	-	43,000
TOTAL EXPENSES	202,000	-	-	43,000	43,000	-	-	56,000	-	-	344,000
PROJECTED CLOSING BALANCE 12/31/2022	\$303,198	\$148,342	\$100,000	\$121,287	\$231,508	\$104,685	\$50,000	\$49,374	\$90,000	\$47,857	\$1,246,250
											\$82,000

Appendix D: Funding Sources by Service Delivery Area

Primary Function/Dept	Program Sub-Unit	Budgeted Expenses	General Levy	CW~GS Levy	Municipal Special	Prov TPAs-Mandatory Service	Prov Special Grant	Federal	Fees/Grants/Def Rev	(To/From) Reserves	Total	Levy %	Levy Per Household
Watershed Management Programs & Services													
Risks of Natural Hazards	Development Services	\$961,050	\$246,050	\$-	\$-	\$-	\$-	\$-	\$715,000	\$-	\$961,050	26%	\$1.61
Risks of Natural Hazards	Planning - Hazards	215,650	107,150	-	-	-	-	-	108,500	-	215,650	50%	\$0.70
Risks of Natural Hazards	Flood Forecasting & Warning	242,280	137,863	-	-	104,417	-	-	-	-	242,280	57%	\$0.90
Risks of Natural Hazards	Watershed Engineering	76,150	76,150	-	-	-	-	-	-	-	76,150	100%	\$0.50
Risks of Natural Hazards	Climate Change - Hazards	25,000	25,000	-	-	-	-	-	-	-	25,000	100%	\$0.16
Non Mandatory Services	Plan Review - Natural Heritage	59,500	-	59,500	-	-	-	-	-	-	59,500	100%	\$0.39
Non Mandatory Services	Municipal WECl Projects	-	-	-	-	-	-	-	-	-	-	0%	\$-
Non Mandatory Services	Municipal Technical Studies	279,000	-	-	97,000	-	182,000	-	-	-	279,000	0%	\$-
Watershed Management Summary		1,858,630	592,213	59,500	97,000	104,417	182,000	-	823,500	-	1,858,630	35%	\$4.26
Conservation Programs & Services													
Lands Mgmt/Conservation	Conservation Program, Management Plans & Land Strategies	158,515	158,515	-	-	-	-	-	-	-	158,515	100%	\$1.04
Lands Mgmt/Conservation	Conservation Areas & Infrastructure Maintenance	840,010	704,360	-	-	-	-	-	115,650	20,000	840,010	84%	\$4.61
Lands Mgmt/Conservation	Tree Planting & Restoration - Conservation Areas	169,300	124,300	-	-	-	10,000	-	35,000	-	169,300	73%	\$0.81
Lands Mgmt/Conservation	Capital Projects/Infrastructure	892,500	23,500	-	-	-	161,000	180,000	501,000	27,000	892,500	3%	\$0.15
Lands Mgmt/Conservation/ Prov Agreement	John R Park Homestead -Museum & Programs	273,003	189,565	-	-	-	23,688	6,000	68,750	(15,000)	273,003	69%	\$1.24
Lands Management/ Conservation	Fleet/Equipment	197,350	27,750	-	-	-	-	-	126,600	43,000	197,350	14%	\$0.18
Lands Management/ Conservation	Transfer to Infrastructure Reserve - Cons Areas/ Greenways	-	200,000	-	-	-	-	-	-	(200,000)	-	-	\$1.31
Non Mandatory Services	Land Securement and Acquisition	47,000	-	500,000	-	-	-	-	(453,000)	-	47,000	100%	\$3.27
Non Mandatory Services	Treeplanting/Restoration-Private Lands	525,600	-	75,000	-	-	70,000	40,000	340,600	-	525,600	14%	\$0.49
Non Mandatory Services	Holiday Beach Recreation/ Camping	321,600	-	6,000	-	-	-	-	315,600	-	321,600	2%	\$0.04
Fee for Service/ Contracts	Special Term Projects (Municipal/other)	1,000,000	-	-	1,000,000	-	-	-	-	-	1,000,000	0%	\$-
Fee for Service/ Contracts	Property Maintenance	12,250	-	-	-	-	-	-	12,250	-	12,250	0%	\$-
Conservation/Lands Summary		4,437,128	1,427,990	581,000	1,000,000	-	264,688	226,000	1,062,450	(125,000)	4,437,128	45%	\$13.14

Appendix D: Funding Source by Service Delivery Area (cont'd)

Watershed Research Programs & Services													
Source Protection Authority under CWA	Drinking Water Source Protection	95,500	-	-	-	95,500	-	-	-	-	95,500	0%	\$-
Municipal Services provided through Agreements	Risk Management Services	15,500	-	-	15,500	-	-	-	-	-	15,500	0%	\$-
Non Mandatory Services	Water Quality & Research Program	54,000	-	54,000	-	-	-	-	-	-	54,000	100%	\$0.35
Non Mandatory Services	Demonstration/ Research Farm	54,350	-	36,750	-	-	-	-	17,600	-	54,350	68%	\$0.24
Non Mandatory Services	Landowner Stewardship/ Extension Services	55,000	-	35,000	-	-	-	-	20,000	-	55,000	64%	\$0.23
NMS Special/Term Projects	Detroit River CDN Cleanup	159,000	-	-	-	-	73,500	73,500	12,000	-	159,000	0%	\$-
NMS Special/Term Projects	Climate Change Collaborative/Studies	5,000	-	-	-	-	-	5,000	-	-	5,000	0%	\$-
NMS Special/Term Projects	Water Quality & Research Studies	511,900	-	-	-	-	280,000	-	231,900	-	511,900	0%	\$-
Watershed Research Summary		950,250	-	125,750	15,500	95,500	353,500	78,500	281,500	-	950,250	13%	\$0.82
Community Outreach Programs & Services													
Mandatory	Corporate Communications	194,700	189,700	-	-	-	-	-	5,000	-	194,700	97%	\$1.24
Non Mandatory Services	Outdoor/Conservation Education	53,000	-	-	-	-	-	-	53,000	-	53,000	0%	\$-
Non Mandatory Services	Outreach & Partnerships	71,600	-	61,600	-	-	-	-	10,000	-	71,600	86%	\$0.40
NMS Special/Term Projects	Grant - funded Projects/ Events	49,850	-	-	-	-	-	250	49,600	-	49,850	0%	\$-
Community Outreach Summary		369,150	189,700	61,600	-	-	-	250	117,600	-	369,150	68%	\$1.64
Administration & Corporate Services													
Mandatory	Corporate Services	1,164,150	502,550	-	-	-	-	-	661,600	-	1,164,150	43%	\$3.29
Mandatory	Special Projects (HR/IT)	43,000	-	-	-	-	-	-	-	43,000	43,000	0%	\$-
Non Mandatory Services	Essex Region Conservation Foundation Supports	55,000	-	-	-	-	-	-	55,000	-	55,000	0%	\$-
TBD	Administrative Reserves	-	-	-	-	-	-	-	-	-	-	0%	\$-
Administration & Corporate Services Summary		1,262,150	502,550	-	-	-	-	-	716,600	43,000	1,262,150	0%	3.29
		\$8,877,308	\$2,712,453	\$827,850	\$1,112,500	\$199,917	\$800,188	\$304,750	\$3,001,650	-\$82,000	\$8,877,308	40%	\$23.15
Mandatory Services (BOLDED)		\$5,603,158	\$2,712,453	\$-	\$-	\$199,917	\$194,688	\$186,000	\$2,337,100	-\$82,000	\$5,548,158	49%	17.74
Non Mandatory Services		\$3,274,150	\$-	\$827,850	\$1,112,500	\$-	\$605,500	\$118,750	\$664,550	\$-	\$3,329,150	25%	5.41

Appendix E: Where Does Your Levy Go?



ERCA Board

Tania Jobin, Town of Tecumseh - Chair	Larry Patterson, Town of Kingsville	Dayne Malloch, Township of Pelee
Kieran McKenzie, City of Windsor - Vice Chair	Tracey Bailey, Municipality of Lakeshore	Joe Bachetti, Town of Tecumseh
Peter Courtney, Town of Amherstburg	Len Janisse, Municipality of Lakeshore	Jeewen Gill, City of Windsor
Michael Prue, Town of Amherstburg	Mark Carrick, Town of LaSalle	Jim Morrison, City of Windsor
Morley Bowman, Town of Essex	Sue Desjarlais, Town of LaSalle	Ed Sleiman, City of Windsor
Chris Vander Doelen, Town of Essex	Trevor Jones, Municipality of Leamington	
Laura Lucier, Town of Kingsville	Larry Verbeke, Municipality of Leamington	

ERCA Staff

Tim Byrne Chief Administrative Officer / Secretary Treasurer

Corporate Services

Shelley McMullen	Chief Financial Officer / Director, Finance & Corporate Services
Tom Dufour	Geomatics Technician
Nicole Kupnicki	Human Resources Manager / Executive Assistant
Lisa Pavan	Administrative Associate: Corporate Services
Ryan Rossman	Director, Information Technology Services
Bryan Schmidt	Application Support Technician
Kristen Walton	Payroll & Accounting Specialist

Watershed Management Services

James Bryant	Director, Watershed Management Services
Vitra Chodha	Resource Planner
Sydney Clackett	Regulations Analyst
Kim Darroch	Team Lead, Planning Services
Lina Florian	Watershed Engineer
Tom Gutpell	Engineering Technologist
Ashley Gyori	Regulations Analyst
Dan Jenner	Regulations Coordinator
Summer Locknick	Regulations Technician
Tian Martin	Water Resources Engineer
Madison McKnight	Surveyor / Technical Assistant (PT)
Laura Neufeld (LOA)	Regulations Technician
Kathleen Schnekenburger	Regulations Technician

Conservation Services

Kevin Money	Director, Conservation Services
Kathryn Arthur	Restoration Biologist
Tim Baxter	Conservation Area Technician
Michael Dick	Agricultural Technician
Rob Davies	Forester
TBD	Water Quality Technician
Russ Jones	Conservation Area Technician
Dan Lebedyk	Biologist / Ecologist
Bevin Martin	Conservation Area Technician
Devin McCann	Assistant Superintendent, HBCA
Katie Stammler	Water Quality Scientist / Project Manager, Source Water Protection
Jacqueline Serran	Detroit River Remedial Action Plan Coordinator
William Tate	Superintendent, Field Operations
Amy Weinz	Water Quality Technician
Laren Weller	Watershed Data Technician

Community Outreach Services

Danielle Breault Stuebing	Director, Communications & Outreach Services
Kris Ives	Curator / Education Coordinator
Madison McKnight	Surveyor / Technical Assistant (PT)
TBD	Interpreter
Gina Pannunzio	Partnerships & Outreach Coordinator
Jessica Rose (LOA)	Environmental Educator
Aaron Zimmer	Multimedia Specialist

Primary Contributor/Project Manager

Shelley McMullen, CFO/Director of Corporate Services

Secondary Contributors:

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Kevin Money, Director Conservation Services
Danielle Breault-Stuebing, Director Communications &
Outreach Services

Ryan Rossman, Director Information Technology Services
Nicole Kupnicki, Human Resources Manager/EA

Editor/Reviewer

Tim Byrne, CAO/Secretary-Treasurer

Graphic Design

Aaron Zimmer, Multi-Media Specialist



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF PLANNING AND DEVELOPMENT SERVICES

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Clint Robertson	Report Date: March 3, 2022
Author's Phone: 519 7365408 ext. 2142	Date to Council: March 14, 2022
Author's E-mail: croberson@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Addition to the Heritage Register - General Amherst High School

1. RECOMMENDATION:

It is recommended that:

The General Amherst High School (130 Sandwich Street North) be listed on The Town of Amherstburg's Heritage Register as a non-designated, "Property of Interest".

EXECUTIVE SUMMARY:

NA

2. BACKGROUND:

On December 9, 2021 the Heritage Committee **MOVED** that the General Amherst High School be recommended to Council for listing on the Town's Heritage Register.

On September 14, 2020 Council **APPROVED** the report titled "Guidelines for the Addition of Listed Properties of Cultural Heritage Value or Interest to the Heritage Register", based upon the August 5, 2020 recommendation by the Heritage Committee.

The procedure approved by Council exceeds the requirements of the *Ontario Heritage Act* (amended June 6, 2019) by not only requiring that notification be provided to a property owner after a site is approved for listing on the Register, as per the *Act*, but also requires the Town to notify property owners of the Council meeting to which the Register listing will be considered.

In a letter to the property owner dated January 31, 2022, and received February 11, 2022, the property owner was notified that placement of the property on the Town's Heritage Register would be considered at the March 14, 2022 meeting of Council.

A listed property (Property of Interest) is a non-designated property that is included on the Municipal Heritage Register because it is determined to be of cultural heritage value or interest to the Town. Properties are determined to be of cultural heritage value or interest by evaluating them using the provinces criteria for determining heritage value prescribed in Ontario Regulation 9/06. As per Regulation 9/06, the property must possess one or a combination of the following: design/ physical value, historical / associative value, and contextual value.

Listing a property on the Municipal Register provides interim demolition protection. The only restriction for a listed property is that the owner is legally required to give the Town 60 days written notice of intention to demolish. This 60-day time period allows Council to consider whether the property should be designated under the *Ontario Heritage Act*, or for demolition to be approved. Council may also request that documentation of the building for preservation be acquired prior to demolition.

3. DISCUSSION:

As outlined in Attachment 1, when evaluated according to Ontario Regulation 9/06, the Heritage Committee determined that the property possesses Design/ Physical Value, Historical/ Associative Value, and Contextual Value.

4. RISK ANALYSIS:

There is no risk in adding the property to the Heritage Register. However, not adding the property to the Register limits the Town's ability to extend interim demolition protection, if such a measure is ever required.

5. FINANCIAL MATTERS:

There are no financial implications in adding the property to The Town's Heritage Register.

6. CONSULTATIONS:

Frank Gerardo, former Manager of Planning

7. CONCLUSION:

Heritage Planning recommends the addition of the property to the Heritage Register because it possesses heritage value as per the Province of Ontario's criteria for determining cultural heritage value.



(Clint Robertson)
(Heritage Planner)

(Insert Typist Initials)

DEPARTMENTS/OTHERS CONSULTED: Name: Phone #: 519 ext.

NOTIFICATION :				
Name	Address	Email Address	Telephone	FAX

Report Approval Details

Document Title:	Addition to the Heritage Register - General Amherst High School .docx
Attachments:	- Attachment 1.pdf
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:

No Signature found

Tiffany Hong

No Signature - Task assigned to Tony Haddad was completed by workflow administrator Dan Monk

Tony Haddad



Valerie Critchley

Attachment 1

Listed Heritage Property Evaluation Form

Address of Property 130 Sandwich Street

Legal Description PLAN 7 LOT 1 PT LOTS 2 AND 3, RP 12R24659 PARTS 1 AND 2

Name of Building General Amherst High School

Date of Build 1922, 1951, 1960, 1964, 1967

Photograph(s)



2018 – Marsh Collection Society



c. 1924 Marsh Collection Society

Listed Heritage Property Evaluation Form

Brief statement of potential cultural heritage significance to the Town of Amherstburg:

The property had stylistic value for the Classical and Gothic Revival-style influences of the 1922 and 1951 sections, and for the Modern-style features of its 1960, 1964 and 1967 sections.

It also exhibits artistic value for the nine 1964 and 1967 “granolux” murals incorporated into the building.

Additionally, the property possesses historical value being a centre of educational and other activities since 1922, being a focal point of the Town for this reason.

Further, the property is a landmark due to its substantive and distinctive architecture and its central, gateway location in the Town.

Recommended for Listing on the Heritage Register? **Yes** **No**

Criteria (According to Regulation 9/06)	Yes	No
<i>Design/ Physical Value</i>		
<p>Is the building a rare, unique, representative or early example of a style, type, expression, material or construction method?</p> <p>The General Amherst High School comprising 1922, 1951, 1960, 1964 and 1967 sections has heritage value for its architecture and for its stylistic merit. The 1922 and 1951 additions are stylistically eclectic, mixing Classical-style features with vaguely Gothic Revival-style references. Classical references such as its symmetry and rounded fanlights mix with Gothic references such as buttressed walls, and roofline niches. The 1960, 1964, and 1967 exemplify Modern-style architecture with the use of ribbon windows, curtain walls, curved walls, simple sleek materials and decorative grid-like façade treatments.</p>	X	
<p>Does the building display a high degree of craftsmanship or artistic merit?</p> <p>The property includes nine murals dating from 1964 and 1967 which are valued for their artistic merit and craftsmanship. The murals were designed by artist John Oliver of Utah to depict aspects of Amherstburg’s history. The murals are made using an application process called “granolux”, and executed by plasterer, Bruno Vendrasco of Windsor.</p>	X	
<p>Does the property demonstrate a high degree of technical or scientific achievement?</p>		X
<i>Historical/ Associative Value</i>		

Listed Heritage Property Evaluation Form

<p>Does the property have direct associations with a theme, event, belief, person or institution that is significant to a community?</p> <p>The school has historical value being a Town focal point as a main centre of educational activity since 1922. As the Town's High School it has been a key centre of learning, sports and extra-curricular activities and a wide variety of community events such as concerts and ceremonies.</p>	X	
<p>Does the property yield or have the potential to yield information that contributes to an understanding of the Amherstburg community or culture?</p>		X
<p>Does the property demonstrate or reflect the work or ideas of an architect, artist, builder, designer or theorist who is significant to the community?</p>		X
<i>Contextual Value</i>		
<p>Is the property important in defining, maintaining or supporting the character of an area?</p>		X
<p>Is the property physically, functionally, visually, or historically linked to its surroundings?</p>		X
<p>Is the property a landmark?</p> <p>The property has been a landmark since 1922, since which time it has been one of the most substantial buildings in the Town. In addition to the building's scale, its distinctive original and Modern-style architecture also attracts attention to the building. The building's central location, as well as its location on Sandwich Street - a gateway thoroughfare to the town has solidified its status as a landmark.</p>	X	
<p>Does the property demonstrate the potential to meet any (1) of the criteria?</p>		
	X	

Sources:

Marsh Collection: Research sheets for General Amherst School

Listed Heritage Property Evaluation Form

HERITAGE ATTRIBUTES

The heritage attributes of the 1922 and 1951 sections of the school include the:

- Two-storey, rectangular and flat-roof form
- Masonry construction with red-brick cladding with stone detailing; stucco panels; stone name plate above original main entrance;
- Fenestration pattern

The heritage attributes of the 1960, 1964 and 1967 additions of the school include the:

- Two-storey flat roof form
- Masonry construction with red-brick cladding; cyclopean stone cladding; concrete vertical decorative piers
- Fenestration pattern; glass curtain walls and glazing panels
- Nine granolux exterior murals (1960s)

Address

130 Sandwich Street South

Legal Description

Plan 7 Lot 1, Part Lots 2 & 3

Name of Building

General Amherst High School

Type of Property

Educational

Date of Construction

1922

Original Owner

The High School Board of Amherstburg



Research Summary

- 1896 Grant/ The Crown to William Caldwell/ Lot 1 west side Sandwich Streetⁱ
Deed/ William Caldwell to the Anderdon & Malden Agricultural Society/ Lot 1ⁱⁱ
- 1920 Grant/ The Amherstburg, Anderdon and Malden Agricultural Society to The High School Board of the Town of Amherstburg/ Lot 1ⁱⁱⁱ
- 1921 Specifications and plans for the school were completed. Council to raise \$75,000 for the building.^{iv}
Tenders called for the construction of a high school.^v
Ground was broken for the new school on October 19th.^{vi}
- 1922 General Amherst High School is opened. The lower floor consisted of a Manual Training Room, Forge Shop, Art Room, Domestic Science Room, Gymnasium, Principal’s Room, Lady Teacher’s Room, and Boys’ and Girls’ toilets. The upper floor consisted of five classrooms, four large and one smaller for advanced form-one of the large rooms was allotted to commercial work and another to science laboratory work.
-“marks an epoch in the development of this historic settlement”
-“strikes a note in educational forethought that will keep it at least until other municipalities awake into a like sense of their responsibilities, a unique example of its kind.”
-“the allotment and distribution of accommodation in the building make it an ideal working example of a ‘vocational academic’ high school”
-“an attempt has been made to produce an exterior which, in general design, possesses dignity and restraint consistent with the educational functions of the

building, and at the same time by being different from the usual run of such buildings.”

-designed and carried out from plans and specifications and under the supervision of Harold McEvers, architect, Windsor^{vii}

- 1924 Grant/ Thomas A. Thornton to The High School Board of Amherstburg/ The westerly 45ft of the southeasterly quarter of Lot 2, west side Sandwich St.^{viii}
- 1928 Deed/ Joel Craig & wife to The High School Board of Amherstburg/Easterly 60ft of the southwesterly quarter of Lot 2^{ix}
- 1929 A gymnasium is added to the school, located immediately north of the general offices.^x
- 1938 The basement of the school is fitted out with shop-work rooms.^{xi}
- 1947 The first school cafeteria is opened.^{xii}
- 1952 An addition of four rooms is put on the west side of the school, including a Home Economics room, a general shop, an agricultural lab, and a classroom. Official opening was January 25, 1952.^{xiii}
- 1953 Deed/ Garnet R. Braun and June Evelyn Braun to The Amherstburg District High School Board/ Pt. of Lot 2 (central)^{xiv}
- 1960 An addition of six rooms plus a basement cafeteria is added to the east side of the school. Architect J.P. Thomas Associates. The rooms include four classrooms, a large library-classroom, and a third science room. The school can now accommodate 500. Official opening May 25, 1960.^{xv}
- 1963 Grant/ (Joseph) Thrasher to The Amherstburg District High School Board/ Pt. Lot 2^{xvi}
Grant/ Edgar Karrer to The Amherstburg District High School Board/ Pt. Lot 3^{xvii}
Grant/ Marjorie Radley Hamilton to The Amherstburg District High School Board/ Pt of west ½ Lot 3^{xviii}
Grant/ Frank L. Arnett & Ethel M. Larke to The Amherstburg District High School Board/ Pt of west ½ of Lot 3^{xix}
- 1964 Collavino Brothers Lowest Tender for the construction of an addition.^{xx}
Architect's Drawing completed for the proposed addition, which includes a double gymnasium and vocational wing to the north.^{xxi}
The old gymnasium is demolished.^{xxii}
Six murals are nearing completion on the West exterior wall of the gymnasium, designed by John Oliver, showing six different historic views. First, a pioneer

amidst freshly chopped stumps; second, the passage of LaSalle's ship Griffon in 1679; third, the establishment of Fort Malden, with corn in the foreground indicating the growth of agriculture; fourth, the meeting of Brock and Tecumseh in 1812; fifth, the Battle of Lake Erie,; and sixth, the subsequent evacuation and burning of Fort Malden by the British Army^{xxiii}

Official Opening of New Vocation Wing and Gymnatorium December 3, 1964.
Cost was \$1,800,000^{xxiv}

High School Now Able to Offer Full Opportunities of Re-Organized Program- “-
The children of the Amherstburg district will be able to enjoy the same type of education as offered in large city schools.”^{xxv}

- 1965 Grant/ Emile T. Laframboise to The Amherstburg District High School Board/
southeast ¼ Lot 2^{xxvi}
- 1967 Another addition is built, including all parts which front on Sandwich Street and a
third gymnasium on Laird Avenue, along with other facilities in the center.
Architect J.P. Thompson Associates. Three more murals are added to the West
wall of the school in commemoration of Canada's Centennial year; first, “One
Hundred Years”, showing with a river tugboat baring 3 flags including British,
Italian, and maybe French/Dutch, as well as the centennial logo; secondly,
“North to Freedom 1793”, showing a map of North America, slavery chains and
ball, and male and female forms; third, a nameless mural with a log cabin,
Indigenous forms, coureur de bois, and a priest. These new murals were also
designed by John Oliver.^{xxvii}
Official opening November 17, 1967^{xxviii}
- 1993 Classrooms redesigned and renovated.^{xxix}
- 2000 A sports lobby/Hall of Fame is opened in front of the school gymnasium.^{xxx}
- 2012 Restoration work begins on the fading murals on the west wall of the school.^{xxxi}

ⁱ Essex County Land Registry Instrument #4511, Marsh Collection Society

ⁱⁱ Essex County Land Registry Instrument #4512, MCS

ⁱⁱⁱ ECLR Instrument #8141, MCS

^{iv} The Amherstburg Echo June 3, 1921

^v The Amherstburg Echo July 8, 1921

^{vi} Echo October 21, 1921

^{vii} Dedication Program, Marsh Collection Reference Files, and The Amherstburg Echo July 21, 1922

^{viii} ECLR Instrument #9455, MCS

^{ix} ECLR Instrument #10022, MCS

^x Echo February 15, 1929, and April 26, 1929

^{xi} Echo August 12, 1938

^{xii} Echo October 9, 1947

-
- ^{xiii} Official Opening Program, Marsh Collection Reference Files, and The Amherstburg Echo January 31, 1952.
- ^{xiv} ECLR Instrument #14472, MCS
- ^{xv} Echo May 25, 1960, Official Opening Program, Marsh Collection Reference Files
- ^{xvi} ECLR Instrument #294360, Abstract for Lot 2 W.S. Sandwich, Accessed via onland.ca
- ^{xvii} ECLR Instrument #291330, Abstract for Lot 3 W.S. Sandwich, Accessed via onland.ca
- ^{xviii} ECLR Instrument #294072, Abstract for Lot 3 W.S. Sandwich, Accessed via onland.ca
- ^{xix} ECLR Instrument #294073, Abstract for Lot 3 W.S. Sandwich, accessed via onland.ca
- ^{xx} Echo January 9, 1964
- ^{xxi} Echo January 16, 1964.
- ^{xxii} Echo February 20, 1964
- ^{xxiii} Echo August 27th, 1964
- ^{xxiv} Official Opening Program, MCS Reference Files
- ^{xxv} Echo December 10, 1964
- ^{xxvi} ECLR Instrument #344877, Abstract for Lot 2 W.S. Sandwich, accessed via onland.ca
- ^{xxvii} Echo November 17, 1967
- ^{xxviii} Official Opening Program, MCS Reference Files
- ^{xxix} The Windsor Star April 7, 1993
- ^{xxx} Echo November 28, 2000
- ^{xxxi} Echo January 12, 2012

J Amh 4592

Dated May 7th 1901

way
Caldwell

-TO-

Anderdon & Malden
Agricultural Soc.

^ 275⁰⁰

Deed of Land

SITUATE

Amherstburg
1. W 5 St. $\frac{77}{100}$
100 32 per

Newsome & Co., Limited, Law Stationers, Toronto, Ont.

Franklin A. Hough

O. Amh. 8141

Dated March 26th A.D. 1920

The Amherstburg, Anderdon and
Malden Agricultural Society

-TO-

The High School Board of the
Town of Amherstburg.

Deed of Land

SITUATE

TOWN OF AMHERSTBURG.

Newsome & Gilbert, Limited, Toronto

1 W 5 Sandwich St

Pl. - 87

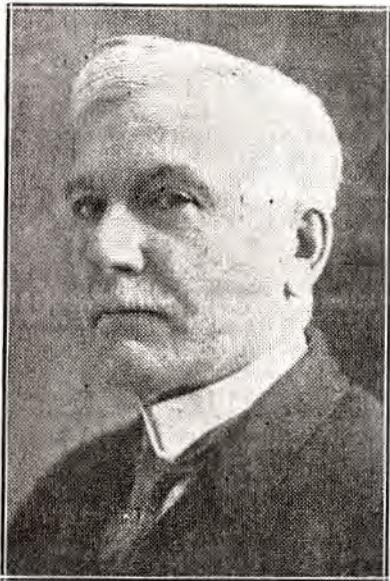
FRANKLIN A. HOUGH, B.A.

BARRISTER, ETC.

AMHERSTBURG, ONTARIO

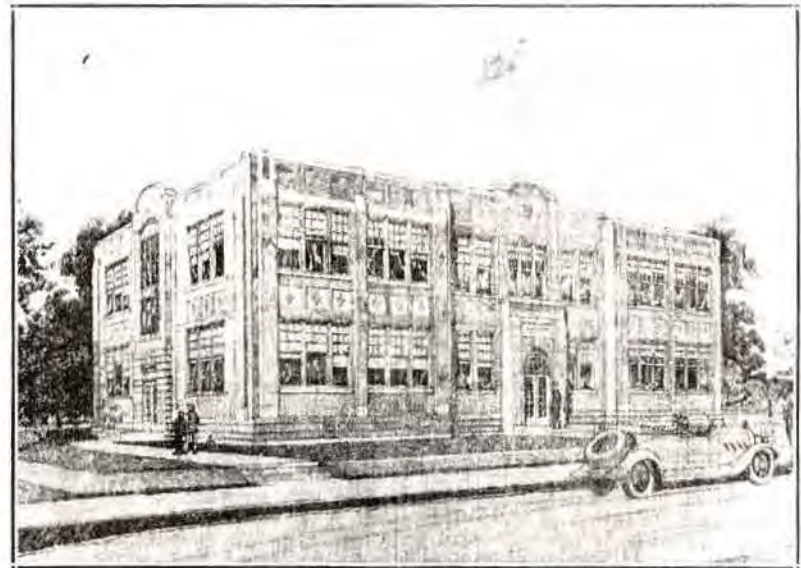
Dedicated
Thursday, July 20th,
1922

by



Honourable George P. Graham,
M. P. SOUTH ESSEX
Minister of Militia and Defence for the Dominion of Canada.

A Beautiful
New Educational Centre



“General Amherst” High School
Amherstburg, Ontario.

Compliments of THE AMHERSTBURG ECHO

DESCRIPTION

The recent completion of the General Amherst High School in Amherstburg marks an epoch in the development of this historic settlement, while in the annals of education a new and brighter lease of life is taken and a new era consistent with the importance of this town and its future promise, is entered upon.

The new General Amherst High school strikes a note in educational forethought that will keep it, at least until other municipalities awake into a like sense of their responsibilities, a unique example of its kind. In this building are embodied requirements that have been arrived at after a close and systematic study of the needs of the young people of the municipality of all conditions and predilections. Great credit is due to the Board and those who have helped, for the radical lines of thought and broad vision that marked the undertaking, but particularly to those late colleagues of the Board whose unwearied energy and keen interest aroused the gratitude of all they came in contact with—Dr. Abbott and Mr. Overholt. It is impossible without alluding to them, to either think or make mention of this school, a monument to their efforts.

The allotment and distribution of accommodation in the building make it an ideal working example of a "vocational academic" High school. Roughly speaking the lower floor is devoted to vocational purposes and the upper to academic. The former consists of Manual Training Room, Forge Shop, Art Room, Domestic Science Room, Gymnasium, Principal's Room, Lady Teachers' Room and Boys' and Girls' Toilets. The Forge Shop is placed at the northwest corner of the school with entrance off the boys' vestibule—this enables students soiled from mechanical shop work to avoid passing through the school when leaving. The floor

of this room is lower than that of the ground floor, being at grade level to facilitate entry of heavy moving machines for demonstration and instruction. The upper floor consists of five class-rooms, four large and one smaller for an advanced form. One of the large class rooms is allotted to commercial work and has a typewriter room at one end separated by glazed partition so that it is under direct supervision from the Commercial Class Room. Another of these class-rooms is for Science Laboratory work and has a small apparatus room directly off it. The basement accommodates boiler plant, ventilating unit, coal room and storage space.

The mechanical equipment of the building is of the highest class. Heat is supplied by two "Royal" sectional down-draft steam boilers. They are specially efficient, smoke consuming type of boiler, and are of such size that in normal cold weather one boiler need only be operated while in an extreme spell both boilers will be thrown in. The heating system is fitted with an air line connected to all radiators and ensuring a positive circulation of steam at all times. The fan unit draws its air supply down from the roof through the centre of the building. The location of this fresh air shaft, protected by screen and lowers at the top, insures the cleanest supply of air. The fan, driven by a small electric motor, draws the fresh air down the shaft and over the stacks of radiators where it is warmed to the correct temperature and then whirled through ducts to the various rooms at the rate of 12,500 cubic feet a minute. All rooms discharge their foul air directly up to ventilators in the roof. All this ventilating machinery is situated adjacent to the boiler room where it can be manipulated by the man in charge of the heating plant. The toilets are not

connected to the main system but each has a small disc fan set high up in the wall and drawing the air out and up to the roof. This is in contrast with the rooms where the air is blown in by mechanical means—in the toilets the air is sucked out; this prevents possibility of odors from the toilets permeating into the corridors. This ventilating system insures an unflinching supply of fresh air, correctly tempered to all rooms of the school at a time when it is too cold to open the windows, with the result that the pupils are working under conditions conducive to both good health and mental progress. The plumbing fixtures of the school are of the best class. All basins, bowls and urinals are of imported English solid porcelain. The toilets are equipped with showers in addition.

Careful attention was given to the matter of lighting and the distribution and capacity of the fixtures produce ideal working conditions for both dull weather and evening classes. A signal system is installed throughout the school with gongs in corridors and will be used in both class signals and fire alarm. Buttons operating these are located in all rooms, corridors and boiler room.

An attempt has been made to produce an exterior which, in general design, possesses dignity and restraint consistent with the educational functions of the building, and at the same time by being different from the usual run of such buildings, interests by a sense of individuality. A magnificent site enhances the appearance of the building, which, occupying the north end of the park, fronts the park and has that magnificent sweep of ground

to set it off. Broad and ample corridors run the full length of the school and at either end are connected by metal stairs of pressed steel construction, and large windows at the landings amply light both upper and lower corridors. The corridors have on both sides a recessed portion in which the students' steel lockers will be placed. Fire hydrant piping runs to both corridors.

Some of the figures of material quantities might be of interest. In the excavation 1050 cubic yards were removed. In the foundations, 400 yards of concrete were poured; 61,500 face and 159,000 common brick were used in the structure; 13,000 F.B.M. of maple flooring were laid. The cubical contents of the building is 296,300 cubic foot and cost per cubic foot of all trades is 26.2 cents per cubic foot. The cost of building alone, exclusive of plumbing, heating, ventilation and electric, is 17.8 cents per cubic foot. The cost of the building, including mechanical trades is \$67,674.39.

The first sod was turned on the 17th of October, 1921, and the virtual completion of the building was the 15th of April. Great credit is due to Ernest Clarke, Limited, of Windsor, Ont., for the expeditious manner in which the contract was carried out and the thorough and conscientious spirit in which the plans and specifications were interpreted. The work already done by this new firm in Essex county has established a reputation for uprightness and painstaking work.

The building was designed and carried out from plans and specifications and under the supervision of Harold McEvers, A.R.I.B.A., architect, Victoria Block, Windsor, Ont.

High School Board, 1922.

F. M. FALLS, Chairman
COLIN WIGLE
MACOMB MULLEN
J. H. SUTTON

I. S. BROWN
HILLAND PETTYPIECE
P. A. BARRON
SIMON BERTRAND

THE AMHERSTBURG ECHO.

AMHERSTBURG'S NEW HIGH SCHOOL.

The recent completion of the General Amherst High School in Amherstburg marks an epoch in the development of this historic settlement, while in the annals of education a new and brighter lease of life is taken and a new era consistent with the importance of this town and its future promise, is entered upon.

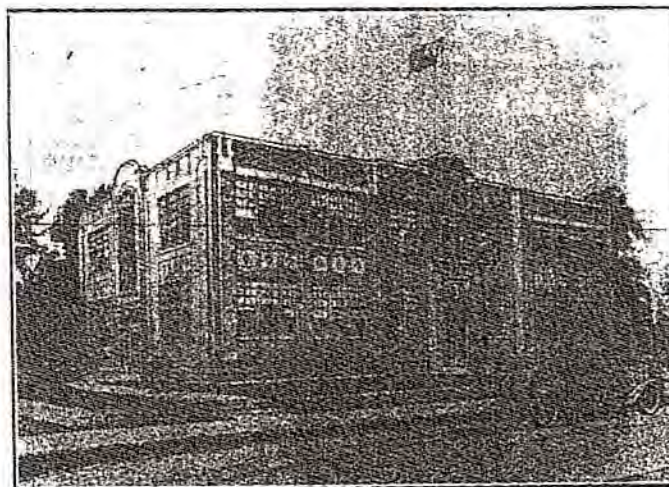
The new General Amherst High school strikes a note in educational forethought that will keep it, at least until other municipalities awake into a like sense of their responsibilities, a unique example if its kind. In this building are embodied requirements that have been arrived at after a close and systematic study of the needs of the young people of the municipality of all conditions and predilections. Great credit is due to the Board and those who have helped, for the radical lines of thought and broad vision that marked the undertaking, but particularly to those late colleagues of the Board whose unwearied energy and keen interest aroused the gratitude of all they came in contact with—Dr. Abbott and Mr. Overholt. It is impossible without alluding to them, to either think or make mention of this school, a monument to their efforts.

The allotment and distribution of accommodation in the building make it an ideal working example of a "vocational academic" High school. Roughly speaking the lower floor is devoted to vocational purposes and the upper to academic. The former consists of Manual Training Room,

Forge Shop, Art Room, Domestic Science Room, Gymnasium, Principal's Room, Lady Teachers' Room and Boys' and Girls' Toilets. The Forge Shop is placed at the northwest corner of the school with entrance off the boys' vestibule—this enables students soiled from mechanical shop work to avoid passing through the school when leaving. The floor of this room is lower than that of the ground floor, being at grade level to facilitate entry of heavy moving machines for demonstration and instruction. The upper floor consists of five class-rooms, four large and one smaller for an advanced form. One of the large class rooms is allotted to commercial work and has a typewriter room at one end separated by glazed partition so that it is under direct supervision from the Commercial Class Room. Another of these class-rooms is for Science Laboratory work and has a small apparatus room directly off it. The basement accommodates boiler plant, ventilating unit, coal room and storage space.

The mechanical equipment of the building is of the highest class. Heat is supplied by two "Royal" sectional down-draft steam boilers. They are specially efficient, smoke consuming type of boiler, and are of such size that in normal cold weather one boiler need only be operated while in an extreme spell both boilers will be thrown in. The heating system is fitted with an air line connected to all radiators and ensuring a positive

"GENERAL AMHERST"



AMHERSTBURG'S NEW HIGH SCHOOL.

circulation of steam at all times. The fan unit draws its air supply down from the roof through the centre of the building. The location of this fresh air shaft, protected by screen and, lowers at the top, insures the cleanest supply of air. The fan, driven by a small electric motor, draws the fresh air down the shaft and over the radiators where it is

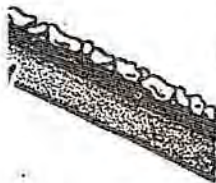
sign, possesses dignity and restraint consistent with the educational functions of the building, and at the same time by being different from the usual run of such buildings, interests by a sense of individuality. A magnificent site enhances the appearance of the building, which, occupying the north end of the park, fronts the park and has that magnificent sweep of ground

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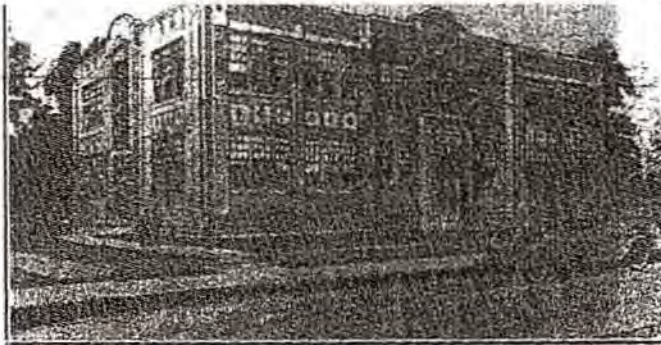
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AMHERSTBURG'S NEW HIGH SCHOOL.

circulation of steam at all times. The fan unit draws its air supply down from the roof through the centre of the building. The location of this fresh air shaft, protected by screen and lowers at the top, insures the cleanest supply of air. The fan, driven by a small electric motor, draws the fresh air down the shaft and over the stacks of radiators where it is warmed to the correct temperature and then whirled through ducts to the various rooms at the rate of 12,500 cubic feet a minute. All rooms discharge their foul air directly up to ventilators in the roof. All this ventilating machinery is situated adjacent to the boiler room where it can be manipulated by the man in charge of the heating plant. The toilets are not connected to the main system but each has a small disc fan set high up in the wall and drawing the air out and up to the roof. This is in contrast with the rooms where the air is blown in by mechanical means—in the toilets the air is sucked out; this prevents possibility of odors from the toilets permeating into the corridors. This ventilating system insures an unflinching supply of fresh air, correctly tempered to all rooms of the school at a time when it is too cold to open the windows, with the result that the pupils are working under conditions conducive to both good health and mental progress. The plumbing fixtures of the school are of the best class. All basins, bowls and urinals are of imported English solid porcelain. The toilets are equipped with showers in addition.

Careful attention was given to the matter of lighting and the distribution and capacity of the fixtures produce ideal working conditions for both dull weather and evening classes. A signal system is installed throughout the school with gongs in corridors and will be used in both class signals and fire alarm. Buttons operating these are located in all rooms, corridors and boiler room.

An attempt has been made to produce an exterior which, in general de-

sign, possesses dignity and restraint consistent with the educational functions of the building, and at the same time by being different from the usual run of such buildings, interests by a sense of individuality. A magnificent site enhances the appearance of the building, which, occupying the north end of the park, fronts the park and has that magnificent sweep of ground to set it off. Broad and ample corridors run the full length of the school and at either end are connected by metal stairs of pressed steel construction, and large windows at the landings amply light both upper and lower corridors. The corridors have on both sides a recessed portion in which the students' steel lockers will be placed. Fire hydrant piping runs to both corridors.

Some of the figures of material quantities might be of interest. In the excavation 1050 cubic yards were removed. In the foundations, 400 yards of concrete were poured; 61,500 face and 159,000 common brick were used in the structure; 13,000 F.B.M. of maple flooring were laid. The cubical contents of the building is 296,300 cubic foot and cost per cubic foot of all trades is 26.2 cents per cubic foot. The cost of building alone, exclusive of plumbing, heating, ventilation and electric, is 17.8 cents per cubic foot. The cost of the building, including

The first sod was turned on the 17th of October, 1921, and the virtual completion of the building was the 15th of April. Great credit is due to Ernest Clarke, Limited, of Windsor, Ont., for the expeditious manner in which the contract was carried out and the thorough and conscientious spirit in which the plans and specifications were interpreted. The work already done by this new firm in Essex county has established a reputation for uprightness and painstaking work.

The building was designed and carried out from plans and specifications and under the supervision of Harold McEvers, A.R.C.A., architect, Victoria Block, Windsor, Ont.

AMHERSTBURG PUBLIC SCHOOL.

Promotion Report.

Sr. III to Jr. IV—Passed—*Verrall Colton, *Oliva Mumford, *Josephine Lowe, *Edith McGee, *Ormond Hamilton, *Martin Pickering, Gladys Atkinson, Ida Carter.

Jr. III to Sr. III—Passed—*Mildred Archibald, *Rupert Scott, *Wilfred Stimpson, *Marjorie Eccles, *Walter McQueen, *Muriel Ridsdale, *Muriel George, Helen Burk, *Albert Albert Spearing, Florence

Division VI—Standing only: First Book—Marjorie Townsend, Charlie Wellman, Ruby Chapman, Elmer Her, Sarah Scott, William Finlay, Joseph Shepley, Howard Craig, Clifton Turner, Julia Craig, Harold Wilson, Elizabeth Brownlee, Margaret Fox, Valma Baltzer, Wilfred Keth. Promoted to First Book—Irene Eggleton, Cecil Bauer, Elsie Spearing, Lorne Stauning, Ellen Grant, Aurellan Wigle, Kerwin Kett, Arthur Jubenville, Henry Chambers.

Division VII—Standing only: Class 9—George Horrobon, John Garrels, Phadella Turner and James Beacom, Stanley McManamy, Barton Donnelly.

NAVY C CIGARET

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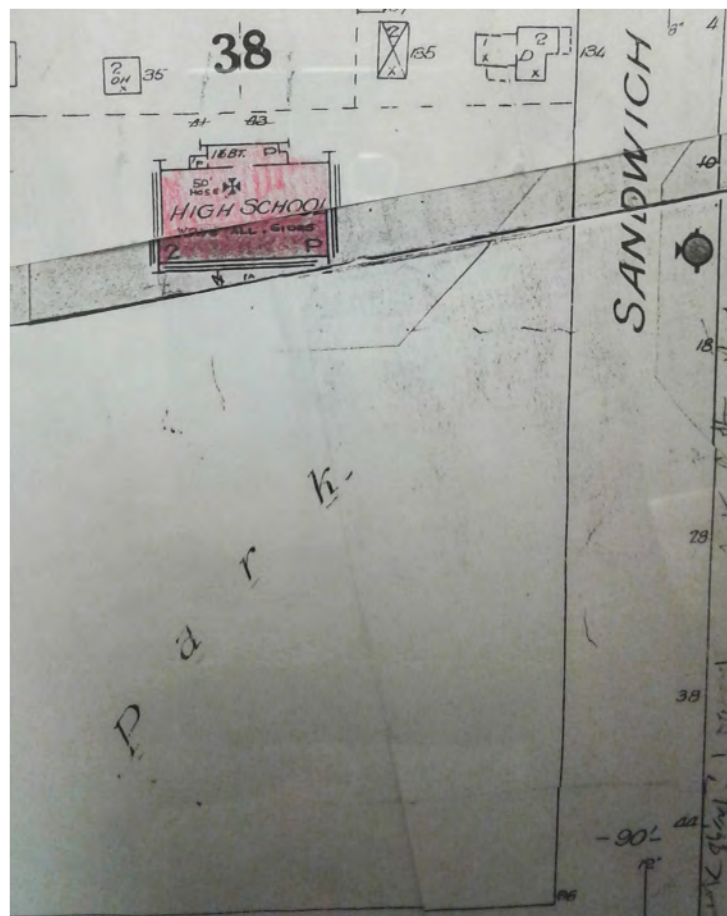
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General Amherst High School, 1922
Marsh Collection Society P1588



Extract from Fire Insurance Plan of Amherstburg dated 1926
Marsh Collection Society

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Dated December 22nd. A. D 1924

THOMAS A. THORNTON
et al

—TO—

THE HIGH SCHOOL BOARD,
Amherstburg, Ont.

Deed of Land

Amh

Newsome & Gilbert, Limited, Toronto

2 W Sand St.

WILLIAM C. INCH,
Barrister, Etc.,
Amherstburg Ont.

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Dated

Amh. 1002
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February 15th 19 28

JOEL CRAIG
AND
WIFE

—TO—

THE HIGH SCHOOL BOARD
OF AMHERSTBURG

Deed of Land

SITUATE IN

AT AMHERSTBURG

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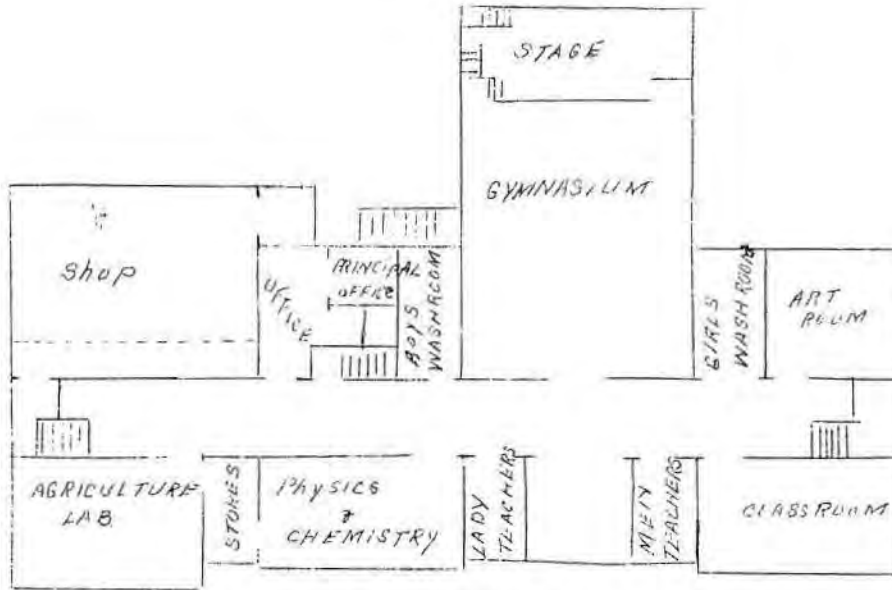
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A. W. McNALLY

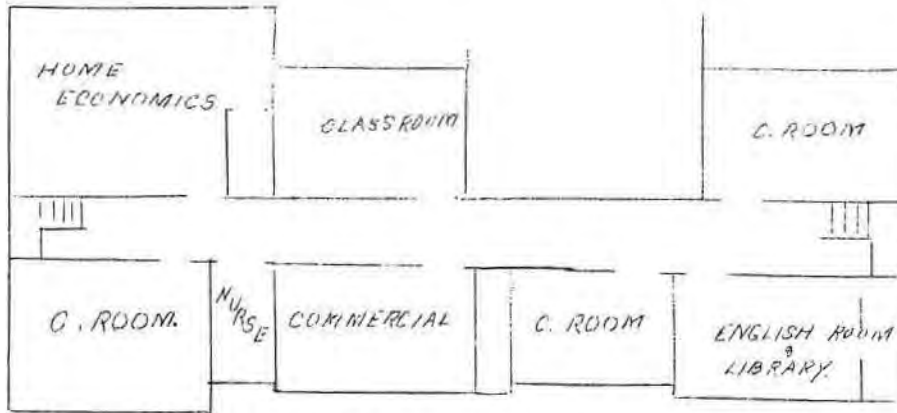
Barrister &c.

PLAN OF "GENERAL AMHERST"
HIGH SCHOOL

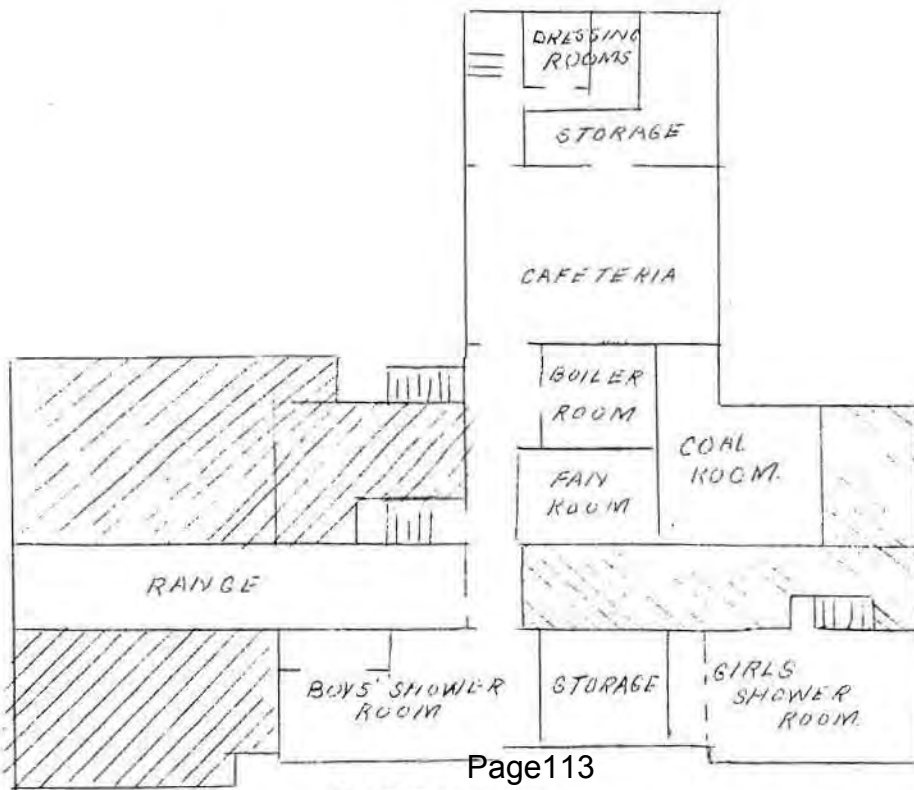
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MAIN FLOOR



UPPER FLOOR



BASEMENT

SOUVENIR PROGRAMME

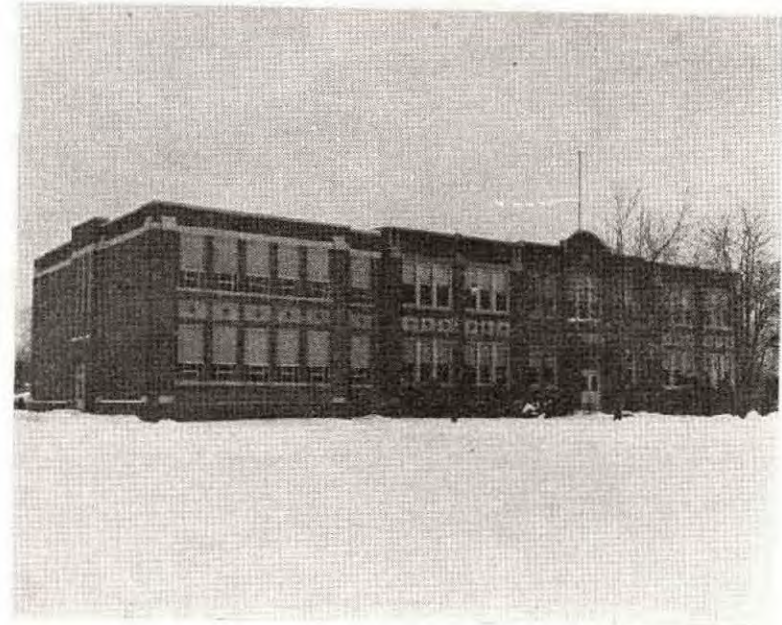
Of The

AMHERSTBURG DISTRICT HIGH SCHOOL
Amherstburg

OFFICIAL OPENING

JANUARY THE TWENTY-FIFTH
1952

Amherstburg District High School 1951



Architect — J. C. Pennington, Windsor

General Contractor — W. H. Brockenshire & Co., Windsor

Plumbing and Heating — Carter Plumbing & Heating, Amherstburg

Electrical — Marontate & Paisley, Amherstburg

Dated December 28th

1953

W. Amherstburg 14472

GARNET R. BRAUN and JUNE EVELYN
BRAUN

TO

THE AMHERSTBURG DISTRICT HIGH
SCHOOL BOARD

Amherstburg, Ont.

Deed of Land

SITUATE

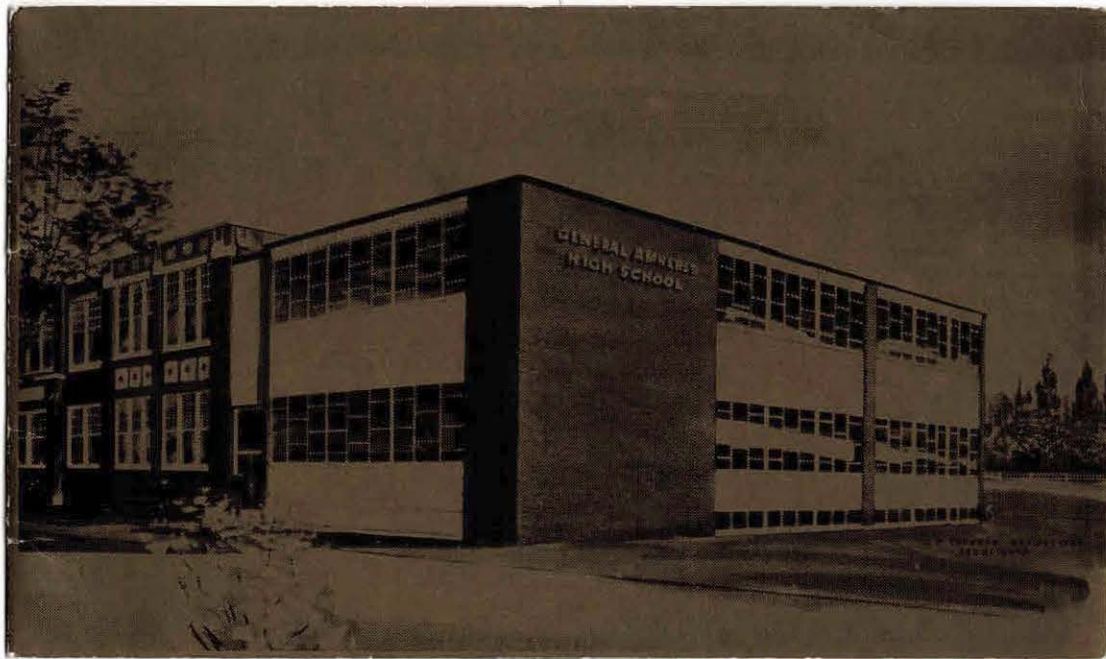
Town of Amherstburg, County
of Essex, part of Lot No. 2,
Plan No. 7.

Newsome & Gilbert, Limited, Toronto

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DONALDSON & THRASHER,
Barristers & Solicitors,
904 Canada Building,
WINDSOR, Ontario.

7-B



Official Opening

NEW ADDITION

Amherstburg District High School

WEDNESDAY, MAY 25, 1960

EIGHT P.M.

AMHERSTBURG BICENTENNIAL COMMITTEE

**BICENTENNIAL PROJECT PROPOSAL FOR
GENERAL AMHERST HIGH SCHOOL MURAL RESTORATION**

REPORT # 1 MARCH 19, 2008

SUBMITTED BY PAUL HERTEL

The First Addition Set of Six (1965)



David Botsford is credited with an article printed in the Amherstburg Echo August 27 1965.

David P. Botsford, Historian: Explains Murals On West Wall General Amherst High Gymnasium

The new additions to the General Amherst High School are nearing completion and a feature that is generating considerable interest is the series of six murals now in process of being permanently implanted in the west wall of the new gymnasium.

The artist is John Oliver and he and his assistants have been engaged for several weeks working from scaffolding placing the murals. Originally it was intended that athletic motifs would be shown, but in deference to the Amherstburg area's rich heritage in history the theme of the motifs was changed.

In viewing the murals one should bear in mind the limitations of perspective and regard the bottom of the mural as the foreground and the top as the background.

The Second Addition Set of Three (1967)

No description was found in a 1966-1967 microfilm research of the Amherstburg Echo.



One Hundred Years

North to Freedom 1793

No Title

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 1

THE LEFT MURAL depicts a pioneer amidst freshly-chopped stumps with the forest in the background. The first clearing in the area was at the site of the Bois Blanc Mission below Amherstburg on the Detroit River front about 1742 in the French regime.



No Title

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 2

The second mural represents the passage of LaSalle's ship the Griffon in 1679. An Indian on horseback is viewing from the shore the ship under sail. A bit of artistic license is here employed for local historians assert that the Detroit River Indians at that time were not yet acquainted with the horse and that actually the first horse in the Detroit River area was one labouriously transported from Quebec for the use of Cadillac some time after 1701 and named "Colon" (for Columbus) to signify he was the first of his kind in this region.



Griffin 1679

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 3

The third mural shows a later period with Fort Malden erected and occupied by the British who had recently evacuated Detroit when that place was given over to the new United States. The flag shown is that of Great Britain before the union with Ireland. In the foreground corn is shown to indicate the growth of agriculture.



U.E. Loyalists

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 4

THE FOURTH MURAL has as its subject the historic meeting at the home of Colonel Mathew Elliott, of Major-General Isaac Brock and Tecumseh.

This meeting took place at ten o'clock in the night. Brock had just arrived from the Niagara frontier with reinforcements and immediately consulted Tecumseh's counsel for an immediate attack on Detroit evoking from Tecumseh the ejaculation, "Here is a man!" Orders were given setting the militia, Regulars and Indians in motion and on August 12th Detroit was taken. The home of Colonel Elliott where the two famous warriors met stood until recent years when it finally collapsed through weight of years. It had been built in 1874 and was the oldest structure in a radius of some two hundred miles.



Brock and Tecumseh 1812

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 5

THE FIFTH MURAL represents the battle of Lake Erie and shows a careening ship under fire from a cannon. The battle on the lake took place on September 10th, 1813 and resulted in an American victory. The flagship of the British fleet was the "Detroit" commanded by Commodore Robert Heriot Barclay. The United States fleet was headed by the "Lawrence" and commanded by Commodore Oliver Hazard Perry. The loss of the British fleet compelled Colonel Proctor commanding at Amherstburg to attempt a retreat.



No Title

DAVID BOTSFORD'S HISTORICAL DESCRIPTION OF THE 1965 MURALS

PANEL 6

The sixth mural has for its theme the consequences resulting from the American victory on the Lake. The fort was burned by the Royal Engineers just before the retreat commenced so as to render it useless to the Americans. The mural shows the structure of the fort destroyed, the American flagship off shore and flags to show the period of the American occupation.

The Fort at Amherstburg was the only British Post in American hands at the date of the signing of the Peace ending the War of 1812 and in the treaty it was returned to the British, the Americans evacuating from it on July 1st, 1815. It was destined to be used for a further period of forty-four years before it was disestablished.



American Occupation

THE ARTISAN AND THE ARTIST BEHIND THE MURALS

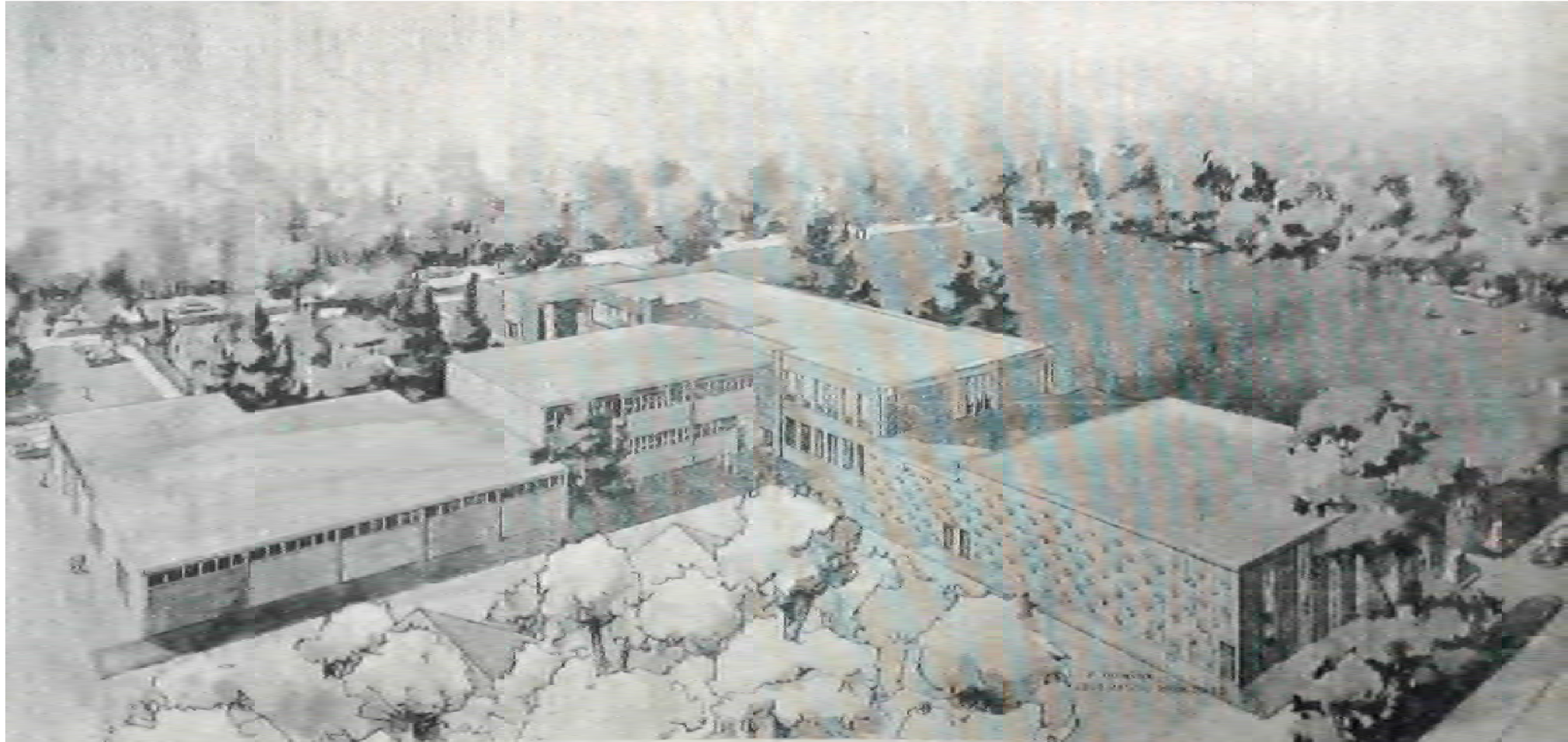
The artisan in charge of the mural construction was Bruno Vendrasco, a Windsor plasterer, who obtained the subcontract to construct the murals from architectural firm JP Thomson & Associates. Vendrasco did some 50 murals throughout Windsor and Essex County, but has never been recognized for his work.

The 1960s material used for the murals' texture was called "granolux", and was difficult to use and apply. Bruno Vendrasco has indicated a willingness to examine the murals and share further insights on the technical side of the construction, and restoration suggestions.

The design work leading to full scale stencils was done by John Oliver, a recently retired commercial art teacher living in Huntsville Utah.

Further information from John Oliver's files is expected shortly to help describe better the design rationale, content, and context for the selection of subject matter.

Submitted By Paul Hertel (519-736-5022)
March 19, 2008



The Amherstburg Echo January 16, 1964

Official Opening

OF THE

New Vocational Wing and Gymnasium

Built by The Government of Canada
The Province of Ontario
The Amherstburg High School District

for

TECHNICAL AND COMMERCIAL EDUCATION



Amherstburg District Secondary School



FRIDAY, DECEMBER 4th, 1964
8:15 P. M.

Official States At Opening of Wing

High School Now Able To Offer Full Opportunities of Re-Organized Program

"Your school is now able to offer the full opportunities of the reorganized program for secondary schools in Ontario", W. T. Laing, Assistant Superintendent of Secondary Education, Western Ontario Division, remarked during his talk at the official opening of the new million dollar addition to the General Amherst High School on Friday evening. He added the children of the Amherstburg district will be able to enjoy the same type of education as offered in large city schools.

Mr. Laing represented the Minister of Education and at the end of his address declared the school officially opened. He was introduced by William Wood, district inspector, who observed, "No man in Western Ontario has done more for secondary education than Mr. Laing".

"The school is designed for 840 pupils and even at this stage it is reaching its limit and it is likely, in the not too distant future, the board will have to consider a further addition", he said.

* *

MR. LAING told the school has the most modern equipment and is designed to develop fully the potential greatness of all pupils. He continued that over one half of the pupils in secondary schools are in the vocational four-year courses that are preparing them for gainful employment when they graduate from Grade 12.

"A school is only as good as its teachers and Amherstburg has been fortunate in this respect", he observed and added, "Your able principal and his staff backed with the support of the board and community have the opportunity of building an even greater excellence in education".

Mr. Laing told that in the last 17 years the number of pupils in Ontario secondary schools has increased three times while the growth of General Amherst has gone from 166 pupils and seven teachers in 1957 to 760 pupils and 38 teachers in 1964.

* *

"Secondary education has gone a long way since its inception in 1904", R. W. Bailey, chairman of the Amherstburg District High School Board, remarked in his address at the official opening of the new million dollar vocational wing and gymnasium on Friday evening.

Mr. Bailey's remarks follow: "This is indeed an important occasion for all of us and on behalf of the High School Board, I welcome you here tonight.

I feel that everyone is primarily interested in seeing the new addition, so I shall make my remarks as brief as possible.

Many hours of planning — a few heartaches — and headaches — along with the modern building materials of today, have all been combined to give us this lovely new addition which we are here to officially open this evening.

I am sure, after you have a chance to look around, you will agree secondary education in this area has come a long way since its inception in 1904. From a few rented rooms in the public library at that time, it steadily progress-

Continued from page 4-B)

December 10, 1964

Official Opening High School Wing

(Continued from page 1-A)

ed until a high school was built in 1922 on this site. Through the years, this original nine room school has been increased to the present 30 rooms, plus this gymnasium. Of course, the expansion ties in with increased enrollment, which has grown from 84 in 1922 to 760 young men and women in our school today.

It was this group of young people with whom, we as a board, were vitally concerned and were anxious to provide them with the best educational facilities possible.

I think we have done just that, along with the aid of our architects, the contractors, the advisory vocational committee and also Mr. Cozens and his staff. But we can not stop here. At this point, we must challenge the students, to add the finishing touches to these cold lifeless walls. They must use these facilities and benefit from them in order for this investment in their future to pay dividends.

It is therefore, our sincere hope that the walls of this beautiful gymnasium will ring with shouts of happiness and bear witness to good sportsmanship both in victory and defeat.

In the academic and technical wing, you will find the necessary tools with which each and every one of our young people may equip himself or herself for a happy and profitable future. We simply ask — be eager to learn and develop your talents to the fullest.

We have been happy to see

this project through to its completion, but may I, at this point, stress the fact that all this could not have been possible without the help and cooperation received from both our federal and provincial governments. Together with their 75% of the cost, with the remainder to be borne by our school area, Amherstburg, Malden and Amherstburg.

In conclusion, I thank the taxpayers and all those who in any way helped make all this possible.

TAKING PART in the program were Rev. J. E. Martin, pastor of St. John the Baptist Church, Rev. D. S. Henry, rector of Christ Church and Miss Carol Courtney, who offered piano selection.

L. E. Delmore, vice chairman of the board, introduced the platform guests and R. W. Bailey introduced the members of the board and advisory vocational committee. Mr. Bailey paid tribute to W. K. Sidey, former principal and secretary of the board, for his untiring work during the construction period.

Samuel Thompson, of Collavino Brothers, contractors, turned the key of the new building over to Gerald Simrod of J. P. Thomson Associates, architects, who presented it to R. W. Bailey, chair-

man of the board. Mr. Bailey turned it over to Reg. Cozens, principal.

"The simple act of giving and receiving a key is an awesome challenge charging my colleagues and myself with one of the important phases of young lives. We accept that challenge and promise to do our best", Mr. Cozens remarked.

★ ★

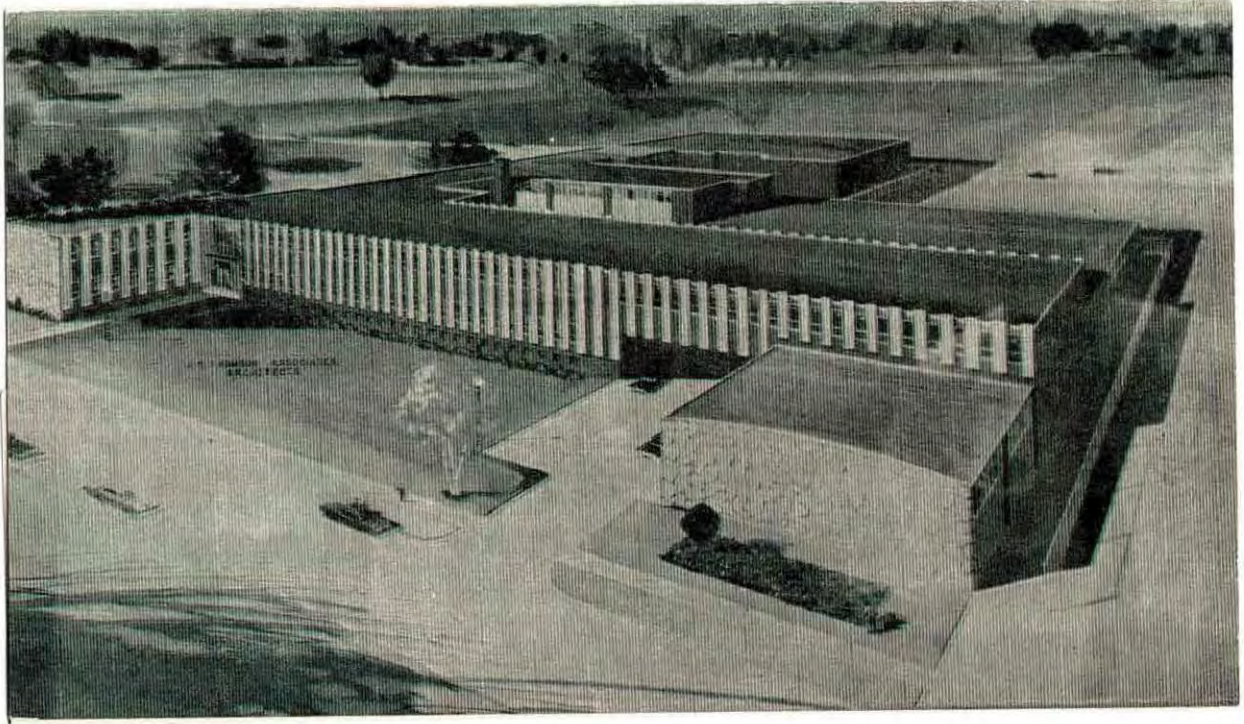
ON BEHALF of the students, Stanley Bezaire, president of the students' council, thanked the department and the board for the enlarged facilities. Miss Sharyn Hall, vice president of the students' council, presented Mrs. Laing and Mrs. Wood with bouquets.

Members of the Amherstburg District High School Board include R. W. Bailey and Dr. E. D. Hutchinson, representing Amherstburg; C. D. Bailey, appointee from the Amherstburg Public School Board; L. J. Fox, representing Amherstburg Separate School Board; W. Hallock, Anderson representative; Earl A. McGee, Malden appointee and R. B. MacGregor, appointed by the Essex County Council.

Members of the Advisory Vocational Committee are C. D. Bailey, chairman, D. Kirkaldy, Mrs. William Knight, Mrs. R. Lozon, J. Warren, R. W. Bailey, L. R. Delmore and W. Hallock.

An inspection of the school followed the program. Members of the staff and senior students were on duty guiding the visitors about the building.

December 10, 1964



official opening

General Amherst High School

AMHERSTBURG, ONTARIO

FRIDAY, NOVEMBER 17, 1967 — 8:00 P.M.

S-73

1987 1967



THE ARCHITECT . . .

J. P. Thomson Associates, Architects have designed over 150 school projects including elementary schools, secondary schools, retarded children's schools and have recently been commissioned by the Canadian Department of External Aid to be the architects on a new vocational school in Guyana, South America.

The firm has been privileged to be the architects for all the additions to General Amherst District High School since 1959 when the school consisted of only 12 teaching areas up to its present size to serve 1600 students in Academic, Commercial and Vocational Courses.

our thanks
 The Amherstburg High School Board acknowledges with thanks the generous donation by Mr. H. Murray Smith, of the native Lime stone which so beautifully enhances the front of the high school.



THE CONTRACTOR . . .

Incorporated in 1951, Ellis-Don's first year of operation was limited to small school and church projects to the total value of \$150,000.

The company now builds almost every type of building including schools, hospitals, universities, and industrial plants and has just recently completed the most impressive National Library and Archives Building in Ottawa, and are presently constructing the 1600-unit residence at the University of Guelph.

Ellis-Don is rated among the seven largest construction companies in Canada with one hundred and seventy-five salaried employees completing in excess of \$50,000,000 in contracts per year.



programme

- O CANADA
 INVOCATION Fr. J. E. Martin, C.S.B.
 St. John the Baptist Church
 OPENING REMARKS R. W. Bailey, Chairman
 INTRODUCTION of GUESTS William Hall
 INTRODUCTION of BOARD R. W. Bailey
 PRESENTATION of KEYS Contractor to Architect
 to R. A. Cozens, M.A., Principal
 DEDICATION of BUILDING ... Rev. W. C. Tupling, B.A., B.D., S.T.M.,
 Wesley United Church
 GREETINGS FROM DEPARTMENT of
 EDUCATION W. W. Allen, B.A., Area Supt.
 INTRODUCTION of SPEAKER Harvey Jones, Vice Chairman
 ADDRESS Eugene Whelan, M.P.
 APPRECIATION Grant Golden
 BENEDICTION Elder Murray Jones
 R.L.D.S. Church
 GOD SAVE THE QUEEN —
 PIANIST — Joan Vandellinder

AMHERSTBURG DISTRICT HIGH SCHOOL BOARD

- R. W. BAILEY — Chairman
 HARVEY JONES — Vice Chairman
 HAROLD BERNACHI
 GRANT GOLDEN
 GEORGE F. McCURDY
 ADMINISTRATOR — WATSON HALLOCK
 R. A. COZENS, M.A. — PRINCIPAL
 CHARLES BAILEY
 WILLIAM HALL
 MARWOOD PARKS

ADVISORY VOCATIONAL COMMITTEE

- MRS. WILLIAM KNIGHT
 DOUGLAS KIRKALDY
 HARVEY JONES
 C. D. BAILEY
 MRS. M. LOZON
 JOHN NEDA
 GRANT GOLDEN
 R. W. BAILEY

official opening

Eugene Whelan, M.P. Speaker —

Two And A Half Million Dollar Addition To General Amherst Opened

The two and a half million dollar addition to the General Amherst High School was officially opened on Friday evening by Eugene Whelan, M.P. Essex South. Mr. Whelan was a former student at the school.

Praise for the members of the school board was voiced by G. Simrod, representing the architects Thomson and Associates. He told of the co-operation of the board members and the many hours they spent in planning the school and during its construction.

Watson Hallock, business administrator, reported that the contract for the construction of the building was \$1,981,787; architect's fees, \$117,440 and furnishings, \$279,446. To this has to be added the cost of the site.

★ ★
THE FEDERAL government through grants paid 38.5 percent of the cost of the school, the provincial government paid a like amount and 23 percent was divided between the municipalities of Amherstburg, Anderdon and Malden. Anderdon pays 37.79 percent; Amherstburg, 34.41 percent and Malden, 27.98 percent. Mr. Hallock stated it was necessary to issue debentures in the amount of \$920,310 to finance the municipalities share of the cost. The debentures are for 20 years.

Three of the five principals of General Amherst were present. These were R. A. Cozens, present principal; W. K. Sidey, who was principal for 34 years and R. W. Martin, who succeeded Mr. Sidey.

W. W. Allen, area superintendent of the Department of Education, told that General Amherst had doubled its enrolment in five years. He said the caliber of planning was very good which reflected the interest and work on the part of the board. He said General Amherst has a fine staff of teachers.

★ ★
TAKING PART in the program were Rev. J. E. Martin, pastor of St. John the Baptist Church; Rev. W. C. Tupling, pastor of Wesley United Church and Elder Murray

Jones of the R.L.D.S. Church. R. W. Bailey, school board chairman, presided. Mr. Whelan was introduced by Harvey Jones and thanked for his address by Grant Golden.

Following the program the seven hundred in attendance toured the school. The visitors were served with a lunch in the cafeteria.

★ ★
EXCERPTS FROM Mr. Whelan's address follow:

"I would like to leave you tonight with a few impressions that I, as your federal member of parliament, have regarding education and the future of Canada. but first of all, I think I should go back over a little personal history that I have been acquainted with in the development of this high school. I remember the first day I came to General Amherst High School like it was yesterday, the excitement of going to that great big school, and, believe me, it was big alongside of that old one-room school located on Texas Road called Springhill 3 and 4. It was like a new world, full of freedom that I had never known before, and I can see some faces in the audience tonight smiling who had to control that bronco, and even today, I'll bet they wonder if their efforts were futile when they read the papers. I see two teachers here tonight that I remember quite well — Miss Veroncia Coyle and Mr. Philip Gibb, who both seemed to me, at that time, not much older than we were, and we gave them a pretty tough time. I will bet neither ever thought they would live to see the day that that oashful, fun-loving, rough and tumble kid would ever be bringing greetings on behalf of the federal government anywhere, let alone in his own home town in this own old Alma Mater.

I have done some research on technical high schools and have found it very interesting. The first piece of information I found was a royal commission on technical education, which was com-

(Continued on 1-B)

Nov 23, 1967

The Amherstburg

Amherstburg, Ontario, Thursday, Nov. 23, 1967

Two And A Half Million Dollar Addition To General Amherst Opened

(Continued From 1-A)

missioned in 1910 and the report made in 1913. However, it was until 1919 that the act was passed and the program originated.

I am a firm believer that our education system across this nation must become as similar from province to province as possible — why, some may ask — well, mainly because of the great movement of people from place to place in this great nation, which is tremendous, and will even be more so as our nation develops, and the people must have no handicap as far as relocating in some other part of our nation goes.

We can realize, from what I have said, that I am a strong believer in education — technical and otherwise. I might add here that the federal government has been a long-time participant in this type of program and during the last war the technical high schools were in most cases run 24 hours a day to train armed personnel and personnel for industry, which were called war emergency courses.

I LEFT GENERAL Amherst along with several other 16-year olds to take this course, which was called machine shop practice, which lasted six months. The course consisted of learning the operation of lathes, shapers, milling machines, bench work and drafting and blue-print reading. Though I never followed this training up professionally, I have found it a tremendous help to me as an M.P. and as an owner of a mechanized farm. There is never a day goes by that it is not a help in the way of reading blue-prints or understanding someone's problem.

I am pleased to be here tonight representing the federal government on the occasion of the opening of the General Amherst High School. We are honoured to have been a financial partner in this project, and wish to offer our congratulations and best wishes for the future of these much needed educational facilities.

When this project began, the federal government was working with the province on a cost-sharing basis under the old technical and vocational training assistance act. This institution represents only one of many hundreds which were brought into being under the provisions of this act.

EVERYONE IS concerned with costs these days and on the occasion of the opening of the General Amherst High School it is interesting to note that the federal government has contributed some \$1,440,300 in building and equipment costs for this project.

In addition to the money expended, there has been a great deal of time and effort put into the construction and equipping of these schools. This expenditure will be more than justified, I am sure. In this day and age, as I stated earlier, the need for greater education and training is of paramount importance and institutions such as this are playing a vital role in our economic development.

During the six years between 1961 and 1967 the federal government has provided nearly \$600 million to the provinces for the building of vocational and trade schools and technological institutes. It has also added many millions in shared-cost programs to train teachers, apprentices and the unemployed.

WHILE THIS filled a large gap, it did not adequately cover the over-all educational needs of our country. About two-thirds of the federal contribution went for the training of students who had not left the school system. Relatively little actually went toward the retraining of adults whose skills had become obsolete because of technological change.

So after six years of shared-cost arrangements in the technical and vocational training field, the federal government has decided to withdraw from this program and concentrate on occupational training for adults. The new program which went into effect April 1, 1967, is known as the occupational training for adults program. Under this program, the federal government assumes 100 per cent financial responsibility for adult training, leaving the responsibility of the students to the provinces.

In modern day living probably the greatest challenge to employability is brought about by rapid scientific and technological change.

SKILLS THAT ARE valuable today can be obsolete tomorrow. Occupations that seem productive often become relatively unproductive and unrewarding.

What is required of people today, and will be required even more in the next generation, is the ability to adjust to change and to adjust rapidly.

This accelerating pace of change is the fundamental reason for the federal government's new manpower policy, which is basically

concerned with helping people respond to their new economic and technological environment. Its purpose is to create the opportunities and conditions which allow people to obtain and hold jobs for which they are best suited and which in turn makes them most productive.

CANADA TODAY is on the march, forging ahead with the greatest future of any country in the world. In another thirty years we will be one of the most important nations in the world, more important than Great Britain or France, our population will be more than doubled, our development even more than the mind can imagine. We have just finished our greatest year in our history, our 100th birthday. I think it is possible that what we think of as the centenary of confederation may turn out to be our genuine confederation, a period of spiritual rebirth in response to the central social fact of our time. That man must unite, not divide, because he simply will not survive in a state of radical disunity. Technology of course helps to unite the world; we cannot take off in a jet plane and expect a wholly different way of life in the place where the plane lands. But technology in itself does not distinguish unity from uniformity. This distinction is the great mental achievement that democracy has created for the modern world: the realization that identity cannot be preserved either by cutting oneself off from others or by dissolving oneself in others, but only by the flexibility of a larger group where there are great variations of character, and sharp differences of opinion and emphasis, yet all contained within the sense of a common heritage and a common destiny.

Nov. 23, 1967



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF PLANNING AND DEVELOPMENT SERVICES

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Table with 2 columns: Author's Name, Report Date, Author's Phone, Date to Council, Author's E-mail, Resolution #.

To: Mayor and Members of Town Council

Subject: Amending Development Agreement- 83 Sandwich Street S

1. RECOMMENDATION:

It is recommended that:

- 1. The amendments to the Development Agreement for 83 Sandwich Street South between the Town and Mikhail Holdings BE APPROVED; and,
2. By-law 2022-024 being a by-law to authorize the signing of an Amending Development Agreement be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

EXECUTIVE SUMMARY:

N/A

2. BACKGROUND:

The Town is in receipt of an application for site plan control in accordance with Section 41 of the Planning Act from Mikhail Holdings. The applicant is seeking approval of an amending site plan for 83 Sandwich Street South, which will be part and parcel to an Amending Development Agreement. The original Development Agreement was approved by Council on March 10, 2003 and an Amending Development Agreement was approved by Council on May 13, 2019.

The overall lands subject of this report obtained site plan approval and entered into a Development Agreement with the Town of Amherstburg for a Sobey's grocery store in 2003. In 2019 the site plan and development agreement were amended for the addition of a fast food restaurant and drive-through facility on the site. The subject lands affected

by the proposed amendment are described as Part Lots 10-15 Plan 6, Part of Lots 2 Plan 240, Designated as Pt 1 on 12R-14490. The applicant wishes to amend the existing, approved site plan agreement. A draft by-law and amending development agreement have been prepared for Council consideration.

3. DISCUSSION:

Administration has reviewed the amending site plan and offers the following comments regarding compliance with the Zoning By-law. The property is designated General Commercial Special Policy Area 17 in the Official Plan and zoned Special Provision Commercial General (CG-12) Zone in By-law 1999-52, as amended.

The proposed site plan complies with the site specific Zoning By-law. The proposed site plan identifies the 9110 sq ft expansion to the existing building. All setbacks, lot coverage, height and parking provided comply with the zone requirements of the site.

The site has municipal water and municipal storm and sanitary sewers and has been designed to the satisfaction of the Town's Infrastructure Services Department.

The following are highlights of the Amending Development Agreement:

- (i) Section 1 is amended by adding four additional schedules addressing the expansion to the existing building which include an amended overall site plan, elevations, stormwater management report and traffic impact statement letter.
- (ii) Section 33 is deleted, replacing the old language for financial securities with the current standard language for financial securities.

The proposed development conforms to the Town's planning documents and the Amending Development Agreement addresses site servicing issues in accordance with the requirements of the Planning Act.

4. RISK ANALYSIS:

The recommendation presents little to no risk to the municipality.

5. FINANCIAL MATTERS:

All other costs associated with the application and planning processes are the responsibility of the developer. Support of commercial land uses promotes stability in commercial assessment base.

6. CONSULTATIONS:

The application and an internal memo were circulated for comment and consideration to the following: Building Services, Fire Department, Infrastructure Services, Recreation Services, Windsor Police, Essex Power, Essex Region Conservation Authority (ERCA)

and the Amherstburg Accessibility Advisory Committee (AAAC). All comments received were addressed by the developer.

7. CONCLUSION:

It is recommended that the Amending Development Agreement for 83 Sandwich Street South be approved by Council and By-law 2022-024 be adopted. The agreement will then be sent for registration.



Melissa Osborne
Director, Development Services

JM

DEPARTMENTS/OTHERS CONSULTED:

Name: Essex Region Conservation Authority

Name: Amherstburg Accessibility Advisory Committee

Name: Town of Amherstburg Infrastructure Services Department

Name: Town of Amherstburg Building Services

Name: Town of Amherstburg Fire Department

Name: Windsor Police

Name: Essex Power

Report Approval Details

Document Title:	Amending Development Agreement- 83 Sandwich Street S.docx
Attachments:	- 2022 03 14- Amending Development Agreement 83 Sandwich St S- ATTACHMENTS.pdf
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tracy Prince



Peter Simmons



Valerie Critchley

**THE CORPORATION OF THE TOWN OF AMHERSTBURG
BY-LAW NO. 2022-024**

**By-law to authorize the execution of an Amending Development Agreement
between Mikhail Holdings and
the Corporation of the Town of Amherstburg
83 Sandwich Street South, Amherstburg**

WHEREAS under Section 8 of the Municipal Act 2001, S.O., 2001, c. 25, as amended, a Corporation has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act.

AND WHEREAS under Section 9. (1) (a) and (b) of the Municipal Act 2001, S.O., 2001, c. 25, as amended, Section 8 shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate and to enhance their ability to respond to municipal issues;

AND WHEREAS the Corporation passed By-law 2003-20 on March 10, 2003 providing for the execution of a Development Agreement for a supermarket on the subject property;

AND WHEREAS the Corporation passed By-law 2019-031 on May 13, 2019 providing for the execution of an Amending Development Agreement for the redevelopment of 83 Sandwich Street South for the addition of a fast food restaurant with drive-thru on the subject property;

AND WHEREAS the Corporation of the Town of Amherstburg and owners of said property have agreed to the terms and conditions of a further Amending Development Agreement in the form annexed hereto;

NOW THEREFORE the Corporation of the Town of Amherstburg enacts as follows:

1. THAT the Mayor and Clerk be hereby authorized to enter into an Amending Development Agreement between Mikhail Holdings and the Corporation of the Town of Amherstburg for the redevelopment of 83 Sandwich Street South for an addition to the existing supermarket building, said agreement affixed hereto;
2. THAT this By-law shall come into force and take effect immediately upon the final passing thereof at which time all by-laws that are inconsistent with the provisions of this by-law and the same are hereby amended insofar as it is necessary to give effect to the provisions of this by-law.

Read a first, second and third time and finally passed the 14th day of March, 2022.

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY

AMENDING DEVELOPMENT AGREEMENT

THIS AGREEMENT made in quadruplicate this 14th day of March, 2022.

BETWEEN:

MIKHAIL HOLDINGS

(hereinafter collectively called "**Owner**")

OF THE FIRST PART;

- and -

THE CORPORATION OF THE TOWN OF AMHERSTBURG

(hereinafter called the "**Corporation**")

OF THE SECOND PART;

Hereinafter collectively referred to as the "**Parties**"

WHEREAS the lands affected by this Agreement are described in Schedule "A" attached hereto, and are hereinafter referred to as the "**said lands**";

AND WHEREAS the Owner warrants it is the registered owner of said lands;

AND WHEREAS, in this Agreement the "**Owner**" includes an individual, an association, a partnership or corporation and, wherever the singular is used therein, it shall be construed as including the plural;

AND WHEREAS the Official Plan in effect in Amherstburg designated parts of the area covered by the Official Plan, including the Lands, as a Site Plan Control area;

AND WHEREAS the Corporation passed By-law 2003-20 on March 10, 2003 providing for the execution of a Development Agreement for a supermarket on the subject property;

AND WHEREAS the Corporation passed By-law 2019-031 on May 13, 2019 providing for the execution of an Amending Development Agreement to allow for the addition of a fast food restaurant with drive-thru on the subject property;

AND WHEREAS the Owner intends to develop the said lands by constructing an addition to the existing building attached hereto as Schedule "N", and hereinafter referred to as the "Amended Site Plan";

AND WHEREAS the Corporation as a condition of development or redevelopment of the said lands requires the Owner to enter into a Development Agreement;

AND WHEREAS the Corporation as a condition of development of the Lands requires the Owner to enter into a Development Agreement, as per By-Law 2018-51 with respect to any or all of the items contained within Section 41 of the Planning Act, R.S.O., 1990, as amended (the "Act");

NOW THEREFORE the Parties Hereto Agree to Further Amend the Agreement dated March 10, 2003, as follows:

1. Section 1 is hereby amended by adding the following schedules:

Schedule "N"-	Amended Overall Site Plan, Drawing No. A-1.0
Schedule "O"-	Elevations, Drawing A-4.0 and A-4.1
Schedule "P"-	Stormwater Management Report dated February 16, 2022
Schedule "Q"-	Traffic Impact Statement Letter

2. Section 33 is hereby replaced by the following:

"A financial guarantee (certified cheque or irrevocable letter of credit – self renewing without burden of proof) for FIFTY PERCENT (50%) of the value of on-site improvements of this development, exclusive of buildings and structures, is required to be paid and/or posted with the Corporation, in addition to further financial security in the amount of ONE HUNDRED PERCENT (100%) for all off-site works required as part of this development.

The Owner's engineer is required to provide a certified estimate of the cost of the on-site and off-site work for consideration by the Town's Director of Engineering and Infrastructure for his/her approval, with any decision by the Town's Director of Engineering and Infrastructure in this regard to be final and binding upon the Owner.

Once the Town has received a letter of conformance from the design engineer indicating that all site works, including landscaping, lighting etc. have been installed as per the approved site plans and said installation and inspected and approved the construction of the on-site and off-site works, the Owner will be required to provide security for a ONE (1) year maintenance period in the amount of FIFTEEN PERCENT (15%) of the cost of on-site and off-site improvements."

3. In all other respects the said Development Agreement dated March 10, 2003 and Amending Development Agreement dated May 13, 2019, shall remain in full force and effect.
4. This Agreement shall enure to the benefit of, and be binding upon the parties hereto, and their respective heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF the Owner and the Corporation (the latter under the hands and seals of its officers duly authorized in this regard), have executed this Agreement as of the date first above written.

OWNER: MIKHAIL HOLDINGS

Per _____
Joseph Mikhail

I have authority to bind the Corporation

**THE CORPORATION OF THE
TOWN OF AMHERSTBURG**

Per _____
Aldo DiCarlo, Mayor

Per _____
Valerie Critchley, Clerk

We have authority to bind the Corporation

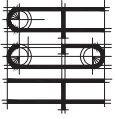
Authorized and approved by By-law
No. 2022-024 enacted the 14th day of
March, 2022.

SCHEDULE "A"

The following is a description of the land to which this instrument applies.

Part of Lots 10-15, Plan 6,
Part of Lots 2, Plan 240
Designated as Part 1 on 12R-14490
Town of Amherstburg,
County of Essex
and Province of Ontario

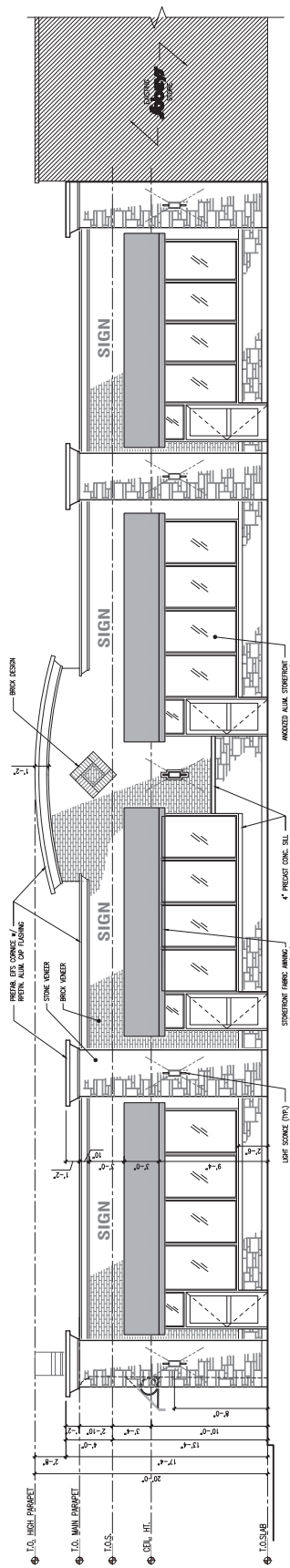
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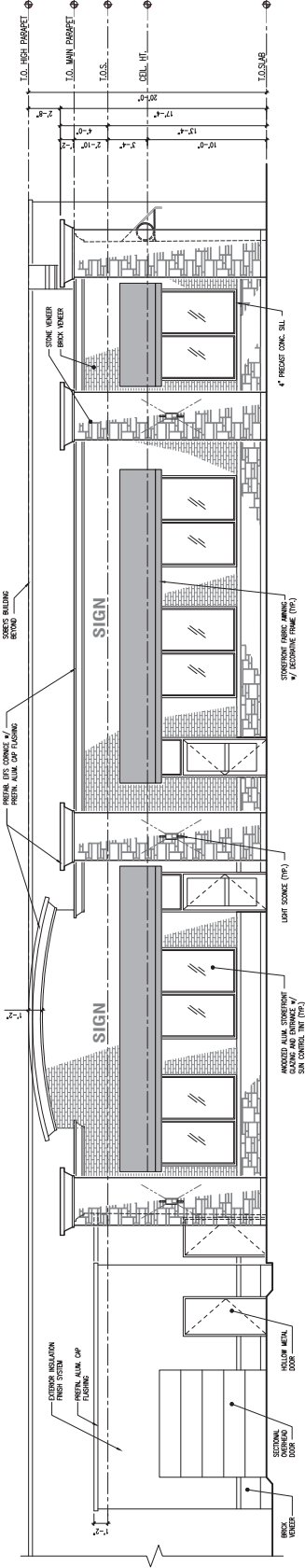
**HANNA GHOBRIAL
AND ASSOCIATES LTD.**
engineering
architects
3100 Temple Drive
Windsor, ON N8W 5J9
(519) 942-5713 FAX: 5066

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2. THE ARCHITECT HAS NOT BEEN ADVISED OF ANY CHANGES TO THE REGULATIONS SINCE THE DATE OF THE ORIGINAL PERMITTING APPLICATION. THE ARCHITECT IS NOT RESPONSIBLE FOR ANY DISCREPANCIES BETWEEN THIS DRAWING AND ANY OTHER REGULATIONS.
3. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.
4. ALL MATERIALS, SPECIFICATIONS AND OTHER RELATED INFORMATION SHALL BE OBTAINED FROM THE APPROPRIATE SUPPLIERS AND SHALL BE OBTAINED BY THE CONTRACTOR.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES.
6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY INSURANCE COVERAGE.
7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY UTILITIES INFORMATION.
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY ADJACENT PROPERTY INFORMATION.
9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY ADJACENT PARTY INFORMATION.
10. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY ADJACENT PARTY PERMISSIONS.
11. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY ADJACENT PARTY APPROVALS.
12. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY ADJACENT PARTY NOTICES.

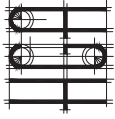
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1 21/10/2021 SITE PLAN APPRO.
No. Date: 17/AM/20
Issued For:
Date: OCTOBER, 2021
Drawn By: R.Z./H.R.
Checked By: R.J.
Project Title:
83 SANDWICH STREET
BUILDING ADDITION
AMHERSTBURG, ONTARIO
Project No.: 21-0427
Sheet Title:
ELEVATIONS
Sheet No.: A-4.0



WEST ELEVATION
SCALE: 3/16" = 1'-0"



NORTH ELEVATION
SCALE: 3/16" = 1'-0"



**HANNA GHORBALI
AND ASSOCIATES LTD.**
engineers
architects
3100 Temple Drive
Mississauga, ON M4W 5J6
(905) 847-9773 FAX: 5666

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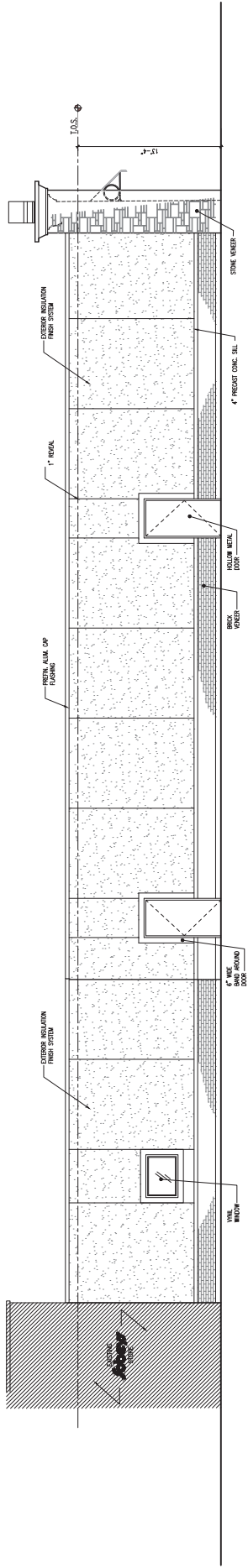
21/10/05 SITE PLAN APPRO.
17/11/05
No. Date: Issued For:
Date: OCTOBER 2021
Drawn By: R.Z./H.R.
Checked By: R.J.

Project Title:
83 SANDWICH STREET
BUILDING ADDITION

Project No.: 21-0427
Sheet Title:

ELEVATIONS

Sheet No.: A-4.1



SOUTH ELEVATION
SCALE 3/8" = 1'-0"

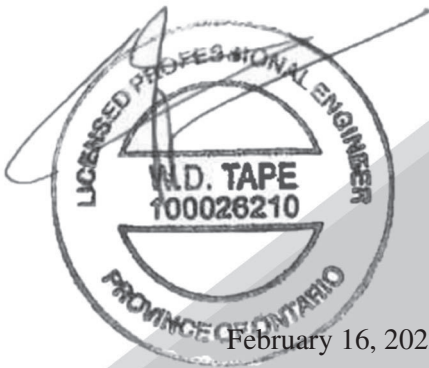
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Stormwater Management Report

PROPOSED SOBEY EXPANSION

Our Project No. 21-A189



William Tape, Ph.D., P.E., P.Eng.
Senior Engineer

SUBMITTED TO:

The Municipality of the Town of Amherstburg

The principal objective of this report is to provide storage assessments supporting the storm water management requirements to be designed for the proposed industrial development expansion within Lakeshore.

Available Infrastructure

The proposed site will employ the infrastructure and original drainage boundaries defined by HGS and HMA (Haddad, Morgan and Associates Ltd.) based on various record drawings.

Storm Network and Appurtenances

Current Conditions

The current site is a developed commercial complex predominately covered with building and parking infrastructure. The proposed building expansion location is currently a granular and partially paved area resulting in a limited change in runoff for the proposed.

Proposed Development

The proposed development will impact the current SWM by introducing the following:

- Increased building footprint
- Increased hard surface around the proposed facility

Lowest Opening

The Lowest opening of the proposed will be based on the existing floor elevations. No adjustments can be made due to existing building envelopes and the proposed condition is maintained.

Stormwater Management Assessment

Given the size of the project area is less than 2Ha, per the Windsor/Essex Regional Stormwater Management Standards Manual modelling for the site was not required; therefore, the Rational Method was applied following the Manual's requirements.

Runoff Control

To assess the runoff allowance for the existing area the pre-development runoff was assessed and found to be 66 L/S for a minor (5 year event).

Stormwater Management Approach

As the existing site has been assessed for SWM in the past and subsequently approved by the Municipality the focus of our investigation was to established required changes accounting for shifts in the SWM protocols.

As noted in the previous section our office maintained the original release rate accepted to under site plan control agreement and applied it for this work. Any changes, or affected volumes of water will be accounted for via new storage volumes of equal or better size.

Storage Requirements

The required storage for the site has been calculated based on section 3.3.2.1 of Windsor/Essex Regional Stormwater Management Standards Manual. The storage depth is calculated to be 105 mm (D soils), therefore accounting to a 100-year C value of 0.972. Based on this information an accounting for the increase in storm intensity on the property due to climate change the proposed modifications will mandate an increase in total volume on site of **28.78 CM**. In addition to this volumes already present on the site.

Outlet Location for Project Site.

The proposed area will outlet into the storm system introduced during the Wendy's expansion as designed by our office.

Maintenance

Maintenance of the system shall be per the chamber suppliers and pump suppliers recommendations with regular system maintenance such as flushing done in accordance with standard industry practice.

Overland Flow

Given the present of the curbing done during previous works and the extension the off water will be conveyed towards the right of way during flood conditions exceeding the 1 in 100 year event.

Closing

The design provided herein shall ensure that the proposed stormwater system for this site will be able to accommodate the proposed developments to the site. Should you have any questions or comments regarding this report please feel free to Contact our office.

Appendix A
Site Drawings

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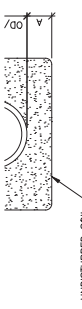
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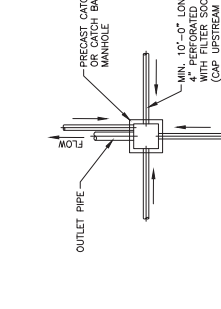
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UNDISTURBED SOIL

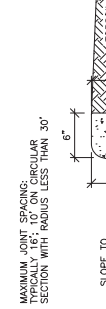
NOTES:
 O.D. IS NOT TO INCLUDE BELL
 A = D/4 BUT NOT LESS THAN 6"
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 MAY BE USED, SUBJECT TO
 THE APPROVAL OF THE ENGINEER
 PRIOR TO THE START OF
 CONSTRUCTION.

CLASS 'B' BEDDING DETAIL
 NOT TO SCALE



SUBDRAINS AT CATCHBASIN DETAIL
 NOT TO SCALE

MAXIMUM JOINT SPACING:
 CIRCULAR
 SECTION WITH RADIUS LESS THAN 30'

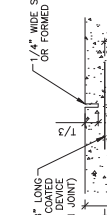


6" HIGH CONCRETE CURB
 NOT TO SCALE

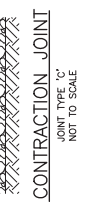
MAXIMUM JOINT SPACING:
 CIRCULAR
 SECTION WITH RADIUS LESS THAN 30'



CONSTRUCTION JOINT
 JOINT TYPE 'B'
 NOT TO SCALE



CONTRACTION JOINT
 JOINT TYPE 'C'
 NOT TO SCALE



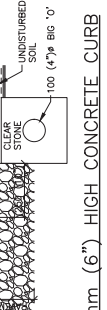
LAP JOINT
 NOT TO SCALE



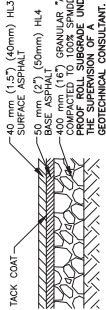
CONCRETE PAVEMENT (DRIVE PATH)
 NOT TO SCALE



150 mm (6") HIGH CONCRETE CURB
 NOT TO SCALE



PARKING LOT PAVEMENT
 NOT TO SCALE



DRIVEWAY/HEAVY DUTY PAVEMENT
 NOT TO SCALE



CONCRETE SIDEWALK
 NOT TO SCALE

NOTES:
 1. CONTRACTION JOINTS SHALL BE SPACED AT 5'-0" MAXIMUM INTERVALS.
 2. EXPANSION JOINTS SHALL BE PROVIDED WHERE THE WALK CURBS STRUCTURE OF
 BEGINNING AND END OF RADI AND WHERE WALK ABUTS EXISTING CONCRETE.

Appendix B
Stormwater Calculations



Project Name: Sobeys Expansion
 Project Location: Amherstburg Ontario
 Project No: 21-a189

Date of Issuance: 22-Nov-21
 Revision No. 0

Designer: W.T.
 Reviewing Eng. W.T.

Governing Release 5 (2 = 2 year, 5 = 5 year)

Over-ride C pre-development *enter no value to use calculated C.*

Stormwater analysis and design by rational method conforming to Windsor-Essex Regional Stormwater Management Standards Manual.

	Predevelopment Conditions			Post Development Condition				
	SM	C	AC	SM	C 5yr	C100 yr	AC 5 yr	AC 100yr
Total Area	1,723			1,723				
Building Area	0	0.95	0	851	0.95	0.95	808.735	808.735
Paved Surface	667	0.95	633.84	871	0.95	0.95	827.64	827.64
Granular surface	1,055	0.7	738.71	0	0.7	0.7	0	0
Landscape	0	0.2	0	0	0.2	0.2	0	0
Sumation			1372.55				1636.375	1636.375
C value			0.797				0.950	0.950
	5 Year		2 Year	5 Year **		2 Year	100 Year**	
Overland flow	24.4	m		24.4	m		24.4	m
Mannings n	0.015			0.013			0.013	
Slope	1	%		1	%		1	%
O.C. Time*	0	minutes		0	minutes		0	
	*O.C. = Open Channel Flow Eq. 3.7.3.3							
Estimated tc	1.9	min		1.8	min		1.8	min
intensity	172.7	mm/hr		174.1	mm/hr		174.1	mm/hr
time by 3.7.3.1	1.9	min		1.8	min		1.8	min
Total time	1.9	min		1.8			1.8	
	PROCEED		PROCEED	PROCEED		PROCEED	PROCEED	

Estimated Tc and T (total) must equal to proceed.

Minor Event

year

C post

IDF Variables

A

B

C

Based on Sherman Method (T= Time of Duration)

Time of Duration	i	Q (rational)	Release Rate	Differential Flow	Storage	mm of Rainfall in Event	32mm component**
5	139.6	0.064	0.066	-0.002	-0.5	11.63	0.00
10	107.7	0.049	0.066	-0.016	-9.8	17.95	0.00
15	88.4	0.041	0.066	-0.025	-22.6	22.10	0.00
20	75.3	0.035	0.066	-0.031	-37.3	25.12	0.00
25	65.9	0.030	0.066	-0.035	-53.2	27.45	0.00
30	58.7	0.027	0.066	-0.039	-69.8	29.35	0.00
35	53.0	0.024	0.066	-0.041	-86.8	30.93	0.00
40	48.4	0.022	0.066	-0.043	-104.3	32.29	0.00
45	44.6	0.020	0.066	-0.045	-122.0	33.47	0.00
50	41.4	0.019	0.066	-0.047	-140.0	34.52	0.00
55	38.7	0.018	0.066	-0.048	-158.1	35.46	0.00
60	36.3	0.017	0.066	-0.049	-176.4	36.32	0
65	34.2	0.016	0.066	-0.050	-194.8	37.10	0
70	32.4	0.015	0.066	-0.051	-213.3	37.82	0
75	30.8	0.014	0.066	-0.052	-231.9	38.48	0
80	29.3	0.013	0.066	-0.052	-250.6	39.10	0
90	26.8	0.012	0.066	-0.053	-288.1	40.23	0
100	24.7	0.011	0.066	-0.054	-325.9	41.23	0

** 32 mm component relates to storage related to 32mm equivalent of store event not released for WQS

Storage Requirements	-0.5	CM
WQS Component	0.00	CM

Storage Description

Major Event year

C post

IDF Variables A

B

C

Based on Sherman Method (T= Time of Duration)

Time of Duration	i	Q (rational)	Release Rate	Differential Flow	Storage	mm of Rainfall in Event	32mm component**
5	218.2	0.100	0.066	0.034	10.3	18.19	18.2
10	172.7	0.079	0.066	0.013	8.1	28.78	28.8
15	143.7	0.066	0.066	0.000	0.2	35.92	0.1
20	123.5	0.057	0.066	-0.009	-10.9	41.16	0.0
25	108.6	0.050	0.066	-0.016	-23.9	45.24	0.0
30	97.1	0.044	0.066	-0.021	-38.1	48.53	0.0
35	87.9	0.040	0.066	-0.025	-53.3	51.28	0.0
40	80.4	0.037	0.066	-0.029	-69.1	53.62	0.0
45	74.2	0.034	0.066	-0.032	-85.4	55.66	0.0
50	68.9	0.032	0.066	-0.034	-102.2	57.45	0.0
55	64.4	0.030	0.066	-0.036	-119.2	59.05	0.0
60	60.5	0.028	0.066	-0.038	-136.5	60.50	0.0
65	57.1	0.026	0.066	-0.040	-154.1	61.81	0.0
70	54.0	0.025	0.066	-0.041	-171.8	63.01	0.0
75	51.3	0.024	0.066	-0.042	-189.6	64.12	0.0
80	48.9	0.022	0.066	-0.043	-207.6	65.14	0.0
90	44.7	0.020	0.066	-0.045	-244.0	66.99	0.0
100	41.2	0.019	0.066	-0.047	-280.7	68.63	0.0

** 32 mm component relates to storage related to 32mm equivalent of store event not released for WQS

Storage Requirements	10.3	CM
WQS Component	28.78	CM

Storage Description

Schedule "Q" to By-law 2022-024

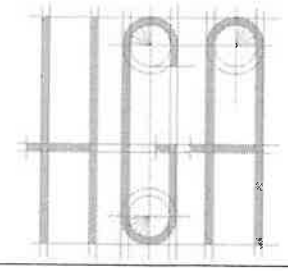
Hanna, Ghobrial and Associates, Ltd.

3100 Temple Dr. ,

Windsor, Ontario, N8W 5J6

Tel: 519-945-7373

Email: info@hgaassociates.com



RE: 83 SANDWICH STREET BUILDING ADDITION

As seen in the Zoning by law attached in this package, the by law currently permits 190 Parking spaces. In the Site plan attached you will find that 201 including 7 barrier-free parking spaces have been provided which is surpassing the City's by law requirement of 190 parking spaces.

A Traffic Impact Study was conducted in 2018 by Dillon consulting which established that a total of 192 parking spots will be ideal for the site. This study takes into consideration the potential expansion(s) and therefore, remains applicable and does not need to alter or change. See Table below.

EXCERPT FROM DILION CONSULTING TRAFFIC STUDY

LAND USE	PARKING REQUIREMENT (BASED ON ZONING BY-LAW AND SURVEY (AS OF 2018))
Sobeys (40,000sq. ft)	109
Wendy's (2,339 sq. Ft)	22
Potential expansion (12,000sq. ft)	33
Potential Restaurant (3,000 sq. ft)	28
Potential Long-term with expansion	192

In conclusion, the 201 proposed parking exceeds current City by law and suggested total parking by Dillon Consulting.



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Bill Tetler	Report Date: February 23, 2022
Author's Phone: 519 736-0012 ext. 2251	Date to Council: March 14, 2022
Author's E-mail: btetler@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Fence By-law

1. RECOMMENDATION:

It is recommended that:

1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Fence By-Law **BE RECEIVED**; and
2. **By-law 2022-027** being a By-Law to Prohibit the Height and Description of Lawful Fences be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same; and,
3. **By-law 2002-84 BE REPEALED.**

2. BACKGROUND:

In 2002, Amherstburg Council passed the *Height and Description of Lawful Fence By-law 2002-84*, (the "Fence By-law") to establish standards for the height of fences only.

It is important that the Town update their By-laws regularly to ensure they are up to date with the most recent changes to the *Municipal Act, 2001, as amended* and/or case law. There have not been any updates since 2002 to the By-law.

3. DISCUSSION:

The Licensing & Enforcement Division is responsible for enforcing the Town's Fence By-law. The purpose of this report is to replace By-law 2002-84 to reflect changes that have occurred in the municipal, legal and construction environments since the Fence By-law was first passed. This new proposed By-law maintains the height of fences as

set out in the previous By-law while also adding additional enforcement tools to deal with unsafe fences, and, continuity of fences and also adds a section relating to fences around swimming pools.

4. RISK ANALYSIS:

There are no associated risks with this report.

5. FINANCIAL MATTERS:

There are no financial impacts associated with this report.

6. CONSULTATIONS:

Town of Amherstburg's By-law Enforcement Officers
Robert Unis, Deputy Chief Building Official
Angelo Avolio, Chief Building Official

7. CONCLUSION:

With a new Fence By-law in place the By-Law Enforcement Officers will be better able to enforce complaints on the subject in a more effective manner. The By-law Enforcement Unit is committed to ensuring compliance with this new By-law and will continue to work diligently to educate citizens regarding the By-law and where necessary, investigate and complete all complaints in a timely manner.



Bill Tetler
Manager, Licensing and Enforcement


Report Approval Details

Document Title:	Fence By-law.docx
Attachments:	- Fence By-law 2022-027.docx
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tiffany Hong



Peter Simmons



Valerie Critchley

Corporation of the Town of Amherstburg

By-law No. 2022-027

A By-Law of the Corporation of the Town of Amherstburg to Prohibit the Height and Description of Lawful Fences

WHEREAS Sections 8, 9 and 10 of the Municipal Act, 2001 authorize the Town of Amherstburg to pass by-laws necessary or desirable for municipal purposes, and in particular paragraphs 5, 6 and 8 of subsection 10(2) authorize by-laws respecting the economic, social and environmental well-being of the municipality; the health, safety and well-being of persons; and the protection of persons and property.

AND WHEREAS section 425 of the Municipal Act, 2001 authorizes the Town of Amherstburg to pass by-laws providing that a person who contravenes a by-law of the Town of Amherstburg passed under that Act is guilty of an offence;

AND WHEREAS section 426 (1) of the Municipal Act no person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this Act or under a by-law passed under this Act.

AND WHEREAS section 435 of the Municipal Act unless otherwise provided in this Act, in an order under section 438 or in a warrant under section 439, the following conditions apply to the exercise of a power of entry of a municipality under this Act

AND WHEREAS section 436 (1) A municipality has the power to pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine compliance with a by-law

AND WHEREAS section 444 of the Municipal Act, 2001 authorizes the Town of Amherstburg to make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity

AND WHEREAS section 445 of the Municipal Act, 2001 authorizes the Town of Amherstburg to make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to do work to correct the contravention. 2006, c. 32, Sched. A, s. 184; 2009, c. 33, Sched. 21, s. 6 (38).

AND WHEREAS section 446 of the Municipal Act, 2001 authorizes the Town of Amherstburg to direct or require a person to do a matter or thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense. 2006, c. 32, Sched. A, s. 184.

AND WHEREAS the Municipal Act, 2001 further authorizes the Town of Amherstburg, among other things, to delegate its authority, to impose fees or charges on persons for services or activities

provided or done by or on behalf of it, to provide for inspections and inspection orders, and to make orders to discontinue activity or to do work;

AND WHEREAS the Police Services Act, R.S.O. 1990, Section 15 authorizes the municipality to appoint persons to enforce the by-laws of a municipality and that Municipal Law Enforcement Officers are Peace Officers for the purpose of enforcing municipal by-laws;

THEREFORE, the Council of the Town of Amherstburg enacts as follows:

Short Title

This By-law may be, referred to as the "**Fence By-law**".

Part 1 – Definitions

“Acceptable Sign” means a sign that is affixed to a fence that conveys non-offensive or typical messaging such as but not limited to; the address of the property, name placard, no trespassing, beware of dog etc.... Officer(s) designated to enforce this By-law have the authority to deem what constitutes an acceptable sign

“Agent” means a person(s) or company who has been legally empowered to act on behalf of the Town of Amherstburg.

“Chief Building Official” means the officer or employee of the Town charged with the duty of enforcing the provisions of the Ontario Building Code Act and the provisions of the By-law or his/her designate.

“Council” means The Council of the Corporation of the Town of Amherstburg

“Decorative Gate Feature” means an altered section intended to look attractive and looks different than, the portions defined as fence

“Dwelling” means a building, occupied or designated to, be occupied exclusively as a home, residence or sleeping place by one (1) or more persons, but shall not include hotels, boarding, lodging, or rooming houses, tourist homes, nursing homes, motels, institutions, or travel trailers.

“Erect” means the alteration, construction, placement, relocation and any work preparatory to erect any fence or part thereof

“Fence” means any continuous barrier made of chain, wood, stone, masonry, latticework, screen, or other similar material used to enclose or divide in whole or in part one yard from another. Any berm, retaining wall or other such manmade structure upon which a fence is built, shall be deemed part of the fence

“Fence Height” means the vertical distance measured between the grade to the highest horizontal member of the top of the fence, and in instances where the grade is different on two sides of a fence, the higher grade shall be, used to measure the fence. Any fence post may project a maximum of 0.2 meters (8-inches) above the fence height

“Gate” means a door or other device attached to a fence that can be, opened to gain access to an area enclosed by a fence.

“Gate Height” means the vertical distance measured between the grade to the highest horizontal member of the top of the fence, and in instances where the grade is different on two sides of a gate, the higher grade shall be, used to measure the gate. A decorative feature constructed above a gate may project a maximum of 0.6 meters (2-feet)

“Grade” means the highest level of ground at a fence location within a horizontal distance of 0.5 meters (19.7-inches)

“Good Repair” means structurally sound, not falling over and includes being free from cracked, damaged, rotted, warped, loose, or unfastened components. Also includes that all surfaces that have been previously painted, stained, varnished or which have received other similar protective finishes shall be maintained without visible deterioration.

“Hazardous Fence” means a fence constructed with any barbwire, other sharp or barbed materials, or a fence to be, used as a conductor of an electrical current.

“Highway” includes a common and public highway, street, avenue, parkway, driveway access, square, place, bridge, viaduct or trestle designed and intended for or used by the general public for the passage of vehicles and includes the grassed areas, boulevards, ditches, curbs, gutters and sidewalks and all other areas between the lateral property lines thereof;

“Hot Tub” means a tub filled with hot aerated water used for recreation or physical therapy, includes a Jacuzzi, spa or hydro massage pool

“Lot” means a parcel of land described in a deed or other document legally capable of conveying land or shown as a lot or block on a registered plan of subdivision, other than a registered plan of subdivision which has been deemed not to be a registered plan of subdivision by a By-law passed pursuant to Section 51 of the Planning Act, 1990 as amended from time to time, or any successors thereto, and does not include a water lot as defined herein.

“Lot Line” means any boundary of a lot or the vertical projection thereof

“Notice” means an order to comply pursuant to this By-Law

“Officer” means a person appointed by the Town of Amherstburg as a By-Law Enforcement Officer, Chief Building Official or Provincial Offences Officer;

“Owner” means the registered owner, owner in trust, a mortgagee in possession, a person who is managing or receiving the rent of the property, a lessee or a person who is in control of the property and includes a person, firm, partnership, corporation, company, association, or organization of any kind and its principal(s);

“Person” means an individual, firm, proprietorship, partnership, association, syndicate, trust, corporation, department, bureau or agency.

“Pool Enclosure” means a permanent fence that is a minimum of 1.22 meters (48 inches) in height, which is required to restrict unauthorized access to a swimming pool on all sides and equipped with self-closing and self-latching gate(s):

- (a) must be in place once the pool is being filled and/or prepared to use as intended
- (b) constructed of materials that are rigid and unclimbable
- (c) maintained in a structurally sound condition
- (d) can include portion(s) of a structure(s) so long as unauthorized access is restricted in the opinion of the officer
- (e) properties abutting a natural body of water are not exempt from having a complete pool enclosure
- (f) maintained in good repair
- (g) maintained where the bottom of the fence is more than 10.2 centimeters (4 inches) from the ground
- (h) maintained where any components create an opening of more than 10.2 centimeters (4 inches)
- (i) a chain link fence where the open diamond mesh is not greater than 5.1 centimeters (2 inches)
- (j) is not a hazardous fence
- (k) does not create an unsafe condition

“Privacy Screen” means a visual barrier used to shield any part of a yard from view from any adjacent parcel or highway

“Property” means any grounds, yard, vacant lot or watercourse, meaning any natural route or alterations to such route, including rivers, lakes, streams, creeks and channels in which the flow of storm water, groundwater, run-off or precipitation flow is either intermittent or continuous

“Property Line” means the legal boundary of a lot

“Public Highway” means any portion of a highway under the jurisdiction of municipal, provincial or federal government or its agencies, boards, commissions, departments or other bodies

“Public Property” means land owned by the Town

“Residential Lot” shall mean any property zoned as residential as set out in the Zoning By-law 1999-52 (as amended);

“Self-closing” means a mechanical device, hardware or spring which returns a pool enclosure gate to its closed position without human assistance and within 30 seconds after it has been opened.

“Self-latching” means a mechanical device, hardware or latch, mounted on the poolside, at least 119 centimeters (47 inches) above the ground which is engaged each time a pool enclosure gate is secured to its closed position, and remains closed until human intervention opens the gate by activating the required mechanism.

“Swimming Pool” means any manmade structure or container located outdoors on privately owned property that may be, used to contain water for the purposes of swimming, wading or bathing:

- (a) which is capable of holding a minimum water depth of 60 centimeters (23.6 inches)

- (b) which has a surface area of more than 1 square meter (1,550 square inches)
- (c) includes portable inflatable pools and portable plastic pools
- (d) excludes a hydro massage pool or hot tub equipped with a functioning lockable cover

“Temporary Pool Enclosure” means a pool enclosure that is not permanent but is required for restricting unauthorized access to a pool installation site during the construction phase and is subject to the approval of the Officer:

- (a) maintain a minimum 1.22 meters (48 inches) high mesh fence
- (b) having a mesh not greater than 38 millimeters (1.5 inches) with a steel T-bar support post every 3 meters (118 inches) maximum horizontal distance and a 9 gauge galvanized steel wire located at the top and the bottom of such fence; or
- (c) is constructed of material that will provide an equivalent degree of safety and has been approved by the Officer.

“Town” means The Corporation of the Town of Amherstburg or the geographic area of the Town of Amherstburg;

“Uniform Colour / Appearance” means one or two complimentary colour tones typical for a fence that are not fluorescent, not graffiti, or create an unusual appearance

“Unsafe condition” means any condition related to a fence, temporary pool enclosure or pool enclosure that could cause undue hazard to the health or safety of any person, authorized or unauthorized on or about a property.

“Visibility Triangle” means an area created by measuring 3 meters (9.8-feet) in each direction from where two streets intersect and then closing off the triangle by joining the two lines at the 3 meter points

"Yard" shall mean land that is not a highway, including vacant lots or any part of a lot, which is not beneath a building and for the purpose of this by-law includes unenclosed decks, unenclosed porches, balconies, patios, unenclosed carports and unenclosed garages accessory to a residential use, and¹ shall also include front, side and rear yard.

- (i) “Front Yard” means a yard extending across the full width of a lot between the front lot line of such lot and the nearest part of any building, structure or excavation on such lot.
- (ii) “Side Yard” means a yard extending from the front yard to the rear yard of a lot and from the side lot line of such lot to the nearest part of any building, structure or excavation on such lot.
- (iii) “Rear Yard” means a yard extending across the full width of a lot between the rear lot line of such lot, or, where there is no rear lot line, the junction point of the side lot lines, and the nearest part of any building, structure or excavation on such lot.

Part 2 – Regulations for Residential Lots

2.1 That no person on a residential lot shall erect or maintain any fence in a defined yard unless it is in accordance with the following provisions:

(a) In a front yard the maximum height shall not exceed 0.9 meters (3-feet) above grade save and except for a corner lot where the maximum height shall not exceed 0.6 meters (2-feet)

(b) In a side yard or rear yard, the maximum height shall not exceed 2 meters (6 feet 6 inches)

(c) No fence post(s) exceed the maximum height of 0.2 meters (8-inches) over **2.1 (b)**

2.2 No person on a residential lot shall erect or maintain a gate for a fence that exceeds the maximum height of 2 meters (6-feet 6-inches) save an except if there is a decorative gate feature that projects no more than an additional 0.6 meters (2-feet)

2.3 No person on a residential lot shall erect or maintain a hazardous fence

2.4 No person on a residential lot shall erect or maintain a fence on a highway

2.5 No person on a residential lot shall erect or maintain privacy screen that exceeds a maximum height as set out in **2.1 (a)** and **2.1 (b)**

2.6 No person on a residential lot shall erect or maintain a fence that is not of uniform colour

Part 3 – Regulations for All Lots

3.1 No person on any lot shall erect or maintain a sign on a fence unless it is an acceptable sign

3.2 No person on any lot shall erect or maintain a fence that is not in good repair

3.3 No person on any lot shall erect or maintain a fence on public property without authorization from the Town

3.4 No person on any lot shall erect or maintain a fence that creates an unsafe condition

3.5 No person on any lot shall erect or maintain a fence within a visibility triangle

Part 4 – Regulations for Swimming Pools

4.1 No person shall construct or erect or cause to construct or cause to erect a swimming pool, in-ground or above without first obtaining a pool enclosure permit from the Chief Building Official. The only pools that are excluded are portable inflatable pools or portable plastic pools as deemed by an Officer.

4.2 No person shall construct or erect or cause to construct or cause to erect a swimming pool, in-ground or above without a temporary pool enclosure that was approved by an Officer.

4.3 No person shall fail to maintain a temporary pool enclosure as defined in this By-law when required unless excluded in **4.4 (b)**

4.4 No person shall maintain any swimming pool without a pool enclosure when required and as defined in this By-law unless it is:

(a) a hot tub equipped with a lockable cover

(b) an above ground pool where the wall sections are at least 1.22 meters (48 inches) in height and there is nothing climbable (excluding pool pump hoses) placed within 1 meter (39.4 inches) of the pool wall.

4.5 No person shall maintain a pool enclosure that is, climbable.

4.6 No person shall maintain an unoccupied hot tub unless it is, covered with a lockable cover.

4.7 No person shall fail to equip a pool enclosure gate without self-closing and self-latching hardware as defined by this By-law

4.8 No person shall maintain a self-latching device at a height less than 119 centimeters (47 inches) from the ground

4.9 No person shall maintain a pool enclosure gate with malfunctioning self-closing and/or self-latching hardware.

4.10 No person shall maintain a self-latching device on the wrong side of the pool enclosure gate.

4.11 No person shall fail to maintain a pool enclosure in good repair

4.12 No person shall erect or maintain a pool enclosure that is a hazardous fence

4.13 No person shall erect or maintain a pool enclosure that creates an unsafe condition

Part 5 - Administration and Enforcement

5.1 The Manager of Licensing and Enforcement and appointed Officers are responsible for enforcing this By-law.

Where Notice is Required

5.2 The Manager or an Officer may, by a notice delivered by personal service to the owner or property, or by a notice sent by prepaid mail to the owner of property, or by a notice posted on the property, or by a notice published once in a local newspaper of general circulation, or by any combination of the above as the Manager or Officer deems necessary, require the owner or occupant, as the case may be, within seven (7) days of the notice being served

- a) Repair, alter or remove a fence that does not comply with this By-law
- b) Repair, alter or remove a gate that does not comply with this By-law
- c) Remove a sign from a fence that does not comply with this By-law

Where No Notice is Required

5.3 Where the condition of the fence is such that it constitutes a hazard to members of the public, the Manager or Designated is, authorized to follow the provisions of Part 5.8 of the By-law, without having first issued the Notice.

Receipt of Notice

5.4 Where the Order to Comply is, sent by prepaid mail in accordance with Part 5.6 of the By-law, it is deemed to have been served on the fifth day after mailing.

Property Identification

5.5 Every notice delivered, sent, posted or published shall identify the property by street number and name, and/or legal description.

Source of Mailing Address

5.6 Every notice to an owner that is sent shall be sent to the address shown on the last revised assessment roll and may also be sent to the last address known to the Town of the owner if it differs from that on the roll.

Inclusion

5.7 Every notice delivered, sent, posted or published shall specify that if the owner defaults in doing the thing(s) required to be done under this by-law by the timeline specified in the notice, the Manager/Officer may take action to cause the Town to do the thing(s) required to be done as specified in the notice and that the Town may recover the costs of doing the thing(s) required to be done from the owner and that the Town may recover the costs by action or by adding the costs to the tax roll and collect them in the same manner as taxes.

Non-Compliance with Notice

5.8 If an owner or occupant, as the case may be, fails to comply with a notice issued under Part 5.1, the Manager/Officer may take action to do the thing(s) required to be done as specified in the notice.

Recovery of Expense

5.9 If the Town takes action to do the thing(s) required to be done as specified in the notice, the costs of such action may be added to the tax roll and collected in the same manner as taxes.

Entry onto Property

5.10 For purposes of entering onto property to determine if a violation exist with the terms of this by-law, the Manager or an Officer may enter onto any public or private property.

Entry to Inspect

5.11 For the purposes of inspecting a property to determine compliance with the terms of this by-law, the Manager or an Officer may enter onto any public or private property.

Entry to Remedy

5.12 Where the Town proceeds with action under Part 5.7 of this by-law, the Manager or an Officer or an agent appointed by the Town may enter onto the property accompanied by any person(s) under

his or her direction and with the appropriate equipment as required to bring the property into compliance with this by-law.

Non-Obstruction of Town Employee or Agent

5.13 Non-Obstruction of Town Employee or Agent, no person shall hinder or obstruct an Officer/Manager employed to enforce this by-law from carrying out an inspection of lands nor shall any person obstruct any employee or agent authorized by the Town to carry out any work under authority of this by-law.

Part 6 - Penalties

- 6.1** Each person who contravenes any provision of this By-law is guilty of an offence.
- 6.2** A person convicted of an offence contrary to a provision of this By-law in a proceeding commenced under Part III of the Provincial Offences Act, R.S.O. 1990, c. P.33, is liable to a fine of no less than Five Hundred Dollars (\$500) and no more than Ten Thousand Dollars (\$10,000) for each day or part of a day on which the offence occurs or continues provided that the total of all daily fines for the continuing offence shall not exceed One Hundred Thousand Dollars (\$100,000).
- 6.3** A person convicted of an offence contrary to a provision of this By-law in a proceeding commenced under Part I of the Provincial Offences Act, R.S.O. 1990, c. P.33, is guilty of an offence and on conviction is liable to a fine as provided in the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.

Part 7 - Severability

7.1 Where a Court of competent jurisdiction declares any section or part of a section of this By-law invalid, the remainder of this By-law shall continue in force unless the Court makes an Order to the contrary.

Part 8 – Repeal & Enactment

8.1 Repeal of Previous By-Laws

Except as provided by Part 7.2 hereof, the following by-laws are hereby repealed;

- a) 2002-84, (b) 2007-92 and (c) 2005-21

8.2 Transition

Notwithstanding Part 6.1 hereof, the provisions of the by-laws contained in Part 6.1 shall continue to apply to any properties or persons in respect of which enforcement action has commenced under those by-laws until such action has been concluded.

8.3 Effective Date

This by-law shall come into force and take effect on the day of the final passing thereof.

ALDO DICARLO, MAYOR

VALERIE CRITCHLEY, CLERK

First Reading –

Second Reading –

Third Reading -



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Table with 2 columns: Author's Name, Report Date, Author's Phone, Date to Council, Author's E-mail, Resolution #.

To: Mayor and Members of Town Council

Subject: Idling By-law

1. RECOMMENDATION:

It is recommended that:

- 1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Idling By-Law BE RECEIVED; and
2. By-law 2022-026 being a By-Law to Control the Idling of Vehicles and Boats be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same; and
3. By-law 2001-43, section 2 (5) (i) (ii)(iii)(iv)(v) BE REPEALED.

2. BACKGROUND:

In 2001, Amherstburg Council passed the Emission of Sound By-law 2001-43, which contained a section regarding the idling of vehicles.

It is important that the Town update its By-laws regularly to ensure that they are up to date with the most recent changes to the Municipal Act, 2001, as amended, and/or case law. There have not been any updates since 2001 to the idling sections of By-law 2001-43. The intent of anti-idling provisions in noise by-laws is primarily to prevent disturbance from noisy vehicles idling in, or near, residential areas, rather than to reduce noxious air emissions.

3. DISCUSSION:

The Licensing & Enforcement Division is responsible for enforcing the Town's By-laws. Research shows that idling for more than 10 seconds, rather than stopping and restarting an engine, uses more fuel and produces more emissions that contribute to smog and climate change which generally is one of the biggest threats to our planet. Motor vehicles are one of the main sources of greenhouse gas emissions worldwide, and finding ways to encourage people to be less reliant on their cars, and to use them in a more environmentally efficient manner is essential for mitigating climate change.

The current trend in municipal by-law enforcement is to create and enforce stand alone idling control by-laws, rather than to embed sections regarding idling into other pieces of municipal legislation, as doing so raises the profile of the issue. To date, at least 15 municipalities in Southwestern Ontario have passed stand alone idling control by-laws. In keeping with this municipal "best practice", Administration has drafted the proposed new Idling By-law for Council's review and consideration and, if passed, would repeal the sections dealing with engine idling which currently exist in the *Emission of Sound By-law 2001-43*.

4. RISK ANALYSIS:

There are no associated risks with this report.

5. FINANCIAL MATTERS:

There are no financial impacts associated with this report.

6. CONSULTATIONS:

7. CONCLUSION:

On November 25, 2019, the Town of Amherstburg Council declared a climate emergency along with other municipalities in Windsor Essex. By adopting this proposed stand alone Idling By-law, Council will be raising the profile of this issue and will be taking measures to help reduce greenhouse gasses which pose a threat to the sustainability of our planet.



Bill Tetler
Manager, Licensing and Enforcement

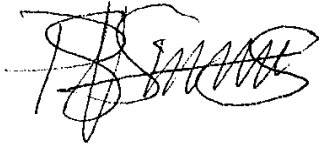
Report Approval Details

Document Title:	Idling By-law.docx
Attachments:	- Idling By-law 2022-026.docx
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tiffany Hong



Peter Simmons



Valerie Critchley

The Corporation of the Town of Amherstburg

By-law No. 2022-026

A By-Law of the Corporation of the Town of Amherstburg to Control the Idling of Vehicles and Boats

WHEREAS Section 10.2 (6) of the Municipal Act, R.S.O. 2001, c. 25, as amended, authorizes the Town Council of a local municipality to pass by-laws and make regulations for the health, safety and well-being of the persons of the municipality in matters not specifically provided for by the Municipal Act;

AND WHEREAS under Section 425. (1) of the Municipal Act, 2001, S.O. 2001, C.25, as amended, a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence. 3006, c, 32, Schedule. A, s. 184.;

AND WHEREAS boats and vehicles are major sources of nitrogen oxides, carbon monoxide, sulphur dioxides and volatile organic compounds in the Town of Amherstburg's outdoor air;

AND WHEREAS the Town of Amherstburg is supportive of recent global, Federal and Provincial initiatives to reduce emissions that may contribute to climate change and poor air quality;

AND WHEREAS the Police Services Act, R.S.O. 1990, Section 15 authorizes the municipality to appoint persons to enforce the by-laws of a municipality and that Municipal Law Enforcement Officers are Peace Officers for the purpose of enforcing municipal by-laws;

THEREFORE, the Council of the Town of Amherstburg enacts as follows:

Short Title

This By-law may be, referred to as the "**Anti Idling By-law**".

1. Definitions:

"Agricultural Equipment" means equipment that is operated on agricultural property;

"Agricultural Property" means a property that is zoned for agricultural use in the zoning by-law that applies to the property;

"Boat" means a ship or any other description of vessel not propelled by oars and includes a boat used exclusively for towing purposes, a water taxi and a boat used on water for living purposes;

"Commercial Motor Vehicle" means a motor vehicle having permanently attached thereto a truck or delivery body, and includes ambulances, hearses, casket wagons, fire apparatus, tow trucks, buses and tractors used for hauling purposes on the highways, and any vehicle bearing commercial license plates;

“Corporation” means The Corporation of the Town of Amherstburg;

“Drive-Through” means the uses of land, buildings or structures, or parts thereof, to provide or dispense products or services, either wholly or in part, through an attendant or a window or an automated machine, to persons remaining in motorized vehicles that are in a lane designated for that purpose;

“Idle” and “idling” mean the stopping of a vehicle while the engine is running or the operation of an engine of a boat while the boat is not in motion;

“Livery Vehicle” means a vehicle, other than a taxicab, used for hire for the conveyance of passengers and available for hire by the general public;

“Emergency Vehicles and Emergency Boats” includes an ambulance, a fire department vehicle or boat, police and any other public agency vehicle or boat being used to respond to an emergency;

“Mobile Workshop” means a vehicle containing equipment that must be operated inside or in association with the vehicle, or a vehicle serving as a facility for taking measurements or making observations or conducting maintenance, delivery of service or construction;

“Official” means a police officer, police cadet, municipal law enforcement officer, Provincial Offences Officer or any person authorized to enforce this by-law;

“Parking Lot” means a private or municipal parking area to which the public has access whether on payment of a fee or otherwise;

“Provincial Offences Officer” means any employee of the Corporation who is duly appointed by the Council of the Corporation, for the purpose of enforcing the provisions of the Corporation’s by-laws;

“School Bus” means a school bus as defined by the Highway Traffic Act, R.S.O. 1990, c. H.8;

“Stop” and “stopping” mean the halting of a vehicle, even momentarily, whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or a traffic control sign or signal;

“Taxi” means a vehicle, other than a car-pool vehicle, having a seating capacity of not more than six (6) people, not including the driver, hired for one specific trip for the transportation of one person or group of persons, with one fare or charge being collected or made for the trip;

“Transit Vehicle” means a school bus, tour bus, motor coach, and public transportation bus

“Tour Boat” means a water vessel that carries paying passengers on a regular route;

“Tow Truck” means a vehicle used for hire for towing or otherwise conveying a vehicle;

“Vehicle” means a motor vehicle, trailer, traction engine, farm tractor or road building machine as defined in the Highway Traffic Act and any vehicle drawn, propelled or driven by any kind of non-muscular power.

2. Application

2.1 This By-Law applies to:

- Private property;
- Public property;
- Highways forming part of the road system under the jurisdiction of The Corporation of the Town of Amherstburg.

3. General Regulations

(1) No person shall cause or permit a Motor Vehicle, a Commercial Motor Vehicle or a Boat to idle for more than three (3) continuous minutes (180 seconds);

(2) Subsection 3 (1) does not apply to:

(a) Police, fire or ambulance vehicles or boats while engaged in operational activities, including training activities;

(b) Motor Vehicles, Commercial Motor Vehicles and Boats assisting in an emergency activity;

(c) Boats not at anchor or tied to a dock;

(d) Mobile workshops while they are in the course of being used for their basic function;

(e) Motor Vehicles, Commercial Motor Vehicles or Boats where idling is required to repair the Motor Vehicle, Commercial Motor Vehicle or Boat or to prepare the Motor Vehicle, Commercial Motor Vehicle or Boat for service;

(f) Armoured vehicles where a person remains inside the vehicle while guarding the contents of the vehicle or while the vehicle is being loaded or unloaded;

(g) Motor Vehicles, Commercial Motor Vehicles or Boats required to remain motionless because of an emergency, traffic, weather conditions or mechanical difficulties over which the driver has no control;

(h) Motor Vehicles, Commercial Motor Vehicles or Boats engaged in a parade or race or any other event authorized by the Council of the Corporation;

(i) Transit vehicles;

(j) Transit vehicles while at a layover or stopover location except where idling is substantially for the convenience of the operator of the vehicle;

(k) Motor Vehicles transporting a person where a medical doctor certifies in writing that for medical reasons the person requires that the temperature or humidity level be

maintained within a certain range and the idling of the Motor Vehicle is necessary to achieve that temperature or humidity level;

(l) Motor Vehicles, Commercial Motor Vehicles or Boats when the ambient temperature outside is:

- (i) More than thirty degrees Celsius (30°C); or
- (ii) Less than five degrees Celsius (5°C)

(m) Motor Vehicles when operating on the traveled portion of a Drive Through lane;

(n) Motor Vehicles or Commercial Motor Vehicles when halting temporarily to obey a Traffic Control Device;

(o) Motor Vehicles or Commercial Motor Vehicles when halting temporarily to obey the directions of an Official;

(p) Taxicabs or Livery Vehicles when stopping temporarily for the purpose of receiving or discharging persons for a fare;

(q) Tow Trucks while hoisting and pulling wrecked or disabled vehicles, or while removing vehicles unlawfully parked;

(r) Publicly operated boats to ferry passengers and vehicles on a set route and schedule;

(s) Hybrid or electric vehicles.

4. Offence and Penalty

4.1 Any person who contravenes any provision of this by-law is guilty of an offence and shall, upon conviction thereof, forfeit and pay a penalty of not more than Five Thousand Dollars (\$5,000), exclusive of costs, and every such fine is recoverable under the Provincial Offences Act, R.S.O. 1990, c. P. 33, as amended from time to time.

4.2 If this by-law is contravened and a conviction entered, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may, in addition to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

4.3 Where a vehicle has been left stopped in contravention of this By-Law, the owner of the vehicle, even though the owner was not the driver of the vehicle at the time of the contravention of the By-Law, is guilty of an offence and liable to a fine in accordance with the provisions of the Provincial Offences Act, unless at the time of the offence the

vehicle was in the possession of some person other than the owner without the owner's consent.

5. Validity

5.1 If a court of competent jurisdiction declares any provision, or any part of a provision, of this by-law to be invalid, or to be of no force and effect, it is the intention of City Council in enacting this by-law that each and every provision of this by-law authorized by law be applied and enforced in accordance with its terms to the extent possible according to law.

6. This By-law shall come into force and take effect on the day of the final passing thereof.

ALDO DICARLO, MAYOR

VALERIE CRITCHELY, CLERK

First Reading –

Second Reading –

Third Reading -

DRAFT



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Table with 2 columns: Author's Name, Report Date, Author's Phone, Date to Council, Author's E-mail, Resolution #.

To: Mayor and Members of Town Council

Subject: Collection & Waste Disposal By-law

1. RECOMMENDATION:

It is recommended that:

- 1. The report from the Manager of Licensing and Enforcement dated February 23, 2022 regarding a new Collection & Waste Disposal By-Law BE RECEIVED; and
2. By-law 2022-025 being a By-Law to Establish and Maintain a System for the Collection and Disposal of Waste be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same; and
3. By-law 2005-29 BE REPEALED.

2. BACKGROUND:

In 2005, Amherstburg Council passed the Collection and Waste Disposal By-law.

It is important that the Town update its By-laws regularly to ensure they are up to date with the most recent changes to the Municipal Act, 2001, as amended and/or case law. There have not been any updates to the Collection and Waste Disposal By-law since 2002.

3. DISCUSSION:

The Licensing & Enforcement Division is responsible for enforcing the Collection and Waste Disposal By-law. The purpose of this report is to replace By-law 2005-29 in order

to reflect the changes that have occurred in the municipal and legal environments since the *Collection and Waste By-law* was first passed. The proposed new By-law adds additional enforcement tools regarding commercial and multi-residential establishments as well as the prevention of nuisance.

4. RISK ANALYSIS:

There is no associated risk with this report.

5. FINANCIAL MATTERS:

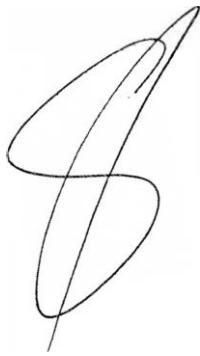
There are no financial impacts associated with this report.

6. CONSULTATIONS:

Town of Amherstburg's By-Law Enforcement Officers
Eric Chamberlain, Manager, Roads and Fleet
Antonietta Giofu, Director, Engineering and Public Works

7. CONCLUSION:

With a new *Collection and Waste Disposal By-law* in place the By-Law Enforcement Officers will be better able to deal with related complaints in a more effective and efficient manner. The By-law Enforcement Unit is committed to ensuring compliance with this new By-law and will continue to work diligently educate the public and, when necessary, to investigate and complete all complaints in a timely manner.



Bill Tetler
Manager, Licensing and Enforcement

Report Approval Details

Document Title:	Waste Disposal By-Law.docx
Attachments:	- Waste Disposal By-law 2022-025.docx
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tiffany Hong



Peter Simmons



Valerie Critchley

CORPORATION OF THE TOWN OF AMHERSTBURG

BY-LAW No. 2022-025

Being a By-law to Establish and Maintain a System for the Collection and Disposal of Waste in the Town of Amherstburg

WHEREAS Section 8 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, provides that a single-tier municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS Section 11 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, provides that a single-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction including but not limited to waste management;

AND WHEREAS Section 425 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, provides that a municipality may pass by-laws providing that any person who contravenes any by-law of the municipality is guilty of an offence;

AND WHEREAS the Essex-Windsor Waste Management Master Plan provides that it is the policy in Essex-Windsor to continually investigate and implement alternative ways and means of waste reduction and to pursue in conjunction with the Provincial Government and area Municipalities, active public education programs to this end;

AND WHEREAS the Council of the Corporation of the Town of Amherstburg recognizes the need to divert materials from the Regional Landfill Site through waste reduction, reuse and recycling;

AND WHEREAS Council deems it advisable to regulate the collection of certain classes of waste and to regulate certain other classes of waste, including recyclable material and yard waste material to be collected in the Town of Amherstburg;

THEREFORE the Council of the Corporation of the Town of Amherstburg enacts as follows:

1.1 Short Title

This by-law may be cited as the Waste Collection By-law

1.2 Definitions

In this by-law:

"Apartment Building/Condominium" means a residential detached building that consists of three or more dwelling units arranged so that there is a common hallway to the dwelling units;

"Ashes" means the solid residue of any fuel used for heating, cooking purposes and cleanings from chimneys;

"Blue Box" means a durable plastic container approved by the Town in accordance with the Essex-Windsor Solid Waste Authority (EWSWA) that is to be used for the collection of recyclable glass and plastic materials, as designated by EWSWA;

"Brush" means tree branches less than 7.5 centimeters (3 inches) in diameter, shrubs and twigs.

"Collection Services" means the services provided by the Town in accordance with this Bylaw for the collection of garbage, recyclable material and yard waste.

"Compost" means a mixture that consists largely of decayed organic matter and is used for fertilizing and conditioning land

"Contractor" means a person or company with whom the town has entered into a contract for the collection of refuse, and the employees of such person, or company;

"Corporation" means the Corporation of the Town of Amherstburg;

"Council" means the Council of the Corporation of the Town of Amherstburg;

"Curbside" means:

- i) on streets with a street curb, a place directly behind the curb that is in front of the dwelling unit, residence or commercial establishment;
- ii) on streets with an integral curb and sidewalk, a place directly behind the sidewalk that is in front of the dwelling unit, residence or commercial establishment;
- iii) on streets without concrete curbs, the edge of the shoulder of the street that is in front of the dwelling unit, residence or commercial establishment.

"Director" means the Director of Infrastructure Services or designate;

"Dwelling" means a building or place of abode including a street townhouse but not including a hotel, motel, restaurant or apartment building/condominium;

EWSWA means the Essex-Windsor Solid Waste Authority, which is the Regional body responsible for the implementation of the Regional Waste Management Master Plan.

"Garbage" means all rejected, abandoned or discarded household waste, either animal or vegetable, not including non-collectable waste or trade waste, but including without limiting the generality thereof, waste paper, organic yard waste, ashes and other refuse matter and also includes weighty or bulky articles such as Christmas trees, furniture, mattresses, or anything of a similar nature that is placed for collection in accordance with paragraphs 5 and 6 of this by-law;

"Garbage Container" means a hard sided container to place garbage in for storage and collection;

"Household Chemical Waste" means domestic products that contain ingredients which are toxic or potentially harmful to the environment;

"Household Waste" means all waste materials and refuse, including organic yard waste, abandoned, rejected or discarded from any dwelling, apartment building or residential condominium;

"Householder" means any owner, occupant, lessee or any person in charge of any dwelling, apartment building or residential condominium;

"Industrial waste" means waste produced or arising from manufacturing or industrial activities or processes;

"Landfill site" means the location designated in the County of Essex for the disposal of waste;

"Non-Collectible Waste" means:

- i. any garbage or material in receptacles or containers which do not conform to paragraphs 4 and 6 of this by-law;
- ii. discarded vehicle parts, tires, automotive wastes and other accessories;
- iii. concrete products, bricks, dirt, stones or tree stumps;
- iv. Trade Waste;
- v. any explosive or highly combustible material of any nature whatsoever;
- vi. Medical or Pathological waste, including syringes, medicines, drugs and similar refuse;
- vii. liquid wastes, including liquid in sealed containers;
- viii. hay, straw, manure;
- ix. roofing shingles;
- x. carcasses of any animal or bird;
- xi. live animals or birds;
- xii. any material which has become frozen to the receptacle and cannot be removed by shaking;

"Occupant" means any person or persons over the age of eighteen years in possession of property;

"Organic Yard Waste" means garden refuse, grass, shrubbery and tree clippings, plant material and leaves;

"Owner" includes the registered owner and the person for the time being managing or receiving the rent of the land or premises in connection with which the word is used, whether on the person's own account or as agent or trustee of any other person, or who would receive the rent if such land and premises were let, and shall also include a

lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards of this by-law;

"Person" includes any individual, corporation, partnership, company, association or party and the heirs, executors, administrators, or other legal representative of such person, to whom the context can apply according to law; shall include any group of persons comprising a society or other organization and shall include the plural wherein the context requires;

"Public View" means a view of the front yard, Curbside, or front porch, but does not include a view of the side yard or rear yard;

"Recyclable Materials" means materials deemed to be recyclable by the Essex-Windsor Waste Management Committee;

"Red Box" means a durable plastic container approved by the Town in accordance with the Essex-Windsor Solid Waste Authority that is to be used for the collection of recyclable paper products, as identified by the EWSWA;

"Refuse" means garbage, wastepaper, ashes and rubbish;

"Rubbish" means brush, crates, cans, bottles, and other ordinary household waste of a wooden, metal or plastic nature;

"Scavenge" means to sort through, pick over, interfere with, disturb, remove or scatter refuse or material that is set out for collection;

"Street" means any public road, avenue, parkway, lane, alley or highway as defined in the Municipal Act, 2001, S.O. 2001, c.25, as amended;

"Town" means the geographic entity of the Corporation of the Town of Amherstburg;

"Trade Waste" means any industrial, commercial, or manufacturer's waste;

"Waste" shall include refuse, and rubbish, but shall not include Noncollectable waste as defined herein;

"Waste Management Committee" means the Essex-Windsor Waste Management Committee;

"Wastepaper" includes excelsior and other packing materials, wrappings, and paper, cardboard or plastic containers or scraps;

"Yard Waste" means organic growth on property including brush, leaves, hedge, tree and garden trimmings but does not include sod, turf, soil, earth, sand, clay, rocks, stone or other similar items.

2.1 Administration of By-law

This By-law shall be administrated by the Director of Infrastructure Services or designate;

2.2 Responsibilities of the Town of Amherstburg

- a) The Corporation shall provide for the collection of waste within the Town in accordance with the provisions of this by-law.
- b) The Corporation may contract with any person for the collection of waste within the Town.
- c) The Director shall, from time to time, fix the areas of collection and the day of collection for each area, and the same shall be advertised by the Town of Amherstburg.
- d) Nothing in this by-law shall be deemed to require the collection by the Corporation of:
 - i. any industrial waste;
 - ii. any refuse from a supermarket having a floor area greater than 464 square metres (5,000 square feet);
 - iii. any materials being waste or residue resulting from the erection, alteration, or removal of any building or part thereof;
 - iv. straw, hay, manure;
 - v. any refuse not prepared and placed for collection in the manner prescribed by the terms of this by-law;
 - vi. any automotive parts and accessories including all types of tires;
 - vii. any articles included herein that are unacceptable at the Landfill Site;
 - viii. Recyclable items as defined from time to time by the Waste Management Committee.
- e) To address operational issues, the Director may, in his/her sole discretion, exempt an Owner or Occupant from any part or parts of the provisions of Section 3 for a specified period of time.

3 - Responsibilities of the Contractor

- a) The Contractor shall collect all waste and recyclable materials in accordance with the provisions of this by-law and any contract entered into with the Town of Amherstburg.
- b) Waste and recyclable material shall be collected from areas approved by the Director.
- c) The service of collection and other related duties from each area shall be completed on the approved collection day and the Contractor shall be

courteous and render every reasonable effort for the proper execution of this service.

- d) The Contractor shall be responsible for the collection, removal, transportation and unloading of garbage at a waste disposal site approved by the Ministry of Environment and Energy.
- e) The Contractor shall provide all necessary equipment and labour for the collection, removal, transportation and unloading of waste materials from all dwellings buildings and areas to which this by-law applies.
- f) The Contractor shall not be required to enter any dwelling or other building; ascend or descend any stairway; or enter any elevator, hoist or unloading platform for the purpose of collecting or removing garbage.
- g) The Contractor shall not be required to remove any garbage from a chute.
- h) The Contractor shall not be required to enter a privately owned driveway, roadway, or lane for the purpose of collecting ashes, garbage or rubbish 3 from privately owned property, except where special arrangements have been made.
- i) The Contractor shall handle all receptacles with due care and after thoroughly removing their contents, shall replace the receptacles with covers secured at the location from which they were collected.
- j) No person, agent or employee of the Contractor shall sweep, throw, cast, lay or deposit any garbage, non-collectible waste or trade waste on any land, creek, street or public property or place in the Town or on any site other than one approved pursuant to the Environmental Protection Act.
- k) The Contractor shall enforce the provisions of this by-law which affect the collection of waste and recyclable material by its employees.

4 - Responsibilities of the Householder

- a) The householder shall place waste and recyclable material out for collection in accordance with the provisions of this by-law.
- b) The householder shall not deposit or permit the deposit upon any lands belonging to the householder, in the householder's occupation or under the householder's control of any garbage, or any material or any thing which may endanger public health.
- c) The householder shall not keep a receptacle or repository for garbage on the householder's premises in such condition or in such a location that the same is a nuisance or emits foul or offensive odours or harbours or attracts rats or other vermin or insects.
- d) Every householder shall keep and maintain that portion of the property utilized for the purpose of the placement of trash for pick up, free and clear of weeds, dirt, filth, ashes, paper, building material, rubbish and other refuse, at all times.

- e) The householder shall ensure all garbage, recyclable material and yard waste are to be set out for collection in accordance with the provisions of this by-law. All approved containers shall be drained of liquid and securely covered wrapped or tied.
- f) Every owner and occupant shall rinse all residue from all containers set out for collection as recyclable materials.
- g) Every owner and occupant of a multi-residential unit shall place all recyclable material set out for collection in plastic containers known as a Blue Box and a Red Box or approved roll-out carts or any other container determined by the Director as approved for the purpose of storing or setting out of recyclable material.
- h) Every owner and occupant shall set out materials for collection before 6:00 a.m. on the day of scheduled collection but not earlier than 7:00 p.m. on the day preceding collection.
- i) All empty containers, following waste collection, shall be removed from public view by the owner and occupant of the premises from which it was placed for collection before 8:00 p.m. on the day of scheduled collection.
- j) No person shall keep a garbage container, recycling material container or yard waste container in such condition or such location as to create a nuisance or emit offensive odours or harbour or attract insects, rats or other vermin or to present a safety hazard to collectors.

5 - Procedures for Collection

All refuse to be collected by the Corporation of the Town of Amherstburg shall be placed in the following manner:

- a) At the curb line in front of the property in the evening before the day(s) designated by the Director for the collection thereof as outlined in Schedule "A" to this by-law. No person shall place garbage or recyclable materials out for collection other than at the designated times.
- b) Waste and recyclable material set out at the curbside or in the designated collection area for curbside collection shall be aligned along the street and as close as possible to the curb and gutter or edge of the pavement of the street but not so as to impede or interfere with the flow of traffic or maintenance of such street. In the event of a dispute, the Director shall have the power to designate the precise point at which refuse for collection shall be placed for the collectors

- c) Empty receptacles and all waste and recyclable material not collected as a result of non-compliance with this By-law, shall be removed by the householder before 8:00 pm on the day of scheduled collection.
- d) The householder shall only place garbage, household waste and recyclable materials in approved receptacles out for collection.
- e) Thoroughly drained garbage and wastepaper shall be securely wrapped in a paper wrapper or bag before being deposited in a water-tight iron, nonferrous metal or plastic container with a securely fitting lid and suitable handles; or, in the alternative, a sturdy commercial type disposable plastic garbage bag securely tied may be used.
- f) Rubbish and ashes shall be placed in a wooden, galvanized iron, nonferrous metal or plastic container, provided that no such container when filled weighs over 22 kilograms (50 pounds). All ashes shall be cold.
- g) Newspapers may be placed in or alongside the Red Boxes provided they are compactly and securely tied in neat bundles.
- h) In the event of a traffic conflict on the private access route to the garbage storage facility, which cannot be resolved immediately at the time of collection, the collection vehicle will leave the site and no collections will be made until the following collection date.

6 - Approved Garbage Containers

- a) All refuse to be collected shall be placed in proper garbage containers and shall not be filled to a greater height than 50 mm (2 inches) from the top thereof.
- b) Garbage containers shall be durable, rust resistant, non-absorbent containers having a close fitting cover and two suitable handles. The garbage container's diameter shall not exceed 0.9 m (3 feet) and its height shall not exceed 1.5 m (5 feet). The diameter at the top of the garbage container shall be larger than the bottom.
- c) Non-Returnable Plastic Bags: must be plastic bags designed and sold for the purpose of containing garbage and secured so as to prevent any spillage.
- d) Minimum bag material thickness shall be 1.5 mil. Bags that break when lifted are not acceptable.
- e) The Blue Box and Red Box: must be used for disposal of recyclable materials, but not organic yard waste.

f) Other containers which are irregular in shape such as paint cans, pails, oil drums and other smaller receptacles shall not be used unless the receptacle is intended for disposal with the contents. Such containers shall be securely covered to prevent the contents from being scattered.

g) Garbage, other than bundles, shall be in securely covered receptacles unmixed with any liquid and all meats, fish, fruit, vegetables and other waste likely to attract animals, vermin and flies shall be drained of liquids and securely wrapped and tied.

h) The total weight of any full garbage container shall not exceed 22.0 kilograms (50 pounds).

i) The amount of waste and recyclable material placed at the curb shall not be of an excessive amount. What is determined to be excessive will be decided by the Director.

7.1 Additional Provisions for Commercial for Landlords, Multi-Residential Dwelling Units & Commercial Establishments

Receptacle storage enclosures/stands large enough to hold the required number of receptacles or bundles shall be provided by the owners of the types of premises listed below. The Director and their designates shall approve the structure, maintenance and location of the receptacle storage enclosures/stands:

7.1.1 Combined commercial and residential establishments with more than one residential unit;

7.1.2 Commercial establishments regardless of the number of occupants;

7.1.3 Homes with two or three dwelling units;

7.1.4 Multi-residential dwelling units;

7.1.5 Townhouse complexes without internal roadways that receive centralized collection of garbage, recyclable material and yard waste.

7.2 Roll-Out Carts and Bulk Lift Containers Occupants of, or those responsible for setting out of materials for collection at multiresidential units and food service establishments shall place all garbage, recyclable material and yard waste in approved roll-out carts and/or in bulk lift containers.

7.3 Obligation on Owner of Multi-Residential Units regarding garbage and recyclables

7.3.1 In a building containing less than four dwelling units, one or more suitable containers or compactors shall be provided for garbage and recycling in a manner acceptable to the Officer

7.3.2 In a building containing six or more dwelling units, one or more suitable hardsided animal-proof containers or compactors shall be provided for garbage and recycling in a manner acceptable to the Officer

7.3.3 Garbage in a container or compactor provided in accordance with subsection (1) shall be stored and either placed for pick-up or regularly disposed of so as not to cause a risk to the health or safety of any person.

7.3.4 A container or compactor provided in accordance with subsection (1) shall:

- a) be maintained in a clean and sanitary condition;

- b) be maintained in good repair;

- c) constructed of watertight materials, provided with a tight fitting cover

- d) be accessible to residents; and

- e) not obstruct an emergency route, driveway, walkway or alleyway.

7.3.5 All garbage containers used for the storing and disposing of domestic waste shall be covered tightly at all times except when the garbage container is being filled or emptied.

7.3.6 Building owners shall ensure that tenants are provided with approved and adequate recycling containers

8 - Schedule

Schedule "A" attached hereto forms part of this by-law.

9 - Non-Placement of Materials

No person shall sweep, throw, deposit or allow his agents or employees to sweep, throw or deposit any garbage, non-collectible material, recyclable material or yard waste on any street or other public place or on any lands not owned by such person.

10 - Prevention of Nuisance

No person shall place garbage, non collectible material, recyclable material or yard waste on property or in the alleyway abutting property in such a way as to attract rodent, insect and animal infestation.

11 - Prohibition of Scavenging

Any material placed at curbside, alleyway or in any other location for collection by the Town is the property of the Town or its authorized collection agent(s). No person or corporation, unless authorized by the Director, shall interfere with or cause or permit any person to interfere with or collect, scavenge, disturb, remove or scatter any garbage, recyclable material or yard waste placed out for collection

by the Town except for the person(s) who placed the material for collection, or if authorized under law.

12 - Compost Heaps

The occupant of a residential property may provide for a compost heap in accordance with the health regulations, provided that the compost pile is no larger than one square meter and 1.2 meters in height and is enclosed on all sides by concrete block, or lumber, or in a forty-five gallon container, a metal frame building with a concrete floor, or a commercial plastic enclosed container designed for composting.

13 - Permission to Enforce

The Director and their designates and all By-law Enforcement Officers appointed by the Town are authorized to enforce this by-law

14 - Entry onto Land

14.1 Entry to Inspect:

For the purposes of inspecting any land to determine compliance with the terms of this by-law, the Director and their designates may enter onto any public or private land.

14.2 Non-Obstruction of Director:

No person shall hinder or obstruct the Director and their designates in the enforcement of this by-law or from carrying out an inspection of land.”

15 - Penalties

Every person who contravenes any of the provisions of this by-law is guilty of an offence, and upon conviction, is liable to a fine and any other penalties as provided for in the Provincial Offences Act, R.S.O. 1990, c.P33, as amended.

16 - Severability

If a Court of competent jurisdiction should declare any section or a part of a section of this by-law to be invalid, the remainder of this by-law shall continue in force unless the court makes an order to the contrary.

17 - Repeal of By-Laws

- a) That By-law 2005-29 be repealed.
- b) This by-law shall come into force and take effect on the day of final passing thereof.

Mayor Aldo DiCarlo

Valerie Critchley, Clerk

First Reading –

Second Reading –

Third Reading -



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Kevin Fox	Report Date: March 7, 2022
Author's Phone: 519 736 0012 ext. 2272	Date to Council: March 14, 2022
Author's E-mail: kfox@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Decorative Crosswalk Considerations

1. RECOMMENDATION:

It is recommended that:

1. The Decorative Crosswalk Considerations report of February 17, 2022, **BE RECEIVED**; and,
2. Council **APPROVE** the decorative crosswalk installation proposal, subject to the creation of an agreement, to fund the entirety of the works, inclusive of associated maintenance and to the satisfaction of the Director of Legislative Services for legal content, the Director of Infrastructure Services for technical content and the Director of Corporate Services for financial content.

2. BACKGROUND:

On June 14, 2021 a delegation was received in relation to the creation of a painted Rainbow Crosswalk to be installed in the Town of Amherstburg. At that time Administration identified that it could investigate the matter for further deliberation.

In July, 2021, an offer was received from a private individual to fund all expenses related to the design/creation, installation and maintenance of a decorative crosswalk, as envisioned by the delegation.

3. DISCUSSION:

Administration reviewed the requirements associated with such an installation, including traffic management and safety requirements, financial impacts (inclusive of design,

installation and maintenance costs), and considerations for entering into agreements with third party sponsors of such an undertaking. Administration feels confident that should Council direction be provided that all requirements can be effectively met. Administration also investigated the creation of a policy to govern requests for the installation of decorative crosswalks.

Based on information available, Administration does not recommend the creation of a policy to govern such installations and instead recommends that requests for such decorative crosswalks be considered on their individual merits as they come forward.

With respect to this specific request, Administration recommends that, should it be the will of Council, direction be provided to enter into an Agreement with the donor to fund the creation, installation and maintenance of a decorative crosswalk. Such an Agreement would ensure that all safety and design standards for the Crosswalk meet the Ontario Traffic Manual requirements and will also stipulate the best methodology for the installation through burnt in-thermal plastic design. The proposed Agreement will cover such elements as the initial and ongoing costs for the installation and maintenance of the crosswalk, including any maintenance needs resulting from vandalism or winter control efforts. Finally, the Agreement will ensure that provisions are included to allow for the early termination of the agreement (with the option to re-install at the donours expense) should any road works or construction be required that affect the Crosswalk prior to the end of the term of the agreement.

Should it be the will of Council, Administration recommends that the Crosswalk be located in close proximity to North Star High School. This recommendation is the result of an Administration review of the possible locations for the Crosswalk and is being recommended for the following reasons:

- a) This location will showcase the art utilized in the installation to broad audience and would accent the new High School location;
- b) The prominence of this location will act as a deterrence to vandalism of the Crosswalk;
- c) The installation will follow a redevelopment of the roadway as a result of the High School construction and therefore is unlikely to be affected by future roadworks for a considerable period. As a result, this location will serve to maximize the life span of the Crosswalk and the accordingly, the investment of the Donor;
- d) This location benefits from recent improvements to safety considerations along the corridor while still being on a major arterial connection, offering both an opportunity for greater enjoyment while also ensuring appropriate safety considerations.

4. RISK ANALYSIS:

There are no immediately identifiable risks associated with this installation proposal.

5. FINANCIAL MATTERS:

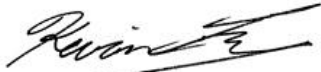
There are no direct financial implications associated with this proposal.

6. CONSULTATIONS:

Tony Haddad, interim Chief Administrative Officer
Antonieta Giofu, Director of Infrastructure Services
Valerie Critchley, Director of Legislative Services and Clerk
Tracy Prince, Director of Corporate Services and Chief Financial Officer
Heidi Baillargeon, Director of Community Services
Eric Chamberlain, Manager of Roads and Fleet
Windsor Police Service - Amherstburg
Town External Legal Counsel

7. CONCLUSION:

Administration recommends the creation of an agreement for the decorative crosswalk.



Kevin Fox
Policy and Committee Coordinator

Report Approval Details

Document Title:	Decorative Crosswalk Considerations.docx
Attachments:	
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tracy Prince



Peter Simmons



Valerie Critchle



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: Kevin Fox	Report Date: March 3, 2022
Author's Phone: 519 736 0012 ext. 2272	Date to Council: March 14, 2022
Author's E-mail: kfox@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Gibson Gallery Accessibility

1. RECOMMENDATION:

It is recommended that:

1. The accessibility upgrades consisting of an accessible ramp, barrier free route of travel, installation of an automatic door opener, and improvements to the accessible parking space proposed for the Gibson Gallery **BE UNDERTAKEN** in a collaborative manner with the Fort Malden Guild of Arts as noted in the report of March 3, 2022;
2. A 2022 expenditure not to exceed \$25,000 plus HST for the provision of accessibility upgrades to the Gibson Gallery **BE APPROVED** in accordance with the report of March 3, 2022; and,
3. The Treasurer **BE AUTHORIZED** to fund the 2022 expenditure relative to the provision of accessibility upgrades to the Gibson Gallery through a transfer from the AODA Compliance Reserve account in an amount not to exceed \$25,000 plus HST.

2. BACKGROUND:

In keeping with the Universal Design Philosophy and the Town's commitment to the provision of accessible goods and services, an accessibility review was conducted on the property at 140 Richmond Street by the Amherstburg Accessibility Advisory Committee and Administration to identify any areas of deficiency or for greater improvement in the provision of goods and services. Following that audit, the Amherstburg Accessibility Advisory Committee moved the following recommendation at its October 20, 2020 meeting:

Moved By S. Curson-Prue

Seconded By A. Kelly

That:

1. Council **CONSIDER** a transfer from the AODA Compliance Reserve Fund to **EXPLORE** partnering with the Fort Malden Guild of Arts and Crafts to fund the provision of an accessible route into the Gibson Gallery not to exceed \$20,000; **AND**,
2. Council **CONSIDER** a transfer from the AODA Compliance Reserve Fund to **PROVIDE** accessible play surfaces at one Town Park not to exceed \$20,000.

The Chair put the Motion.

	Yes/Concur	No/Not Concur
Chris Drew	X	
Christine Easterbrook	X	
Angela Kelly	X	
Robert MacMillan	Absent	Absent
Tony Pietrangelo	X	
Shirley Curson-Prue	X	
Councillor Marc Renaud	X	
William Whittall	X	

Motion Carried

This recommendation was provided to Council on December 14, 2020, and Council resolved that,

Resolution # 20201214-476

Moved By Councillor Renaud

Seconded By Councillor Prue

That:

1. Administration **EXPLORE** opportunities for a cost-sharing agreement to provide an accessible route into the Gibson Gallery using funds transferred from the AODA Compliance Reserve Fund not exceeding \$20,000, with the Fort Malden Guild of Arts and Crafts;
2. \$20,000 **BE TRANSFERRED** from the AODA Compliance Reserve Fund to replace existing inaccessible play surfaces with more accessible materials at a Town Park; and,
3. The Facility Accessibility Design Standards **BE ADAPTED** for use by the Town of Amherstburg from the City of Windsor.

The Mayor put the Motion.

Motion Carried

In accordance with the Council direction, Administration reviewed the scope of work, met with the representatives of the Fort Malden Guild of Arts. A plan to provide barrier free access was developed which would make use of existing resources and reduce the overall cost to render a fully accessible entry to the building.

3. DISCUSSION:

The Accessibility Audit conducted by members of the Amherstburg Accessibility Advisory Committee and Administration identified that the existing main entry to the building was undersized and would not allow for mobility assistive devices like wheelchairs to gain entry to the building. A side entry was of a suitable size but it lacked sidewalk access and was not at grade. Further, the accessible parking space located at the site was created prior to the current regulations and was designed in a way so that when in use it blocked access to the existing ramp. Due to the age of its construction this space also lacked the addition of an access aisle as now required under the Act, and the repurposing of the space presented an opportunity to amend that grandfathered element to provide enhanced accessibility.

The proposed solution is to extend the existing sidewalk northerly towards the door on the west side of the structure, inclusive of a ramped entry, kick and striker plate automated door opener. The type 'A' accessible parking space will be relocated in line with the new sidewalk being created, and a tactile surface plate will be added into a curb cut in line with an access aisle created to ensure perpetual safe and barrier free access from the vehicle unto the sidewalk, to the door and into the building. Existing signage and parking space line painting will need to be reconfigured to accommodate the changes.

As this building is a heritage designated property in the Town of Amherstburg, Administration has worked diligently to ensure that the works do not affect the building or its heritage features. As such the proposed work impacts only the building envelope, has no proposed alteration to historic elements of the door frame or jamb, and has only one interior component, the addition of the automated door opener. The Town's Heritage Planner has indicated that interior addition does not constitute an alteration under the *Heritage Act*. The Heritage Committee was advised of the project but indicated there were no issues with it proceeding.

The Fort Malden Guild of Arts have decided that the existing entrance on the eastern side of the building will be reworked to serve as an exit once these works are complete. This will ensure that the main point of entry and egress is rendered barrier free, affording the same essential dignity and respect to all patrons.

4. RISK ANALYSIS:

There is a risk that not taking action to address the noted deficiencies to the building's access could continue to pose a barrier to persons with disabilities. While the building itself is a grandfathered structure under the *Ontario Building Code*, the Town's lease agreement with the Guild and ownership of the land mean that the Town has an interest in the provision of barrier free access to the site. Increasing the accessibility provided

and removing an identified barrier is consistent with the Town's commitment to equality and accessibility.

There is a further risk that failing to collaborate with the Fort Malden Guild of Arts at this time could result in the municipality being unable to secure a cost sharing agreement in the future to complete these works, resulting in a higher proportion of the costs being borne by municipal resources.

5. FINANCIAL MATTERS:

Previous Council direction to undertake a cost sharing agreement with the Fort Malden Guild of Arts has resulted in an offer from that group to fund \$2,500 of the direct expenses and \$5,000 of in-kind contributions to reorient the entry around the accessible entrance and to address landscaping and other elements the works will disturb. The reorientation will ensure that the Gibson Gallery provides the same level of service to everyone as an expression of the essential dignity and respect for all persons.

The remainder of the applicable expenses, approximately \$22,500 would be funded by a transfer from the AODA Compliance Reserve account, which has been set aside in previous years, in anticipation of this work coming forward. It should be noted that the \$25,000 request is inclusive of a contingency reserve of \$2,500, which, if not needed, would remain in the AODA Compliance Reserve to fund other projects targeting increased accessibility.

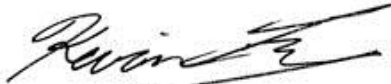
Future costs associated with the sidewalk and ramp upkeep and maintenance are addressed in the lease agreement with the Fort Malden Guild of Arts and will not be borne by the municipality.

6. CONSULTATIONS:

Fort Malden Guild of Arts
Amherstburg Accessibility Advisory Committee
Heritage Committee
Chief Administrative Officer
Senior Management Team
Heritage Planner

7. CONCLUSION:

It is recommended that approval be given to fund the works, in conjunction with the Fort Malden Guild of Arts through a cost sharing agreement, from the AODA Compliance Reserve fund which was established to address such deficiencies as identified and recommended by the Amherstburg Accessibility Advisory Committee.



Kevin Fox
Policy and Committee Coordinator

Report Approval Details

Document Title:	Gibson Gallery Accessibility.docx
Attachments:	- Gibson Gallery Accessible Walkway.pdf
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



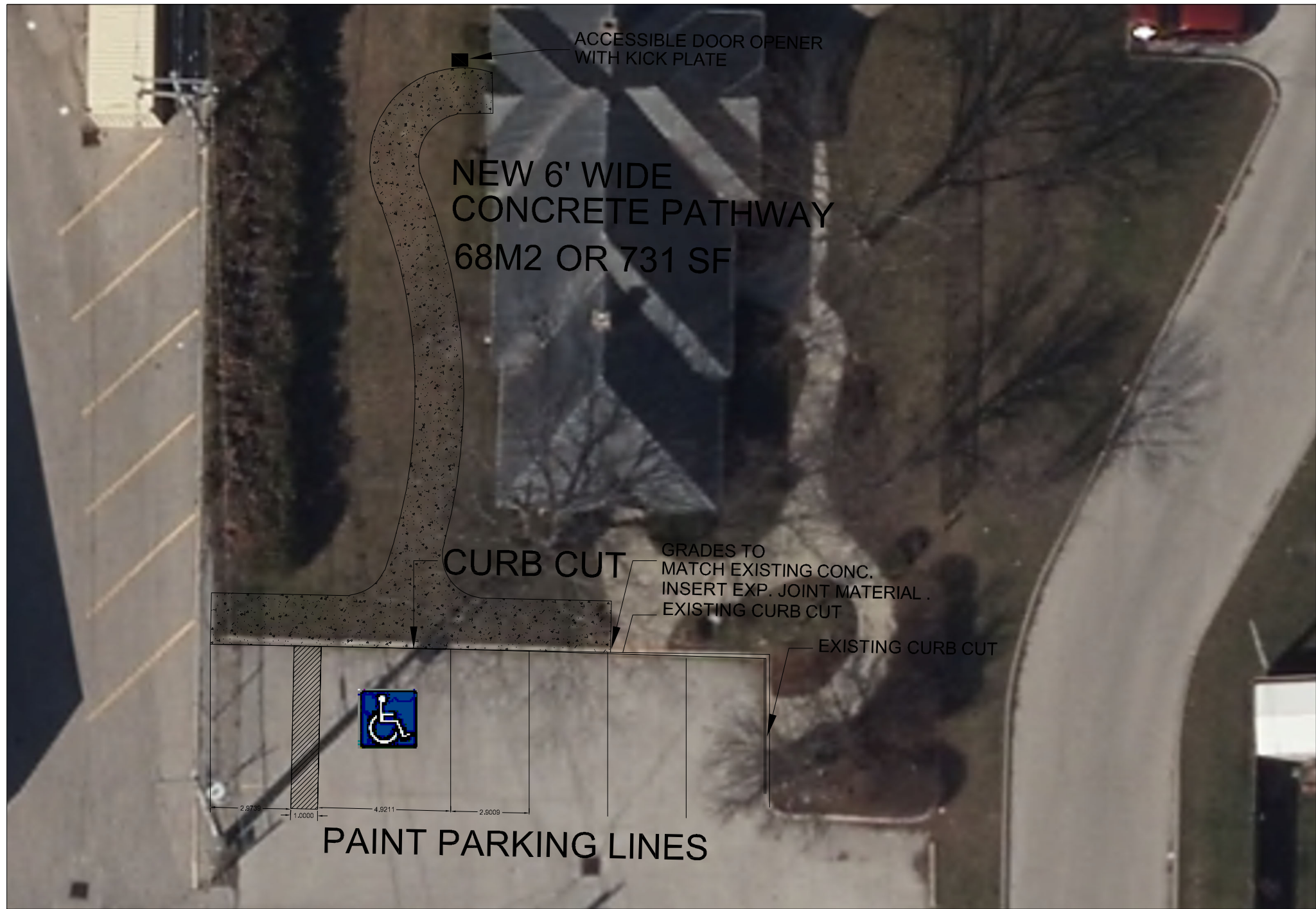
Tiffany Hong



Peter Simmons



Valerie Critchley



GIBSON GALLERY



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF THE CAO

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Author's Name: B. Montone	Report Date: February 28, 2022
Author's Phone: 519 736-6500 ext. 2241	Date to Council: March 14, 2022
Author's E-mail: bmontone@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Proposed regulatory changes to the Fire Protection and Prevention Act. R.S.O. – Firefighter Certification

1. RECOMMENDATION:

It is recommended that:

The report from the Fire Chief dated February 23, 2022 regarding the regulatory changes to the Fire Protection and Prevention Act R.S.O.(FPPA) **BE RECEIVED for information.**

EXECUTIVE SUMMARY:

N/A

2. BACKGROUND:

On March 19, 2018 the Fire Chief previously provided Council with an information report regarding proposed regulatory changes to the FPPA. In the fall of 2018 the new Progressive Conservative Provincial Government deferred the implementation.

On January 19, 2022 the Solicitor General, Sylvia Jones announced the Ontario Government's plan to bring back Firefighter Certification with the proposed Regulation being posted for public consultations on January 28, 2022 (see Attachment-1) and will conclude 45 days later.

Since the Draft Regulation was released, Fire Services Management has participated in information sessions held by the OAFIC (Ontario Association of Fire Chiefs) the Office of the Fire Marshal and the Association of Municipalities of Ontario (AMO). The Fire Chief has consulted with CAO's and Director of Legislative Service/ Clerk to inform Senior Administration of the regulation proposal.

The Ministry of the Solicitor General will receive input on impacts and suggested amendments. Following review of the feedback it is currently the intent of the Provincial Government to implement the final version on or about July 1, 2022.

3. DISCUSSION:

Some of the input received through the consultation process will be included in changes to the regulations announced on January 19, 2022.

Firefighter Certification

The draft Regulation establishes mandatory certification requirements set out by the National Fire Protection Association (NFPA) for all firefighters employed or appointed to a Fire Department for the performance of Fire Protection Services. Roles include: Fire Suppression, both Exterior and Interior Attack and Rescue, Auto Extrication & Rescue, Hazardous Materials response, Supervision of firefighters, Incident Command activities, Pump Operations, Fire Prevention Inspections, Fire Investigations, Fire and Life Safety Education, Training of Firefighters, Incident Safety activities, Fire Dispatch - activities, all Technical Rescue activities including Water & Ice Rescue activities.

These requirements are proposed to come into full force July 1, 2026, with the exception of technical rescue, which would come into force July 1, 2028. Additional time for technical rescue to achieve certification is being proposed to allow for sufficient time to develop training and certification examination materials.

Mandatory Certification for Public Educators, Suppression Firefighters (interior and exterior) and Pump Operators is to be implemented on a go-forward basis for newly hired firefighters.

In addition, the regulation includes that mandatory certification requirements also set out by the NFPA apply to existing firefighters currently employed or appointed in Fire Departments across Ontario, including Fire Inspectors, Fire Investigators, Fire Instructors, Hazardous Materials Personnel and Fire Dispatchers.

The regulation provides additionally, that Firefighters in the roles of Public Educator, Suppression Firefighter (both interior and exterior attack) and Pump Operators hired after, 2021 will have to be certified. All of those roles are included in Amherstburg Council's established Level of Service contained in By-law 2017-67.

Any Firefighter involved in promotion to the Officer Level will require certification and successful completion of the requisite standards to be promoted. This Includes Firefighter I & II and Fire Officer I.

OUR ANALYSIS OF THE DRAFT REGULATION:

- To date, the Solicitor General has not identified Provincial funding to support implementation of this regulation.
- We believe sections of the Mandatory Certification regulation require amendments to improve understanding and compliance, specifically:

- The Recruit Training exception of 24 months needs to be extended to at least 36 months and expanded to include all applicable areas and positions, such as Fire Inspectors and Fire Officer I & II, etc. replacing the limiting language found in section 3(b). As it is currently written, the regulation only applies to new hires providing exterior attack. The impact (costs) is yet to be determined as it relates to challenges for small - medium sized operations.
- Reciprocity is partially addressed in Sec. 2. but remains within the OFM mandate and AHJ. The result is no prior learning and certification by other AHJ with PRO Board or IFSAC validated programs are guaranteed to be recognized.

POSITION AND KEY MESSAGES

We have submitted our position to the Public Consultation process so that legislators are aware of our position and the Impacts to our Fire Protection Delivery Programs in Our Community.

We agree that training and certifying our Fire Service personnel to the standards set out in the regulations improves the Fire Service and improves both firefighter and public safety.

As per the FPPA and the O.H.&S. Act, the onus is on the municipality to have properly trained Fire Service personnel that meet the level of service municipal council has determined to be appropriate for its community. This new regulation will require municipalities to demonstrate compliance.

We firmly believe that specialized and annualized funding must be provided to all Fire Services to support implementation of the regulations. The Minister in her announcement of the closing of the Ontario Fire College on January 13, 2021, promised to support Fire Services. This has not come forward in any sustainable manner.

While the regulations do not detail how non-compliance will be handled, there is great liability risk to a municipality if it does not certify to the new mandatory standard for all categories of fire operations, in the event something unfortunate occurs.

There are in our opinion, five main barriers to successful implementation of this initiative:

- OFMEM Capacity
- Training & Testing Processes
- Access to Training
- Costs & Funding
- Recruitment and Retention of Volunteer firefighters

The OFMEM currently has difficulty providing their current services including, long waits for test results, course content not available, course waitlists and last minute

cancellations, a lack of local advisors. This is not a reflection of the current staff but a short coming of the Ministry support and resourcing of the OFMEM.

The OFMEM needs to resolve training, testing & evaluation processes including, reduced testing minimums, the availability of on-line electronic (e-testing). Wider use and approval of in-house proctors. Reduce testing minimums, reduce the three month notice period, and delegate evaluation authority to the Fire Chief or at least Fire Coordinators who actually represent the OFMEM.

It is our position that compliance with this Regulation will cost money, but without final regulatory language is difficult to quantify. This will definitely be different for most Fire Services. Our costs involve a mix of compensation costs and material costs. The current draft regulation will create collective bargaining implications, with our full-time career staff.

The Solicitor General has not identified provincial funding to date, to support implementation of this regulation. The impact to Volunteer and Composite Fire Services can be substantial. In addition, the impacts can be considered in two time periods....

- 1) One Time - transition/implementation period for current firefighters to achieve compliance.
 - 2) Long term on going impact for Firefighter Recruits hired after the proposed regulation receives royal assent (proposed July 1, 2022)
- We firmly believe that specialized and annualized funding must be provided to all Fire Services to support implementation of the regulations.
 - The Minister in her announcement of the closing of the Ontario Fire College on January 13, 2021, promised to support Fire Services. This has not come forward in any sustainable manner. (with the small exception of a one time grant for Training/Fire Prevention (Ontario Fire Safety Grant). Our community based on population received \$10,000.00 Thank You! But, represents .05% of the funds budgeted for Training and Fire Prevention programming. (Frankly, it costs the municipality more to notify council of the opportunity, apply for the funds, receive the funds, expend the funds and be prepared for any audit that occurs, than the actual amount received.)
 - We believe sections of the Mandatory Certification regulation require amendments to improve understanding and compliance:
 - The Recruit Training Exception of 24 months to comply requires extension to at least 36 months and expanded to include all applicable areas and positions, such as Fire Inspectors and Fire Officer I & II, etc. replacing the limiting language found in section 3(b). As it is currently written, the regulation only applies to new hires providing exterior attack. The impact (costs) is yet to be fully determined as it relates to challenges for small operations. If the compliance time for new recruits for example was extended by 1 year our salary impacts for recruit firefighters would be eliminated.

- Reciprocity is partially addressed in Sec. 2. but remains within the OFM mandate and AHJ. The result is no prior learning and certification by other AHJ with PRO Board or IFSAC validated programs are guaranteed to be recognized.
- The Regulation should explicitly state that people grandfathered under the previous provisions are considered to be certified under the intended meaning of certified in this Regulation.
- There needs to be specific direction provided relating to how automatic and mutual aid will work where departments with different service levels come together at an incident. How does it operationalize where interior attack trained/certified firefighters respond to an area with an exterior attack level of service? Are they to perform within their training/ certification scope or the level of service of the area they are in?
- A one- time initiative requiring additional involvement by all existing firefighters and necessary funding to achieve compliance is needed to expedite the new requirements. As mentioned above, if Grandfathering would be considered certified, our current situation would improve significantly as 25 current members are grandfathered for several NFPA Levels.

4. RISK ANALYSIS:

If we fail to identify the challenges with implementation of these proposed regulations, it will be difficult later to request assistance.

Firefighters who already give significant time to train and deliver quality services to our community may choose less onerous community activity requiring increased recruitment and lessening the effectiveness of Fire Services programs.

Additional risk consideration: loss of partially trained members within the certification process as firefighters find current training requirements onerous at best and are becoming frustrated.

Recruitment can involve the hiring of a completely certified firefighter partially certified firefighter or a firefighter has no certification whatsoever.

The Fire Service in general in North America experiences a higher rate of employee turnover for a number of reasons, consequently retention of employees while within the 3-year cycle, cannot be fully relied upon.

The risk to financial costs and to maintaining an adequate number of certified members to deliver service as per the service delivery bylaw may therefore fluctuate, particularly if a nearly certified member leaves AFD for any number of reasons such as new employment outside the community or with a full time Fire Service for example.

5. FINANCIAL MATTERS:

We have assessed the potential impacts, with some uncertainty, as a lack of clarity still exists surrounding the proposed regulations. If our assumptions and interpretations of the regulations are correct, we have calculated the time requirements for training of our

recruit firefighters, our existing regular paid on call firefighters and our officers. (See Attachment-2).

- Training is conducted weekly in all stations (3) and is two hours in duration and the same training topic is conducted three different evenings at different stations to enable acceptable attendance, regardless of station assignment.
- Our present training Schedule is based on a three-year cycle for completion. Our 2022 budget for weekly training of 60 Paid on call firefighters provides \$188,148.00. There are 47 possible training sessions each year available for attendance for a total of 94 hours for each firefighter and officer.
- Currently and for the past 5 years in preparation for this regulation a FF in our department spends 2/3 (two thirds) of our current 94 hours of programming time on NFPA Standards. The remainder is non-NFPA training e.g. Medical Training, Municipal required training etc. In addition, our firefighters spend up to 115 hours of their own time annually on training topics without remuneration.
- New recruits - training to NFPA 1001 Level I & II (exterior & interior attack) requires approximately 225 hours of training to complete.
- Going forward, the regulation provides only 24 months for completion, this would equate to approximately three hours of training per week with 47 weeks per year or 50% more-time commitment and 50% more cost to the Municipality. Total Costs for this additional time commitment is \$94,074.00 for each year required to implement certification for all current firefighters. As mentioned above, this impact can be eliminated by extending the 24 months to 36 months.
- These calculations are predicated on 100% attendance by all firefighters which is not reasonably possible given family and work commitments of many of our firefighters over the two-year period.
- This consideration also does not include any impacts to putting non-certification training still necessary to properly provide service on hold.
- Below is our current status regarding firefighter certification by rank.

Current Firefighters by rank	Current # Firefighters Certified	Remainder to become certified	Total Hours remaining to complete
37	5	32	5,250
Current Officers (including FT)	Current Officers Certified	Remainder to become certified	Total Hours remaining to complete
15	2	13	1,144
Current Recruits.			Total Hours remaining to complete
13	7	6	1,350
TOTAL 65	14	51	7744

A one-time initiative requiring additional involvement by all existing firefighters and necessary funding to achieve compliance is needed to expedite the new requirements.

For all future new recruits, they would require 110 additional hours for their first two years = \$2,420 per new Firefighter. In addition, Instructors will be required for the extra hours, totalling \$3,080.

Total cost based on recruitment patterns of 6 new firefighters each year is \$33,000.

6. CONSULTATIONS:

Ontario Association of Fire Chief's - Provincial Advisory Committee
Ministry of the Solicitor General - Office of the Fire Marshal
Chief Administrative Officer
Director of Corporate Services/CFO
Director of Legislative Service/Clerk

7. CONCLUSION:

Council may wish to pass a resolution supporting the certification initiative. However, Provincial funding is required to support the implementation and reduce the burden on Municipalities. If sufficient Provincial funding is not provided to Municipal Governments, the Province will be knowingly creating a new unfunded and unsustainable mandate on Municipalities.



Bruce Montone
Fire Chief

bm/BM

Report Approval Details

Document Title:	Proposed regulatory changes to the Fire Protection and Prevention Act. R.S.O. – Firefighter Certification.docx
Attachments:	- Attachment-1 FPPA Regulation (Firefighter Certification) - CONSULTATION DRAFT (3).docx - Attachment-2 FF Recruit Fire Fighter Officer Training time.docx
Final Approval Date:	Mar 9, 2022

This report and all of its attachments were approved and signed as outlined below:



Tiffany Hong



Peter Simmons



Valerie Critchley

Caution:

This consultation draft is intended to facilitate dialogue concerning its contents. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the final preparation of the regulation. The content, structure, form and wording of the consultation draft are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.

CONSULTATION DRAFT

ONTARIO REGULATION

to be made under the

FIRE PROTECTION AND PREVENTION ACT, 1997

FIREFIGHTER CERTIFICATION

CONTENTS

1.	Definition
2.	Mandatory certification
3.	Exceptions
4.	Transition
5.	Commencement
Table 1	Mandatory certification for fire protection services

Definition

1. In this Regulation,

“NFPA” means the National Fire Protection Association.

Mandatory certification

2. (1) Every municipality, and every fire department in a territory without municipal organization, must ensure that its firefighters perform a fire protection service set out in Column 1 of Table 1 only if, on or after the corresponding day specified in Column 3 of that Table,

- (a) the firefighter performing the fire protection service is certified, at a minimum, to the corresponding certification standard set out in Column 2 of that Table; or
- (b) this Regulation provides that the certification standard referred to in clause (a) does not apply with respect to the firefighter.

(2) The certification must be,

- (a) provided by the Fire Marshal; or

- (b) an accreditation from the International Fire Safety Accreditation Congress (IFSAC), or a Pro Board seal, that is recognized by the Fire Marshal as equivalent to the certification provided by the Fire Marshal.

Exceptions

3. (1) A certification standard set out in item 1 or 2 of Table 1 does not apply with respect to a firefighter who,

- (a) is performing a service that is within the scope of that item;
- (b) has been a firefighter for no more than 24 months; and
- (c) is operating under the supervision of a firefighter certified to that standard.

(2) A certification standard set out in Column 2 of Table 1 does not apply with respect to a firefighter who is,

- (a) temporarily assigned to perform a different fire protection service for which a different minimum certification is required; and
- (b) operating under the supervision of a firefighter who has obtained the certification corresponding to the fire protection service or services being delivered.

(3) If a firefighter was previously certified under this Regulation for an item listed in Table 1, that certification continues to be valid even if the requirements for obtaining that certification are subsequently updated or changed.

Transition

4. (1) Subject to subsection (2), a certification standard set out in item 1, 2, 3, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 17 or 18 of Table 1 does not apply with respect to a firefighter if the Fire Marshal issues the firefighter a letter of compliance with the certification standard in accordance with this section.

(2) The Fire Marshal shall issue a letter of compliance with a certification standard to a firefighter if,

- (a) the firefighter has been performing the fire protection service that the standard corresponds to since at least,
 - (i) January 1, 2021, in the case of a certification standard set out in item 1, 2, 3, 5, 6 or 7,

- (ii) January 1, 2020, in the case of a certification standard set out in item 9, 10, 11, 12, 13, 14 or 15, or
 - (iii) January 1, 2019, in the case of a certification standard set out in item 17 or 18;
- (b) before September 30, 2023, the firefighter’s municipality, or fire department in an area without municipal organization, provides the Fire Marshal with information, such as training records, to demonstrate to the satisfaction of the Fire Marshal that the firefighter, through past training and experience, has obtained the requisite knowledge and requisite skills associated with the corresponding standard; and
- (c) the Fire Marshal is satisfied with the information provided under clause (b).

Commencement

5. [Commencement]

TABLE 1
MANDATORY CERTIFICATION FOR FIRE PROTECTION SERVICES

Item	Column 1 Fire protection service	Column 2 Minimum Certification Standard	Column 3 Compliance Deadline
1.	Firefighter Exterior Attack: Fire suppression operations from the exterior of the building only.	The following job performance requirements of NFPA 1001, “Standard for Fire Fighter Professional Qualifications”, 2019 Edition, Chapter 4 (Firefighter I) and Chapter 5 (Firefighter II): 4.1, 4.2, 4.3.1, 4.3.2, 4.3.3, 4.3.6, 4.3.7, 4.3.8, 4.3.10 (A1-A9, B1-B3, B4 (exterior stairway), B5-B10), 4.3.15, 4.3.16, 4.3.17, 4.3.18, 4.3.19, 4.3.20, 4.3.21, 4.5 5.1, 5.2, 5.3.1, 5.3.2 (A1-A4), 5.3.3, 5.3.4, 5.4.2, 5.5.3	July 1, 2026
2.	Firefighter Exterior Attack and auto extrication: Fire suppression operations from the exterior of the building only and auto extrication rescue.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1001, “Standard for Fire Fighter Professional Qualifications”, 2019 Edition, Chapter 5 (Firefighter II): 5.4.1	July 1, 2026
3.	Firefighter Exterior Attack and hazardous materials response: Fire suppression operations from the exterior of the building only and Operations-level hazardous materials response.	All job performance requirements in Item 1 and all job performance requirements of NFPA 1072, “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications”, 2017 Edition, Chapter 5 (Operations).	July 1, 2026
4.	Firefighter Exterior Attack, auto extrication and hazardous materials response: Fire suppression operations from the exterior of the building only, automobile extrication rescue and Operations-level hazardous materials response.	All job performance requirements in Items 1, 2 and 3.	July 1, 2026

5.	Firefighter Interior Attack: Fire suppression operations that enter the interior of the building and can perform rescue.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 4 (Firefighter I) and Chapter 5 (Firefighter II): 4.3.4, 4.3.9, 4.3.10 (A10-A11, B4 (interior stairway), B11), 4.3.11, 4.3.12, 4.3.13, 4.3.14 5.3.2 (A5-A9, B1-B6)	July 1, 2026
6.	Firefighter Interior Attack and auto extrication: Fire suppression operations that enter the interior of the building and can perform rescue and automobile extrication rescue.	All job performance requirements in Item 5 and the following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 5 (Firefighter II): 5.4.1	July 1, 2026
7.	Firefighter Interior Attack and hazardous materials response: Fire suppression operations that enter the interior of the building and Operations-level hazardous materials response.	All job performance requirements in Item 5 and all job performance requirements of NFPA 1072, "Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications", Chapter 5 (Operations).	July 1, 2026
8.	Firefighter Interior Attack, auto extrication and hazardous materials response: Fire suppression operations that enter the interior of the building and can perform rescue, automobile extrication rescue and Operations-level hazardous materials response (full service firefighter).	All job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 5 (Firefighter II).	July 1, 2026
9.	Team Lead Exterior Attack: Supervision of firefighters that provide fire suppression operations from the exterior of the building only.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
10.	Team Lead Exterior Attack and auto extrication: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide auto extrication rescue.	All job performance requirements in Item 2 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
11.	Team Lead Exterior Attack and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide Operations-level hazardous materials response.	All job performance requirements in Item 3 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
12.	Team Lead Exterior Attack, auto extrication and hazardous materials: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide automobile extrication rescue or Operations-level hazardous materials response.	All job performance requirements in Item 4, and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026

13.	Team Lead Interior Attack: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue.	All job performance requirements in Item 5 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
14.	Team Lead Interior Attack and auto extrication: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide automobile extrication rescue.	All job performance requirements in Item 6 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
15.	Team Lead Interior Attack and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide Operations-level hazardous materials response.	All job performance requirements in Item 7 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
16.	Team Lead Interior Attack, auto extrication and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide automobile extrication rescue or Operations-level hazardous materials response (full service fire officer).	All job performance requirements of NFPA 1021 "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I).	July 1, 2026
17.	Pump Operations: Operation of a pumper apparatus without driving the apparatus, or where the apparatus does not require a class D licence.	All job performance requirements of NFPA 1002, "Standard for Fire Apparatus Driver/Operator Professional Qualifications", 2017 Edition, Chapter 5 (Apparatus Equipped with Fire Pump), without pre-requisites in Chapter 4.	July 1, 2026
18.	Pump Operations: driver: Driving and operating a pumper apparatus that requires a class D licence.	All job performance requirements in NFPA 1002 "Standard for Fire Apparatus Driver/Operator Professional Qualifications", 2017 Edition, Chapter 5 (Apparatus Equipped with Fire Pump).	July 1, 2026
19.	Fire Prevention/Inspection: conducting fire and life safety inspections.	All job performance requirements of NFPA 1031, "Standard for Professional Qualifications for Fire Inspector and Plan Examiner", 2014 Edition, Chapter 4 (Fire Inspector I).	July 1, 2026
20.	Fire Investigator: conducting fire cause and origin investigations.	All job performance requirements of NFPA 1033, "Professional Qualifications for Fire Investigator", 2014 Edition, Chapter 4 (Fire Investigator).	July 1, 2026
21.	Fire and Life Safety Educator: providing fire and life safety education.	All job performance requirements of NFPA 1035, "Standard on Fire and Life Safety Educator, Public Information Officer, Youth Firesetter Intervention Specialist, and Youth Firesetter Program Manager Professional Qualifications", 2015 Edition, Chapter 4 (Fire and Life Safety Educator).	July 1, 2026
22.	Training Officer: providing training and education to other fire personnel.	All job performance requirements of NFPA 1041, "Standard for Fire and Emergency Services Instructor Professional Qualifications", 2019 Edition, Chapter 4 (Fire and Emergency Services Instructor I).	July 1, 2026

23.	Emergency Communicators: taking emergency calls.	All job performance requirements of NFPA 1061, “Standard for Public Safety Telecommunications Personnel Professional Qualifications”, 2018 Edition, Chapter 4 (Public Safety Telecommunicator I).	July 1, 2026
24.	Incident Safety Officers: undertaking the primary role of incident safety officer at emergency calls.	All job performance requirements of NFPA 1521, “Standard for Fire Department Safety Officer Professional Qualifications”, 2020 Edition, Chapter 5 (Incident Safety Officer).	July 1, 2026
25.	Hazardous Materials Response — Operations Mission Specific Level: responding to emergencies involving hazardous materials at the Operations Mission Specific Level.	All job performance requirements of NFPA 1072, “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications”, Chapter 6 (Operations Mission Specific)	July 1, 2026
26.	Hazardous Materials Response — Technician Level: responding to emergencies involving hazardous materials at the Technician Level.	All job performance requirements of NFPA 1072, “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications” Chapter 7 (Hazardous Materials Technician).	July 1, 2026
27.	Rope Rescue — Operations: rope rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 5 (Rope Rescue) (Operations): 5.2	July 1, 2028
28.	Rope Rescue — Technician: rope rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 5 (Rope Rescue) (Technician): 5.3	July 1, 2028
29.	Structural Collapse — Operations: structural collapse rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 6 (Structural Collapse Rescue) (Operations): 6.2	July 1, 2028
30.	Structural Collapse — Technician: structural collapse rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 6 (Structural Collapse Rescue) (Technician): 6.3	July 1, 2028
31.	Confined Space — Operations: confined space rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 7 (Confined Space Rescue) (Operations): 7.2	July 1, 2028
32.	Confined Space — Technician: confined space rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 7 (Confined Space Rescue) (Technician): 7.3	July 1, 2028

33.	Vehicle Rescue — Operations: rescue involving passenger vehicles at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 8 (Common Passenger Vehicle Rescue) (Operations): 8.2	July 1, 2028
34.	Vehicle Rescue — Technician: rescue involving passenger vehicles at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 8 (Common Passenger Vehicle Rescue) (Technician): All of 8.3	July 1, 2028
35.	Heavy Vehicle Rescue — Operations: rescue involving heavy vehicles at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 9 (Heavy Vehicle Rescue) (Operations): 9.2	July 1, 2028
36.	Heavy Vehicle Rescue — Technician: rescue involving heavy vehicles at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 9 (Heavy Vehicle Rescue) (Technician): 9.3	July 1, 2028
37.	Trench Rescue — Operations: trench rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 12 (Trench Rescue) (Operations): 12.2	July 1, 2028
38.	Trench Rescue — Technician: trench rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 12 (Trench Rescue) (Technician): 12.3	July 1, 2028
39.	Surface Water Rescue — Operations: surface water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 17 (Surface Water Rescue) (Operations): 17.2	July 1, 2028
40.	Surface Water Rescue — Technician: surface water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 17 (Surface Water Rescue) (Technician): 17.3	July 1, 2028
41.	Swift Water Rescue — Operations: swift water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 18 (Swiftwater Rescue) (Operations): 18.2	July 1, 2028

42.	Swift Water Rescue — Technician: swift water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 18 (Swiftwater Rescue) (Technician): 18.3	July 1, 2028
43.	Ice Water Rescue — Operations: ice water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 20 (Ice Rescue) (Operations): 20.2	July 1, 2028
44.	Ice Water Rescue — Technician: ice water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 20 (Ice Rescue) (Technician): 20.3	July 1, 2028

<u>Fire Fighter Recruit Training</u>	<u>Total Hours to Complete</u>	<u>Own Time Hours</u>	<u>Annual Hours Spent</u>
NFPA Fire Fighter I & II	180 hours FF I-24 Modules FFII 9 Modules	48 hours	60
IMS –Blue Card	4 hours	0	4
Corporate Training 1. (AODA) – 30 minutes 2. Health & Safety at Work – 30 minutes 3. (WHMIS) – 45 minutes 4. Workplace Violence, Harassment and Discrimination – 15 minutes	2 hours		2
FF OH&S	2 hours		2
FF Specific WHMIS	2 hours		2
CPR/FA/defib	8 hours		4
Fire Prevention	6 hours	4 hours FPW	2
Driver Training	10 Hours		5
Water and Ice Rescue	6 hours	3 hours (Pleasure Craft Licence)	2
Auto Extrication	10 hours		4
Haz Mat Awareness	2 hours	8 hours Self Study	2
Haz Mat Operations	32 hours		10
Fire Ops Strategy & Tactics	10 hours		5
Rescue Ops	4 hours		2
Vent/ Salvage/Overhaul	4 hours		2
RIT/ FF Survival	6 hours		3
Mutual Aid	2 hours		1
Hose Testing	2 hours		2
Communications /Radio	2 hours		2
<u>TOTALS</u>	304 Hours	63 Hours	118 Hours

***In addition to ongoing FF training must complete on own time before completion of Probation ***

Obtain DZ Licience	95 hours	95	
AFD Driving Hours	20 hours	20 hours	
FA/CPR	8 hours		
FF Survival	6 hours		
TOTAL	129	115	

<u>Fire Fighter Training</u>	<u>Total Hours to Complete</u>	<u>Own Time Hours</u>	<u>Annual Hours Spent</u>
NFPA Fire Fighter I & II	180 hours FF I-24 Modules FFII 9 Modules	48 hours	60
IMS –Blue Card	4 hours	0	4
Corporate Training 1. (AODA) – 30 minutes 2. Health & Safety at Work – 30 minutes 3. (WHMIS) – 45 minutes 4. Workplace Violence, Harassment and Discrimination – 15 minutes	2 hours		2
FF OH&S	2 hours		2
FF Specific WHMIS	2 hours		2
CPR/FA/defib	8 hours		4
Fire Prevention	6 hours	4 hours FPW	2
Driver Training	10 Hours		5
Water and Ice Rescue	6 hours	3 hours (Pleasure Craft Licence)	2
Auto Extrication	10 hours		4
Haz Mat Awareness	2 hours	8 hours Self Study	2
Haz Mat Operations	32 hours		10
Fire Ops Strategy & Tactics	10 hours		5
Rescue Ops	4 hours		2
Vent/ Salvage/Overhaul	4 hours		2
RIT/ FF Survival	6 hours		3
Mutual Aid	2 hours		1
Hose Testing	2 hours		2
Communications /Radio	2 hours		2
<u>TOTALS</u>	294 Hours	63 Hours	116 Hours

<u>Fire Officer Training</u>	<u>Total Hours to Complete</u>	<u>Own Time Hours</u>	<u>Annual Hours Spent</u>
NFPA Fire Officer I & II	60 hours	20 hours	30
IMS –Blue Card	28 hours	50	12 must do 36/3yrs to maintain Certification
Corporate Training 1. (AODA) – 30 minutes 2. Health & Safety at Work – 30 minutes 3. (WHMIS) – 45 minutes 4. Workplace Violence, Harassment and Discrimination – 15 minutes Supervisory Training - 4	6 hours		2
FF OH&S	2 hours		2
FF Specific WHIMIS	2 hours		2
CPR/FA/defib	8 hours		4
Fire Prevention	6 hours	4 hours FPW	2
Driver Training	10 Hours		5
Water and Ice Rescue	6 hours	3 hours (Pleasure Craft Licence)	2
Auto Extrication	10 hours		4
Haz Mat Awareness	2 hours	8 hours Self Study	2
Haz Mat Operations	32 hours		10
Fire Ops Strategy & Tactics	10 hours		5
Rescue Ops	4 hours		2
Vent/ Salvage/Overhaul	4 hours		2
RIT/ FF Survival	6 hours		3
Mutual Aid	2 hours		1
Hose Testing	2 hours		2
Communications /Radio	2 hours		2
<u>TOTALS</u>	202 Hours	85 Hours	94 Hours
			Plus Delivery to FF
			Share of 47 sessions

2022-03-03

Town of Amherstburg
Mayor Aldo DiCarlo
271 Sandwich St. S.
Amherstburg, ON
N9V 2A5

Dear Mayor DiCarlo and Members of Council,

On March 1, 2022, I assumed the role of Senior Vice President & President, Gas Distribution and Storage for Enbridge, which includes Enbridge Gas in Ontario, and Gazifère in Québec.

I am excited to lead two strong companies whose core purpose is to deliver the energy that enhances peoples quality of life. Our distribution service area generates 40 percent of Canada's GDP, and the energy we provide for 3.9 million residential, business and industrial customers, helps keep this country's economic engine humming. Our unique Storage and Transmission business provides shippers with direct access to North America's major natural gas supply basins. This business includes one of the largest integrated underground natural gas storage facilities in North America, that ensures Ontario, Québec and markets further east have access to a reliable and secure energy source, when they need it most.

I intend to build upon this solid foundation and the outstanding leadership of Cynthia Hansen, who is now Executive Vice President and President of Gas Transmission for Enbridge Inc., and brings to her role a deep understanding of Enbridge Gas, Gazifère and their respective markets.

You can expect a seamless transition. Over the course of my 25 year career in energy, most recently in my previous role as Senior Vice President and Chief Operations Officer, Gas Transmission and Midstream at Enbridge, my focus has been to deliver best-in-class safety, environmental and operationally excellent performance. Under my leadership, we will remain laser focused on providing a safe, reliable and competitive energy choice for our customers. In addition, we will expand our efforts to advance Ontario and Québec's environmental objectives through investments and partnerships in zero and low-carbon energy initiatives and technologies, and we will continue to deliver on our business and financial objectives for our shareholders.

Over the coming weeks I will be making the rounds, meeting with employees, government officials, Indigenous and community leaders, business partners and others, to further my understanding of the business and the needs of those we serve. I have an open door policy and want to solicit your thoughts on what we are doing well, and what we could do better so that we may build upon our strengths.

Sincerely,



Michele Harradence
Senior Vice President & President, Gas Distribution and Storage, Enbridge



The Corporation of the Town of Tecumseh

February 2, 2022

chrystia.freeland@fin.gc.ca

The Honourable Chrystia Freeland
Deputy Prime Minister and Minister of Finance
House of Commons
Ottawa, ON K1A 0A6

Dear Minister Freeland:

Re: Consideration of Support for Windsor-Essex Workers

The Council of The Corporation of the Town of Tecumseh, at its regular meeting held Tuesday, January 25, 2022, gave consideration to a letter received from The Corporation of the County of Essex, dated January 6, 2022 requesting support for Windsor-Essex workers.

At their meeting, Tecumseh Council passed the following resolution:

That the Town of Tecumseh **support** the January 6, 2022 County of Essex letter to the Deputy Prime Minister and Minister of Finance requesting support for Windsor-Essex workers.

Please consider this letter as confirmation of the Town of Tecumseh's support of the County of Essex' letter of January 6, 2022. A copy of the January 6, 2022 letter from the County of Essex is attached for your ease of reference.

Yours very truly,

Laura Moy, Dipl.M.M.
Director Legislative Services & Clerk

LM/sw

Attachments

1. County of Essex dated January 6, 2022

cc: Warden Gary McNamara (gmcnamara@countyofessex.ca)
Chris Lewis, MP – Essex (chris.lewis@parl.gc.ca)
Dave Epp, MP Chatham-Kent-Leamington (dave.epp@parl.gc.ca)
Irek Kusmierczyk, MP – Windsor-Tecumseh (irek.kusmierczyk@parl.gc.ca)
Brian Masse, MP – Windsor West (brian.masse@parl.gc.ca)
Taras Natyshak, MPP – Essex (tnatyshak-gp@ndp.on.ca)
Rick Nicholls, MPP – Chatham-Kent-Essex (rnicholls-co@ola.org)

Percy Hatfield, MPP – Windsor-Tecumseh (phatfield-gp@ndp.on.ca)
Lisa Gretzky, MPP – Windsor West (lgretzky-gp@ndp.on.ca)
Mike Galloway, CAO, County of Essex (mgalloway@countyofessex.ca)
Valerie Critchley, Interim Director of Legislative Services & Clerk, Town of Amherstburg (vcritchley@amherstburg.ca)
Robert Auger, Clerk, Town Solicitor, Legal and Legislative Services/Clerk, Town of Essex (rauger@essex.ca)
Paula Parker, Clerk, Town of Kingsville (pparker@kingsville.ca)
Kristen Newman, Director of Legislative and Legal Services/Clerk, Municipality of Lakeshore (knewman@lakeshore.ca)
Jennifer Astrologo, Director of Council Services/Clerk, Town of LaSalle (jastrologo@lasalle.ca)
Brenda Percy, Municipal Clerk/Manager of Legislative Services, Municipality of Leamington (bpercy@leamington.ca)
Steve Vlachodimos, Clerk, City of Windsor (svlachodimos@citywindsor.ca)
(clerks@citywindsor.ca)
Mary Birch, Director of Council Services & Community Services/Clerk, County of Essex (mbirch@countyofessex.ca)
Mr. David Cassidy, President, Unifor Local 444 (dcassidy@uni444.ca)

January 6, 2022

The Honourable Chrystia Freeland
Deputy Prime Minister and Minister of Finance
House of Commons
Ottawa, ON K1A 0A6

Re: Consideration for support for Windsor-Essex Workers

Dear Minister,

I would like to begin by thanking you for everything you and your government have done and are doing in response to the COVID-19 pandemic. These are challenging, unprecedented times. I know you have had to make difficult decisions based on ever-changing circumstances and I know you have made them in the best interests of the people you were elected to serve.

As you know, decisions that have rightly been made in the best interest of public health can have negative economic consequences, particularly in regions like Windsor-Essex that are heavily reliant on cross-border commerce and the tourism and hospitality sector. Your government has addressed these issues with now-expired support programs for individuals and small business, but the need for additional assistance in our hard-hit region is urgent and growing.

In particular, pandemic-related disruptions and restrictions are severely impacting the thousands of residents who work for two of the region's largest employers: Caesars Windsor and the Stellantis Windsor Assembly Plant. The economic hardships endured by these workers are felt by their spouses and their children and the community at large. The diminishment of so much collective spending power has a cascading impact on our local economy, negatively affecting retail shops and the service industry.

The 1,400 employees at Caesars Windsor have essentially been off work since the beginning of this pandemic and have relied on programs like the Canada Recovery Benefit to feed their families and pay their mortgages. That program has ended but the pandemic has not and now the casino has been closed again.

It is absolutely essential these workers are not left behind as new restrictions are implemented in response to the Omicron variant. I implore your government to ensure the gaming industry is included in the new Tourism and Hospitality Recovery Program and that it covers workers who are on furlough. I would encourage you to provide other supports as well to ensure the wellbeing of these workers and their families and to ensure they are available to work when our economy fully reopens.

Workers at Windsor Assembly Plant have likewise been severely impacted by the pandemic and its associated supply-chain issues, with the plant frequently idled for weeks at a time. This plant and its feeder plants have lost an entire shift, affecting thousands of workers. Even at two shifts, pandemic-related disruptions mean the plants have actually been down three times more than they've been operating.

There were 600 auto workers on layoff in the autumn and that number will explode to 2,400 when another shift is cancelled in April. Those numbers are sobering and a clear indicator that the auto-industry in Windsor-Essex should qualify under your government's Hardest-Hit Business Recovery Program.

Your government's Canada Emergency Wage Subsidy Program helped these workers through difficult times, but these hard times persist and the new HHBR program offers a significantly lower wage subsidy. Failing to include the auto industry and failing to boost the subsidy to the same 75 per cent level as the CEWS program will have a devastating impact on these workers and our local economy.

In closing, I would again like to thank you for everything your government has done to protect Canadians and support our economy in the face of this generational health crisis. The workers of Windsor-Essex are committed to winning the fight against COVID-19 and in need of additional supports from your government to see them safely through this storm.

Sincerely yours,



Gary McNamara
Warden, County of Essex

Consideration for support for Windsor-Essex Workers
January 6, 2022

CC:

Mike Galloway, CAO, County of Essex

Chris Lewis, MP, Essex (chris.lewis@parl.gc.ca)

David Epp, MP, Chatham-Kent-Leamington (dave.epp@parl.gc.ca)

Irek Kusmierczyk, MP (irek.kusmierczyk@parl.gc.ca)

Brian Masse, MP, Windsor-Essex (brian.masse@parl.gc.ca)

Taras Natyshak, MPP, Essex (tnatyshak-gp@ndp.on.ca)

Rick Nicholls, MPP, Chatham-Kent-Essex (rick.nicholls@pc.ola.org)

Percy Hatfield, MPP, Windsor-Tecumseh (Phatfield-gp@ndp.on.ca)

All Essex County Municipalities

City of Windsor

David Cassidy, President, Unifor Local 444 (dcassidy@uni444.ca)

 519-776-6441 ext. 1327
TTY 1-877-624-4832

 360 Fairview Ave. W.
Suite # 314 Essex, ON N8M 1Y6

 countyofessex.ca



WALKER AGGREGATES' MCGREGOR QUARRY RECEIVES OSSGA'S COMMUNITY RELATIONS AWARD

March 2022

McGregor Quarry – Township of Amherstburg

Walker Aggregates' McGregor Quarry in the Township of Amherstburg has received OSSGA's 2021 Community Relations award, presented at OSSGA's 2022 Conference & AGM at the end of February.

Walker Aggregates' McGregor Quarry has earned seven consecutive Community Relations Awards for its multifaceted community relations approach. This includes on-site efforts to uphold traffic safety and reduce the noise and dust from its operations through the use of natural elements, equipment upgrades and technologies, and daily road and site maintenance.

While several of the quarry's community relations events (e.g., summer barbecue, site tours, etc.) were put on hold because of the pandemic, McGregor Quarry spent 2021 donating 185 tonnes of screenings to the Windsor-Essex Therapeutic Riding Association for the creation of a new accessible pathway. It also provided financial support to the Amherstburg Unifor Local for the union's Social Justice and Paid Education Leave funds, and continued sponsoring several golf charity tournaments.

McGregor Quarry maintained constant contact with its community during the pandemic through feedback channels, its community newsletter, and updates on the Walker Aggregates website.

"We are so pleased to once again receive a Community Relations Award from the OSSGA for our McGregor Quarry in the Town of Amherstburg this past year, even though the global pandemic prevented us from having in-person contact with our neighbours," says Ryan Wall, vice-president of Walker Aggregates. "We were happy to be able to make donations of cash and stone to support a variety of worthy community organizations."

Community Relations Award

The Community Relations Award Recognizes those who have demonstrated leadership in promoting good neighbour relations, community involvement, education and industry awareness.

OSSGA Industry Recognition Awards Program

[The OSSGA Industry Recognition Awards](#) Program recognizes a wide range of activities that contribute to a progressive image of our member aggregate producers and the aggregate industry as a whole. A key goal is to raise the bar in the industry by highlighting operations that go above and beyond what is required by legislation.

“We encourage each member to strive for excellence in their operations, to be sound stewards of the lands on which they operate, and to be engaged and valued members of their community,” said Norm Cheesman, Executive Director of OSSGA. “All of OSSGA’s 2021 Industry Recognition Award winners have gone far above our expectations.”

A full list of winners can be found in the [2021 OSSGA Industry Recognition & Student Design Award Booklet](#) and at www.GravelFacts.ca!

ABOUT OSSGA

The Ontario Stone, Sand & Gravel Association (OSSGA) is a non-profit industry association representing over 280 sand, gravel and crushed stone producers and suppliers of valuable industry products and services. Collectively, our members produce a large majority of the approximately 164 million tonnes of aggregate consumed annually on average in the province to build and maintain Ontario’s infrastructure needs. OSSGA works in partnership with government and the public to promote a safe and competitive aggregate industry contributing to the creation of strong communities in the province.

For more information, please contact:

Ashlee Zelek, Director, Environment & Education
Ontario Stone, Sand & Gravel Association
Office: 905.507.0711 ext. 205
azelek@ossga.com

Richard Hillier, Manager, Communications
Ontario Stone, Sand & Gravel Association
Office: 905.507.0711 ext. 206
rhillier@ossga.com

*Photos Attached.



Policy Division

Division de la politique

Director's Office
Crown Forests and Lands Policy Branch
70 Foster Drive, 3rd Floor
Sault Ste. Marie, ON P6A 6V5

Bureau du directeur
Direction des politiques relatives aux forêts et
aux terres de la Couronne
70, rue Foster, 3^e étage
Sault Sainte Marie, ON P6A 6V5

March 03, 2022

Re: Seeking input about the use of floating accommodations on waterways over Ontario's public lands

Greetings,

The Ministry of Northern Development, Mines, Natural Resources and Forestry (NDMNRF) would like to make you aware of a Bulletin recently posted to the Environmental Registry of Ontario [<https://ero.ontario.ca/notice/019-5119>].

We are seeking to engage municipalities on potential ideas and approaches to manage “camping” and the use of floating accommodations on waterways over Ontario’s public lands. The ministry is seeing increased interest in the use of waterways by various types of vessels (i.e., watercrafts equipped for overnight accommodation). In some cases, the ministry has heard concerns relating to vessels that are primarily designed for accommodation and not navigation.

We are seeking input from the public, Indigenous communities, and municipal associations, and various stakeholders including your organization **by April 19, 2022**.

Input from this process will inform consideration of potential future changes intended to address growing concerns around the impacts of this activity on Ontario waterways and those who use them.

Please note, no regulatory changes are being proposed at this time. Any regulatory or policy changes that may be considered in the future would be posted on the Environmental Registry for consultation purposes.

If you have any questions, please reach out to Julie Reeder, Sr. Program Advisor, Crown Lands Policy Section at Julie.reeder@ontario.ca.

Sincerely,

Peter D. Henry, R.P.F.
Director
Crown Forests and Lands Policy Branch

- c. Pauline Desroches, Manager, Crown Lands Policy Section
Julie Reeder, Sr. Program Advisor, Crown Lands Policy Section

March 8, 2022

Attention: Municipal Clerk

Subject: Municipal Engineers Association 2022 Bursary Awards Program

The Municipal Engineers Association (MEA) is pleased to advise that it will be offering its 2022 Bursary Program to assist students enrolling in the first year of an engineering program at the University level for the upcoming 2022 academic year. This is the 15th consecutive year the MEA will be awarding bursaries to prospective engineering students. Up to ten (10) bursaries will be awarded to children/dependents of all municipal employees and elected councillors. The two (2) highest scoring applications will receive the *John Hammer Memorial Bursary* and the *William Robinson Memorial Bursary* valued at \$2,000 each; the balance valued at \$1,500 each.

The MEA is a non-profit association representing the interests of over 1,000 municipal engineers across Ontario who are employed as professional engineers at Ontario municipalities and other provincial agencies serving in the engineering/public works field. The MEA values the contribution of all municipal employees, is committed to the technical excellence of our future municipal engineers, is sensitive to serving the community and the need for effective communication skills.

Please find attached the following items:

1. Eligibility and Selection Criteria
2. 2022 MEA Bursary Application form (applications can be done online).
3. Bursary Notice Flyer (1 page) that can be used to assist you in publicizing this year's bursary at your municipality.

The above items are also available for download at www.municipalengineers.on.ca/bursary.

We respectfully request that the Clerk's office make reasonable efforts to notify their municipal employees about the availability of the MEA's 2022 Bursary Program including the selection criteria, application process and the deadline (midnight May 13, 2022).

We appreciate the opportunity to work with the children/dependents of municipal employees to contribute to their academic studies to become engineers. If you require any additional information or have any questions, please feel free to contact the undersigned.

Yours sincerely,



D.M. (Dan) Cozzi, P. Eng.
Executive Director
Municipal Engineers Association



1525 Cornwall Road, Unit 22
Oakville, ON L6J 0B2
Tel: (289) 291-6472
info@municipalengineers.on.ca

2022 MEA BURSARY APPLICATION FORM

1. Contact Information

Student Name	
Home Address/Telephone/E-mail	
Parent/Guardian Name	
Parent/Guardian' Municipal Employer & Job Title	
Parent/Guardian's Municipal Business Address/Telephone/E-mail	

2. Education

Please provide us with a copy of secondary school transcript and volunteer hours form.

Letters of reference are welcome.

Post-Secondary Schools applied for	
Engineering Program applied for	

3. Why have you selected an Engineering Program?

Tell us about your interest in the selected education program and why you would like to be an engineer (300-words)

4. Special Interests

Summarize any special interests you have acquired from employment, volunteer work, or through other activities, including hobbies or sports.

5. Why should you receive this Bursary?

Summarize your interest in this bursary. Demonstrate financial need.

6. Essay Submission

Please indicate your essay topic and attach a copy of your essay to this Application (500-words).

7. Agreement and Signature

By submitting this application, I affirm that the facts set forth in it are true and complete. I understand that if I am accepted for this bursary, any false statements, omissions, or other misrepresentations made by me on this application may result in withdrawal of the bursary.

Student Name (printed)	
Applicant Signature / Date	
Parent/Guardian Signature / Date	

NOTE: If you have any questions, please contact: dan.cozzi@municipalengineers.on.ca

2022 MEA Bursary Awards Program

A. Purpose

B. Eligibility

C. Application Requirements

D. Selection Committee and Awards Criteria

A. Purpose

The MEA Bursary Program provides financial assistance to encourage secondary school students to pursue a career in engineering. Up to ten (10) bursaries will be awarded to students enrolling into an Engineering Program at the University level. The two (s) highest scoring applications will receive the:

- *John Hammer Memorial Bursary* valued at \$2,000; and,
- *William Robinson Memorial Bursary* valued at \$2,000.

The balance of the bursaries are valued at \$1,500 each.

B. Eligibility

- The MEA Bursary Program is open to all children and/or dependents of current, full-time, municipal employees and elected municipal Councillors in Ontario. Full-time “part-time” employees who work at least 24 hours per week are also eligible if they qualify for OMERS pension and benefits.
- Must be an Ontario resident and Canadian citizen.
- Student must be in the process of completing a secondary school program in Ontario and be eligible for graduation in the year of application.
- Student must have been accepted and commit to entering an undergraduate engineering program (1st year) at a Canadian University as a full-time student.
- Interest in, and contribution to, their community through active participation in extracurricular activities at their school and/or in civic organizations.
- The awards are non-renewable and non-transferable.

C. Application Requirements

- Each application (attached) will include the following:
 - Name and signature of applicant
 - name(s) and signature(s) of parent/guardian and the name of the municipality where employed;
 - Applicant’s secondary school transcript;
 - Applicant’s resume that includes details of extracurricular activities and contributions to their community;
 - Demonstration of financial need;
 - 300-word explanation of why the applicant aspires to be an engineer;
 - 500-word essay on a topic of the applicant’s choice relating to municipal engineering or public works
- Each application must include a copy of the University Admission Offer Letters and/or any other supporting documents confirming enrolment/acceptance at an Ontario University (or equivalent) and their response to enter into an undergraduate engineering program as a full-time student (***if this is not available at the time of submission, the application can proceed, but it must be provided prior to actual award of the MEA bursary cheque.***)
- Applicants are encouraged to submit their application online at www.municipalengineers.on.ca. Alternatively, applications may be submitted in PDF format and emailed to info@municipalengineers.on.ca.
- Submission deadlines for all applications will be midnight on **May 13, 2022**.

D. Selection Committee and Awards Criteria

- All bursary applications will be reviewed/judged by the Municipal Engineers Association through its Bursary Committee and will be assessed/scored/ranked as follows:
 - Complete Application: 15 Points
 - Demonstrated Financial Need: 10 Points
 - Extra-curricular activities (sports/volunteerism, helping others): 15 Points
 - Why They Aspire to be an Engineer: 25 Points
 - Essay Component (creativity, logical, grammar/spelling): 20 Points
 - Overall Quality of Application: 15 Points
- As many as 10 applications will be awarded bursaries.
- The 2 highest ranked applications will be awarded the *John Hammer Memorial Bursary* and *William Robinson Memorial Bursary* valued at \$2,000 each; the balance will be for \$1,500 each.
- All decisions of the Bursary Committee are final - only those receiving a bursary award will be notified.
- The monetary awards (cheques) will be forwarded to successful applicants upon the completion of the judging and only after the receipt of university confirmation of acceptance and evidence of student commitment to enter a university engineering program.

2022 MEA BURSARY AWARD PROGRAM

The Municipal Engineers Association (MEA) is a non-profit association representing the interests of over 1,000 municipal engineers across Ontario who are employed as professional engineers at Ontario municipalities and other provincial agencies serving in the engineering/public works field. The MEA values the contribution of all municipal employees, is committed to the technical excellence of our future municipal engineers, the need for effective communication skills and is sensitive to serving communities. This is the 15th consecutive year the MEA is offering bursaries to engineering students.

Up to ten (10) bursaries will be awarded to children/dependents of municipal employees and elected councillors entering the 1st year of a university engineering program for the 2022/2023 academic year. The two (2) highest scoring application will receive the *John Hammer Memorial Bursary* and the *William Robinson Memorial Bursary* valued at \$2,000 each; the balance of the bursaries are valued at \$1,500 each.

Candidates must complete an application to the MEA. Please visit www.municipalengineers.on.ca/bursary for further details. The application deadline is midnight, May 13, 2022.

Eligibility

- Candidates must be in their final year of a secondary school program.
- Candidates must have been granted conditional acceptance at a Canadian University in an engineering program (1st year) and will be required to show proof of entering that program.
- Interest in, and contribution to, their community through active participation in extra-curricular activities on campus and/or in civic organizations.
- As part of the application, the Municipal Engineers Association requires the student to submit a 300-word explanation on why they wish to become an engineer and a 500-word essay on an engineering-related topic.
- All applicants must be children and/or dependents of current, full-time municipal employees or elected municipal councillors in Ontario. Full time “part time” employees, who work at least 24 hours per week, are also eligible if they qualify for OMERS pension and benefits.

For more information, contact the Municipal Engineers Association at
info@municipalengineers.on.ca



THE TOWNSHIP OF
WOOLWICH

BOX 158, 24 CHURCH ST. W.
ELMIRA, ONTARIO N3B 2Z6
TEL. 519-669-1647 / 1-877-969-0094
COUNCIL/CAO/CLERKS FAX 519-669-1820
PLANNING/ENGINEERING/BUILDING FAX 519-669-4669
FINANCE/RECREATION/FACILITIES FAX 519-669-9348

March 8, 2022

Prime Minister of Canada
Hon. Justin Trudeau
Office of the Prime Minister
80 Wellington Street
Ottawa, ON
K1A 0A2

Premier of Ontario
Hon. Doug Ford
Legislative Building
Queen's Park
Toronto, ON
M7A 1A1

Honorable Prime Minister Trudeau and Premier Ford:

RE: Resolution Passed by Woolwich Township Council – Mental Health Supports

This letter is to inform you that the Council of the Township of Woolwich endorsed the following resolution at their meeting held on March 7, 2022:

WHEREAS the Council of the Township of Woolwich (the "Township") has been an annual funding partner of Woolwich Counselling Centre to support local mental health counselling; and

WHEREAS Woolwich Counselling Centre is part of the broader Counselling Collaborative of Waterloo Region, a community-based partnership between six community counselling service providers within Waterloo Region; and

WHEREAS the COVID-19 pandemic has had a significant impact on individuals and families, both globally and locally, including immediate and ongoing mental health concerns; and

WHEREAS the Township is aware that there has been an average 39% increase in total client referrals, which includes a 71% increase in child and youth referrals, for government funded programs in 2021 across member organizations of the Counselling Collaborative of Waterloo Region, which has led to difficulty for the member organizations to keep up with the demand in terms of bringing on new qualified staff to support the substantial increase in local client needs; and

WHEREAS the Township believes local needs for mental health supports and difficulties in responding to this increased need is indicative of a broader issue across Ontario and is expected to continue in the future; and

WHEREAS the current provincial funding model for mental health support is fragmented across several ministries and programs;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Woolwich requests that the Government of Canada ensure appropriate and sustained funding is transferred to provinces for mental health purposes in their 2022 budget; and

THAT the Council of the Township of Woolwich requests the Government of Ontario to provide stable, reliable and predictable funding for mental health organizations in their 2022 budget; and

THAT this resolution be forwarded to the Prime Minister, the Federal Minister of Finance, the local Member of Parliament, the Federation of Canadian Municipalities (FCM), the Premier of Ontario, the Ontario Minister of Finance, the local Member of Provincial Parliament, the Association of Municipalities of Ontario (AMO) and other municipalities in Ontario.

Should you have any questions, please contact Alex Smyth, by email at asmith@woolwich.ca or by phone at 519-669-6004.

Yours truly,



Jeff Smith
Municipal Clerk
Corporate Services
Township of Woolwich

- cc. Chrystia Freeland, Deputy Prime Minister and Minister of Finance
Tim Louis, MP Kitchener-Conestogo
Federation of Canadian Municipalities
Peter Bethlenfalvy, Ontario Minister of Finance
Mike Harris, MPP Kitchener-Conestogo
Association of Municipalities in Ontario (AMO)
Municipalities in Ontario

Appendix 1: Status of Compliance Noise Audits

This table is based on information originally released in August 2019 by the MECP in response to a Freedom of Information request. It has been updated with information on more recent compliance testing from project websites. As the Protocol requires that project operators post these audit reports on their websites within 10 business days of their submission to the MECP, this should be an accurate source of status information.

	Project Name	Commercial Operation Date ¹	I-Audit Submitted to MECP ²	Updates to February 1, 2022 ³	MECP Review Completed ⁴	Time Since Start of Operation ⁵
	Demonstrated Compliance	Share – 43% - Average time under review – 3.8 years				
1.	Adelaide (Suncor) Wind	January 28, 2015	October 29, 2015		March 9, 2020	5.1 years
2.	Armow Wind Project	December 7, 2015	February 24, 2017		November 6, 2020	4.8 years
3.	Belle River Wind	September 1, 2017	August 6, 2020		August 20, 2020	2.6 years
4.	Bluewater Wind	July 19, 2014	June 12, 2015		June 25, 2019	4.9 years
5.	Bow Lake	August 10, 2015	August 9, 2017		March 21, 2019	3.6 years
6.	Dufferin Wind	December 1, 2014	September 1, 2015		September 26, 2018	3.8 years
7.	East Lake St Clair	May 22, 2013	April 20, 2016 ⁶		April 20, 2016	2.9 years
8.	Ernestown Wind	September 30, 2014	June 29, 2015		April 30, 2018	3.6 years
9.	Grand Bend Wind	April 19, 2016	March 21, 2017		December 4, 2018	2.6 years
10.	Grand Renewable Energy	December 9, 2014	December 21, 2015		November 4, 2019	4.9 years
11.	HAF Wind	June 14, 2014	March 14, 2015		December 17, 2018	4.5 years
12.	Grey Highland Clean Energy	September 21, 2016	July 11, 2017		August 30, 2019	2.9 years
13.	Grey Highlands ZEP	February 26, 2016	July 31, 2018		August 30, 2019	3.6 years
14.	MacLean's Mountain Wind	May 1, 2014	February 27, 2015		March 20, 2019	4.9 years
15.	Moorefield Wind	May 16, 2017	December 17, 2018		March 25, 2019	1.9 years
16.	Oxley Wind	February 8, 2014	September 27, 2017		April 25, 2019	5.2 years
17.	Napier Wind	December 3, 2015	March 3, 2017		January 22, 2021	5.1 years
18.	Quixote One	August 14, 2015	September 1, 2017		April 15, 2019	3.7 years
19.	St Columban Wind	July 16, 2015	June 22, 2016		October 2, 2018	3.2 years
20.	Settler's Landing	April 5, 2017	August 22, 2018		May 10, 2019 ⁷	2.1 years

	Demonstrated Non-Compliance- REA Amended		Share – 2%			
1.	North Kent 1 Wind	February 22, 2018	June 30, 2019	November 1, 2021	November 1, 2021 ⁸	3.7 years

	Demonstrated Non-Compliance – No Resolution		Share – 7% - Average time under review - 6.8 years			
1.	K2 Wind ⁹	May 29, 2015	November 25, 2016	December 12, 2019		6.8 years
2.	Unifor/CAW ¹⁰	October 24, 2013	June 28, 2018	No Updates	Not Provided	8.3 years
3.	Niagara Region Wind	November 2, 2016	July 20, 2018	February 3, 2021		5.3 years

	Deemed Incomplete	Share - 17% - Average time under review – 7.1 years				
1.	Cedar Point Wind	October 7, 2015	September 21, 2016	June 24, 2019		6.3 years
2.	East Durham Wind	August 15, 2015	August 17, 2016	July 2, 2019		6.5 years
3.	Goshen Wind	January 28, 2015	January 28, 2016	November 7, 2017		7.1 years
4.	Grand Valley Wind Phase 3	December 3, 2015	November 30, 2016	March 1, 2021		6.2 years
5.	Pt. Dover/Nanticoke Wind	November 8, 2013	August 6, 2014	December 16, 2020		8.3 years
6.	South Branch Wind	March 4, 2014	May 28, 2015	March 3, 2016		7.9 years
7.	Springwood Wind	November 21, 2014	May 31, 2016	No Updates ¹¹		7.2 years
8.	Whittington Wind	November 21, 2014	April 1, 2016	No Updates ¹¹		7.2 years

	Under Review	Share – 30% - Average time under review – 6.0 years				
1.	Adelaide (NextEra) Wind	August 22, 2014	August 10, 2015	June 26, 2020		7.3 years
2.	Amherst Island Wind	June 15, 2018	June 14, 2019	May 14, 2020		3.6 years
3.	Bornish Wind	August 15, 2014	August 7, 2015	July 2, 2020		7.3 years
4.	Conestogo Wind	December 20, 2012	December 20, 2013	April 5, 2019		9.1 years
5.	Gunn’s Hill Wind	November 14, 2016	October 16, 2018	No Information		5.1 years
6.	Port Ryerse Wind	December 9, 2016	July 17, 2018	No Updates		5.1 years
7.	Romney Wind	December 31, 2019	Not Yet Due	June 29, 2021		1.8 year
8.	Snowy Ridge	October 5, 2016	September 20, 2017	No Updates ¹¹		5.3 years
9.	South Kent Wind	March 28, 2014	January 30, 2015	August 14, 2020		7.9 years
10.	Sumac Ridge Wind	November 17, 2017	September 27, 2018	No Information		4.1 years
11.	Summerhaven Wind	August 6, 2013	February 10, 2014	May 1, 2020		8.5 years
12.	Underwood ¹²	February 9, 2009	Not Provided	No Updates		13.0 years

13.	Wainfleet Wind	September 17, 2014	May 15, 2015	No Information		6.4 years
14.	ZEP Ganaraska Wind	May 6, 2016	September 14, 2018	No Information		4.7 years

	Submission Due					
1.	Henvey Inlet	October 19, 2019	Due – October 2020	No Information		2.3 years

	Not Yet Due					
1.	Nation Rise	June 17,2021	Due - June 2022			0.6 years

¹ IESO Active Contract List as at September 30, 2021

² Data Provided by MECP as at July 30, 2019

³ Based on a review of project websites – “No Updates” = No change in information; “No information” = audit no information posted on website

⁴ Dates provided by MECP.

⁵ Elapsed time calculated either to the date compliance was confirmed or to the current date.

⁶ Identical dates for submission and review completion provided by MECP

⁷ Approval date posted by operator conflicts with status provided by MECP 2 months after “approval”

⁸ REA amended to reduce night time noise levels at 2 wind turbines to bring noise levels within noise guidelines.

⁹ In May 2019, the Ministry found the K2 project was out of compliance and ordered the operator to develop and implement a Noise Abatement Action Plan.

¹⁰ Turbine determined to be non-compliant on March 8, 2018, Noise Abatement Action Plan implemented. Problem not resolved.

¹¹ Capstone Renewable Project, limited project documentation posted on project websites.

¹² I-Audit report submitted in January 30, 2018 accepted and then rejected by MECP. More noise testing is currently underway.

Appendix 2: Complaints by Project

The following table summarizes the information on the complaint records provided in response to a series of four Freedom of Information requests. In total, the information released indicates that more than 5,800 complaints have been made about the operations of wind turbine projects between 2006 and 2018. (The requests for information covering 2019 and 2020 are outstanding. The fact the government does not have rapid access to these records to fulfill FOI requests is proof that citizen complaints are going nowhere, and are not subject to any high level scrutiny.)

Communications from residents indicate that when there is no follow-up action on complaints, people just give up and stop complaining. This does not mean that the problems have been resolved. Actual follow-up on high profile situations could encourage many residents to start documenting their concerns and reports of poor health again.

Site Name	Start Year	2006 - 2014	2015 - 2016	2017	2018	Total
Melancthon Wind (All Phases)	2008	873	62	0	26	961
K2 Wind	2015	1	413	178	149	741
Unifor (CAW)	2013	236	92	174	147	649
Enbridge Underwood	2009	442	73	14	27	556
Talbot Wind Farm	2010	388	7	2	6	403
East Durham	2015		293	6	27	326
Thames Valley Phase 1&2	2010	239	16		0	255
Capstone - Grey Highlands	2014		3	121	79	203
Comber Wind	2010	127		2	9	138
Frogmore-Cultus-Clear Creek	2008	131	4		0	135
HAF Wind	2014	71	57	2	0	130
Niagara Wind	2016	0	24	20	83	127
Harrow Wind	2010	117	6		0	123
Plateau Wind	2012	119	1		0	120
Ripley Wind	2007	99			0	99
Conestogo Wind	2010	69	10		0	79
Grand Valley Wind	2012	24	38		8	70
Kent Breeze Wind	2011	55	2		0	57
Snowy Ridge	2016		7	46	1	54
Dufferin Wind	2014	3	50		0	53
Grand Bend Wind	2016		13	37	2	52
St. Columban Wind	2017	1	30	11	5	47
South Kent Wind	2014	35	5		0	40
Settler's Landing	2017			35	2	37
Adelaide Wind	2014		34	2	0	36

McLean's Mtn. Wind	2010	27	6	3	0	36
Ernestown Wind Park	2014	1	33		0	34
Summerhaven Wind	2010	19	8	3	1	31
Wolfe Island Wind	2009	22		1		23
Proof Line Wind	2009	20				20
Grand Renewable	2014		19		1	20
Bluewater Wind	2011	8	8	2		18
Jericho Wind	2014	3	15			18
Armow	2011		15			15
Amherst Island	2018				15	15
Cedar Point	2011		10	4		14
Goshen Wind	2015		8	2		10
Port Alma Wind	2008	9				9
Erieau-Blenheim Wind	2013	8				8
Erie Shores (Port Burwell)	2006	5			2	7
Raleigh Wind Energy	2011	6				6
Kruger-Chatham Wind	2011	5				5
Port Ryerse Wind	2016		5			5
Marsh Line	2010			4	1	5
North Kent Wind	2018		3		2	5
Bornish Wind	2011	1	3			4
Ganaraska Wind	2016		4			4
Zephyr Wind Farm	2012	4				4
Port Dover/Nanticoke	2013	3				3
South Branch Wind	2014	3				3
Springwood Wind	2014		3			3
Sumac Ridge	2013			3		3
Bow Lake	2010			1	2	3
Gesner Wind	2013	2				2
Oxley Wind Farm	2014	2				2
Prince I & II Wind	2006	2				2
Napier Wind	2015		1			1
Wainfleet Wind	2014		1			1
Otter Creek	-			1		1
Total		3,180	1,382	674	595	5,831



AMHERSTBURG
ONTARIO, CANADA
EST. 1796

Year of the Garden 2022 PROCLAMATION

- WHEREAS** Communities in Bloom and “Fleurons du Québec” in collaboration with the Canadian Garden Council, invite all municipalities to celebrate the ***Year of the Garden 2022***;
- WHEREAS** the ***Year of the Garden 2022*** celebrates the Centennial of Canada’s horticulture sector;
- WHEREAS** gardens and gardening contribute to the quality of life of our municipality, our climate action goals and create safe and healthy places where people can come together in the spirit of inclusivity and reconciliation:
- WHEREAS** the ***Year of the Garden 2022*** will highlight and celebrate the important contribution of gardeners, our local gardening organizations, horticultural professionals and local horticultural businesses which contribute to garden culture and experience of our municipality;
- WHEREAS** gardens and gardening have helped us face the challenges of the COVID pandemic;

NOW THEREFORE BE IT RESOLVED

- THAT** Town of Amherstburg **HEREBY PROCLAIMS 2022 as the *Year of the Garden*** in celebration of the contribution of gardens and gardening to the development of our country, our municipality and the lives of our citizens in terms of health, quality of life and environmental challenges; and
- THAT** **the Saturday before Father’s Day, National Garden Day, June 18 in 2022, be recognized as *Garden Day in Town of Amherstburg* as a legacy of Canada’s *Year of the Garden 2022***; and
- THAT** Town of Amherstburg is committed to be a **Garden Friendly City** supporting the development of its garden culture and is proud to have:

An Earth Day Tree Giveaway/Planting Event and a Residential Rain Barrel Program; and

- THAT** all municipalities across Canada BE INVITED to proclaim 2022 to be the ***Year of the Garden*** in their respective municipalities, and that a copy of this resolution be provided to the FCM, and for that purpose.

DATED AT TOWN HALL, 28th of MARCH, 2022

Aldo DiCarlo, Mayor

AMHERSTBURG COMMITTEE OF ADJUSTMENT

Present: D Cozens, D. Shaw, T. Buchanan, A. Campigotto

Also Present: Frank Garardo, Manager, Planning Services, Kevin Fox, Policy and Committee Coordinator, Kanchan Ghadge, Interim Planner, Todd Hewitt, Manager of Engineering and Operations

Absent: J. Mailloux (with notice)

1. Call to Order

The Chair, David Cozens, called the meeting to order at 7:30 a.m. and performed introductions of the Committee members and administration.

2. Roll Call

The Chair completed roll call for the electronic meeting, J. Mailloux were absent with notice.

3. Land Acknowledgement

The Chair has read the following land acknowledgement;

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron- Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

4. Disclosure of Interest

There were no disclosures of interest.

5. Adoption of Agenda

That the agenda be approved for adoption.

Moved by: Terris Buchanan

Seconded by: Anthony Campigotto

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

6. Adoption of Minutes

The Chair requested comments on the adoption of minutes of November 30, 2021 Committee of Adjustment meeting.

A motion was put forward to revise pt 10 in item 7.4 application B/65/21 on pg. 14 to delete the words “extending easterly perpendicular to Gold Coast Drive”.

The paragraph,

“10. That the title of the severed parcel contain a building restriction limiting the building envelope to south of the easterly extension of the southerly lot line of 470 Gold Coast Drive extending easterly perpendicular to Gold Coast Drive, save and except for ornamental structures as described in Zoning By-law, 1999-52, as amended and a gazebo” was amended to

“10. That the title of the severed parcel contain a building restriction limiting the building envelope to south of the easterly extension of the southerly lot line of 470 Gold Coast Drive, save and except for ornamental structures as described in Zoning By-law, 1999-52, as amended and a gazebo”.

A motion was put forward to adopt the amended minutes.

Moved by: Terris Buchanan

Seconded by: Donald Shaw

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

7. Order of Business

7.1 Application B/70/21& A/46/21 – Kenneth & Gloria Cake, c/o Jeffrey Cake, Agent – E/S Concession 4 N (Roll No. 3729-400-000-01900).

Public in Attendance: Kenneth Cake & Gloria Cake, Applicants and Jeffrey Cake, Agent

Purpose of Consent Application B/70/21: The applicant is proposing to sever an L-shaped parcel of land with 9.14 m (30 ft) ± frontage by 121.92 m (400 ft) ± depth and an area of 0.26 hectares (0.64 acres) ± for the purpose of a lot addition to merge with 4381 Concession 4 N. The proposed retained parcel being 242.14 m (794.42 ft) ± frontage by an irregular depth has an area of 21.4 hectares (52.88 acres) ±, and is designated Agricultural in the Town’s Official Plan and Zoning By-law.

Purpose of Minor Variance Application A/46/21: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 26(3)(a)(i) which requires a minimum lot area of 40 hectares in an Agricultural (A) Zone. Subsequent to a severance of a 0.26 hectares (0.64 acres) ± lot addition from an existing 21.66 hectares (53.52 acres) parcel the retained farm parcel will have an area of 21.4 hectares (52.88 acres) ±. Therefore, the amount of relief requested is 18.6 hectares (45.96 acres).

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated December 6, 2021 from the Essex Region Conservation Authority with the following comments:
The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Long Marsh Drain and Gibbs Drain. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

Our office has reviewed the proposal and has no concerns relating to stormwater

management.

The subject property may lie wholly or partially within the Event Based Area (EBA) of the Essex Region Source Protection Plan, which came into effect October 1, 2015. The Source Protection Plan was developed to provide measures to protect Essex Region's municipal drinking water sources. As a result of these policies, new projects in these areas may require approval by the Essex Region Risk Management Official (RMO) to ensure that appropriate actions are taken to mitigate any potential drinking water threats. Should your proposal require the installation of fuel storage on the site, please contact the RMO to ensure the handling and storage of fuel will not pose a significant risk to local sources of municipal drinking water. The Essex Region's Risk Management Official can be reached by email at riskmanagement@erca.org or 519-776-5209 ext. 214. If a Risk Management Plan has previously been negotiated on this property, it will be the responsibility of the new owner to contact the Essex Region Risk Management Official to establish an updated Risk Management Plan. For any questions regarding Source Water Protection and the applicable source protection plan policies that may apply to the site, please contact the Essex Region Risk Management Official.

The subject property is within, and/or is adjacent to (within 120 metres of), a natural heritage feature that is identified as a significant woodland under the Provincial Policy Statement (PPS). Section 2.15 of the PPS states - Development and site alterations shall not be permitted in significant woodland...unless it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions. We note that the subject property is adjacent to (within 120 m of) a natural heritage feature that may meet the criteria for significance under the PPS. Section 2.1.8 of the PPS, 2020 states – “Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5 and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.” Notwithstanding the above noted references to the PPS policies, we note that the purpose of this application for consent is for a lot addition only, and that there will be no change in land use. In our opinion, we believe that this type of Planning Act application does not meet the definition of development under the PPS, 2020. Based upon this, therefore it is our recommendation to the Municipality that a demonstration of no negative impact is not required.

FINAL RECOMMENDATION: The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

- ii) Email dated November 30, 2021 from the Infrastructure Services Department commenting that drainage apportionment will be required for the Long Marsh Drain for application B/70/21 & A/46/21.
- iii) Email dated December 13, 2021 from Windsor Police Service commenting that they have no objections with the application.
- iv) Email dated December 1, 2021 from the Fire prevention and Inspection Officer stating they have no objection to the to the proposed lot addition and minor variance request.
- v) Planning Report dated December 8, 2021 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Jeffrey Cake, Agent on the application, was present. Frank Garardo read the purpose of the application. The applicant presented the concept of the application. Discussion ensued regarding the

possibility of building a new dwelling unit on the severed agricultural lot and the provisions of the provincial policy on the matter. Frank spoke on the provisions of the Provincial policy which would allow a house attached to the farm operations to be built on the severed agricultural land. However, no further severances would be permitted as per current Provincial policy. The following resolution was put forth:

That application B/70/21 be approved subject to the following conditions:

Based on the foregoing and subject to the Committee's consideration of written and oral submissions at the public meeting it is recommended that application B/70/21 be approved subject to the following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; an electronic and paper copy to be provided to the municipality.
2. The applicant submit to the municipality the deed, in triplicate, acceptable for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. Subsection 3 of Section 50 of the Planning Act applies to any subsequent conveyance or transaction of or in relation to the parcels of land being the subject of the consent (severed and retained parcels).
4. That prior to the stamping of deeds the owner is to provide satisfactory evidence that the adjacent parcel is under consolidation relative to the parcels which are the subject of the consent.
5. That all property taxes be paid in full.
6. That the applicant obtain a report from an independent qualified person that the existing private septic system serving 4381 Concession 4 N does not cross the property lines, that the system is in working order and that its operation will not be affected by the severance, to the satisfaction of the Building division.
7. That an assessment apportionment for any and all drains affected by the severance be completed in accordance with the provisions of the Drainage Act and that all costs associated with said apportionment be paid by the applicant.
8. That a minor variance be obtained from the provisions of Bylaw 1999-52, as amended, Section 26(3)(a)(i) which requires a minimum lot area of 40 hectares in an Agricultural (A) Zone regarding the retained farm parcel.
9. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice.

Moved by: Donald Shaw

Seconded by: Terris Buchanan

-carried-

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

Reasons of Committee- The request is in conformity with Sections 6.1.2 and 6.1.2(6) of Amherstburg's Official Plan and is consistent with the Provincial Policy Statement.

That application A/46/21 be approved.

Moved by: Terris Buchanan

Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	

Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

Reasons of Committee – The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

7.2 Application B/69/21 – Casey & Elena Martin – 158 Texas Road (Roll No. 3729-420-000-23000)

Public in Attendance: Casey Martin

Purpose of Consent Application B/69/21: The applicant is proposing to sever a parcel of land being 13.26 m (43.5 ft) frontage by 68.58 m (225 ft) depth with an area of 909.24 sq m (9787 sq ft). for purposes of creating a new residential building lot. The remaining parcel being 12.34 m (40.5 ft) frontage by an irregular depth with an area of 4.76 ha (11.77 acres) is vacant residential land. The subject lands are designated Low Density Residential in the Town’s Official Plan and zoned Residential Second Density (R2) Zone and holding Residential Second Density (h- R2) Zone in the Zoning By-law 1999-52. The proposed severance is located within the Low Density Residential designation and Residential Second Density (R2) Zone.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated December 13, 2021 from the Essex Region Conservation Authority with the following comments:

The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Jeths Drain. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

It should also be noted that any proposed future development on this parcel would be subject to any required setbacks from the nearby Municipal Drain (Jeths Drain). Our office has reviewed the proposal and has no concerns relating to stormwater management.

The subject property is within, and/or is adjacent to (within 120 metres of), a natural heritage feature that is identified as a significant woodland, significant wildlife habitat under the Provincial Policy Statement (PPS). Section 2.15 of the PPS states - Development and site alterations shall not be permitted in (or adjacent to) significant woodland... and significant wildlife habitat...unless it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.

Our information also indicates that the subject property may support habitat of endangered species and threatened species. As per Section 2.1.7 of the PPS, 2020 – “Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements”. All species listed as endangered or threatened (aquatic species, plants, mammals, birds, reptiles, amphibians, etc.) as well as their related habitats, are protected under the Ontario Endangered Species Act. Prior to initiating any proposed works on this property, it is the proponent’s responsibility to contact the Species at Risk Branch of the Ontario Ministry of Environment, Conservation & Parks (MECP) to ensure all issues related to the Endangered Species Act are addressed. All inquiries regarding the Endangered Species Act

should be made with Permissions and Compliance Section of the MECP (e-mail address: SAROntario@ontario.ca)

Notwithstanding the above noted references to the PPS policies, we note that the proposed location of the future residence on the subject property is adequately setback from the natural heritage feature. The proponent has also agreed to exercise his due diligence with respect his responsibilities under the Ontario Endangered Species Act if any future alteration of the existing vegetation on the property is proposed. Therefore, we do not anticipate any negative impacts associated with the proposal. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION Pursuant to review of background information and aerial photography as well as discussions with the proponent, ERCA has no objection to this application for Consent.

- ii) Email dated November 30, 2021 from the Infrastructure Services Department with the following comments on the application B/69/21.
 - Individual water service connection required for any new dwelling units.
 - Sanitary sewer service connections will be required for all new dwelling units. The existing sanitary sewer is located on the south side of Texas Road, opposite of the subject parcels. It will be required to drill new service leads beneath Texas Road in order to service the new lots.
 - The cost of all servicing requirements will be at the expense of the applicant.
 - Based on the proposal, the new dwelling units will require a new driveway access from Texas Road. Any new driveway access must satisfy all Town bylaws and policies regarding sight line, setbacks, widths, etc.
 - The applicant will be required to obtain a Right-of-Way Permit from IS according to Town policy for any work required within the limits of the Town right-of-way. All permitting cost will be entirely borne by the applicant.
 - At this stage, a drainage apportionment for the Jeths Drain may not be needed as there is presently an ongoing drainage project taking place under the Drainage Act. The applicant should be made aware that an engineering project is ongoing and that drainage assessments to both the retained and severed lots may be forthcoming in the future. Contact Drainage Superintendent for additional details
- iii) Email dated December 13, 2021 from Windsor Police Service commenting that they have no objections with the application.
- iv) Email dated December 1, 2021 from the Fire prevention and Inspection Officer stating they have no objection to the proposed lot severance.
- v) Planning Report dated December 8, 2021 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Casey Martin, the applicant was present. Frank Garardo read the purpose of the application. The applicant presented the concept of the application for the creation of an additional residential lot for a single family detached home for his brother. The lands subject to the consent are designated as residential and the natural heritage features are located behind the proposed subject parcel. Frank also informed the applicant that if a future development is proposed on the lot behind the existing and created residential lots, it would have to go through a subdivision process and would require land assembly and the application would have to go through the Drainage Act, the environmental assessment processes and other provincial policy requirements at the time of the proposal. The following resolutions were put forth:

That application B/69/21 be approved subject to the following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; a copy to be provided to the municipality.
2. The applicant to submit to the municipality the deed, in triplicate, acceptable

- for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. That all property taxes be paid in full.
 4. That the applicant must install a curb cut and driveway access to the severed and retained parcels to the satisfaction of the Engineering and Public Works department prior to the stamping of deeds.
 5. That the applicant be required to obtain a Right-of-Way Permit from Infrastructure Services according to Town policy for any work required within the limits of the Town right-of-way. All permitting costs will be borne entirely by the applicant.
 6. That the applicant install separate water services and sanitary and storm sewer connections to the severed and retained lots in accordance with and under the supervision of the municipality at the applicant's expense, prior to the stamping of deeds.
 7. That the applicant submit to the municipality lot grading plans and drainage design for the severed lot to the satisfaction of the Municipality.
 8. That an assessment apportionment for any and all drains affected by the severance be completed in accordance with the provisions of the Drainage Act and that all costs associated with said apportionment be paid by the applicant, if necessary.
 9. That a parkland fee be paid to the Town of Amherstburg prior to the stamping of the deeds in an amount of \$300 per lot.
 10. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice.

Moved by: Anthony Campigotto

Seconded by: Donald Shaw

-carried-

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

Reasons of Committee- The request is in conformity with Section 6.1.2 of Amherstburg's Official Plan and is consistent with the Provincial Policy Statement.

7.3 Application B/64/21 – Matthew Pawluk, c/o Dillon Consulting, Agent – 2113 Front Rd N (3729-500-000-44110)

Public in Attendance: Connor Wilks, Agent for the application

Purpose of Application B/64/21: The applicant is proposing to sever a parcel of land being 25.1 m (82.35 ft) frontage by 92.3 m (302.82 ft) depth with an area of 2000 sq m (21,528 sq ft) for purposes of creating a new residential building lot. The remaining parcel being 24.8 m (81.36 ft) frontage by an irregular depth with an area of 2.7 ha (6.67 acres) contains a single detached dwelling and five small sheds. The subject lands are zoned Residential Type 1A (R1A) Zone, Agricultural (A) Zone and Wetland (W) Zone in the Zoning By-law 1999-52 and designated Low Density Residential, Agricultural and Provincially Significant Wetland in the Town of Amherstburg Official Plan. The proposed severance is located wholly within the R1A Zone.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated December 6, 2021 from the Essex Region Conservation Authority with the following comments:
The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation

Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Canard River. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

It should also be noted that any proposed future development on this parcel would be subject to any required setbacks from the nearby Municipal Drain (Bondy-Bastien Drain Lower Portion).

Our office has reviewed the proposal and has no concerns relating to stormwater management.

The property is located within a Significant Groundwater Recharge Area (SGRA). There are no associated Significant Drinking Water Threats (SDWTS) or policies with these areas because the municipal water treatment plant does not use groundwater as its supply. However, the proponent should consider the sensitive nature of this natural feature. These areas are at a greater risk for contamination from land use activities. Any future proposed activity on these properties at minimum should not result in increased risk of contamination of the recharge area. The subject property is within, and/or is adjacent to (within 120 metres of), a natural heritage feature that is identified as a significant wetland (Canard River Marshes (ER 2) under the Provincial Policy Statement (PPS). Section 2.1.4 of the PPS, 2020 states - "Development and site alteration shall not be permitted in "significant wetlands..." and "significant coastal wetlands."

We note that the subject property is adjacent to (within 120 m of) a natural heritage feature that may meet the criteria for significance under the PPS. Section 2.1.8 of the PPS, 2020 states – "Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5 and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions."

Our information indicates that the subject property may support habitat of endangered species and threatened species. As per Section 2.1.7 of the PPS, 2020 – "Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements". All species listed as endangered or threatened (aquatic species, plants, mammals, birds, reptiles, amphibians, etc.) as well as their related habitats, are protected under the Ontario Endangered Species Act. Prior to initiating any proposed works on this property, it is the proponent's responsibility to contact the Species at Risk Branch of the Ontario Ministry of Environment, Conservation & Parks (MECP) to ensure all issues related to the Endangered Species Act are addressed. All inquiries regarding the Endangered Species Act should be made with Permissions and Compliance Section of the MECP (e-mail address: SAROntario@ontario.ca).

Notwithstanding the above noted references to the PPS policies, we note that the proposed development is either adequately setback and/or physically separated from the natural heritage feature by existing development or infrastructure. Therefore, we do not anticipate any negative impacts associated with the proposal. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

- ii) Letter dated December 2, 2021 from the County of Essex with comments from the engineering perspective as follows:

The minimum setback for any proposed structures on this property must be 85 feet from the center of the original ROW of County Road No. 20 for a proposed residential building or 105 feet from the centre of the right of way for a proposed commercial structure. Permits are necessary for any changes to existing entrances and structures, of the construction of new structures.

- iii) Email dated November 30, 2021 from the Infrastructure Services Department with the following comments:
 - Individual water service connection will be required for the new lot. Coordination with IS for servicing will be necessary.
 - The cost of all servicing requirements will be at the expense of the applicant.
 - At this stage, a drainage apportionment for the Bondy Bastien Drain may not be needed as there is presently an ongoing drainage project taking place under the Drainage Act. The applicant should be made aware that an engineering project is ongoing and that drainage assessments to both the retained and severed lots may be forthcoming in the future. Contact Drainage Superintendent for additional details
 - No Sanitary sewers, septic field required for new lot. Additionally, the applicant should be aware that, in the future, should a sanitary sewer collection system be constructed along Front Road North, each of the lots described under this application will be required to connect and be serviced by said sanitary sewer.
 - Based on the proposal, the new severed lot will require a separate driveway accesses from County Road 20. This will require necessary review and approvals from the County of Essex.
- iv) Email dated December 13, 2021 from Windsor Police Service commenting that they have no objections with the application.
- v) Email dated December 1, 2021 from the Fire prevention and Inspection Officer stating they have no objection to the proposed severance.
- vi) Planning Report dated December 8, 2021 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Connor Wilks, Agent for the application was present. Frank Garardo read the purpose of the application. The agent acknowledged that will need permission from ERCA and the applicant has been appraised about the potential constraints by the consultants/agent. Todd Hewitt reiterated the condition that if in the future, should a sanitary sewer collection system be constructed along Front Road North, each of the lots described under this application will be required to connect and be serviced by said sanitary sewer.

The following resolution was put forth:

That application B/64/21 be approved subject to following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; a copy to be provided to the municipality.
2. The applicant to submit to the municipality the deed, in triplicate, acceptable for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. That all property taxes be paid in full.
4. That access to the proposed severed lot be provided prior to the stamping of the deeds. That an access permit be obtained for the newly created lot from the County of Essex and any other requirements to their satisfaction, prior to the stamping of the deeds. The access shall be provided to the satisfaction of the municipality.
5. That the severed lot be serviced with municipal water in accordance with and under the supervision of the municipality at the applicant's expense, prior to the stamping of deeds.
6. That the applicant be required to undertake lot grading plans for the severed and retained lots to the satisfaction of the Building division.

7. That the applicant acknowledges satisfactory to the Corporation of the Town of Amherstburg requiring that the subject property be required to hook into a sanitary sewer system should it become available.
8. That Council approve the development of the newly created lot on a private individual septic system after the soil analysis and septic design for the proposed lot is completed as required. This requirement shall be fulfilled prior to the stamping of the deeds.
9. That the applicant obtain a report from an independent qualified person that the existing private septic system serving the retained parcel does not cross the property lines, that the system is in working order and that its operation will not be affected by the severance, to the satisfaction of the Building division.
10. That a parkland fee be paid to the Town of Amherstburg prior to the stamping of the deeds in an amount of \$300 per lot.
11. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice.

Moved by: Terris Buchanan
 Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

Reasons of Committee- The request is in conformity with Section 6.1.2 of Amherstburg's Official Plan and is consistent with the Provincial Policy Statement. The proposed lot provides for infill development that meets the provisions of the Zoning By-law 1999-52, as amended.

7.4 Application A/45/21 – Elisabetta D’Alimonte, c/o Tracey Pillon-Abbs, Agent – 144 Fort Street (Roll Nos. 3729-260-000-02400 & 02500)

Public in Attendance: Tracey Pillon-Abbs, Agent for the application.

Purpose of Minor Variance Application A/45/21: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 8(3)(b) which requires a minimum lot frontage of 12 m in a Residential Second Density (R2) Zone for lots created in the zone. Subsequent to a severance the severed parcel will have a lot frontage of 10.64 m. Therefore, the amount of relief requested is 1.36 m.

The applicant is also requesting relief from Zoning By-law 1999-52, as amended, Section 3(23)(i)(i) which states access to parking areas shall be provided from an improved street by means of one or more unobstructed driveways at least 3 metres and not more than fifty percent (50%) of the lot frontage.

The applicant is proposing a 6 m driveway on a 10.64 m lot resulting in a driveway width of 56.4% of the lot frontage, an increase from the permitted 5.32 m of 0.68 m. Therefore, the amount of relief requested is 6.4% (0.68 m). The applicant is proposing the construction of a two-unit dwelling with an attached garage on the parcel with an interior side yard setback of 1 m from the west property line. Zoning By-law 1999-52, as amended, Section 8(3)(d) requires a minimum interior side yard width of 1.5 m in a Residential Second Density (R2) Zone. Therefore, the amount of relief requested is 0.5 m in interior side yard setback.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated December 6, 2021 from the Essex Region Conservation Authority with the following comments:
 We have reviewed our floodline mapping for this area and it has been determined

this site is not located within a regulated area that is under the jurisdiction of the ERCA (Section 28 of the Conservation Authorities Act). As a result, a permit is not required from ERCA for issues related to Section 28 of the Conservation Authorities Act, Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservations Authorities Act, (Ontario Regulation No. 158/06).

Our office has reviewed the proposal and has no concerns relating to stormwater management

The following comments are provided from our perspective as an advisory service provider to the Planning Authority on matters related to natural heritage and natural heritage systems as outlined in Section 2.1 of the Provincial Policy Statement of the Planning Act. The comments in this section do not necessarily represent the provincial position and are advisory in nature for the consideration of the Planning Authority. The subject property is not within or adjacent to any natural heritage feature that may meet the criteria for significance as defined by the PPS. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION No objection to the requested variances.

- ii) Email dated December 8, 2021 from the Infrastructure Services Department with the following comments on application A/45/21:
The proposed layout of the driveway and revised Site Plan is acceptable to IS. Prior to construction, the applicant and/or its contractor is required to contact Infrastructure Services to confirm the location in the field and will be required to comply with the Site Plan. In addition, reinstatement of the existing curb may be required to match adjacent curb lines at the discretion of Infrastructure Service at the time of construction.
- iii) Email dated December 13, 2021 from Windsor Police Service commenting that they have no objections with the application.
- iv) Email dated December 1, 2021 from the Fire prevention and Inspection Officer stating that Fire does not agree with homes being built close to property lines due to the fact that it creates a greater risk to exposures and accessibility issues. In this application there are no homes to the west and only a wooden fence dividing the residential property from the commercial property. The limited spaces in this proposal hinder our ability to gain access to the rear unit for firefighting activities.
- v) Planning Report dated December 8, 2021 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Tracey Pillon-Abbs, Agent for the application was present. Frank Garardo read the purpose of the application. The agent explained the concept of the application. Discussion ensued regarding the proposed setbacks and fire access. The Committee discussed the minimum frontage for the lot was 10.64 m as a result of conditions of an approved severance application earlier this year. The committee requested an amendment to the application from 1.0 m to 1.2m. After discussion, the applicant agreed to the 1.2 m interior side yard setback.

The following resolution was put forth:

That application A/45/21 be approved as amended to grant relief of 1.36 m in lot frontage, 6.4% (0.68 m) in driveway width and 0.3 m in interior side yard setback subject to the following conditions:

1. That a proper grade design and drainage plan be provided to the satisfaction of the Building division prior to the issuance of a building permit.
2. Fire rating may be required for the west wall of the proposed structure to the

satisfaction of the Building division.

Moved by: Terris Buchanan
 Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Donald Shaw (VC)	X	
Terris Buchanan	X	
Anthony Campigotto	X	
David Cozens (CH)	X	
Josh Mailloux	Absent	

Reasons of Committee – The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

8. Next Meeting

The next Committee of Adjustment meeting is scheduled on January 25, 2022 at 7:30 a.m.

9. Adjournment

The meeting was adjourned at 9:38 a.m.

Original Document Signed

 Chairman- Dave Cozens

Original Document Signed

 Secretary- Frank Garardo

AMHERSTBURG COMMITTEE OF ADJUSTMENT

Present: D Cozens, D. Shaw, T. Buchanan, A. Campigotto, J. Mailloux

Also Present: Frank Garardo, Manager, Planning Services, Kevin Fox, Policy and Committee Coordinator, Kanchan Ghadge, Interim Planner

1. Call to Order

The Chair, David Cozens, called the meeting to order at 7:30 a.m. and performed introductions of the Committee members and administration.

2. Roll Call

The Chair completed roll call for the electronic meeting, all members were present.

3. Land Acknowledgement

The Chair has read the following land acknowledgement;

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron- Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

4. Disclosure of Interest

There was two disclosures of interest on Items 7.5 & 7.6 by Josh Mailloux.

5. Adoption of Agenda

That the agenda be approved for adoption.

Moved by: Terris Buchanan
Seconded by: Anthony Campigotto

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

6. Adoption of Minutes

The Chair requested comments on the adoption of minutes of December 12, 2021 Committee of Adjustment meeting.

A motion was put forward to adopt the minutes.

Moved by: Anthony Campigotto

Seconded by: Donald Shaw

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

7. Order of Business

7.1 Application A/05/22 – Eleanor Renaud – 27 Sandwich St S (Roll No. 3729-260-000- 00400)

Public in Attendance: Eleanor Renaud, Applicant

Purpose of Consent Application A/05/22: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 3(1)(b) which permits a maximum lot coverage of 10 percent of the lot area to a maximum of 100 sq m (1076 sq ft) in a Residential Zone. The subject property is zoned Residential Office (RO) in the Town’s Zoning By-Law and designated General Commercial in the Town’s Official Plan.

The applicant is proposing the construction of a 16 ft x 40 ft, 640 sq ft accessory structure at the rear of the property. There is an existing 891 sq. ft. detached garage resulting in an accessory structure lot coverage of 142.3 sq m (1531 sq ft). The proposed accessory structure will be used as storage space for personal items.

Therefore, the amount of relief requested is 42.3 sq m (455 sq ft) in accessory structure lot coverage.

The following correspondence was received from the various agencies and residents circulated:

- i) Email dated January 21, 2022 from Manager, Engineering and Assets, Essex Power lines Corporation saying that the building must not be constructed within 5m of overhead plant.
- ii) Email dated January 20, 2022 from Infrastructure Services Department saying they have no comments on the application.
- iii) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.
- iv) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application, as the outcome will not impact/compromise police service delivery.
- v) Planning Report dated January 21, 2022 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Eleanor Renaud, the owner of the subject property and applicant on the application, was present. Frank Garardo read the purpose of the application. The Applicant explained that she wanted to have a detached accessory structure because it was much more economical to have a pre-fabricated structure in place of constructing the approved extension to the existing accessory structure. Discussion ensued regarding setbacks and the larger footprint of the new accessory structure as compared to the one approved in the previous application. The applicant agreed to reduce the size of the proposed accessory structure to 16 ft x 36 ft

and increase the setbacks to 5 ft. from the proposed 4ft. The applicant also said that there will be no business carried out of the new structure. The Committee listened to the emailed responses sent by Dr. Zeljko Veselinovic and Megan in regards to the application. The Committee said that they had no authority to restrict people from construction because of damage to the road but asked if the applicant to make sure they had space to carry out the construction material through her property. The Applicant agreed to remove the existing shed to replace it with a permeable surface like grass. Based on the discussion, the following resolution was put forth:

The following resolution was put forth:

That application A/05/22 be approved to grant relief of 36.3 sq m (391 sq ft) in accessory structure lot coverage subject to the following conditions:

1. That minor variance approval for file A/34/21 be deemed null and void.
2. That no building or structure be constructed within 5m of an overhead plant.

Moved by: Josh Mailloux
 Seconded by: Donald Shaw

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto		X
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented and the conditions put forth on the application is satisfied that the variance request is minor in nature as it will not change the residential landuse and character of the neighbourhood and is keeping with the intent of the Official Plan and Zoning By-law.

7.2 Application B/01/22 – Tomi & Tiina Hulkkonen – 837 Front Rd N (Roll No. 3729-420-000-15800)

Public in Attendance: Tomi Hulkkonen, Applicant

Purpose of Consent Application B/01/22: The applicant is proposing to sever a parcel of land being 20 m frontage by 66 m depth with an area of 1320 sq. m. for purposes of creating a new residential building lot. The remaining parcel being 30.75 m frontage by an irregular depth with an area of 3536.23 sq m contains one single detached dwelling and one accessory structure. The subject lands are designated Low Density Residential in the Town’s Official Plan and zoned Residential Type 1A (R1A) Zone in the Zoning By-law 1999-52.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated January 21, 2022 from ERCA with the following comments:

We have reviewed our floodline mapping for this area and it has been determined this site is not located within a regulated area that is under the jurisdiction of the ERCA (Section 28 of the Conservation Authorities Act). As a result, a permit is not required from ERCA for issues related to Section 28 of the Conservation Authorities Act, Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservations Authorities Act, (Ontario Regulation No. 158/06).

Our office has reviewed the proposal and has no concerns relating to stormwater management.

The subject property is not within or adjacent to any natural heritage feature that may meet the criteria for significance as defined by the PPS. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION: With the review of background information and aerial photograph, ERCA has no objection to this application for Consent.

ii) Letter dated January 24, 2022 from the County of Essex with the following comments:

Please be advised that the County has reviewed the aforementioned applications and the comments provided are engineering related only. These applications have not been reviewed from a planning perspective. The subject lands have frontage on County Road No. 20. The Applicant will be required to comply with the following County Road regulations:

This road was formerly King's Highway 18 until it was downloaded to the County of Essex. Therefore, setback and entrances requirements will be as per the MTO corridor control procedures.

The minimum setback will be 85 feet from the centre of the right of way of County Road 20 for a residential.

Access to severed lot will be required to be located North of the property adjacent to Mun. 847.

Permits are necessary for any changes to existing entrances and structures, or the construction of new entrances and structures.

We are requesting a copy of the Decision of the aforementioned application. Should these applications be approved we are requesting a copy of the revised survey plan of the subject lands in order to update our mapping records. Thank you for your assistance and cooperation in this matter.

iii) Email dated January 20, 2022 from Infrastructure Services Department with the following comments:

- Individual water service connection will be required for the new lot. Coordination with IS for servicing will be necessary.
- Individual sanitary service connection will be required for the new lot. Coordination with IS for servicing will be necessary.
- The cost of all servicing requirements will be at the expense of the applicant.
- Based on the proposal, the new severed lot will require a separate driveway access from County Road 20. This will require necessary review and approvals from the County of Essex.

iv) Email dated January 18, 2022 from the Building Services Department with the following comments:

- All permits required for construction
- County Road Approval required
- Provide grading and drainage design
- New service connections and permits required

v) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.

vi) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application for a severance for a new lot, as the outcome will not impact/compromise police service delivery

vii) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services and Kanchan Ghadge, Interim Planner.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Tomi Hulkkonen, the applicant on the application was present. Frank Garardo read the purpose of the application. The Applicant presented the concept of the application explaining the size of the lot, alignment of the rear yard lot line to allow for the entrance to the garage and removal of a tree. Discussion ensued regarding the rear yard lot line matching those of the adjacent property. The Applicant agreed to adjust the rear yard lot line to align with the adjoining properties on both sides of his property and submit the revised survey drawing. The following resolutions were put forth:

That application B/01/22 be approved subject to the following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; an electronic and paper copy to be provided to the municipality.
2. The applicant to submit to the municipality the deed, in triplicate, acceptable for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. That all property taxes be paid in full.
4. That access to the proposed severed lot be provided prior to the stamping of the deeds. That an access permit be obtained for the newly created lot from the County of Essex and any other requirements to their satisfaction, prior to the stamping of the deeds. The access shall be provided to the satisfaction of the municipality.
5. That the applicant installs separate water services, sanitary and storm sewer connections to the severed lot in accordance with and under the supervision of the municipality at the applicant's expense, prior to the stamping of deeds.
6. That the applicant be required to undertake a lot grading plan for the severed lot to the satisfaction of the Building division.
7. That a parkland fee be paid to the Town of Amherstburg prior to the stamping of the deeds in an amount of \$300 for the severed lot.
8. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice.

Moved by: Terris Buchanan

Seconded by: Donald Shaw

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee - The request is in conformity with Section 6.1.2 of Amherstburg's Official Plan and is consistent with the Provincial Policy Statement. The proposed lot provides for infill development that meets the provisions of the Zoning By-law 1999-52, as amended.

7.3 Application A/01/22 – Olivia Solan, c/o David DeLuca, Agent – 501 Front Rd N (3729-420-000-20200)

Public in Attendance: David DeLuca, Agent

Purpose of Application A/01/22: Subsequent to a consent to create a new residential building lot the severed parcel contains an accessory structure without a main use. It is a condition of consent that a minor variance be obtained to address the existing accessory structure.

The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 6(2)(iii) which permits accessory structures in the Residential Type 1A (R1A) Zone and Section 2(3) which defines "ACCESSORY" when used to describe a use, a building or a structure, means a use, a building or a structure that is incidental, subordinate and devoted to a main use, building or structure and located on the same lot therewith, and includes a private garage which is not attached to the main building in any way.

Therefore, the applicant is requesting permission to permit an existing accessory structure, single car garage, to remain on the property without a main use.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated January 21, 2022 from ERCA with the following comments:

We have reviewed our floodline mapping for this area and it has been determined this site is not located within a regulated area that is under the jurisdiction of the ERCA (Section 28 of the Conservation Authorities Act). As a result, a permit is not required from ERCA for issues related to Section 28 of the Conservation Authorities Act, Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservations Authorities Act, (Ontario Regulation No. 158/06).

The subject property may lie wholly or partially within the Event Based Area (EBA) and the Amherstburg's Intake Protection Zone 1 (IPZ 1) of the Essex Region Source Protection Plan, which came into effect October 1, 2015. The Source Protection Plan was developed to provide measures to protect Essex Region's municipal drinking water sources. As a result of these policies, new projects in these areas may require approval by the Essex Region Risk Management Official (RMO) to ensure that appropriate actions are taken to mitigate any potential drinking water threats. Should your proposal require the installation of fuel, application or storage of agricultural or non-agricultural source material, storage of road salt or snow (e.g. winter maintenance activities), storage of hazardous or liquid industrial waste, or the application and / or handling and storage of pesticide on the site, please contact the RMO to ensure the activity will not pose a significant risk to local sources of municipal drinking water. The Essex Region's Risk Management Official can be reached by email at riskmanagement@erca.org or 519-776-5209 ext 214. For any questions regarding Source Water Protection and the applicable source protection plan policies that may apply to the site, please contact the Essex Region Risk Management Official.

Our office has reviewed the proposal and has no concerns relating to stormwater management,

We note that the subject property is adjacent to (within 120 m of) a natural heritage feature that may meet the criteria for significance under the PPS. Section 2.1.8 of the PPS, 2020 states – "Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5 and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions."

Notwithstanding the above noted references to the PPS policies, we note that the proposed development is either adequately setback and/or physically separated from the natural heritage feature by existing development or infrastructure. Therefore, we do not anticipate any negative impacts associated with the proposal. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION: With the review of background information and aerial photograph, ERCA has no objection to this application for Minor Variance.

- ii) Letter Dated January 24, 2022 from the County of Essex with the following comments:

Please be advised that the County has reviewed the aforementioned applications and the comments provided are engineering related only. These applications have not been reviewed from a planning perspective. The subject lands have frontage on County Road No. 20.

This road was formerly King's Highway 18 until it was downloaded to the County of Essex. Therefore, setback and entrances requirements will be as per the MTO corridor control procedures.

The minimum setback will be 85 feet from the centre of the right of way of County Road 20 for a residential structure and 105 feet for commercial structures.

No new accesses will be permitted.

Permits are necessary for any changes to existing entrances and structures, or the construction of new entrances and structures.

We are requesting a copy of the Decision of the aforementioned applications. Thank you for your assistance and cooperation in this matter.

- iii) Email dated January 20, 2022 from Infrastructure Services Department saying they have no comments on the application
- iv) Email dated January 18, 2022 from manager Building Services with the following comments:
 - All permits required for construction
 - New service connections and permits required
 - County Road Approval required
 - Provide grading and drainage design at time of permit application submission.
- v) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.
- vi) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application, as the outcome will not impact/compromise police service delivery.
- vii) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services and Kanchan Ghadge, Interim Planner.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. David DeLuca, Agent on the application was present. Frank Garardo read the purpose of the application. Discussion ensued regarding the conditions of the associated application dated August 24, 2021 where the applicant was approved to sever the parcel of land subject to the applicant obtaining a demolition permit or a temporary use zoning by-law amendment or minor variance to address the existing accessory structure on the severed parcel. The Committee considered the small footprint of the accessory structure, a single car garage and that it would not be permitted to expand or change in use. Based on the discussion the Committee decided to allow the garage to remain on the lot and approve the minor variance.

The following resolution was put forth:

That application A/01/22 be approved to grant relief of from Zoning By-law 1999-52, as amended, Section 6(2)(iii) subject to the following conditions:

1. That this minor variance applies only to the existing footprint as presented in the application.

Moved by: Anthony Campigotto

Seconded by: Josh Mailloux

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

7.4 Application B/03/22 – Matthew Campbell & Johnny Muresan – 162-164 Texas Road

Public in Attendance: Matthew Campbell & Johnny Muresan, Applicants

Purpose of Minor Variance Application B/03/22: The applicant is proposing sever a new lot being 10.07 m frontage by 68.58 m depth with an area of 686.22 sq m to create a new lot which contains a newly constructed semi-detached dwelling. The remaining parcel being 10.047 m frontage by 68.58 m depth with a total area of 684.65 sq m contains a newly constructed semi-detached dwelling. The severance will split the newly constructed semi-detached dwelling along the common wall to allow for freehold ownership of each unit.

The subject lands are designated Low Density Residential in the Town’s Official Plan and zoned Residential Second Density (R2) Zone in the Zoning By-law 1999-52.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated January 21, 2022 from ERCA with the following comments:

The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Jeths Drain. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any future construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

The subject property may lie wholly or partially within the Event Based Area (EBA) of the Essex Region Source Protection Plan, which came into effect October 1, 2015. The Source Protection Plan was developed to provide measures to protect Essex Region's municipal drinking water sources. As a result of these policies, new projects in these areas may require approval by the Essex Region Risk Management Official (RMO) to ensure that appropriate actions are taken to mitigate any potential drinking water threats. Should your proposal require the installation of fuel storage on the site, please contact the RMO to ensure the handling and storage of fuel will not pose a significant risk to local sources of municipal drinking water. The Essex Region’s Risk Management Official can be reached by email at riskmanagement@erca.org or 519-776-5209 ext 214. If a Risk Management Plan has previously been negotiated on this property, it will be the responsibility of the new owner to contact the Essex Region Risk Management Official to establish an updated Risk Management Plan. For any questions regarding Source Water Protection and the applicable source protection plan policies that may apply to the site, please contact the Essex Region Risk Management Official to establish an updated Risk Management Plan. For any questions regarding Source Water Protection and the applicable source protection plan policies that may apply to the site, please contact the Essex Region Risk Management Official.

Our office has reviewed the proposal and has no concerns relating to stormwater management.

The subject property is within, and/or is adjacent to (within 120 metres of), a natural heritage feature that is identified as a significant woodland, significant wildlife habitat under the Provincial Policy Statement (PPS).

Section 2.15 of the PPS states - Development and site alterations shall not be permitted in significant woodland... and significant wildlife habitat...unless it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.

We note that the subject property is adjacent to (within 120 m of) a natural heritage feature that may meet the criteria for significance under the PPS. Section 2.1.8 of the PPS, 2020 states – “Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5 and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.”

Our information indicates that the subject property may support habitat of endangered species and threatened species. As per Section 2.1.7 of the PPS, 2020 – “Development and site alteration shall not be permitted in habitat of endangered species and threatened species, except in accordance with provincial and federal requirements”. All species listed as endangered or threatened (aquatic species, plants, mammals, birds, reptiles, amphibians, etc.) as well as their related habitats, are protected under the Ontario Endangered Species Act. Prior to initiating any proposed works on this property, it is the proponent’s responsibility to contact the Species at Risk Branch of the Ontario Ministry of Environment, Conservation & Parks (MECP) to ensure all issues related to the Endangered Species Act are addressed. All inquiries regarding the Endangered Species Act should be made with Permissions and Compliance Section of the MECP (e-mail address: SAROntario@ontario.ca).

Notwithstanding the above noted references to the PPS policies, we note that the proposed development is either adequately setback and/or physically separated from the natural heritage feature by existing development or infrastructure. Therefore, we do not anticipate any negative impacts associated with the proposal. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION With the review of background information and aerial photograph, ERCA has no objection to this application for Consent.

- ii) Email dated January 20, 2022 from Infrastructure Services Department with the following comments:

In consideration that construction on the new semi-detached dwelling unit is underway or competed, IS provides the following servicing comments for information purposes only:

- Individual water service connection required for both new dwelling units.
- Sanitary sewer service connections required for both new dwelling units.
- The cost of all servicing requirements will be at the expense of the applicant.
- Based on the proposal, the new dwelling units will require a shared driveway access from Texas Road. Any new driveway access must satisfy all Town bylaws and policies regarding sight line, setbacks, widths, etc.
- The applicant will be required to obtain a Right-of-Way Permit from IS according to Town policy for any work required within the limits of the Town right-of-way. All permitting cost will be entirely borne by the applicant.
- At this stage, a drainage apportionment for the Jeths Drain may not be needed as there is presently an ongoing drainage project taking place under the Drainage Act. The applicant should be made aware that an engineering project

is ongoing and that drainage assessments to both the retained and severed lots may be forthcoming in the future. Contact Drainage Superintendent for additional details

- iii) Email Dated January 18, 2022 from the Building Services Department saying they have no objections to the application.
- iv) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.
- v) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application for a severance for a new lot to accommodate a semi-detached dwelling, as the outcome from this will not impact/compromise police service delivery.
- vi) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services and Kanchan Ghadge Interim Planner.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Matthew Campbell & Johnny Muresan the owners of the property and applicants for the application were present. Frank Garardo read the purpose of the application. Matthew Campbell explained the concept of the application. Discussion ensued regarding the applicant’s knowledge of the required infrastructure services requirements. Based on the discussion with the applicants, the Committee approved the application.

The following resolution was put forth:

That application B/03/22 be approved subject to the following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; a copy to be provided to the municipality.
2. The applicant to submit to the municipality the deed, in triplicate, acceptable for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. That all property taxes be paid in full.
4. That a parkland fee be paid to the Town of Amherstburg prior to the stamping of the deeds in an amount of \$300 for the severed lot.
5. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice.

NOTE: All conditions are subject to the approval of The Town of the Amherstburg, but at no cost to the municipality.

Moved by: Terris Buchanan
 Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

7.5 Application B/02/22 & A/02/22 – 1830011 Ontario Ltd., 1830011 Ontario Ltd., c/o Craig Crawford, Agent– N/S Alma Street (Roll No. 3729-400-000-00400).

Public in Attendance: Craig Crawford, Agent on the application

Purpose of Minor Variance Application B/02/22: The applicant is proposing to sever a parcel of land with 22.86 m (75 ft) ± frontage by 45.72 m (150 ft) ± depth and an area of 1045.16 sq m (0.26 acres) ± for the purpose of a lot addition to merge with 4760 Alma Street. The proposed retained parcel being 496.82 m (1630 ft) ± frontage by an irregular depth has an area of 33.08 hectares (81.74 acres) ±, and is designated Agricultural in the Town's Official Plan and Zoning By-law.

Purpose of Minor Variance Application A/02/22: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 26(3)(a)(i) which requires a minimum lot area of 40 hectares in an Agricultural (A) Zone. Subsequent to a lot addition of a of 1045.16 sq m (0.26 acres) ± from an existing 33.18 hectares (82 acres) ± parcel the retained farm parcel will have an area of 33.08 hectares (81.74 acres) ±.

Zoning By-law 1999-52, as amended, Section 26(3)(d)(ii) requires 15 m interior side yard setback for non-residential uses. Section 1(16) states, "Notwithstanding any other aspect of this By-law, any lot, and the location thereon of any building, or structure thereto, which existed on or before January 1, 2006, shall be deemed to comply with the relevant regulations for setback, building line, front yard, side yard, rear yard, and lot coverage." Subsequent to the lot addition, the existing interior side yard setback of the existing pole barn on the retained farm parcel will be extended. The applicant is requesting relief to continue the non-complying lot line.

Therefore, the amount of relief requested is 6.92 hectares (17.1 acres) ± and permission for the extension of an existing interior side yard setback respectively.

The following correspondence was received from the various agencies and residents circulated:

i) Letter dated January 25, 2022 from ERCA with the following comments:

The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Faucher Drain and Deslippe Drain. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any future construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

The subject property may lie wholly or partially within the Event Based Area (EBA) of the Essex Region Source Protection Plan, which came into effect October 1, 2015. The Source Protection Plan was developed to provide measures to protect Essex Region's municipal drinking water sources. As a result of these policies, new projects in these areas may require approval by the Essex Region Risk Management Official (RMO) to ensure that appropriate actions are taken to mitigate any potential drinking water threats. Should your proposal require the installation of fuel storage on the site, please contact the RMO to ensure the handling and storage of fuel will not pose a significant risk to local sources of municipal drinking water. The Essex Region's Risk Management Official can be reached by email at riskmanagement@erca.org or 519-776-5209 ext 214. If a Risk Management Plan has previously been negotiated on this property, it will be the responsibility of the new owner to contact the Essex Region Risk Management Official to establish an updated Risk Management Plan. For any questions regarding Source Water Protection and the applicable source protection plan policies that may apply to the site, please contact the Essex Region Risk Management Official.

Our office has reviewed the proposal and has no concerns relating to stormwater management.

The subject property is not within or adjacent to any natural heritage feature that

may meet the criteria for significance as defined by the PPS. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION With the review of background information and aerial photograph, ERCA has no objection to these applications for Consent and Minor variance.

- ii) Email dated January 20, 2022 from Infrastructure Services Department saying that drainage apportionment required for the Deslippe Drain and Long Marsh Drain
- iii) Email dated January 18, 2022 from the Building Services Department with the following comments:
 - All permits required for construction
 - Spatial separation required at north wall-existing accessory structure wall to have 1-hour fire rating to have a 2-meter setback for property line. No rating will be required at 8-meter setback.
- iv) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.
- v) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application, for the variances associated with the proposed severance, as the outcome will not impact/compromise police service delivery
- vi) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services and Kanchan Ghadge, Interim Planner.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Craig Crawford, agent on the application was present. Frank Garardo read the purpose of the application. Discussion ensued regarding the use of the existing house and barn. The Agent on the application said that the barn used to be a turkey shed but is no longer being used and is not intended to be used for raising turkeys in the future. The Chair asked for clarification on the report whether this was a lot boundary adjustment. Administration concurred that it was a lot boundary adjustment. The Applicant agreed to offset the lot boundary to have a 2 mt offset from the barn instead of the proposed 1.5 mts with corresponding change in the area of land being severed. Thus the severed parcel of land will be 22.86 m (75 ft) ± frontage by 45.22 (148.35 ft.) ± depth and an area of 1033.72 sq.m. (0.255 acres) ± for the purpose of lot addition to merge with 4760 Alma Street.

The following resolutions were put forth:

That application B/02/22 be approved subject to the following conditions:

1. That a Reference Plan of the subject property satisfactory to the municipality be deposited in the Registry Office; an electronic and paper copy to be provided to the municipality.
2. The applicant submits to the municipality the deed, in triplicate, acceptable for registration in order that consent may be attached to the original and duplicate and a copy be provided to the municipality.
3. Subsection 3 of Section 50 of the Planning Act applies to any subsequent conveyance or transaction of or in relation to the parcels of land being the subject of the consent (severed and retained parcels).
4. That prior to the stamping of deeds the owner is to provide satisfactory evidence that the adjacent parcel is under consolidation relative to the parcels which are the subject of the consent.
5. That the rear lot line of the severed parcel maintains a 2 metre setback from the

existing pole barn located on the retained parcel and the 2 metre setback be reflected on the reference plan prior to the stamping of the deeds.

6. That all property taxes be paid in full.
7. That an assessment apportionment for any and all drains affected by the severance be completed in accordance with the provisions of the Drainage Act and that all costs associated with said apportionment be paid by the applicant.
8. This consent will be deemed to be refused in accordance with the Planning Act if the above noted conditions are not met within one year from the date of this notice

NOTE: All conditions are subject to the approval of The Town of the Amherstburg, but at no cost to the municipality.

Moved by: Donald Shaw
 Seconded by: Terris Buchanan

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux		
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

That application A/02/22 be approved to grant relief of 6.92 hectares ± in lot area to permit the retained farm parcel area of 33.08 ha and permission be granted for the extension of an existing interior side yard respectively subject to the following condition:

1. That the extension of the existing interior side yard setback maintains a minimum of 2 m to ensure adequate spatial separation between the existing pole barn and the new property line.

Moved by: Terris Buchanan
 Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux		
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

7.6 Application A/04/22 – 1830011 Ontario Ltd., c/o Chad Mailloux, Agent – 7039 Howard Ave (3729-380-000-00800)

Public in Attendance: Chad Mailloux, Agent on the application

Purpose of Minor Variance Application A/04/22: The applicant is requesting relief from Zoning Bylaw 1999-52, as amended, Section 3(16)(b) which requires livestock or manure storage facilities be erected in compliance with MDS II and relief from Schedule D, MDS II Requirements. The applicant is proposing to build a third 50 ft x 150 ft livestock barn with a setback from the closest dwelling on a neighbouring parcel being 310 ft. The MDS II calculation requires a setback of 400 ft. Therefore,

the amount of relief requested is 90 ft.

In February 2018, the Committee approved minor variance A/1/18 granting relief of 124 ft from MDS II calculations. The proposed new livestock barn currently requesting relief is further from the closest dwelling on a neighbouring parcel than the previously approved minor variance.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated January 24, 2022 from County of Essex with the following comments:

Please be advised that the County has reviewed the aforementioned applications and the comments provided are engineering related only. These applications have not been reviewed from a planning perspective. The subject lands have frontage on County Road No. 9. The Applicant will be required to comply with the following County Road regulations:

- County By-Law Number 2480 – A By-Law of the Corporation of the County of Essex to Regulate the Location of Buildings and Structures on Land Adjacent to County Roads.
- County By-Law Number 2481 – A By-Law to Provide for the Protection of Highways and to Provide for the Installation of Entrance Ways.

The minimum setback for any proposed structures on this property must be 85 feet from the centre of the original ROW of County Road No.9. Permits are necessary for any changes to existing entrances and structures, or the construction of new structures. No new accesses will be permitted off County Rd 9.

- ii) Email dated January 20, 2022 from Infrastructure Services Department saying they have no comments on the application.

- iii) Email dated January 18, 2022 from the Building Services Department with the following comments:

- Provide MDS calculations at permit submission 1830011 Ontario Ltd
- All permits required for construction
- Engineering required for building

- iv) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that although fire has no authority, greater separation between the proposed new build and existing buildings would be suggested as water supply is 275 metres away, with limited flow to deal with exposures of other large buildings.

- v) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application, pertaining to a barn setback, as the outcome will not impact/compromise police service delivery.

- vi) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Chad Mailloux, applicant for the application was present. Frank Garardo read the purpose of the application. Matthew Campbell explained the concept of the application. Discussion ensued regarding access to the property, current and proposed use. After deliberating on the need for the additional barn and it being at the minimum distances from neighbouring parcels the Committee approved the variance.

The following resolution was put forth:

That application A/04/22 be approved to grant relief of 90 ft to permit a 310 ft setback from the closest dwelling on a neighboring parcel to allow for the construction of a 50 ft x

150 ft livestock barn.

Moved by: Anthony Campigotto
 Seconded by: Donald Shaw

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

7.7 Application A/03/22 – Andre & Irene Dufault – 8112 Howard Ave (3729-620-000-05750)

Public in Attendance: Andre Dufault, Applicant

Purpose of Minor Variance Application A/03/22: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 3(1)(b) which permits the total lot coverage of all non-farm accessory use structures to a maximum of 185 square meters (1991 sq. ft).

The applicant is proposing the construction of a 40 ft by 64 ft, 2560 sq ft pole barn resulting in a total accessory structure lot coverage of 2.35% on a 2.5-acre lot. The existing 30 ft by 50 ft pole barn will be demolished with the new structure to be built in the same location. Therefore, the amount of relief requested is 569 sq ft in accessory structure lot coverage.

The subject property is zoned Agricultural Zone in the Zoning By-law 1999-52, as amended, and designated Agricultural in the Town of Amherstburg Official Plan.

The following correspondence was received from the various agencies and residents circulated:

- i) Letter dated January 25, 2022 from ERCA with the following comments:

The above noted lands are subject to our Development, Interference with Wetlands and Alteration to Shorelines and Watercourses Regulation under the Conservation Authorities Act (Ontario Regulation No. 158/06). The parcel falls within the regulated area of the Long Marsh Drain. The property owner will be required to obtain a Permit and/or Clearance from the Essex Region Conservation Authority prior to any construction or site alteration or other activities affected by Section 28 of the Conservation Authorities Act.

The municipal drain typically has an unregistered working space, the municipality has the right to use to maintain or repair the drain. In addition, specific building setbacks from a municipal drain are applicable. Please contact your local municipality’s drainage superintendent for more information.

Our office has reviewed the proposal and has no concerns relating to stormwater management.

The subject property is within, and/or is adjacent to (within 120 metres of), a natural heritage feature that is identified as a significant woodland under the Provincial Policy Statement (PPS).

Section 2.15 of the PPS states - Development and site alterations shall not be

permitted in significant woodland...unless it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.

We note that the subject property is adjacent to (within 120 m of) a natural heritage feature that may meet the criteria for significance under the PPS. Section 2.1.8 of the PPS, 2020 states – “Development and site alteration shall not be permitted on adjacent lands to the natural heritage features and areas identified in policies 2.1.4, 2.1.5 and 2.1.6 unless the ecological function of the adjacent lands has been evaluated and it has been demonstrated that there will be no negative impacts on the natural features or on their ecological functions.”

Our information indicates that the subject parcel is likely to support fish habitat. As per Section 2.1.6 of the PPS, 2020 – “Development and site alteration shall not be permitted in fish habitat except in accordance with provincial and federal requirements.” Inquiries regarding the applicability of fish habitat to the property should be made to the federal Fisheries and Oceans Canada website: www.dfompo.gc.ca/pnw-ppe/index-eng.html.

Notwithstanding the above noted references to the PPS policies, we note that the proposed development is either adequately setback and/or physically separated from the natural heritage feature by existing development or infrastructure. Therefore, we do not anticipate any negative impacts associated with the proposal. Based on our review, we have no objection to the application with respect to the natural heritage policies of the PPS.

FINAL RECOMMENDATION: With the review of background information and aerial photograph, ERCA has no objection to this application for Minor Variance.

ii) Letter dated January 24, 2022 from County of Essex with the following comments:

Please be advised that the County has reviewed the aforementioned applications and the comments provided are engineering related only. These applications have not been reviewed from a planning perspective. The subject lands have frontage on County Road No. 9. The Applicant will be required to comply with the following County Road regulations:

- County By-Law Number 2480 – A By-Law of the Corporation of the County of Essex to Regulate the Location of Buildings and Structures on Land Adjacent to County Roads.
- County By-Law Number 2481 – A By-Law to Provide for the Protection of Highways and to Provide for the Installation of Entrance Ways.

The minimum setback for any proposed structures on this property must be 85 feet from the centre of the original ROW of County Road No.9. Permits are necessary for any changes to existing entrances and structures, or the construction of new structures. No new access from County Road No. 9 will be permitted.

iii) Email dated January 20, 2022 from Infrastructure Services Department saying they have no comments on the application.

iv) Email dated January 18, 2022 Building Services department with the following comments:

- All permits required for construction and demolition
- Maintain own drainage around new structure

v) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues.

vi) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application seeking variances for a new accessory structure (pole barn). Police response/access to this new structure and others existing already on the property or adjacent will not be affected.

vii) Planning Report dated January 25, 2022 from Frank Garardo, Manager of Planning Services and Kanchan Ghadge, Interim Planner.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Andre Dufault, owners and applicant for the application was present. Frank Garardo read the purpose of the application. The applicant further explained that the existing structure was crumbling and did not have any insulation to be used during winters. The existing structure needed to be pulled down and replacing the structure with a marginally bigger structure would meet his requirements. The Committee discussed that the structure was a permitted use, maintained the character of the agricultural zone and was not visible from the road. After reviewing the concept plan and aerial images, the Committee approved the application.

The following resolution was put forth:

That application A/03/22 be approved to grant relief of 569 sq ft in accessory structure lot coverage subject to the following conditions:

1. That the existing 1500 sq. ft. accessory be demolished.
2. That the proper grading along the property line be complete for any water runoff, to the satisfaction of the Building Department.

Moved by: Terris Buchanan

Seconded by: Anthony Campigotto

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto	X	
Josh Mailloux	X	
Terris Buchanan	X	
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

7.8 Application A/06/22 – Marcella Dufour & Jim Best, c/o Craig Savard, Agent – 22 Holiday Court (3729-190-000-06500)

Public in Attendance: Craig Savard, Agent on the application

Purpose of Minor Variance Application A/06/22: The applicant is requesting relief from Zoning By-law 1999-52, as amended, Section 3(1)(c) which permits a maximum accessory structure height of 5.5 m (18 ft) measured to the peak of the roof in a Residential Zone.

The applicant is in the process of constructing a 30 ft x 35 ft, 1050 sq ft accessory structure that has a three-car garage on the main floor and a secondary suite on the second floor. The approved building permit application and drawings indicated a 5.5 m (18 ft) height to the peak in the roof.

During an inspection, it was noted that the height to the peak of the roof was 5.87 m (19.25 ft). The applicants have applied for a minor variance to permit a 5.7 m roof height. The applicant has agreed to cut the existing wall sections down 8 inches and lower the roof, decreasing the building height to 5.7 m (18.67 ft).

Therefore, the amount of relief requested is 0.2 m (0.67 ft) in height for an accessory structure with conditions.

The following correspondence was received from the various agencies and residents circulated:

- i) Email dated January 21, 2022 from Manager, Engineering and Assets, Essex Power lines Corporation with the following comment:

Great caution required as underground plant is in the vicinity of building to be constructed. Underground supply is along Northern and Eastern property line. Ensure locates are called in and outages are coordinated with Essex Powerlines Corporation prior to construction

- ii) Email dated January 26, 2022 Building Services department with the following comments:

I have reviewed the drawings and the alterations that are proposed. They are proposing to reducing the upper wall at the perimeter to 6'-10" high which is a reduction from 7'-6" and maintaining the interior center portion to 7'-10". This is reduced to the minimum that can be permitted by code. The Building Department has no other objections.

- iii) Email dated January 20, 2022 from Infrastructure Services Department saying they have no comments on the application

- iv) Email dated January 24, 2022 from Fire Prevention and Inspection Officer saying that they have no issues with the application.

- v) Email dated January 20, 2022 from The Windsor Police Service saying they have no concerns or objections with this application. The variance being sought for maximum building height is very minor and carries no impact t public safety.

- vi) Planning Report dated January 27, 2022 from Amy Farkas, Dillon Consulting Limited, on behalf of Frank Garardo, Manager of Planning Services.

Committee Discussion: The Chair introduced the application and asked if there were any members of the public present for this application. Craig Savard, the building contractor and agent on the application was present. Frank Garardo read the purpose of the application. Discussion ensued regarding constructing a taller structure, the Committee's decision on the earlier application and the owners allowing the structure to be built above and beyond the approved drawings. Craig said that he took the decision in the best interest of the structure and to avoid flooding. The Chair read the letters from neighbors and asked about who would bear the expenses to take the structure down. The Chair also discussed the possible alternatives that could be opted to avoid flooding of the structure, having a flat roof to meet the desired height and the disregard to the Committee decision. The applicant said that a flat roof is possible but would not go with the character of the neighbourhood. He further stated that he would have to bear any expenses for the changes made as the property owners had made him aware of the Committee's disapproval for a taller structure. The Committee members took into consideration what the Committee's decision may have been had the applicants not asked for a variance in the previous application. Based on the discussion, the Committee took into consideration the concerns presented by the contractor and decided to approve the variance provided the owners remove the other existing shed, remove the hardscape and concrete floor on the existing shed and replace it with grass and submit a site drainage plan

The following resolution was put forth:

That application A/06/22 be approved to grant relief of 0.2 m (0.67 ft) in height for an accessory structure subject to the following conditions:

1. That a proper grade design and drainage plan be provided and implemented to the satisfaction of the Building division prior to the building permit being finalized.
2. That the existing shed located in the southeast corner of the property be demolished, including the concrete slab, and returned to greenspace.

Moved by: Josh Mailloux
 Seconded by: Donald Shaw

-carried-

	Yes/Concur	No/Not Concur
Anthony Campigotto		X
Josh Mailloux	X	
Terris Buchanan		X
Donald Shaw (VC)	X	
David Cozens (CH)	X	

Reasons of Committee- The Committee, having considered the evidence presented, and having reviewed the plans and correspondence on file, is satisfied that the variance request is minor in nature, will not impact the character of the neighbourhood, and is keeping with the intent of the Official Plan and Zoning By-law.

8. Next Meeting

The next Committee of Adjustment meeting is scheduled on March 1, 2022 at 7:30 a.m.

9. Adjournment

The meeting was adjourned at 10:15 a.m.

Original Document Signed

 Chairman- Dave Cozens

Original Document Signed

 Secretary- Frank Garardo



**TOWN OF AMHERSTBURG
DRAINAGE BOARD
Tuesday, March 1, 2022
6:00 PM
ELECTRONIC PARTICIPATION**

MINUTES

PRESENT

Bob Bezaire, Chair
Allan Major, Vice-Chair
Anthony Campigotto
Bob Pillon
Brad Laramie
Shane McVitty, Drainage Superintendent &
Engineering Coordinator
Nicole Humber, Recording Secretary
Kevin Fox, Policy and Committee Coordinator

ABSENT

CALL TO ORDER

The Chair called the meeting to order at 6:00 p.m.

ROLL CALL

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

4. The Chair read the following land acknowledgement:

“We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron- Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.”

5. **MINUTES OF PREVIOUS MEETING**

Anthony Campigotto moved, Allan Major seconded;

That:

The minutes of the previous meeting BE ADOPTED:

1. Drainage Board Meeting Minutes – February 1, 2022

	Yes/Concur	No/Not Concur
Bob Pillon	X	
Allan Major – Vice Chair	X	
Brad Laramie	X	
Anthony Campigotto	X	
Bob Bezaire - Chair	X	

Motion Carried

6. NEW BUSINESS

6.1 Drainage Apportionments

Shane McVitty explained to the Board Members that the current report for the drainage apportionments was to address a condition of severance for three consent applications. Mr. McVitty further explained that a drainage apportionment has to be completed when a severance occurs. Mr. McVitty stated that the Town had completed the calculations for the drainage apportionment and all have been signed off by the landowners.

Board Chair Bob Bezaire asked if the Board Members had any questions.

There were none.

Bob Pillon moved, Allan Major seconded;

That:

- 1. The report from the Drainage Superintendent and Engineering Coordinator dated February 15, 2022, regarding Various Drainage Apportionments BE RECEIVED;**
- 2. The drainage apportionments BE APPROVED as listed:**
 - **Consent B/09/21 – Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System –1485 Front Road S.**
 - **Consent B/17/21 - Drainage Apportionments for the Long Marsh Drain – 8121 Alma St.**
 - **Consent B/34/21 - Drainage Apportionments for the Ernest Paquette Drain – 5274 Concession Road 5 S.**
- 3. Administration BRING FORWARD the Drainage Board’s recommendation to approve the drainage apportionments at a future Regular Council Meeting**

	Yes/Concur	No/Not Concur
Bob Pillon	X	
Allan Major – Vice Chair	X	
Brad Laramie	X	
Anthony Campigotto	X	
Bob Bezaire - Chair	X	

Motion Carried

8. NEXT MEETING DATE

Tuesday, March 22, 2022 @ 6:00 p.m.

9. ADJOURNMENT

Anthony Campigotto moved, Bob Pillon seconded;

That:

The Board rise and adjourn at 6:06 p.m.

	Yes/Concur	No/Not Concur
Bob Pillon	X	
Allan Major – Vice Chair	X	
Brad Laramie	X	
Anthony Campigotto	X	
Bob Bezaire - Chair	X	

Motion Carried

Chair – Bob Bezaire

Staff Liaison – Shane McVitty



**TOWN OF AMHERSTBURG
DRAINAGE BOARD
ELECTRONIC PARTICIPATION
Tuesday, March 1, 2022
6:00 PM**

A G E N D A

For information pertaining to this agenda or to arrange for any additional accessibility needs please contact Shane McVitty, Drainage Superintendent & Engineering Coordinator, at smcvitty@amherstburg.ca

Information will be gathered in accordance with the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA). All comments and communications received will become part of the public record unless you expressly request the Town to remove it. If you want to learn more about why and how the Town collects your information, write to the Town Clerk's Office, 271 Sandwich Street South, Amherstburg, ON N9V 2A5 or call 519-736-0012.

- 1. CALL TO ORDER**

- 2. ROLL CALL**

- 3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**

4. LAND ACKNOWLEDGEMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron- Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

5. MINUTES OF PREVIOUS MEETING

RECOMMENDATION

It is recommended that:

The minutes of the previous meeting **BE ADOPTED:**

1. Drainage Board Meeting Minutes – February 1, 2022

6. NEW BUSINESS

6.1 Drainage Apportionments

RECOMMENDATION

It is recommended that:

1. The report from the Drainage Superintendent and Engineering Coordinator dated February 15, 2022, regarding Various Drainage Apportionments **BE RECEIVED**;
2. The drainage apportionments **BE APPROVED** as listed:
 - **Consent B/09/21** – Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System –1485 Front Road S.
 - **Consent B/17/21** - Drainage Apportionments for the Long Marsh Drain – 8121 Alma St.
 - **Consent B/34/21** - Drainage Apportionments for the Ernest Paquette Drain – 5274 Concession Road 5 S.
3. Administration **BRING FORWARD** the Drainage Board's recommendation to approve the drainage apportionments at a future Regular Council Meeting

7. NEXT MEETING DATE

Tuesday, April 5, 2022 @ 6:00 p.m.

8. ADJOURNMENT

RECOMMENDATION

It is recommended that:

The Board rise and adjourn at p.m.



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF ENGINEERING AND PUBLIC WORKS

MISSION STATEMENT: Committed to delivering cost-effective and efficient services for the residents of the Town of Amherstburg with a view to improve and enhance their quality of life.

Table with 2 columns: Author's Name, Report Date, Author's Phone, Date to Drainage Board, Author's E-mail, Resolution #.

To: Members of the Drainage Board

Subject: Various Drainage Apportionments

1. RECOMMENDATION:

It is recommended that:

- 1. The report from the Drainage Superintendent and Engineering Coordinator dated February 15, 2022, regarding Various Drainage Apportionments BE RECEIVED;
2. The drainage apportionments BE APPROVED as listed:
- Consent B/09/21 - Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System -1485 Front Road S.
- Consent B/17/21 - Drainage Apportionments for the Long Marsh Drain - 8121 Alma St.
- Consent B/34/21 - Drainage Apportionments for the Ernest Paquette Drain - 5274 Concession Road 5 S.
3. Administration BRING FORWARD the Drainage Board's recommendation to approve the drainage apportionments at a future Regular Council Meeting

2. BACKGROUND:

Under the provisions of the Drainage Act, when lands that are assessed for drainage are subsequently divided by a change of ownership of any part, the Municipality must take steps to apportion the assessments to reflect the division of the lands. Over the course of a year, the Municipality will receive a number of severance applications that require apportionments of existing drainage assessments. This report deals with three (3)

drainage apportionments, each of which are associated with separate, individual severance consents, that have been completed by the Town Infrastructure Services Department.

3. **DISCUSSION:**

Section 65 of the Drainage Act discusses the obligation of a Municipality to apportion existing drainage assessments when lands are subsequently sub-divided. Section 65(2) provides a Municipality with the necessary provisions to complete assessment apportionments when landowners of the subdivided lands agree on the shares of the assessments. Specifically, the procedures by which landowner agreement apportionments are to be administered are outlined under Section 65(2) of the Act, which stipulates that:

Agreement on share of assessment

65. (2) If the owners of the subdivided land mutually agree on the share of the drainage assessment that each should pay, they may enter into a written agreement and file it with the clerk of the local municipality and, if the agreement is approved by the council by resolution, no engineer need be instructed under subsection (1). 2010, c. 16, Sched. 1, s. 2 (26).

Section 65(1) of the Drainage Act provides the Municipality with the option of instructing an engineer to complete the drainage apportionments:

Subsequent subdivision of land

65. (1) If, after the final revision of an engineer's assessment of land for a drainage works, the land is divided by a change in ownership of any part, the clerk of the local municipality in which the land is situate shall instruct an engineer in writing to apportion the assessment among the parts into which the land was divided, taking into account the part of the land affected by the drainage works. 2010, c. 16, Sched. 1, s. 2 (26).

An engineer was not instructed under Section 65(1) of the Act. In the case of the land divisions and severances being considered under this report, apportionments were completed by the Drainage Superintendent. Assessment schedules for drains that were affected by each land severance were analysed by the Drainage Superintendent and an appropriate apportionment of the assessments were completed. Specifically, assessments for the retained parcels and the severed parcels were divided to accurately reflect the change in the land boundaries and ownership. Once completed, all affected landowners were contacted and provided a letter that described the apportionments. If the landowners were in agreement with the apportionments, an “*Agreement between Property Owners for Drain Apportionments due to Land Severance or Sale*” was signed by the affected property owners in accordance with Section 65(2) of the Act. In the case of the following severances, agreement letters were signed by all affected property owners and are attached:

- **Consent B/09/21** – Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System –1485 Front Road S.
- **Consent B/17/21** - Drainage Apportionments for the Long Marsh Drain – 8121 Alma St.
- **Consent B/34/21** - Drainage Apportionments for the Ernest Paquette Drain – 5274 Concession Road 5 S.

Apportionment agreements, once accepted by the Drainage Board and approved by Council through resolution, will be reflected in the assessments of all future works of maintenance on any of the affected drains listed in the subject Consents.

4. RISK ANALYSIS:

Under the provisions of the Drainage Act, when lands that are assessed for drainage are subsequently divided by a change of ownership of any part, it is the Municipality's obligation to take steps to apportion the assessments to reflect the division of the lands. Failing to do so could lead to unfair assessments of drain maintenance costs that do not accurately reflect the prevalent ownership and subdivisions of lands within drainage watersheds. This could lead to conflicts between the Municipality and landowners over drainage assessments and the possible denial of agricultural grants from the Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA).

5. FINANCIAL MATTERS:

An administration fee of \$500.00 is charged by the Planning Department to an owner of a land that wishes to sever a portion of their lands.

6. CONSULTATIONS:

N/A

7. CONCLUSION:

Administration is recommending that the drainage apportionments be approved as listed and that said apportionments be approved by Council resolution:

- **Consent B/09/21** – Drainage Apportionments for the Mickle Drain and Sunset Beach Pumping System –1485 Front Road S.
- **Consent B/17/21** - Drainage Apportionments for the Long Marsh Drain – 8121 Alma St.
- **Consent B/34/21** - Drainage Apportionments for the Ernest Paquette Drain – 5274 Concession Road 5 S.



Shane McVitty
Drainage Superintendent and Engineering Coordinator
sm

Attachment(s):

- **Consent B/09/21** – Letter and Agreement between Property Owners for Drain Apportionments due to Land Severance or Sale
- **Consent B/17/21** – Letter and Agreement between Property Owners for Drain Apportionments due to Land Severance or Sale
- **Consent B/34/21** – Letter and Agreement between Property Owners for Drain Apportionments due to Land Severance or Sale



The Corporation of The Town of Amherstburg

November 10, 2021

RE: Section 65 Drainage Apportionment – Consent B/17/21

Dear Homeowner:

This letter is to advise you of changes to the drainage assessment for your property for the parcels located at 8121 Alma Street, Part Lot 94, Concession 8, in the former Geographic Township of Malden. This is in relation to the Application for Consent B/17/21, which proposes to sever of 1.09 acres (0.44 hectare) from the existing agricultural lot at 8121 Alma Street (Roll No. [REDACTED]); the retained 96.91 acre (39.21 hectare) parcel shall remain as agricultural lands. Roll numbers for the severed and retained lots will be determined at a later time. The attached plan depicts the boundaries of the affected parcels.

The re-apportionment of the drainage assessments for the lands described above proposed under this letter is in accordance with Section 65(2) of the "Drainage Act, R.S.O. 1990, Chapter D.17, as amended in 2010."

Administration for the Town of Amherstburg has performed all of the necessary investigations to complete the re-apportionments of drainage assessments for the subject lands. Said lands are located in the watersheds of the following municipal drains constructed by bylaw under the Drainage Act:

1. **Long Marsh Drain** – Report by N.J. Peralta, P.Eng., dated Jan. 27, 1993, by-law 2917.

If you are in agreement with the new breakdown of your property listed in the attached chart(s), please have all registered owners of your property sign the attached form and return to the Public Works Department at 512 Sandwich St South. Under Section 65(2) of the Drainage Act, if the agreement is approved by Council by resolution, no engineer will need to be instructed to complete a re-apportionment.

Should you have any questions or require further clarification, please feel free to contact myself at (519) 736-3664 ext 2318.

Sincerely,

Shane McVitty, P.Eng.
Drainage Superintendent and Engineering Coordinator
Attach.

Administration has created the following new breakdown for the affected properties:

1. LONG MARSH DRAIN

Long Marsh Drain							
Existing Assessment – N.J Peralta, P.Eng., Jan. 27, 1993							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
8	PT Lot 94	26.71	██████	I Allan	\$ 0.00	\$ 2,047.00	\$ 2,047.00

Long Marsh Drain							
Reapportionment – Application for Consent B/17/21							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
8	PT Lot 94	26.27	██████	B&S Laramie Farms Ltd., B& S Laramie	\$ 0.00	\$ 2,004.00	\$ 2,004.00
8	PT Lot 94	0.44	██████	W Laramie & D Renaud	\$ 0.00	\$ 43.00	\$ 43.00

CORPORATION OF THE TOWN OF AMHERSTBURG

**Agreement between Property Owners for Drain Apportionment
due to Land Severance or Sale**

LONG MARSH DRAIN

Agreement between _____ and _____ for cost apportionment due to severance or sale of land in the Long Marsh Drain drainage watershed or system.

I, (we) agree to the drainage apportionment as listed below that the Town of Amherstburg has calculated for our property, and hereby petition the Council of the Town of Amherstburg to fix these new apportionments by resolution.

Long Marsh Drain							
Reapportionment – Application for Consent B/17/21							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
8	PT Lot 94	26.27	██████	B&S Laramie Farms Ltd., B& S Laramie	\$ 0.00	\$ 2,004.00	\$ 2,004.00
8	PT Lot 94	0.44	██████	W Laramie & D Renaud	\$ 0.00	\$ 43.00	\$ 43.00

Blake Laramie
Retained Property Owner 1 (printed)

Nov. 11/21
Date

x Blake Laramie
Retained Property Owner 1 (signature)

Suzanne Laramie
Retained Property Owner (printed)

Nov. 11/21
Date

x Suzanne Laramie
Retained Property Owner (Signature)

WES LARAMIE
Severed Property Owner (printed)

Nov. 11/21
Date

x [Signature]
Severed Property Owner (Signature)

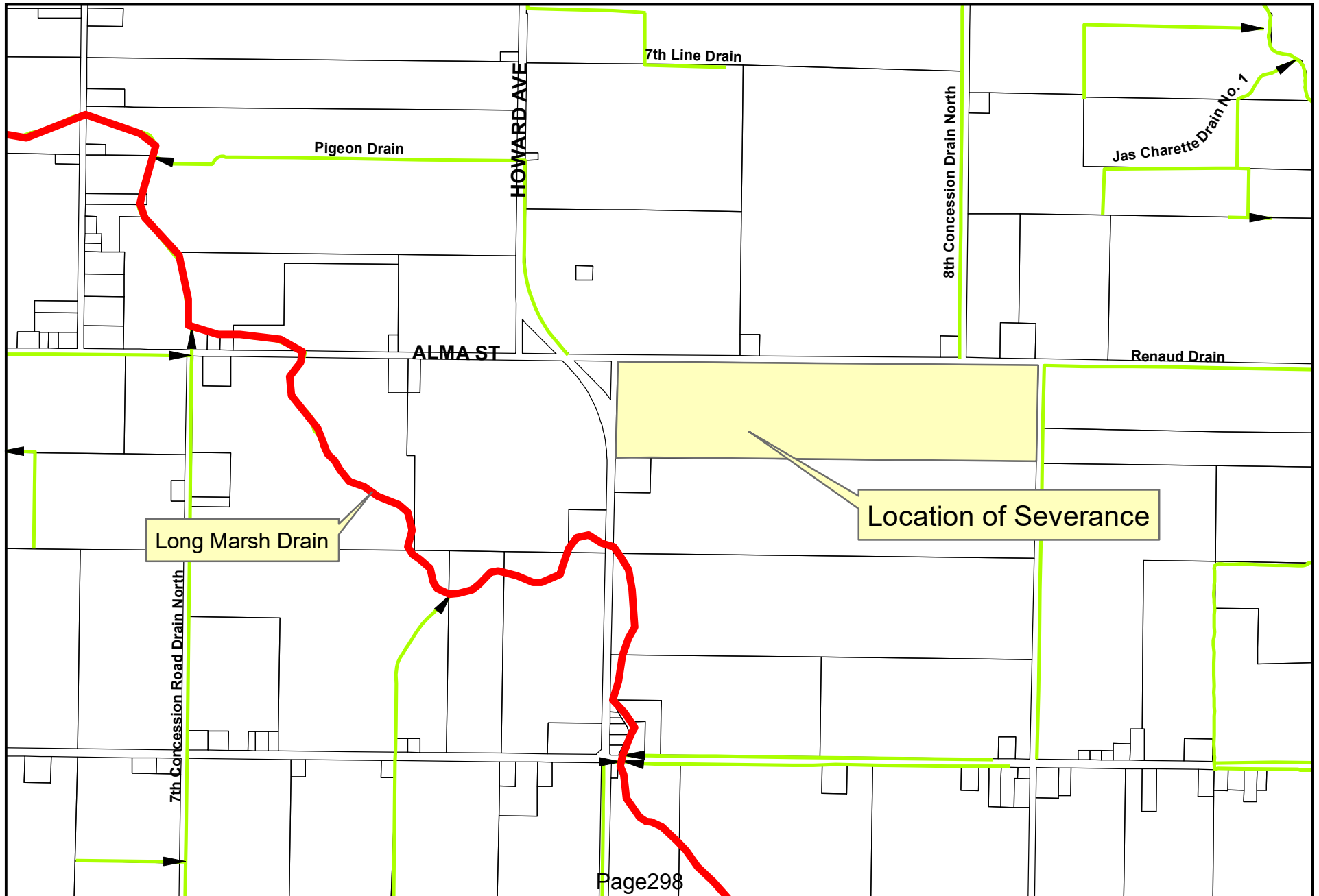
Darce Renaud
Severed Property Owner (printed)

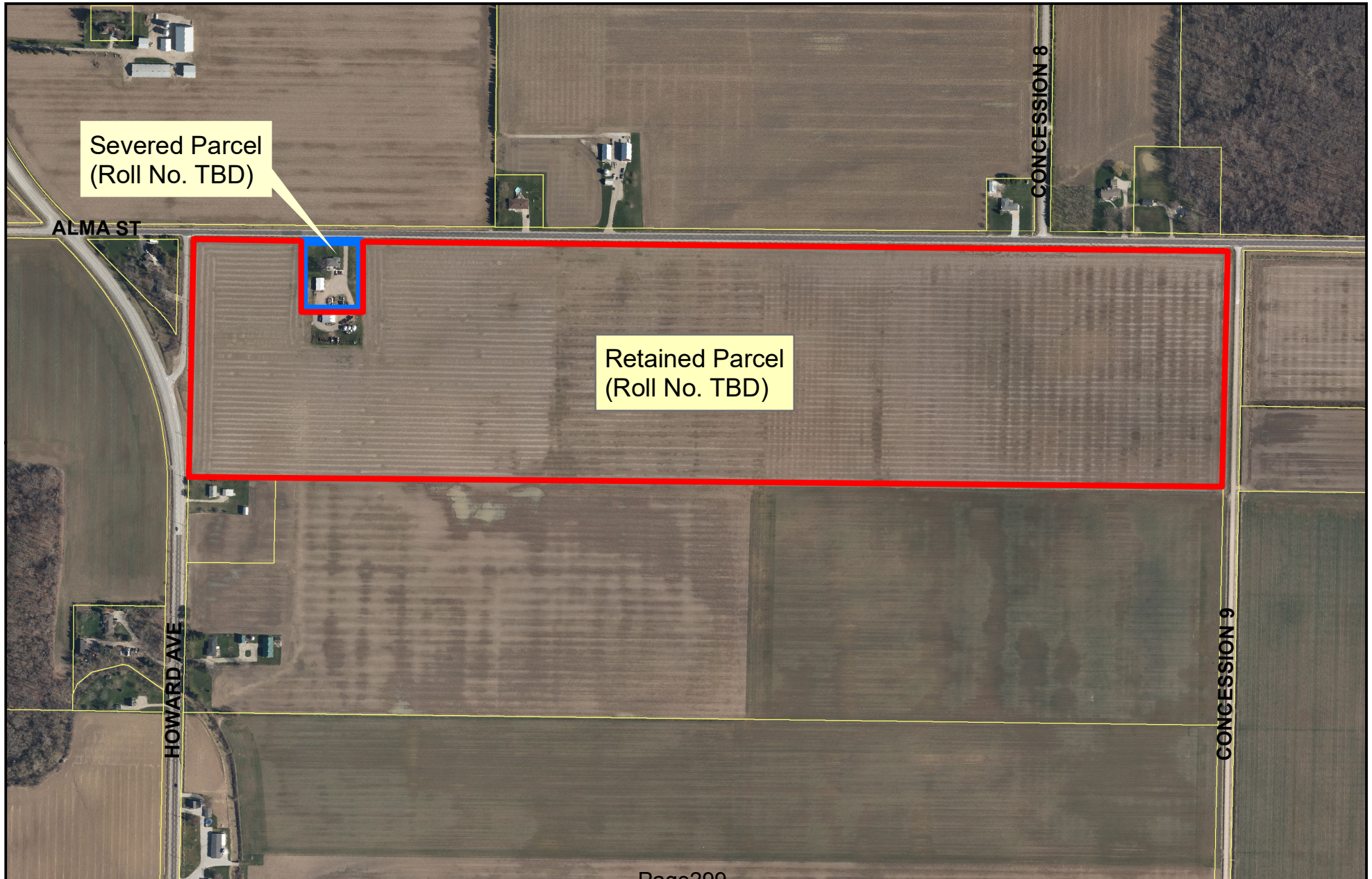
Nov. 11/21
Date

x Darce Renaud
Severed Property Owner (Signature)



**Section 65 Drainage Apportionment
Consent B/17/21 - 8121 Alma St.**







The Corporation of The Town of Amherstburg

November 19, 2021

RE: Section 65 Drainage Apportionment – Consent B/34/21

Dear Homeowner:

This letter is to advise you of changes to the drainage assessment for your property for the parcels located at 5274 Concession Road 5 S, Part Lot 41, Concession 4, in the former Geographic Township of Malden. This is in relation to the Application for Consent B/34/21, which proposes to sever 20.421 acres (8.264 hectare) of agricultural land from the existing agricultural parcel having Roll No. [REDACTED]. The severed lands will merge with the adjacent residential parcel having Roll No. [REDACTED]. The retained parcel shall be 1.679 acres (0.679 hectare) in size. Including the merged lands, the agricultural parcel shall be 21.591 acres (8.738 hectare) and shall remain as agricultural lands. The attached plan depicts the boundaries of the affected parcels.

The re-apportionment of the drainage assessments for the lands described above proposed under this letter is in accordance with Section 65(2) of the "Drainage Act, R.S.O. 1990, Chapter D.17, as amended in 2010."

Administration for the Town of Amherstburg has performed all of the necessary investigations to complete the re-apportionments of drainage assessments for the subject lands. Said lands are located in the watersheds of the following municipal drains constructed by bylaw under the Drainage Act:

1. **Ernest Paquette Drain** – Report by Gerard Rood, P.Eng., dated April 6, 2010, by-law 2010-79.

If you are in agreement with the new breakdown of your property listed in the attached chart(s), please have all registered owners of your property sign the attached form and return to the Infrastructure Services Department at 512 Sandwich St South. Under Section 65(2) of the Drainage Act, if the agreement is approved by Council by resolution, no engineer will need to be instructed to complete a re-apportionment.

Should you have any questions or require further clarification, please feel free to contact myself at (519) 736-3664 ext 2318.

Sincerely,

Shane McVitty, P.Eng.
Drainage Superintendent and Engineering Coordinator
Attach.

Administration has created the following new breakdown for the affected properties:

1. ERNEST PAQUETTE DRAIN - Future Maintenance, Schedule of Assessment 'B'

Ernest Paquette Drain – Future Maintenance, Schedule of Assessment 'B'							
Existing Assessment – Gerard Rood, P.Eng., dated April 6, 2010							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	1.17	██████████	A Borrowman	\$ 11.00	\$ 46.00	\$ 57.00
4	PT Lot 41	8.944	██████████	B & N Humber	\$ 72.00	\$ 187.00	\$ 259.00

Ernest Paquette Drain							
Reapportionment – Application for Consent B/34/21 - Future Maintenance, Schedule of Assessment 'B'							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	8.738	██████████	G Borrowman	\$ 67.00	\$ 167.00	\$ 234.00
4	PT Lot 41	0.679	██████████	B & N Humber	\$ 16.00	\$ 66.00	\$ 82.00

2. ERNEST PAQUETTE DRAIN - Future Bridge Maintenance, Schedule of Assessment 'C'

Ernest Paquette Drain – Future Bridge Maintenance, Schedule of Assessment 'C'							
Existing Assessment – Gerard Rood, P.Eng., dated April 6, 2010							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	1.17	██████████	A Borrowman	\$ 0.00	\$ 69.00	\$ 69.00
4	PT Lot 41	8.944	██████████	B & N Humber	\$ 0.00	\$ 281.00	\$ 281.00

Ernest Paquette Drain							
Reapportionment – Application for Consent B/34/21 - Future Bridge Maintenance, Schedule of Assessment 'C'							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	8.738	██████████	G Borrowman	\$ 0.00	\$ 251.00	\$ 251.00
4	PT Lot 41	0.679	██████████	B & N Humber	\$ 0.00	\$ 99.00	\$ 99.00

CORPORATION OF THE TOWN OF AMHERSTBURG

**Agreement between Property Owners for Drain Apportionment
due to Land Severance or Sale
ERNEST PAQUETTE DRAIN**

Agreement between Borrowman and Humber for cost apportionment due to severance or sale of land in the Ernest Paquette Drain drainage watershed or system.

I, (we) agree to the drainage apportionment as listed below that the Town of Amherstburg has calculated for our property, and hereby petition the Council of the Town of Amherstburg to fix these new apportionments by resolution.

<u>Ernest Paquette Drain</u>							
Reapportionment – Application for Consent B/34/21 - Future Maintenance, Schedule of Assessment 'B'							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	8.738	██████████	G Borrowman	\$ 67.00	\$ 167.00	\$ 234.00
4	PT Lot 41	0.679	██████████	B & N Humber	\$ 16.00	\$ 66.00	\$ 82.00

Gisele Borrowman
Merged Property Owner 1 (printed)

Dec 11 2021
Date

Gisele Borrowman
Merged Property Owner 1 (signature)

Merged Property Owner (printed)

Date

Merged Property Owner (Signature)

Brock Humber
Severed Property Owner (printed)

DEC 14 2021
Date

Brock Humber
Severed Property Owner (Signature)

Nicole Humber
Severed Property Owner (printed)

Dec 14 2021
Date

Nicole Humber
Severed Property Owner (Signature)

CORPORATION OF THE TOWN OF AMHERSTBURG

**Agreement between Property Owners for Drain Apportionment
due to Land Severance or Sale
ERNEST PAQUETTE DRAIN**

Agreement between Borrowman and Humber for cost apportionment due to severance or sale of land in the Ernest Paquette Drain drainage watershed or system.

I, (we) agree to the drainage apportionment as listed below that the Town of Amherstburg has calculated for our property, and hereby petition the Council of the Town of Amherstburg to fix these new apportionments by resolution.

Ernest Paquette Drain							
Reapportionment – Application for Consent B/34/21 - Future Bridge Maintenance, Schedule of Assessment 'C'							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
4	PT Lot 41	8.738	██████████	G Borrowman	\$ 0.00	\$ 251.00	\$ 251.00
4	PT Lot 41	0.679	██████████	B & N Humber	\$ 0.00	\$ 99.00	\$ 99.00

Gisèle Borrowman

Merged Property Owner 1 (printed)

DEC 11 2021

Date

Gisèle Borrowman

Merged Property Owner 1 (signature)

Merged Property Owner (printed)

Date

Merged Property Owner (Signature)

Brock Humber

Severed Property Owner (printed)

DEC 14 2021

Date

Brock Humber

Severed Property Owner (Signature)

Nicole Humber

Severed Property Owner (printed)

Dec 14 2021

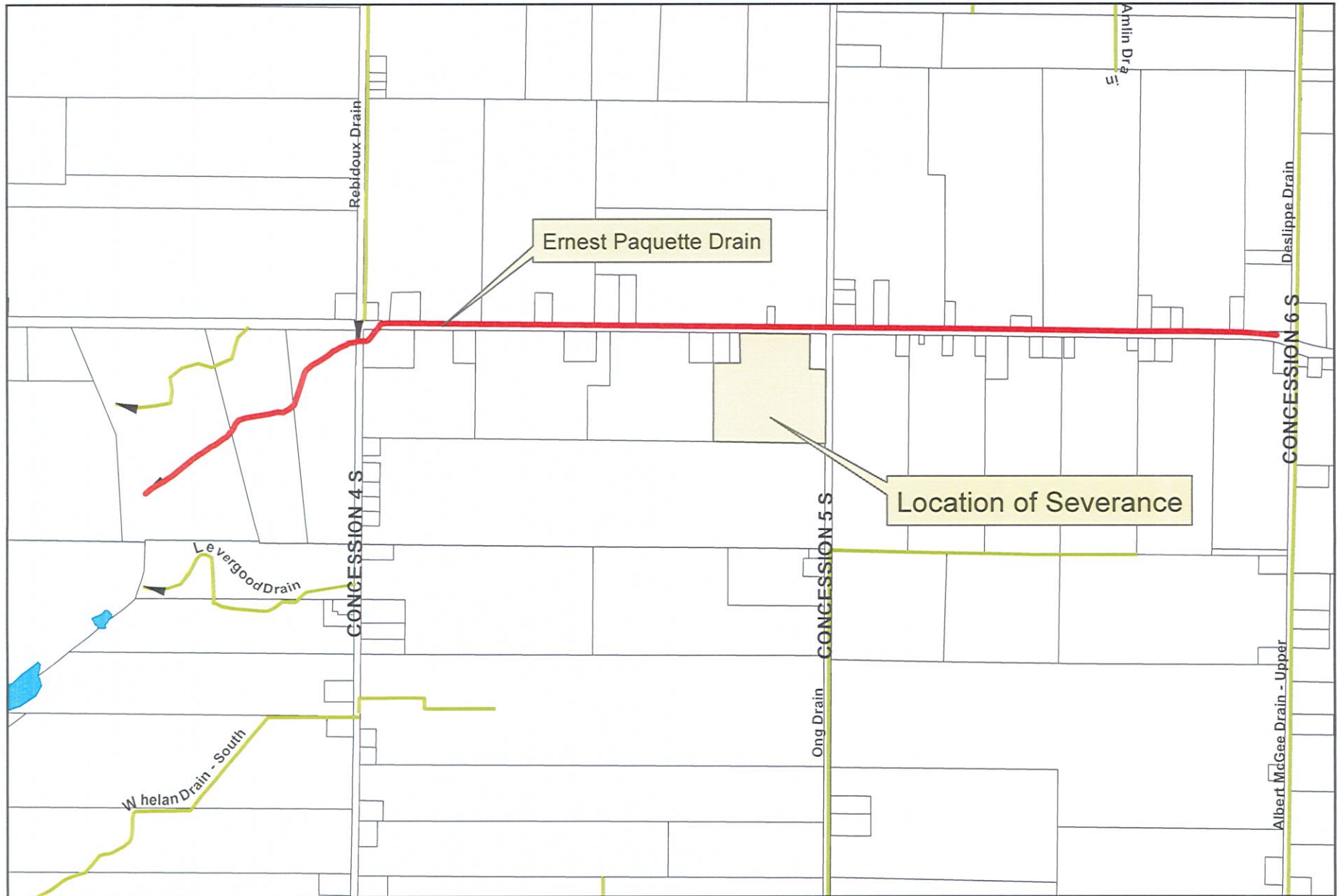
Date

Nicole Humber

Severed Property Owner (Signature)

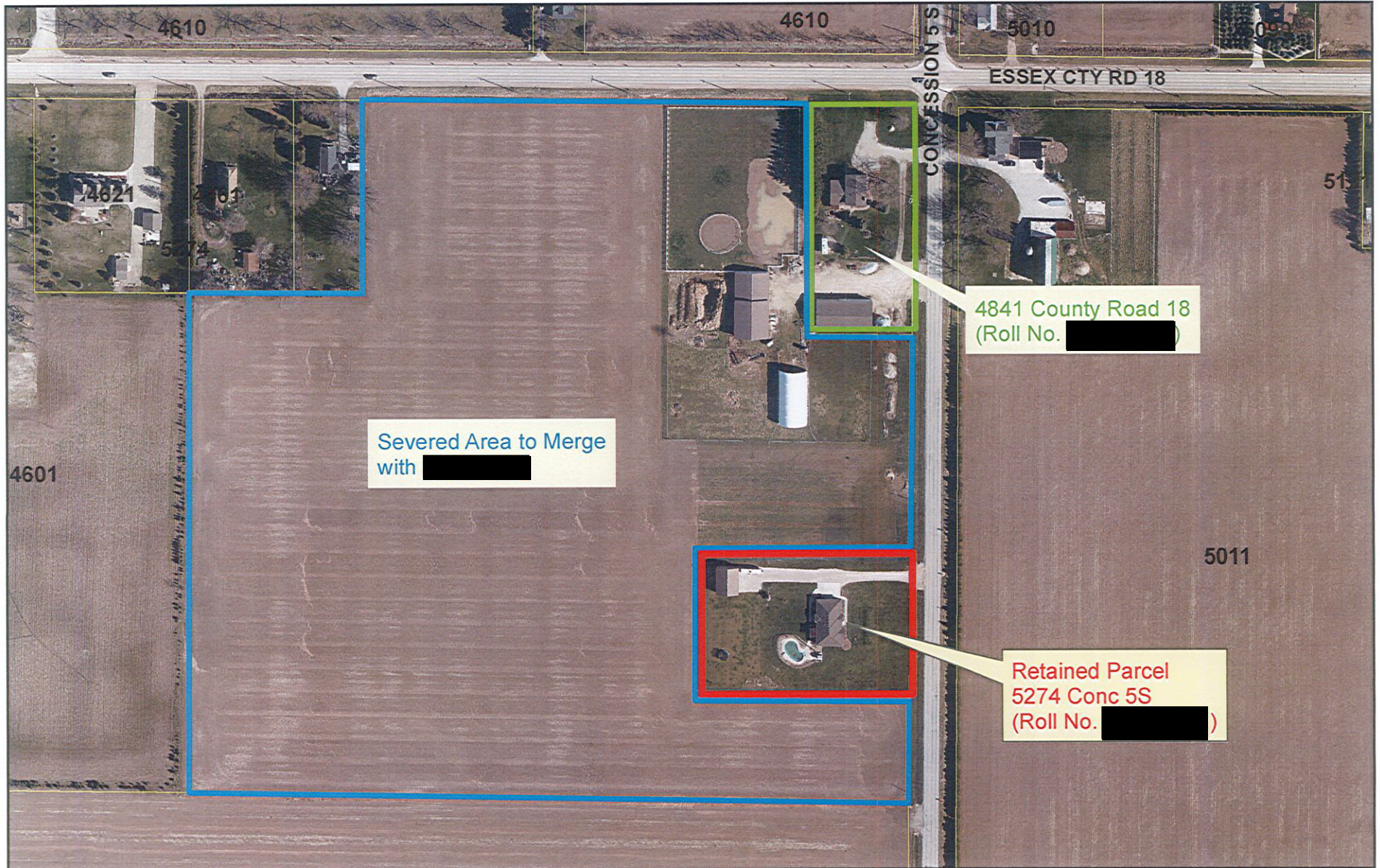


**Section 65 Drainage Apportionment
Consent B/34/21 - 5274 Concession 5S**





**Section 65 Drainage Apportionment
Consent B/34/21 - 5274 Concession 5S**





The Corporation of The Town of Amherstburg

February 11, 2021

RE: Section 65 Drainage Apportionment – Consent B/09/21

Dear Landowner:

This letter is to advise you of changes to the drainage assessment for your property for the parcel located at 1485 Front Road South, Part Lot 15, Concession 1, in the former Geographic Township of Malden. This is in relation to the Application for Consent B/09/21, which proposes to sever a 0.257 acre (0.104 hectare) parcel of land from the existing residential parcel having Roll No. [REDACTED]. The retained 0.257 acre (0.104 hectare) parcel shall remain as residential land. At the time of this apportionment letter, new roll numbers for both the severed and retained parcels had not yet been assigned. The attached plan depicts the boundaries of the affected parcels.

The re-apportionment of the drainage assessments for the lands described above proposed under this letter is in accordance with Section 65(2) of the "Drainage Act, R.S.O. 1990, Chapter D.17, as amended in 2010."

Administration for the Town of Amherstburg has performed all of the necessary investigations to complete the re-apportionments of drainage assessments for the subject lands. Said lands are located in the watersheds of the following municipal drains constructed by bylaw under the Drainage Act:

1. **Mickle Drain and Sunset Beach Pumping Scheme** – Report by W.J. Settingington, P.Eng., dated April 11th, 1975, by-law 1847.

If you are in agreement with the new breakdown of your property listed in the attached chart(s), please have all registered owners of your property sign the attached form and return to the Infrastructure Services Department at 512 Sandwich St South. Under Section 65(2) of the Drainage Act, if the agreement is approved by Council by resolution, no engineer will need to be instructed to complete a re-apportionment.

Should you have any questions or require further clarification, please feel free to contact myself at (519) 736-3664 ext 2318.

Sincerely,

Shane McVitty, P.Eng.
Drainage Superintendent and Engineering Coordinator
Attach.

Administration has created the following new breakdown for the affected properties:

1. Mickle Drain and Sunset Beach Pumping Scheme

<u>Mickle Drain and Sunset Beach Pumping Scheme</u>							
Existing Assessment – W.J. Settington, P.Eng., April 11, 1975							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
Plan 1	Pt. SW Cor. Lot 15	0.17	NA	R. Mayville	\$ 0.00	\$ 65.00	\$65.00

<u>Mickle Drain and Sunset Beach Pumping Scheme</u>							
Reapportionment – Application for Consent B/09/21							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
1	Pt Lot 15	0.104	TBD	D.&S. Gibson	\$ 0.00	\$ 32.50	\$32.50
1	Pt Lot 15	0.104	TBD	D.&S. Gibson	\$ 0.00	\$ 32.50	\$32.50

CORPORATION OF THE TOWN OF AMHERSTBURG

**Agreement between Property Owners for Drain Apportionment
due to Land Severance or Sale**

MICKLE DRAIN AND SUNSET BEACH PUMPING SCHEME

Agreement between _____ and _____ for cost apportionment due to severance or sale of land in the **MICKLE DRAIN AND SUNSET BEACH PUMPING SCHEME** drainage watershed or system.

I, (we) agree to the drainage apportionment as listed below that the Town of Amherstburg has calculated for our property, and hereby petition the Council of the Town of Amherstburg to fix these new apportionments by resolution.

<u>Mickle Drain and Sunset Beach Pumping Scheme</u>							
Reapportionment – Application for Consent B/09/21							
Conc.	Lot	Affected Area (HA)	Roll No.	Owner	Benefit Assessment	Outlet Assessment	TOTAL
1	Pt Lot 15	0.104	TBD	D.&S. Gibson	\$ 0.00	\$ 32.50	\$32.50
1	Pt Lot 15	0.104	TBD	D.&S. Gibson	\$ 0.00	\$ 32.50	\$32.50

DAVID GIBSON
Retained Property Owner 1 (printed)

FEB 15/22
Date

D. Gibson
Retained Property Owner 1 (signature)

Susanne Gibson
Retained Property Owner 2 (printed)

FEB 15/22
Date

S. Gibson
Retained Property Owner 2 (signature)

DAVID GIBSON
Severed Property Owner 1 (printed)

FEB 15/22
Date

D. Gibson
Severed Property Owner 1 (signature)

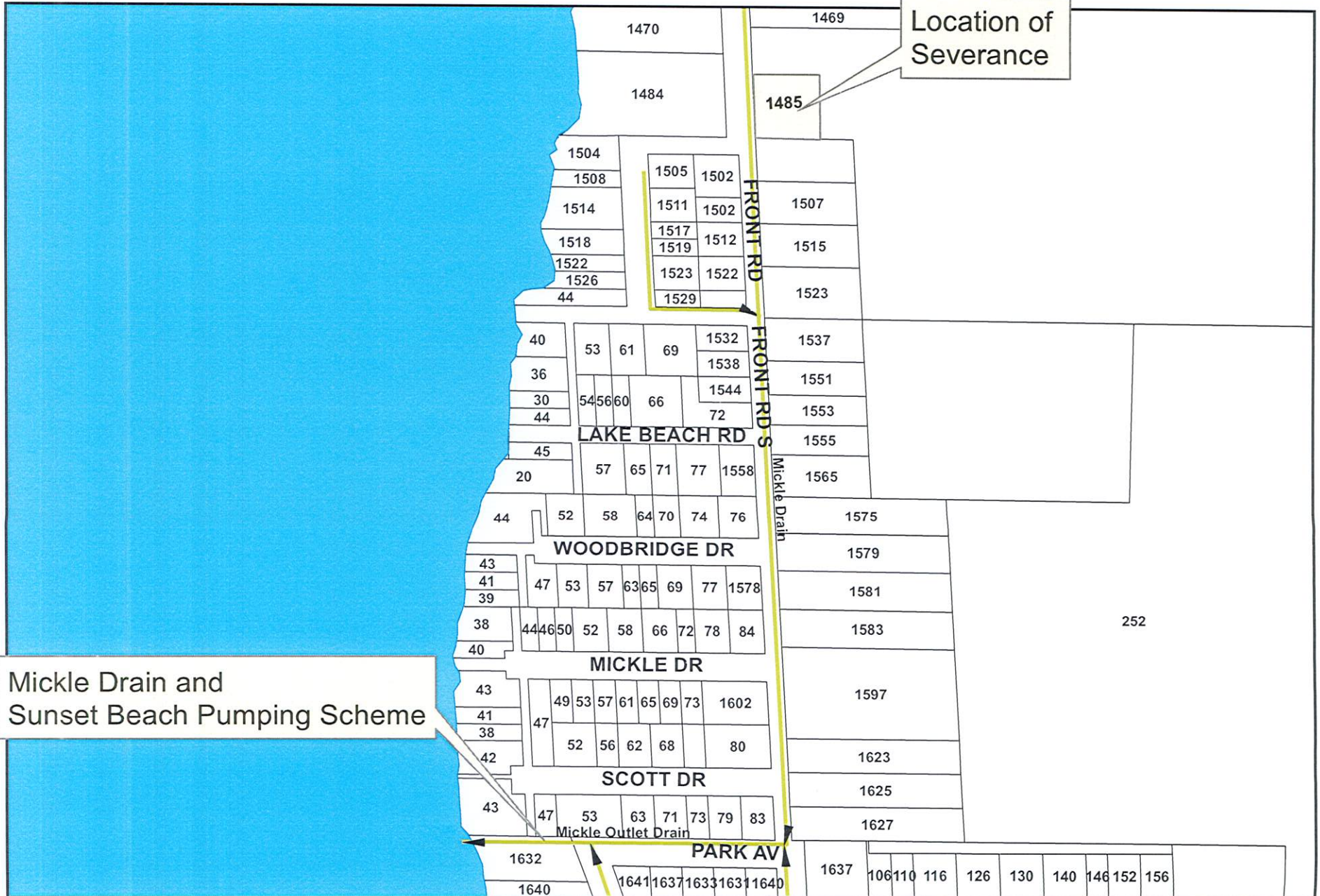
Susanne Gibson
Severed Property Owner 2 (printed)

FEB 15/22
Date

S. Gibson
Severed Property Owner 2 (signature)



Section 65 Drainage Apportionment Consent B/09/21 - 1485 Front Road S





**Section 65 Drainage Apportionment
Consent B/09/21 - 1485 Front Rd S.**



UNFINISHED BUSINESS LIST

Council Question #	Agenda Item	Assigned To	Description	Meeting Type	Meeting Date	Comments
CQ 20-002	Live Music on Legion Patio from May to October - Laurie Cavanaugh, President, Royal Canadian Legion, Fort Malden Branch 157	Valerie Critchley, Bill Tetler	Resolution # 20200113-006 McArthur/Prue That Administration BE DIRECTED to amend Noise By-law 2001-43 to allow commercial properties with patios to request seasonal exemptions to allow for outdoor music and to allow a reading of 70 decibels from the source of where music is produced.	Regular Council Meeting	1/13/2020	Public consultation required.
CQ 20-003	Kingsbridge Subdivision Parkland Conveyance	Heidi Baillargeon, Rita Chappell	Resolution # 20200127-033 McArthur/Simone - amended motion That: The amended method of meeting parkland dedication requirements for the full Kingsbridge Subdivision development as outlined in the report from the Manager of Planning dated January 22, 2020 BE APPROVED; The conveyance of Parts 5 and 12 on the draft 12R plan (2.67 hectares) to 1078217 Ontario Limited in exchange for cash in lieu of parkland in the amount of \$66,170 BE APPROVED and the funds BE COMMITTED for use solely at Pat Thrasher Park; Part 6 on the draft 12R Plan (2.02 hectares) BE DESIGNATED as conservation lands and Administration BE DIRECTED to bring related amendment to the Zoning By-law (1999-52 as amended); Administration BE DIRECTED to explore opportunities for future development and upgrades to Pat Thrasher Park in consultation with the Parks and Recreation Advisory Committee and via community engagement.	Regular Council Meeting	1/27/2020	With Administration.

Blue Shaded Items are completed and will be removed next meeting.

Green Shaded Items are actioned to come before council shortly.

UNFINISHED BUSINESS LIST

CQ 20-005	NEW BUSINESS	Valerie Critchley, Bill Tetler	Resolution # 20200309-096 Prue/Courtney That: 1. Administration BE DIRECTED to bring back a report on vacant building registries and to investigate the City of Hamiltons by-law with respect to vacant buildings for discussion; and, 2. Administration BE DIRECTED to bring back a report on an Agent of Change by-law for discussion.	Regular Council Meeting	3/9/2020	Agent of Change Report Complete. See CQ 21-012. Vacant Building registries is under review.
CQ 20-006	Water Bill Fee - Dennis Richardson	Tiffany Hong	Resolution # 20200713-194 Prue/Renaud That Administration BE DIRECTED to bring back a report with respect to the feasibility of the following: Employee discretion when adding the administrative fee to past due water bills consideration of a 14 day grace period.	Regular Council Meeting	7/13/2020	Report coming to Council in Q1 2022.
CQ 20-009	NEW BUSINESS	Valerie Critchley, Bill Tetler	Resolution #20200914-292 Courtney/Prue That Administration BE DIRECTED to bring back a report regarding regulating Air BnB's.	Regular Council Meeting	9/14/2020	Administration will bring back a report with options.
CQ 20-010	NEW BUSINESS	Valerie Critchley, Bill Tetler	Resolution # 20200914-293 Prue/Simone That Administration BE DIRECTED to look into an idling by-law specifically on Boblo Island at the ferry loading area and that a report be brought back to Council.	Regular Council Meeting	9/14/2020 6:00:00 PM	Report drafted, with Administration for review.
CQ 20-011	NEW BUSINESS	Melissa Osborne	Resolution # 20200928-309 Prue/Simone That Administration BE DIRECTED to bring a report back regarding the feasibility of a public art dedication fund as a provision in future development agreements.	Regular Council Meeting	9/28/2020	Administration is investigating the feasibility of a public art dedication fund.

Blue Shaded Items are completed and will be removed next meeting.

Green Shaded Items are actioned to come before council shortly.

UNFINISHED BUSINESS LIST

CQ 20-014	Easement Documentation and By-law 2020-059 - Nicole Keogh and Mary Canton, Amherst Point Association	Valerie Critchley, Bill Tetler	Resolution # 20201109-358 Prue/Meloche That Administration BE DIRECTED to prepare a report to determine costs and impacts for all Town encroachments and that the report be brought back to Council for consideration.	Regular Council Meeting	11/9/2020	Options will be brought back for consideration.
CQ 21-001	Pending Playground Equipment Removal from Wigle and Briar Ridge Parks	Heidi Baillargeon, Rita Chappell	Resolution 20210208-031 Prue/McArthur That Administration BE DIRECTED to immediately begin public consultation on Briar Ridge and Jack Purdie parks for playground equipment to be funded from the Reserve Fund General.	Regular Council Meeting	2/8/2021	Administration is preparing public consultation.
CQ 21-003	Off-Road Vehicle Use on Amherstburg Roadways	Valerie Critchley, Bill Tetler	Resolution # 20210308-070 McArthur/Simone That Administration BE DIRECTED to consult with the applicants as to the feasibility and desire to allow off-road vehicles on Amherstburg roads knowing that they won't be able to access County roads.	Regular Council Meeting	3/8/2021	Will coordinate a meeting with the Essex County ATV Club
CQ 21-009	NEW BUSINESS	Antonietta Giofu, Kevin Fox	Resolution # 20210510-TBD McArthur/Renaud That Administration BE DIRECTED to look into a Crosswalk Art policy for the Town of Amherstburg similar to the streetscape initiative in the City of Windsor.	Regular Council Meeting	5/10/2021	Administration preparing report for February 28, 2022 Council Meeting

Blue Shaded Items are completed and will be removed next meeting.

Green Shaded Items are actioned to come before council shortly.

UNFINISHED BUSINESS LIST

CQ 21-011	Indigenous Peoples Flag Proposal - Linden Crain, Amherstburg Resident	Heidi Baillargeon, Jennifer Ibrahim, Rita Chappell	Resolution # 20210614-190 Prue/Meloche That: The delegation BE RECEIVED; and, Administration BE DIRECTED to convene a meeting with First Nations representatives, both on and off the Reserve, to seek input on an Indigenous flag to be raised in the Town of Amherstburg with the costs to BE INCLUDED in the 2022 Budget.	Regular Council Meeting	6/14/2021	With Administration.
CQ 21-012	Agent of Change Policies	Valerie Critchley, Bill Tetler	Resolution # 20210614-203 Prue/Courtney That Administration BE DIRECTED to prepare a by-law regarding Agent of Change as soon as possible.	Regular Council Meeting	6/14/2021	In Process
CQ 21-013	Better Laws for Paws - Mackenzie Porter and Sarah Aubin	Valerie Critchley, Bill Tetler	Resolution # 20210712-230 Prue/Simone That: The delegation BE RECEIVED; and, Administration BE DIRECTED to bring back a report outlining any areas in which the Town's by-law can be improved based on the information brought forward by the delegates.	Regular Council Meeting	7/12/2021	In Process
CQ 21-014	Amherstburg Environmental Advisory Committee Minutes - June 9, 2021	Heidi Baillargeon, Rita Chappell	Resolution # 20210712-241 Prue/Courtney Administration BE DIRECTED to bring back a report on how the Town can best utilize the trees received by ERCA, outline the costs associated, and outline where the trees can be planted in the Towns parklands.	Regular Council Meeting	7/12/2021	In Process

Blue Shaded Items are completed and will be removed next meeting.

Green Shaded Items are actioned to come before council shortly.

UNFINISHED BUSINESS LIST

CQ 21-015	NEW BUSINESS	Heidi Baillargeon, Rita Chappell	Resolution # 20210712-245 Courtney/Prue That Administration BE DIRECTED to prepare another concept of all of H. Murray Smith Park inclusive of greenspace in place of the former ACS building.	Regular Council Meeting	7/12/2021	In Process
CQ 22-01	Letter of Support for Kitchener Resolution re. Fire Safety Measures - Town of Plympton-Wyoming	Tammy Fowkes	Resolution #20220124-12 Prue/Courtney That Administration BE DIRECTED to send correspondence in support of the City of Kitcheners resolution regarding Fire Safety Measures.	Regular Council Meeting	1/24/2022	Letter being drafted
CQ 22-02	Integrated Management Plan for Plastics - Essex County Support for City of Windsor Resolution	Tammy Fowkes	Resolution # 20220214-23 Prue/Simone That the resolution from the City of Windsor regarding the Integrated Management Plan for Plastics BE SUPPORTED.	Regular Council Meeting	2/14/2022	
CQ 22-03	Housing Affordability Task Force Report and Call to Re-examine Hospital Capital Funding - AMO Policy Update	Tammy Fowkes	Moved By Councillor Renaud Seconded By Deputy Mayor Meloche That: The correspondence dated February 8, 2022 regarding Housing Affordability Task Force Report and Call to Re-examine Hospital Capital Funding - AMO Policy Update BE RECEIVED; and, The work of AMO and its position to provide a coordinated response to the Housing Affordability Task Force Report BE SUPPORTED.	Regular Council Meeting	2/14/2022	
CQ 22-04	NEW BUSINESS	Antonietta Giofu, Dan Monk	Resolution # 20220214-25 Moved By Councillor Prue Seconded By Councillor Simone That Administration BE DIRECTED to bring a report regarding Torontos Green Standard to see if that initiative is feasible in Amherstburg.	Regular Council Meeting	2/14/2022	

Blue Shaded Items are completed and will be removed next meeting.

Green Shaded Items are actioned to come before council shortly.

Re: Town of Amherstburg Name

I, Councillor Simone, hereby provide Notice of Motion to Town of Amherstburg Council:

Whereas the Town of Amherstburg name references Jeffery Amherst, 1st Baron Amherst, commander of the British forces and first British Governor General of the Province of Quebec;

And Whereas General Jeffery Amherst's legacy is controversial due to his role in protecting Canada while also expressing the desire to exterminate the race of indigenous people during Pontiac's War, and his advocacy of biological warfare in the form of gifting blankets infected with smallpox as a weapon;

And Whereas the ideals and views of Jeffery Amherst do not reflect the values of the Town of Amherstburg or its residents;

And Whereas the Town of Amherstburg recognizes and values the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island;

And Whereas the Town of Amherstburg is an inclusive community that recognizes the inherent dignity and the equal and inalienable rights of all persons to live in a climate of understanding and mutual respect for the worth of each person, allowing them to contribute fully to the development and well-being of the community;

Therefore, be it resolved, that the Council of the Town of Amherstburg recognize the controversial nature of this individual and denounce the statements and actions made by General Jeffrey Amherst, agreeing that we do not share his expressed views or values; and

Furthermore, be it resolved, that Council recognizes that the reference to General Jeffrey Amherst in the name of the Town of Amherstburg after this individual can be hurtful and disrespectful to our residents; and

Furthermore, be it resolved, that Council wishes to rectify this situation by making clear that the Town of Amherstburg does not condone the views of this individual; and

Furthermore, be it resolved the Town of Amherstburg declare that the name of the Town of Amherstburg shall not be a reference General Jeffrey Amherst; and,

Furthermore, be it resolved, that the Town of Amherstburg name shall henceforth reference the origins of the name of Amherst, that is, the etymological root of the word which bespeaks, "a place amongst the woods or a settlement amongst the woods," and the etymological root of the word "burg" which is "a walled or defensive settlement," which when taken together reference the creation of a defensive Fort and Naval Yard at Amherstburg amidst a previously densely forested area; and,

Furthermore, be it resolved, that the Town of Amherstburg states a commitment to investing in and taking a leading role in the environmental stewardship and the restoration of the natural environment of the municipality so that the Town can once more be “a place amongst the woods;” and,

Furthermore, be it resolved, that the Town of Amherstburg begin a marketing campaign, through social media, to promote the Town of Amherstburg’s commitment to environmental stewardship and leadership.

**CORPORATION OF THE TOWN OF AMHERSTBURG
BY-LAW NO. 2022-012**

**By-law to amend Zoning By-law No. 1999-52
4841 County Road 18, Amherstburg**

WHEREAS By-law 1999-52, as amended, is a land use control by-law regulating the use of lands and the character, location and use of buildings and structures within the Town of Amherstburg;

AND WHEREAS the Council of the Town of Amherstburg deems it appropriate and in the best interest of proper planning to amend By-law 1999-52, as herein provided;

AND WHEREAS this By-law conforms to the Official Plan for the Town of Amherstburg;

NOW THEREFORE the Council of the Corporation of the Town of Amherstburg enacts as follows:

1. Schedule "A", Map 49 of By-law 1999-52, as amended, is hereby amended by changing the zone symbol on those lands shown as "Zone Change from A-1 to A" on Schedule "A" attached hereto and forming part of this By-law from "Special Provision Agricultural (A-1) Zone" to "Agricultural (A) Zone".
2. THIS By-law shall take effect from the date of passage by Council and shall come into force in accordance with Sections 34 of the Planning Act, R.S.O. 1990, c.P. 13.

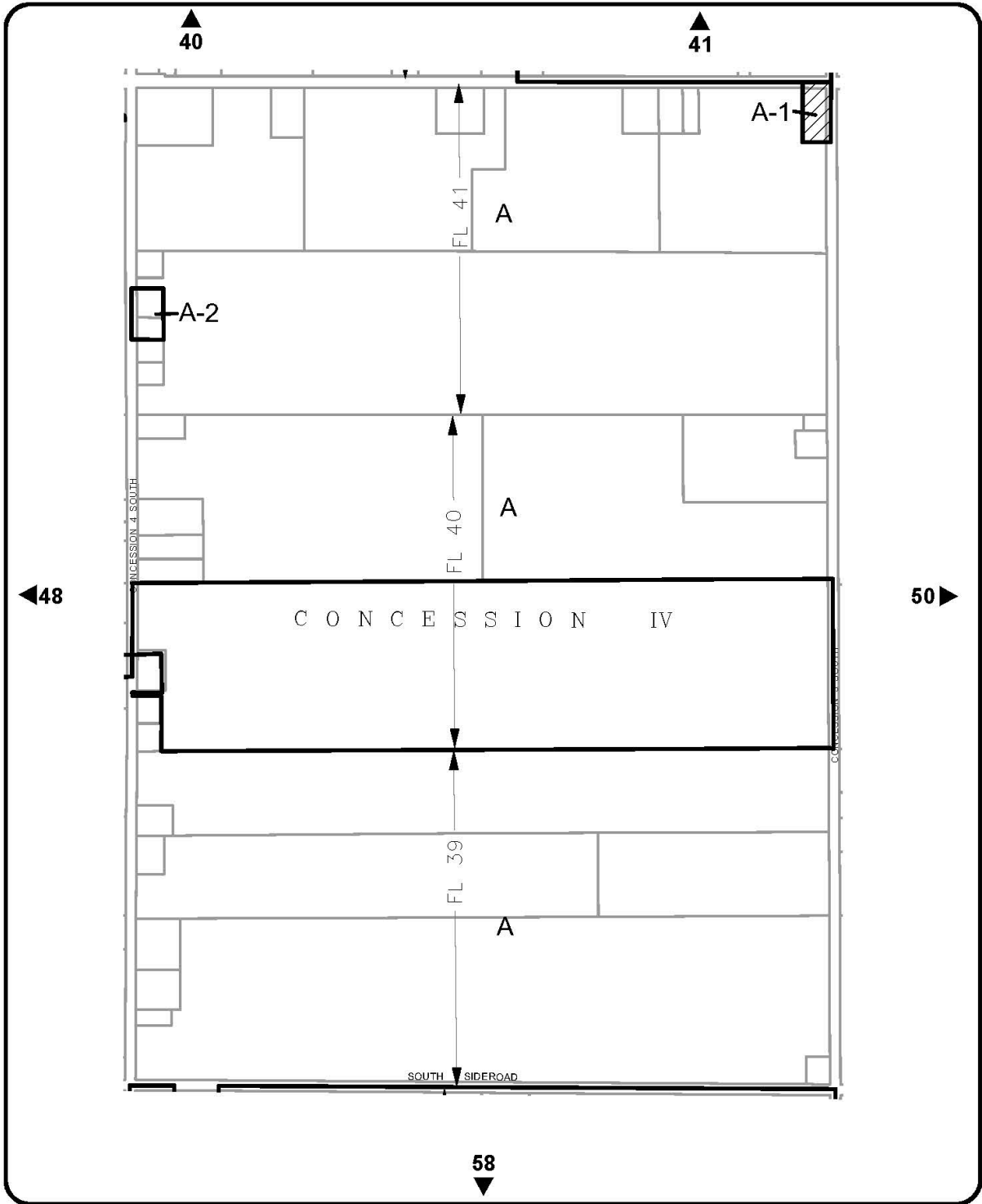
Read a first, second and third time and finally passed this 14th day of March, 2022.

MAYOR- ALDO DICARLO


CLERK- VALERIE CRITCHLEY

TOWN OF AMHERSTBURG

SCHEDULE "A" TO BY-LAW No. 2022-012
A BY-LAW TO AMEND BY-LAW No. 1999-52



SCHEDULE 'A'
MAP 49
ZONING BY-LAW NO. 1999-52

A-1 to A 

MAYOR- ALDO DICARLO

CLERK- VALERIE CRITCHLEY

**CORPORATION OF THE TOWN OF AMHERSTBURG
BY-LAW NO. 2022-014**

**By-law to amend Zoning By-law No. 1999-52
Concession Road 8 (Part of Lot 7, Concession 8), Amherstburg**

WHEREAS By-law 1999-52, as amended, is a land use control by-law regulating the use of lands and the character, location and use of buildings and structures within the Town of Amherstburg;

AND WHEREAS the Council of the Town of Amherstburg deems it appropriate and in the best interest of proper planning to amend By-law 1999-52, as herein provided;

AND WHEREAS this By-law conforms to the Official Plan for the Town of Amherstburg;

NOW THEREFORE the Council of the Corporation of the Town of Amherstburg enacts as follows:

1. Schedule "A", Map 18 of By-law 1999-52, as amended, is hereby amended by changing the zone symbol on those lands shown as "Zone Change from A to h-R1" on Schedule "A" attached hereto and forming part of this By-law from "Agricultural (A) Zone" to "holding-Residential First Density (h-R1) Zone".
2. THIS By-law shall take effect from the date of passage by Council and shall come into force in accordance with Sections 34 of the Planning Act, R.S.O. 1990, c.P. 13.

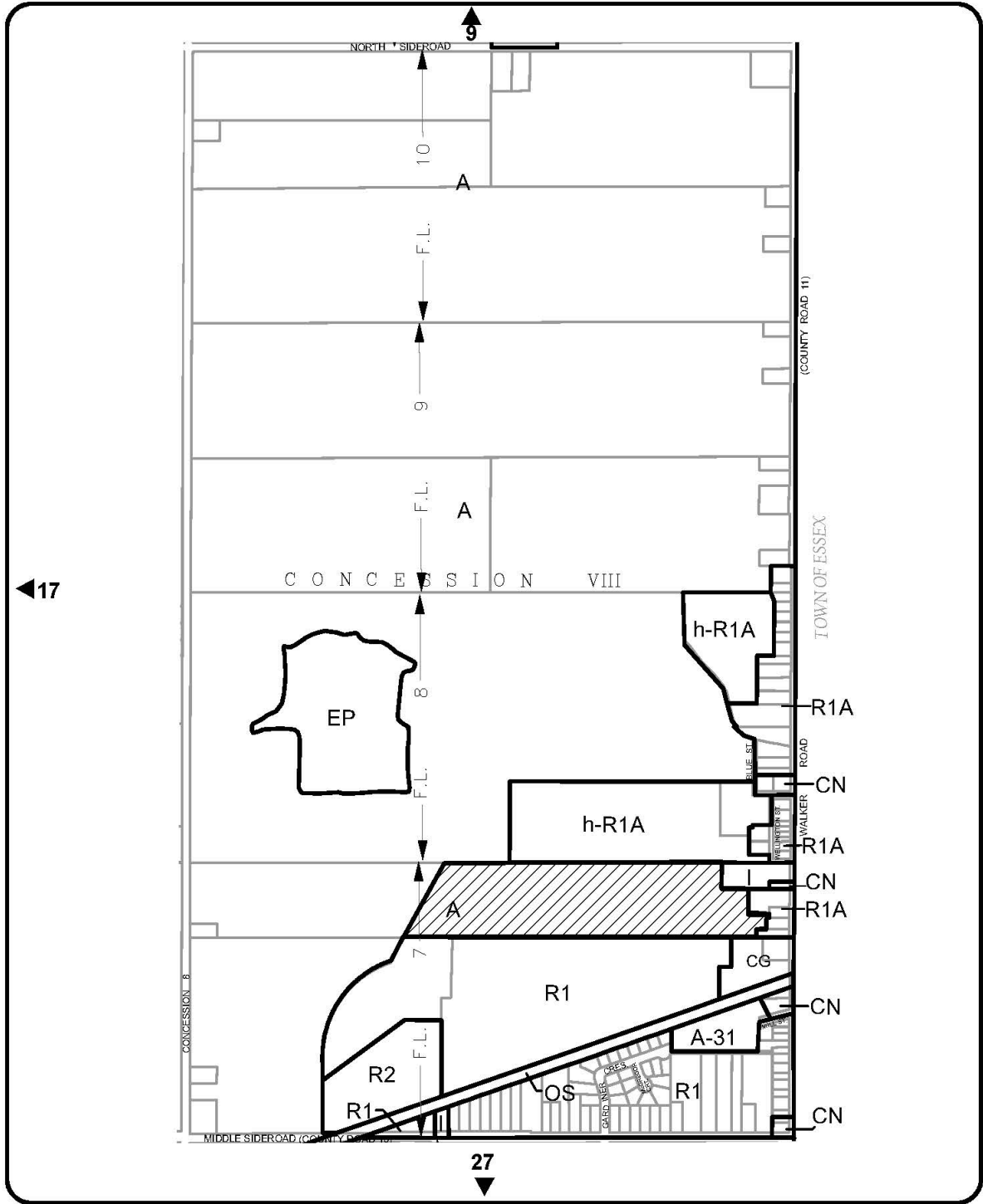
Read a first, second and third time and finally passed this 14th day of March, 2022.

MAYOR- ALDO DICARLO

CLERK- VALERIE CRITCHLEY

TOWN OF AMHERSTBURG

SCHEDULE "A" TO BY-LAW No. 2022-014
 A BY-LAW TO AMEND BY-LAW No. 1999-52



SCHEDULE 'A'
MAP 18
 ZONING BY-LAW NO. 1999-52

A to h-R1 

MAYOR- ALDO DICARLO

CLERK- VALERIE CRITCHLEY

CORPORATION OF THE TOWN OF AMHERSTBURG BY-LAW 2022-018

By-Law to amend By-Law 2001-43 (A By-Law respecting the emission of sounds)

WHEREAS Section 129 of the Municipal Act, 2001, as amended, provides that the councils of local municipalities may pass by-laws for regulating or prohibiting with respect to noise;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AMHERSTBURG HEREBY ENACTS AS FOLLOWS;

1. That Section 3 of By-Law 2001-43 is hereby deleted and the following is substituted for it;

3. PROHIBITIONS BY TIME AND PLACE

No person within the municipality shall emit or cause or permit the emission of sound resulting from any act listed in Table 3.1, hereinafter set out, if clearly audible at a point of reception located in an area of the municipality indicated within a prohibited time shown for such an area.

TABLE 3-1

PROHIBITED PERIOD OF TIME			
	Commercial Area	Residential Area	Agricultural Area
1. The operation of a combustion engine which, (i) is, or (ii) is used in, or (iii) is intended for use in, a toy, or a model or replica of any device, which model or replica has no function other than amusement and	Midnight to 7:00 A.M.	At all times	8:00 P.M. to 9:00 A.M.

which is not a conveyance.			
2. The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro mechanical transducers, and intended for the production, reproduction or amplification of sound operated in such manner or with such volume as to disturb the peace, quiet, comfort or repose of any individual in any office, dwelling house, apartment, hotel, hospital, or any other type of residence.	At all times	At all times	At all times
3. The operation of any auditory signaling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar sounds by electronic means, except where required or authorized by law or in accordance with good safety practices.	Midnight to 7:00 A.M.	At all times	At all times
4. The operation of any powered rail car including but not limited to refrigeration cars, locomotives or self-propelled passenger cars, while stationary on property not owned or controlled by a railway governed by the Canada Railway Act.	Midnight to 7:00 A.M.	At all times	At all times
5. The operation of any motorized conveyance other than on a highway or other place intended for its operation.	Midnight to 7:00 A.M.	At all times	At all times
6. The venting, release or pressure relief of air, steam or other gaseous material, product or compound from any autoclave, boiler, pressure vessel, pipe, valve, machine, device or system.	Midnight to 7:00 A.M.	9:00 P.M. to 8:00 A.M.	9:00P.M. to 8:00 A.M.
7. The operation of a commercial car wash with air drying equipment.	Midnight to 7:00 A.M.	11:00 P.M. to 8:00 A.M.	11:00P.M. to 8:00 A.M.
8. Yelling, shouting, hooting, whistling or singing.	Midnight to 7:00 A.M.	At all times	At all times
9. The operation of a power assisted hang	Midnight to 7:00	At all	At all times

glider or parafoil	A.M.	times	
10. The operation of any item of snow making equipment.	Midnight to 7:00 A.M.	At all times	At all times
11. All selling or advertising by shouting or outcry of amplified sound.	Midnight to 7:00 A.M.	At all times	At all times

12. Loading, unloading, delivering, packing, unpacking, or otherwise handling any containers, products, materials, or refuse, whatsoever, unless necessary for the maintenance of essential services or the moving of private household effects.	N/A	8:00 P.M. to 6:00 A.M.	8:00 P.M. to 6:00 A.M.
13. The operation of any equipment in connection with construction.	N/A	8:00 p.m. to 6:00 a.m.	8:00 p.m. to 6:00 a.m.
14. The operation or use of any tool for domestic purposes other than snow removal.	Midnight to 7:00 a.m.	9:00 p.m. to 8:00 a.m.	9:00 p.m. to 8:00 a.m.
15. The operation of solid waste bulk lift or refuse compacting equipment.	N/A	8:00 p.m. to 6:00 a.m.	8:00 p.m. to 6:00 a.m.
16. The operation of a commercial car wash of a type other than mentioned in Item 7.	Midnight to 7:00 a.m.	8:00 p.m. to 6:00 a.m.	8:00 p.m. to 6:00 a.m.
17. Persistent barking, calling or whining or other similar persistent noise making by any domestic pet or any other animal kept or used for any purpose other than agriculture.	At all times	At all times	At all times

2. That all over provisions of By-Law 2001-43 remain in full force and effect.

Read a first, second and third time and finally passed this 14th day of March, 2022

MAYOR ALDO DICARLO

CLERK, VALERIE CRITCHLEY

THE CORPORATION OF THE TOWN OF AMHERSTBURG

BY-LAW NO. 2022-036

**By-law to Confirm the Proceedings of the Council
of the Corporation of the Town of Amherstburg**

WHEREAS pursuant to Section 5(1) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the powers of a municipality shall be exercised by its Council;

WHEREAS pursuant to Section 5(3) of the Municipal Act, 2001, S.O. 2001, c.25 as amended, a municipal power, including a municipality's capacity rights, powers and privileges under Section 8 of the Municipal Act, 2001, S.O. 2001, c.25 as amended, shall be exercised by By-law unless the municipality is specifically authorized to do otherwise;

WHEREAS it is deemed expedient that a By-law be passed to authorize the execution of agreements and other documents and that the Proceedings of the Council of the Corporation of the Town of Amherstburg at its meeting be confirmed and adopted by By-law; and,

NOW THEREFORE the Council of the Corporation of the Town of Amherstburg hereby enacts as follows:

1. THAT the action(s) of the Council of the Corporation of the Town of Amherstburg in respect of all recommendations in reports and minutes of committees, all motions and resolutions and all actions passed and taken by the Council of the Corporation of the Town of Amherstburg, documents and transactions entered into during the March 9th and 14th, 2022, meetings of Council, are hereby adopted and confirmed, as if the same were expressly contained in this By-law;
2. THAT the Mayor and proper officials of the Corporation of the Town of Amherstburg are hereby authorized and directed to do all things necessary to give effect to the action(s) of the Council of the Corporation of the Town of Amherstburg during the said meetings referred to in paragraph 1 of this By-law;
3. THAT the Mayor and Clerk are hereby authorized and directed to execute all documents necessary to the action taken by this Council as described in Section 1 of this By-law and to affix the Corporate Seal of the Corporation of the Town of Amherstburg to all documents referred to in said paragraph 1.

Read a first, second and third time and finally passed this 14th day of March, 2022.

MAYOR – Aldo DiCarlo

CLERK – Valerie Critchley