



THE CORPORATION OF THE  
TOWN OF GEORGINA  
Council Agenda

Wednesday, August 10, 2022  
9:00 AM

Pages

1. CALL TO ORDER- MOMENT OF MEDITATION

“The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.”

2. ROLL CALL

3. COMMUNITY ANNOUNCEMENTS

4. INTRODUCTION OF ADDENDUM ITEM(S)

5. APPROVAL OF AGENDA

6. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

7. ADOPTION OF MINUTES

- |   |    |
|---|----|
| 1. Minutes of the Council Meeting held on June 22, 2022 | 8  |
| 2. Minutes of the Council Meeting held on July 13, 2022 | 31 |

8. SPEAKERS

9. DELEGATIONS/ PETITIONS (None)

10. PRESENTATIONS (None)

11. PUBLIC MEETINGS (None)

- |   |  |
|---|--|
| 1. Statutory Meeting(s) Under The Planning Act Or Meetings Pertaining To The Continuation Of Planning Matters |  |
| 2. Statutory Meeting(s) Under Other Legislation   |  |

3. Other Public Meetings

12. REPORTS

1. Adoption Of Reports Not Requiring Separate Discussion

- a. Application for Sign Bylaw Relief for Wall Sign at 174 The Queensway South 40

Report No. LS-2022-0015

**Recommendation(s):**

1. That Council receive Report No. LS-2022-0015 prepared by the Municipal Law Enforcement Division, Legislative Services dated August 10<sup>th</sup>, 2022 respecting one (1) Application for Sign By-law Relief for a Wall Sign at 174 the Queensway South.
2. That Council approve the application for Sign By-law Relief for a Wall Sign at 174 the Queensway South.

- b. Catering Road Mandatory Water and Sewer Connection, relating to Bylaw No. 2002-0106 (PWO-3) 44

Report No. DS-2022-0058

**Recommendation(s):**

1. That Council receive Report No. DS-2022-0058 prepared by the Development Engineering Division, Development Services Department dated August 10, 2022, respecting Catering Road mandatory water and sewer connection.
2. That Council provide relief for the properties fronting Catering Road of Section 1 of the mandatory water and sewer connection By-law No. 2002-0106 (PWO-3), which requires buildings to connect to water and sewer within one year of notice by the Municipality, and instead require that connections to water and sewer be made within two years of notice by the Municipality.

- c. Request for Taxicab Tariff (Meter Rate) Adjustment 58

Report No. LS-2022-0014

**Recommendation(s):**

1. That Council receive Report No. LS-2022-0014 prepared by the Clerks Division, Legislative Services Department, dated August 10, 2022 regarding Request for Taxicab Tariff Adjustment;
2. That Council approve the proposed increase in the Taxicab Metered Tariff fee to \$3.50 for the first 135

metres or part thereof and \$0.27 for each additional 135 metres or part thereof; and,

3. That Council approve the proposed By-law to amend Taxicab Tariff, included as Attachment 4 to Report No. LS-2022-0014, to recognize the proposed increase in the Taxicab Metered Tariff fee.

- d. Request to Stop Up, Close and Sell portion of a lane located south of Irving Drive and north of Sixth Street (PIN NO. 03537-1055)

108

Report No. LS-2022-0012

**Recommendation(s):**

1. That Report No. LS-2022-0012 prepared by the Clerk's Division, Legislative Services Department, dated August 10, 2022, respecting the stopping up, closing and conveying of a portion of the lane located north of Sixth Street (PIN No. 03537-1055) be received.
2. That Council provide direction to staff with respect to the preferred Option pertaining to the sale of the Subject Land.
3. That a By-law be passed to authorize the stopping up, closure and sale of the lane north of Sixth Street identified as PIN No. 03537-1055 to an abutting property owner(s) at the rate of \$3.74 per square foot, in accordance with the Surplus Land Policy.

- e. Verbal Update - MURC

- f. Re-conveyance of Temporary Turning Circle Lands – Part 1, Plan 65R-39239

129

Report No. DS-2022-0066

**Recommendation(s):**

1. That Council receive Report No. DS-2022-0066 prepared by the Development Engineering Division, Development Services Department, dated August 10, 2022 respecting the land transfer of Part 1, Plan 65R-39239 within the Cedar Ridge Subdivision.
2. That Council adopt a by-law authorizing the Town Solicitor to complete the conveyance of Part 1, Plan 65R-39239 from the Town of Georgina to RSM Canada as Receiver of Greenvilla (Sutton) Investment Limited., all in accordance with Section 13.1 of the Subdivision Agreement dated August 18, 2014, last revised November 2020 between the Town of Georgina and 2088556 Ontario Inc., 935860 Ontario Limited,

- g. Lake Drive Shoreline Jurisdiction Action Plan Project Schedule: Residential Indirect Waterfront Properties 136

Report No. DS-2022-0069

**Recommendation(s):**

1. That Council receive Report No. DS-2022-0069 prepared by the Planning Policy Division, Development Services Department, dated August 10, 2022, respecting a Project Schedule for implementation of operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties;
2. That Council endorse the Project Schedule for implementation of the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties, in accordance with Report No. DS-2022-0069;
3. That Council provide direction on a potential Interim Policy for indirect waterfront properties within the Lake Drive Shoreline Jurisdiction Action Plan to allow certain works to proceed on lakeside lands, subject to certain conditions, prior to completion of the Action Plan; and,
4. That Council approve a revision to the definition of “lakeside lands” in the Lake Drive Shoreline Jurisdiction Action Plan, as outlined in this report.

- h. Lake Drive Shoreline Jurisdiction Action Plan Project Schedule: Beach Associations 168

Report No. DS-20220-0070

**Recommendation(s):**

1. That Council receive Report No. DS-2022-0070 prepared by the Planning Policy Division, Development Services Department, dated August 10, 2022, respecting a Project Schedule for implementation of policy step #12 in the Lake Drive Shoreline Jurisdiction Action Plan for beach associations; and,
2. That Staff report back in Q1 of 2023 with a Project Schedule and any budgetary needs respecting the implementation of operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for beach associations.

2. Reports Requiring Separate Discussion



**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

**1. Dispositions/Proclamations**

- |    |   |     |
|----|---|-----|
| a. | Region of York requesting confirmation from local municipalities of their position regarding the Region assuming winter maintenance of sidewalks adjacent to Regional roads, given Regional tax levy implications, by September 30, 2022.                       | 188 |
| b. | Residents requesting traffic calming measures along Riveredge Drive   | 199 |
| c. | Georgina Accessibility Advisory Committee requesting Council direct the Director of Development Services and a Senior Planner to attend the next meeting to address future needs for accessibility standards in all Town of Georgina parks.                     | 204 |
| d. | Georgina Accessibility Advisory Committee requesting staff conduct a feasibility study funded by the GAAC budget up to \$9,750 for the installation of a universally designed fully accessible family washroom with an adult change table at De La Salle Beach. | 205 |
| e. | Georgina Accessibility Advisory Committee requesting staff create an updated Communications Plan for promotion of Georgina's accessible spaces.   | 206 |
| f. | Georgina Equity and Diversity Advisory Committee requesting staff create an Anti-Racism Policy.   | 207 |
| g. | Georgina Equity and Diversity Advisory Committee providing the final 'Hate Has No Place Here' decal design and requesting staff move forward with the creation and distribution of said decals.   | 208 |
| h. | Georgina Trails and Active Transportation Advisory Committee requesting staff investigate the use of a Trail Captain program in Georgina.   | 210 |

**2. General Information Items**

- |    |   |     |
|----|---|-----|
| a. | Information Items                                   | 211 |
| b. | Briefing Notes                                      |     |
| a. | Approval of Economic Development Grant Applications | 212 |

**3. Committee of Adjustment Planning Matters (None)**

- |    |              |  |
|----|--------------|--|
| a. | Under Review |  |
|----|--------------|--|

b. Recommendations

c. Decisions

**14. MOTIONS/ NOTICES OF MOTION**

**15. REGIONAL BUSINESS**

**16. OTHER BUSINESS**

**17. BY-LAWS**

1. Bylaw Number 2022-0078 (TR-1) to amend Schedule 'A' to Bylaw No. 2017-0050 (TR-1), as amended, regulating parking on private property in the Town of Georgina 213
2. Bylaw Number 2022-0079 (COU-4) endorsing and supporting the 5th annual Georgina Mayor's Motorcycle Ride and Poker Run, September 10, 2022 215
3. Bylaw Number 2022-0080 (PL-3) authorizing execution of all necessary documents, transfer of lands from Town of Georgina to 935860 Ontario Limited, Greenvilla (Sutton) Investments Limited, Cedar Ridge Subdivision turning circle 216  
*(Advisement: Refer to Report No. DS-2022-0066, Item 12.1.f of this agenda)*
4. Bylaw Number 500-2022-0005 (PL-5) to amend Bylaw Number 500, a bylaw to regulate the use of lands and the character, location and use of buildings and structures within the Town of Georgina, Part Lot 4, Concession 3 (NG), n/s Frog Street 217  
*(Advisement: Refer to Report No. DS-2022-0036 considered by Council on May 11, 2022)*

**18. CLOSED SESSION**

1. Motion to move into Closed Session of Council
  - a. Approval of Closed Session Minutes
  - b. A POSITION, PLAN, PROCEDURE, CRITERIA OR INSTRUCTION TO BE APPLIED TO ANY NEGOTIATIONS CARRIED ON OR TO BE CARRIED ON BY OR ON BEHALF OF THE MUNICIPALITY OR LOCAL BOARD, Section 239(2)(k), MA
    - Negotiations, Garrett Styles Servicing
  - c. LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD, Section

239(2)(e), MA

- Pefferlaw Fire Hall

2. Motion to reconvene into Open Session of Council and report on matters discussed in Closed Session

**19. CONFIRMING BY-LAW**

1. Bylaw Number 2022-0081 (COU-2) confirming the proceedings of Council on August 10, 2022

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**20. MOTION TO ADJOURN**



**GEORGINA**

**THE CORPORATION OF THE  
TOWN OF GEORGINA  
Council Minutes**

Date: Wednesday, June 22, 2022  
Time: 9:00 AM

**Members of Council  
Present:**

Mayor Margaret Quirk  
Regional Councillor Grossi  
Councillor Waddington  
Councillor Fellini  
Councillor Neeson  
Councillor Sebo  
Councillor Harding

**Staff Present:**

Ryan Cronsberry, CAO  
Harold Lenters, Director of Development Services  
Dan Buttineau, Director of Community Services  
Ron Jenkins, Director of Emergency Services/Fire Chief  
Rob Wheeler, Deputy CAO/Treasurer  
Bev Moffatt, Director of Human Resources  
Val Stevens, Director, Library Services/CEO  
Shawn Nastke, Director, Strategic Initiatives  
Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk  
Carolyn Lance, Council Services Coordinator  
Janet Porter, Manager of Development Planning  
Karyn Stone, Manager, Economic Development & Tourism  
Lawrence Artin, Head, Special Capital Initiatives  
Connor McBride, Senior Development Planner  
Mike Hutchinson, Manager of Municipal Law Enforcement  
Geoff Harrison, Manager, Taxation, Revenue & Customer Service  
Alan Drozd, Manager of Planning Policy  
Dina Havkin, Manager of Finance and Deputy Treasurer  
Harry Sidhu, Manager of Financial Controllershship and Reporting / Deputy Treasurer  
Michael Vos, Manager, Roads  
Tanya Thompson, Communications Manager  
Anne Winstanley, Supervisor, Communications

Others Present: Anna Henriques, Program Manager, Planning and Corporate Projects  
Nancy Fleming, Manager, Asset Management & Technical Services  
Mike De Pinto, Development Inspector  
Mike Iampietro, Supervisor of Development Engineering  
Zaidun Alganabi, Manager, Development Engineering  
Ellen Donnelly, Executive Assistant to the CAO

**1. CALL TO ORDER- MOMENT OF MEDITATION**

"The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities."

**2. ROLL CALL**

As noted above

**3. COMMUNITY ANNOUNCEMENTS**

- Saturday, June 25th, Music in the Streets, being held at the Georgina Pioneer Village, 9:30am to 4:00pm
- Saturday, June 25th, 9:00am to 1:00pm, fundraising yard sale at St. James Parish Hall, raising funds to refurbish the hall
- Friday, June 24th and Saturday, June 25th, PRIDE event at Georgina Art Gallery
- Saturday, June 25th, grand opening of Udora Lions Club Pavilion at 12:00noon

**4. INTRODUCTION OF ADDENDUM ITEM(S)**

- Item No. 12.1(h)(a), correspondence from Peter Lazaro requesting deferral of lakeshore jurisdiction consideration
- Item No. 12.1(b), correspondence from John McLean providing his opinion on the Lake Drive jurisdiction matter
- Item No. 12.1(i)(a), Amend to Report No. OI-2022-0017, amended paragraph on page 11

- Item No. 12.1(n), Report No. LS-2022-0011 entitled 'Resumption of In-Person Meetings', initially listed as Item No. 12.1(l)
- Item No. 12.1(o), Report No. DS-2022-0061 entitled 'Cedarvale Lodge Servicing Allocation', initially listed as Item No. 12.1(m)

## 5. APPROVAL OF AGENDA

### RESOLUTION NO. C-2022-0237

Moved By Councillor Fellini

Seconded By Councillor Neeson

That the June 22, 2022 Council agenda, with the following addendum items, as adopted;

- Item No. 12.1(h)(a), correspondence from Peter Lazaro requesting deferral of lakeshore jurisdiction consideration
- Item No. 12.1(b), correspondence from John McLean providing his opinion on the Lake Drive jurisdiction matter
- Item No. 12.1(i)(a), Amend to Report No. OI-2022-0017, amended paragraph on page 11
- Item No. 12.1(n), Report No. LS-2022-0011 entitled 'Resumption of In-Person Meetings', initially listed as Item No. 12.1(l)
- Item No. 12.1(o), Report No. DS-2022-0061 entitled 'Cedarvale Lodge Servicing Allocation', initially listed as Item No. 12.1(m)

**Carried**

## 6. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

- **Regional Councillor Grossi** declared an interest in Item No. 12.1(h), Report No. SI-2022-0006; he and his wife purchased and own property at 99 Lake Drive; damaged by storm in 2013, permits were issued to them by the LSRCA and the Ministry of Natural Resources in discussion with the Town; his conflict according to the Integrity Commissioner is with the content of the report and he reluctantly declares a conflict, reserving the right to discuss the overall report concerning it's place on the agenda.
- **John Hart**; consideration of the report would include whether or not the report proceeds today or at another time; the debate over whether it proceeds today or at another time may or may not include topics relating to the contents of the report. The declaration of conflict is solely the Regional Councillors choice.

## 7. ADOPTION OF MINUTES (None)

## 8. SPEAKERS

Two speakers registered to speak regarding Item No. 12.1(h); Mayor Quirk moved forward Item No. 12.1(h), Report No. SI-2022-0006 entitled 'Lake Drive Shoreline Jurisdiction Action Plan' to be dealt with at this time.

## 12. REPORTS

### 1. Adoption Of Reports Not Requiring Separate Discussion

#### h. Lake Drive Shoreline Jurisdiction Action Plan

Report No. SI-2022-0006

**Shawn Nastke** provided a presentation.

**Dave Szollosy**, 857 Fairbank Avenue, a member of the former Lake Drive Shoreline Jurisdiction Ad Hoc Committee, indicated his support of the staff report with several recommendations that included;

- the resident's portion of project cost be determined by basing it on an assumption of 100% compliance
- the cost of administration of divestiture of surplus lands not be added to the per foot charge
- the creation of a reasonable cap on the total share of the project cost to be borne by the property owner
- the land value rate per square foot be \$2.00
- a provision be made to amortize the costs over a number of years, applied to the annual tax bill
- to return costs to those residents who demonstrate title ownership of the waterfront

**Alan Direnfeld**, 329 Lake Drive East, a member of the former Lake Drive Shoreline Jurisdiction Ad Hoc Committee, advised that the Committee submitted recommendations concerning this matter, he believes \$2.00 per square foot is reasonable, it is time to offload the liability while preserving access and quieting the title to these tiny strips of property.

Questions raised by waterfront property owners; i) anticipated cost and capping, ii) where the waterfront ends, iii) clarity on how close to the water the Town has an interest in, iv) squatter's rights on lands to which they have had exclusive access over the years, v) they should know what is needed to support ownership claims, vi) questions regarding Beach Association and road ends. Each

owner of abutting lands will decide to opt in or opt out, title can be simple or complex, costs should be made reasonable.

**John Hart** explained how to determine where the edge of the surplus road allowance is and the land that may exist past that to the water.

- If land is privately and individually owned, it is not a concern.
- Pocket pins are a collection of owners on a piece of property and some of the land beyond the road allowance has been found to be in pocket pins where there is no defined ownership among the owners.
- Squatter's rights or adverse possession cannot be achieved on road allowance lands.
- Refilled land in the lake is Crown land unless transferred to an adjacent property owner.
- We are dealing with road allowance properties only and complications exist outside road allowance property. Some properties involve the Ministry of Natural Resources.

**Shawn Nastke;**

- what is being discussed applies solely to the land adjacent to Lake Drive residents and excludes beach associations
- a cap is suggested based on 100% participation prolonging the process could potentially increase costs

**Ryan Cronsberry;** measuring/costing information would be included in the August report

**John Hart** advised that 'road allowance' is defined as 'the road' - both the travelled and untravelled portions are referred to as 'road allowance'.

- discussion is concerning the divestiture of the lands from the shoreline to the travelled portion of the road allowance
- 'road' means pavement, lines, curb, catch basins, grassy boulevard, sidewalk, water's edge. On Lake Drive, one side of the road allowance does not have sidewalks or a boulevard

**Ryan Cronsberry;** in some cases the road allowance goes to the edge of water and in other areas, there may be crown land or other land before it reaches the lake; can only deal with the Town's property.



**John Hart;**

- workflow chart will be amended so that it is completely transparent; lakeside lots by definition are within lakeside lands and lakeside land by definition are within the area from the shoreline to the travelled portion of the road; the Town cannot convey or divest land beyond the end of the road allowance.
- If there is land beyond the road allowance that is crown land or private land, the Town has no say in that land.
- borderline disputes may result in higher costs.
- 100 percent participation is requested so everyone can have certainty regarding costs.

**Shawn Nastke** indicated that surveys can be conducted on the lands owned by all the road allowances, pending further information from a future report. An option to opt-out will be subject to a future report.

**Rachel Dillabough** advised that she believes the cost per square foot for surplus lands changed from \$2.00 per square foot to a floating rate in 2019 based on values for single family dwellings. Based on the date for a recent request, the floating rate is between \$3.50 and \$4.20 per square foot.

\*Council requested in past discussions that the 'then current' \$2.00 per square foot should be maintained for these lands.

**John Hart;** surveyors indicated that they could survey the full length of the non-lakeside road allowance in anticipation of creating lots on the road allowance.

Beach associations will be discussed in the August report, along with the overall schedule for moving forward.

Moved By Councillor Sebo

That consideration of Report SI-2022-0006 entitled 'Lake Drive Shoreline Jurisdiction Action Plan' be deferred for at least two weeks.

**Lost, No Second**

**RESOLUTION NO. C-2022-0238**

Moved By Councillor Neeson

Seconded By Councillor Fellini

1. That Council receive Report No. SI-2022-0006 prepared by the Strategic Initiatives Department dated June 22, 2022 respecting the Lake Drive Shoreline Jurisdiction Action Plan.

4. That Council set the per lakeside lot survey costs following a formal competitive procurement process for surveying services.
5. That the actual land transfer/closing costs be charged to the transferee(s).
6. That a separate costing process be developed, if required, in instances where multiple parties claim title to a proposed lakeside lot or are disputing a proposed dividing boundary.
7. That a subsequent costing report be brought to Council in advance of any lakeside lot transfers to finalize the costs associated with the transfer.

	YEA	NAY	CONFLICT
Mayor Quirk	x		
Regional Councillor Grossi			x
Councillor Waddington	x		
Councillor Fellini	x		
Councillor Neeson	x		
Councillor Sebo	x		
Councillor Harding	x		

**Carried (6 to 0)**

**RESOLUTION NO. C-2022-0239**

Moved By Councillor Neeson

Seconded By Councillor Fellini

2. That the land value rate per square foot (excluding applicable taxes) be set at \$2.00 per square foot to be used to divest the Town-owned, surplus land.

	YEA	NAY	CONFLICT
Mayor Quirk	x		
Regional Councillor Grossi			x
Councillor Waddington	x		
Councillor Fellini	x		
Councillor Neeson	x		
Councillor Sebo		x	
Councillor Harding	x		

**Carried (5 to 1)**

**RESOLUTION NO. C-2022-0240**

Moved By Councillor Neeson

Seconded By Councillor Fellini

3. That the appropriate dollar amount (excluding applicable taxes) to be charged per lakeside lot to recover project costs be capped at 100% participation, excluding beach associations.

	YEA	NAY	CONFLICT
Mayor Quirk	x		
Regional Councillor Grossi			x
Councillor Waddington	x		
Councillor Fellini	x		
Councillor Neeson	x		
Councillor Sebo		x	
Councillor Harding	x		

**Carried (5 to 1)**

**DIRECTION** that if costs are based at 100 percent participation, the land value rate be set at \$2.00 per square foot for a timeframe of three years from the date this procedure is set in place, after which time the rate will revert to the floating rate.

**DIRECTION** that regardless of participation, all the properties be surveyed at the same time, pending further information to be included in the August report.

- a. Correspondence from Peter Lazaro requesting deferral of Lakeshore Jurisdiction consideration pending retention of legal representation by property owners.
- b. Correspondence from John McLean providing his opinion on the Lake Drive jurisdiction matter.

**RESOLUTION NO. C-2022-0241**

Moved By Councillor Waddington

Seconded By Councillor Harding

That Council receive the additional correspondence from Peter Lazaro requesting deferral of lakeshore jurisdiction consideration pending retention of legal representation by property owners, and from John McLean providing his opinion on the Lake Drive jurisdiction matter.

**Carried**

**RESOLUTION NO. C-2022-0242**

Moved By Councillor Neeson

Seconded By Councillor Waddington

That Council receive the delegations by Dave Szollosy in support of the staff report concerning Lake Drive and offering suggestions, and by Alan Direnfeld raising questions by Lake Drive residents concerning the Lake Drive Shoreline Jurisdiction Action Plan.

**Carried**

Moved By Councillor Neeson

Seconded By Councillor Waddington

That the Council meeting recess at 10:57am.

**Carried**

That the Council meeting reconvene at 11:15am.

**9. DELEGATIONS/ PETITIONS (None)**

**10. PRESENTATIONS (None)**

**11. PUBLIC MEETINGS (None)**

**12. REPORTS**

**1. Adoption Of Reports Not Requiring Separate Discussion**

Moved By Councillor Sebo

Seconded By Councillor Waddington

- a. 2022-2026 Joint Compliance Audit Committee (for Election Campaign financial reporting purposes)

Report No. LS-2022-0013

**RESOLUTION NO. C-2022-0243**

1. That Council receive Report No. LS-2022-0013 prepared by the Legislative Services Department, Clerk's Division, dated June 22, 2022, respecting a 2022-2026 Joint Compliance Audit Committee (for election campaign financial reporting purposes).
2. That Council enact a by-law to appoint members to a Joint Election Compliance Audit Committee for the 2022-2026 term of office, confirming the roster of names as follows:
  - Terrence James Alderson
  - Ron Colucci

- Robert M. Freedman
  - Mark Gannage
  - Kelly Gravelle
  - Wm. Paul Jones
  - Reagan Ruslim
  - Jodi L. Feldman
  - Anxhela (Angela) Peco
  - Clarence Lui
3. That the Joint Compliance Audit Committee Terms of Reference for the 2022-2026 term be adopted.
  4. That the appointment of the selected Joint Compliance Audit Committee members come into effect upon adoption of the By-law.
- b. Subdivision Assumption of Public Works and Services within the Fairgrounds Subdivision
- Plan of Subdivision 19T-90033,
- Part of Lot 3, Concession 7 (G), Registered Plan 65R-4381
- Report No. DS-2022-0047

**RESOLUTION NO. C-2022-0244**

1. That Council receive Report No. DS-2022-0047 prepared by the Development Engineering Division, Development Services Department, dated June 22, 2022, respecting subdivision assumption of public works and services within the Fairgrounds Subdivision, Plan of Subdivision 19T-90033 Part of Lot 3, Concession 7 (G), Registered Plan 65M-4381.
2. That Council enact a by-law to assume the public works and services within the Fairgrounds Subdivision, being Blocks 77-84 on Registered Plan 65M-4381, Part 1 on Plan 65R-16442, and Part 2 on Plan 65R-33639 and the rear lot catch basin easements and storm sewer maintenance easements located in Parts 1 to 41 of Registered Plan 65R-34036.
3. That Schedule "A" to By-law 94-60 (PWO-2) be amended to assume Scotia Road and Prosser Crescent within the Fairgrounds Subdivision on Registered Plan 65M-4381.
4. That Schedule II and Schedule XXV to By-law 2002-0046 (TR-1) be amended to regulate traffic and control the parking of vehicles.

- c. Proposed Market Street Road Closure – North Street to Fairpark Lane for works related to Plan of Subdivisions 19T-05G07 and 19T-05G08

Report No. DS-2022-0048

**RESOLUTION NO. C-2022-0245**

1. That Council receive Report No. DS-2022-0048, prepared by the Development Engineering Division, Development Services Department dated June 22, 2022 respecting a proposed Market Street Road closure between North Street and Fairpark Lane for the purpose of municipal sanitary sewer upgrade service installation relating to Plan of Subdivisions 19T-05G07 and 19T-05G08.
2. That Council authorize a road closure of Market Street from the intersection of North Street and Market Street to the intersection of Market Street and Fairpark Lane, from July 6, 2022 to August 10, 2022, subject to the conditions noted in this report and any additional requirements of the Town's Operations and Infrastructure Department.

- d. Financial Statements 2021 – Town of Georgina Public Library Board

Report No. DCAO-2022-0011

**RESOLUTION NO. C-2022-0246**

1. That Council receive Report No. DCAO-2022-0011 prepared by the Finance Division of the Office of the Deputy CAO dated June 22, 2022 respecting Financial Statements 2021 – Town of Georgina Public Library Board.

- e. Financial Statements 2021 – Town of Georgina Trust Funds

Report No. DCAO-2022-0012

**RESOLUTION NO. C-2022-0247**

1. That Council receive Report No. DCAO-2022-0012 prepared by the Finance Division of the Office of the Deputy CAO dated June 22, 2022 respecting Financial Statements 2021 – Town of Georgina Trust Funds.
2. That Council adopt the Financial Statements of the Town of Georgina Trust Funds for the 2021 fiscal year.

- f. Financial Statements 2021 – Town of Georgina Boards and Committees

Report No. DCAO-2022-0013

**RESOLUTION NO. C-2022-0248**

1. That Council receive Report No. DCAO-2022-0013 prepared by the Finance Division of the Office of the Deputy CAO dated June 22, 2022 respecting Financial Statements 2021 – Town of Georgina Boards and Committees.
2. That Council adopt the Financial Statements of various Boards and Committees of the Town of Georgina for the 2021 fiscal year as follows:
  1. Belhaven Community Hall Board (Attachment #1)
  2. Egypt Community Hall Board (Attachment #2)
  3. Port Bolster Community Hall Board (Attachment #3)
  4. Udora Community Hall Board (Attachment #4)
  5. Cooke's Cemetery Board (Attachment #5)
  6. Keswick Cemetery Board (Attachment #6)
  7. Uptown Keswick Business Improvement Area Board (Attachment #7)
  8. Jackson's Point Village Association Business Improvement Area Board (Attachment #8)
  9. Downtown Sutton Merchants Business Improvement Area Board (Attachment #9).

- g. Consolidated Financial Statements 2021 - Town of Georgina

Report No. DCAO-2022-0010

**RESOLUTION NO. C-2022-0249**

1. That Council receive Report No. DCAO-2022-0010 prepared by the Finance Division of the Office of the Deputy CAO dated June 22, 2022 respecting the 2021 Audited Consolidated Financial Statements of the Corporation of the Town of Georgina.
2. That Council adopt the Audited Consolidated Financial Statements of the Corporation of the Town of Georgina for the 2021 fiscal year (Attachment #1).

- o. Cedarvale Lodge Servicing Allocation

S. Thompson Development Services Ltd. (c/o Steve Thompson)

Concession 3, N Part Lot 10, RP 65R-14010, Parts 7 to 10, RP 65R31245, 1 to 7, s/s Morton Avenue and 121 Morton Avenue

Report No. DS-2022-0061

*(Advisement: This report was originally listed on the agenda as Item No. 12.1(m))*

**RESOLUTION NO. C-2022-0250**

1. That Council receive Report No. DS-2022-0061, prepared by the Development Planning Division, Development Services Department, dated June 22, 2022, respecting the assignment of servicing allocation for the proposed and existing developments on the property legally described as Concession 3, North Part of Lot 10, Registered Plan 65R14010 (Parts 7 to 10) and Registered Plan 65R31245 (Parts 1 to 7) and municipally addressed as S/S Morton Avenue and 121 Morton Avenue.

2. That Council adjust, transfer, and assign servicing allocation in the Keswick Water Resource Recovery Facility (KWRRF) Institutional, Commercial and Industrial (ICI) Category for the development known as Cedarvale Lodge in the following manner:

- a. Adjust the rate for the previously assigned allocation for 89 retirement units at a rate of 1.5 persons equivalent (p.e.) per unit to a rate of 1.0 p.e. per bed for a total of 133.5 p.e.;
- b. Transfer 3.5 p.e. from the existing facility on 121 Morton Avenue, as shown on Attachment 2 to Report DS-2022-0061, to the ICI category;
- c. Transfer 60 p.e. from the existing facility on 121 Morton Avenue, as shown on Attachment 2 to Report DS-2022-0061, to the proposed facility on S/S Morton Avenue, as shown on Attachment 2 to Report DS-2022-0061;
- d. Assign 100 p.e. from the ICI category to the proposed facility on S/S Morton Avenue, as shown on Attachment 2 to Report DS-2022-0061

3. That the Town Clerk forward a copy of Report DS-2022-0061 and Council's Resolution thereon, to the York Region Director of Community Planning and Development Services.

**Carried**

**12. REPORTS**

2. Reports Requiring Separate Discussion
  - i. Asset Management Plan for Core Assets



Report No. OI-2022-0017

**Michael Vos** provided a brief summary of the report. Preservation methods for good roads are much easier and can be spread over a larger area; fiscally, it is important to consider all factors when approving a level of service for roads.

**RESOLUTION NO. C-2022-0251**

Moved By Councillor Waddington

Seconded By Councillor Neeson

1. That Council receive Report No. OI-2022-017, prepared by the Asset Management and Technical Services Division, Operations and Infrastructure Department dated June 22, 2022 regarding the Asset Management Plan for the Town's core infrastructure assets that include stormwater, water, wastewater, bridges, culverts and roads infrastructure;
2. That Council adopt and endorse the draft Asset Management Plan for core assets per Regulation 588/17: Asset Management Planning for Municipal Infrastructure to meet the Regulatory deadline of July 1, 2022 and make the final Asset Management Plan for the Town's core assets available to the public via the Town's website; and
3. That Council direct staff to apply for a grant opportunity from the Federation of Canadian Municipalities' Municipal Asset Management Program for the Town's Linear Sewer Main and Maintenance Hole Condition Assessment Program.

**Carried**

- a. — Amendment to Report OI-2022-0017, Amended paragraph, Page 11 of report.
- j. Award of Contract SID2022-016 - General Contractor Services for Egypt Roads Yard Facility

Report No. SI-2022-0007

**RESOLUTION NO. C-2022-0252**

Moved By Councillor Sebo

Seconded By Councillor Fellini

1. That Council receive Report No. SI-2022-0007 prepared by the Strategic Initiatives Department dated June 22, 2022 regarding award of contract SID2022-016 - General Contractor Services For Egypt Roads Yard Facility;

2. That Council approve the award of the contract SID2022-016 - General Contractor Services For Egypt Roads Yard Facility to Kenstruct Ltd. in the amount of \$473,000.00 excluding applicable taxes, for the six (6) month contract;
3. That Council approve a budget increase of \$324,936.00, to be funded through the Development Charge Reserve;
4. That Council authorize the Manager of Procurement Services to execute the Agreement between the Town of Georgina and Kenstruct Ltd., and execute all other necessary documents; and
5. That Council authorize the Manager of Procurement Services to issue a purchase order up to a total of \$473,000.00 excluding taxes, to Kenstruct, and to execute all other necessary documents.

**Carried**

k. Verbal Update - MURC

**Lawrence Artin** provided a verbal update on progress made to date on the construction of the MURC; the originally anticipated occupancy date at the end of the third quarter of 2023 has been revised to the fourth quarter of 2023, equating to a one to two month delay.

**RESOLUTION NO. C-2022-0253**

Moved By Councillor Neeson

Seconded By Councillor Waddington

That Council receive the verbal update provided by staff concerning the progress made on the construction of the Multi Use Recreation Centre (MURC).

**Carried**

l. Resumption of In-Person Meetings

Report No. LS-2022-0011

*(Advisement: See Item 12.1(n) below for resolution)*

m. Cedarvale Allocation

Report No. DS-2022-0061

*(Advisement: See Item No. 12.1.(o) for resolution)*

n. Resumption of In-Person Meetings

Report No. LS-2022-0011

**Rachel Dillabough** provided an overview of the report concerning the resumption of in-person meetings.

Technological options;

**First option/quote**, \$89,040.13 plus 20% contingency of \$17,808.03 equating to **\$106, 848.16**, includes 4 cameras triggered to move and zoom in on the speaker by turning on their microphone. This does not provide a view of the entire Council table as a whole.

**Second option/quote**; additional camera for wide shot of council table, upgrades to television monitors in Council Chambers to allow for different displays on screens for presentations and zoom view for home participants. View for public includes presentations, virtual participants, wide shot of Council table and the person who is speaking; \$160,264.02 plus 20% contingency of \$32,052.80 equating to **\$192,316.82**

**Third option/quote**; allows for balanced approach between virtual and in-person participants. Designated cameras for each Council member participating in-person. Is more complex requiring more cameras and equipment; \$297,316.27, plus 20% contingency of \$59,463.25 equating to **\$356,779.52**

- project would be implemented in phases; hybrid would be functional in approximately three months, final implementation taking up to one year based on supply chains
- staffing hybrid meetings maintain staff demand or may increase depending on complexity of solution.
- public participation; based on 2019 - 2021, trend was for higher participation per meeting since transitioning to virtual meetings
- flexibility needed, may need to be able to change whatever method we choose to implement should health restrictions come back in play
- if hybrid solution chosen, could implement previous method utilizing laptops and headsets until actual hybrid solution is ready to utilize
- may choose to remain virtual or go back to fully in-person meetings until hybrid solution is ready
- if hybrid chosen, staff recommend not to move ahead until after the municipal election
- 2 solutions for hybrid meetings; flexible or structured

- Flexible hybrid combines the best of both virtual and in-person meetings - allows for more flexibility and a gradual return to Council Chambers. Allows staff, Council members and the public the option to participate either in person or virtually, would add complexity of limits were imposed on member attendance virtually
- Structured hybrid; Council and staff would be required to attend in-person, a return to a more formal setting but allow flexibility for the public to participate virtually
- Meetings are currently running very well virtually, staff have received positive feedback, does increase the number of prospective candidates interested in becoming a member
- Should we commence a hybrid model, meetings would need to be conducted solely from the Council Chambers as that facility would be the only one to have the necessary infrastructure to facility that type of meeting

Decisions required;

- i. how does Council want to go forward with Council meetings - remain virtual, fully in-person or hybrid solution?
- ii. if implementing hybrid solution, which technological solution - option 1, 2 or 3?
- iii. if implementing hybrid solution, which format - flexible or structured hybrid?
- iv. which interim format to utilize until the hybrid solution is ready for use - fully in-person, remain virtual for three-month period or utilize zoom in the Council Chambers?
- v. how would Council like to proceed with Committee Meetings?

Comments:

- zoom format have provided more transparency, much better experience for those watching, Council members can still attend meeting virtually if not feeling well, staff can multi-task if participating virtually, can attend a meeting virtually without driving through bad weather, consultants/agents do not need to drive two or three hours to participate in a meeting, greater participation by residents through zoom format.
- reluctance to do a hybrid solution that does not provide all features to everyone if some Councillors are attending virtually
- believes Committee Meetings can remain virtual for now until the next term of Council.

**Rachel Dillabough;**

- no specific camera focused on the podium but a camera will pick up a speaker at the podium. Third option provides cameras for each member of Council. However, two cameras would be positioned on the west wall in the Council Chambers positioned towards the podium and the Director's table

**Comments:**

- Committees to remain status quo until next term of Council
- suggest flexible hybrid and limiting the amount of people to attend; next term of Council may build upon that

**Rachel Dillabough;**

- if the flexible hybrid option chosen, upgrades to technology would be required, would need to implement one of the options. Options 1, 2 and 3 depend upon which view you would prefer to be seen by a member of the public streaming from home.
- due to supply chain issues, as well as the fact that a lot of municipalities are undertaking similar projects, it would take approximately three months to set up for a flexible hybrid model

**Ryan Zabielski;** depending on the option chosen, will have option of a camera on the speaker at the podium; upgrades for flexible option would be needed, changes to the television monitors so that participants can see those participating remotely. Some of the technology will be transferrable to a new Council Chambers.

**Rob Wheeler** advised that the Town has funds available in its COVID grant reserve and this project would qualify.

**Rachel Dillabough;**

- flexible hybrid option permits Council members to attend meetings and the option to attend virtually for whatever reason; the flexible hybrid option is a good first step.

**Rob Wheeler:** Funding should be available to cover costs.

**RESOLUTION NO. C-2022-0254**

Moved By Regional Councillor Grossi

Seconded By Councillor Fellini

1. That Council receive Report No. LS-2022-0011 prepared by the Clerks Division, Legislative Services Department, dated June 22, 2022 respecting the resumption of in-person meetings.

2. That Council provide direction to move forward with a Flexible Hybrid method, Option 3 at a cost of \$356,779.52 including a 20% contingency, funded from the COVID grant, with respect to the method to be employed in conducting Council Meetings, with any shortfall to be charged to the Tax Rate Stabilization Reserve.

**Carried**

Moved By Councillor Waddington  
Seconded By Councillor Fellini

That the Council meeting continue past the four-hour time limit.

**Carried**

### **13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

#### **1. Dispositions/Proclamations**

- a. Colin Dobell, Ontario Water Centre, requesting approval to auction off street-naming rights as part of fundraising efforts.

#### **RESOLUTION NO. C-2022-0255**

Moved By Councillor Neeson  
Seconded By Councillor Waddington

That Council endorse the request by Colin Dobell, Executive Director, Ontario Water Centre, to auction off street-naming rights as part of the Ontario Water Centre's fundraising efforts in September, 2022.

**Carried**

- b. Georgina Agricultural Advisory Committee requesting Council direct staff to post an information link/page regarding Avian Flu on the Town website for information purposes.

#### **RESOLUTION NO. C-2022-0256**

Moved By Councillor Harding  
Seconded By Councillor Fellini

That Council endorse the request by the Georgina Agricultural Advisory Committee to direct staff to post an information link/page regarding Avian Flu on the Town website so that owners of small

flocks are aware of the highly pathogenic avian influenza and the risks associated with owning small flocks.

**Carried**

- c. Georgina Agricultural Advisory Committee regarding potential amendments to the Animal Control Bylaw concerning Livestock Guardian and Herding Dogs.

**RESOLUTION NO. C-2022-0257**

Moved By Councillor Harding

Seconded By Councillor Neeson

That Council endorse the request by the Georgina Agricultural Advisory Committee to direct staff to investigate amendments to the Animal Control Bylaw to include definitions and exemptions for

Livestock Guardian Dogs and Herding Dogs while in the course of their duties protecting their flocks.

**Carried**

- d. Georgina Environmental Advisory Committee requesting Council consider funding/grant opportunities for installation of Electric Vehicle Chargers.

**RESOLUTION NO. C-2022-0258**

Moved By Councillor Neeson

Seconded By Councillor Sebo

That Council endorse the request by the Georgina Environmental Advisory Committee to direct staff to investigate funding/grant opportunities for installation of Electric Vehicle Chargers in Georgina at various municipal facilities.

**Carried**

- e. York Region 2022 Water and Wastewater Master Plan Update, Notice of Completion and Comment Period, commenting deadline is July 3, 2022.

**RESOLUTION NO. C-2022-0259**

Moved By Regional Councillor Grossi

Seconded By Councillor Sebo

That Council receive the York Region 2022 Water and Wastewater Master Plan Update, Notice of Completion and Comment Period with a commenting deadline of July 3, 2022.

**Carried**

2. General Information Items

a. Information Items

**RESOLUTION NO. C-2022-0260**

Moved By Councillor Harding

Seconded By Councillor Neeson

That Council receive the General Information items considered on June 22, 2022.

**Carried**

b. Briefing Notes (None)

3. Committee of Adjustment Planning Matters (None)

**14. MOTIONS/ NOTICES OF MOTION**

None.

**15. REGIONAL BUSINESS**

- Regional Official Plan will return for formal adoption on June 30th, Mayor Quirk is not supporting the Regional Official Plan

**16. OTHER BUSINESS**

**17. BY-LAWS**

Moved By Councillor Waddington

Seconded By Councillor Neeson

That the following bylaws be adopted:

1. Bylaw Number 2022-0061 (TR-1) amending Schedule A to Bylaw 2017-0050 (TR-1) as amended, regulating parking on private property in the Town of Georgina
2. Bylaw Number 2022-0062 (COU-1) to appoint a Joint Compliance Audit Committee for the 2022-2026 Term of Council
3. Bylaw Number 2022-0063 (AD-1) to appoint a Deputy Treasurer; Dina Havkin
4. Bylaw Number 2022-0064 (BA-1) to appoint Signing Officers for the Town of Georgina Corporate Accounts



5. Bylaw Number 2022-0065 (PWO-2), amending Bylaw 94-60 (PWO-2) to assume roads as public highway; Scotia Road and Prosser Crescent, Fairgrounds Subdivision
6. Bylaw Number 2022-0066 (PWO-2) to assume certain highways and public works for public use; Scotia Road and Prosser Crescent, Fairgrounds Subdivision
7. Bylaw Number 2022-0067 (TR-1) amending Schedule II (No Parking) and Schedule XXV (Stop Signs) of Bylaw 2002-0046, to regulate traffic and control parking of vehicles; Scotia Road and Black River Road, Prosser Crescent and Scotia Road.

**Carried**

**18. CLOSED SESSION**

Moved By Councillor Harding  
Seconded By Councillor Fellini

That Council convene into Closed Session at a 1:15pm

**Carried**

Moved By Councillor Harding  
Seconded By Councillor Fellini

That Council reconvene into Open Session of Council at 1:35pm and report on matters discussed in closed session

**Carried**

**RESOLUTION NO. C-2022-0261**

Moved By Councillor Harding  
Seconded By Councillor Neeson

In regard to Item No. 18.1(a) under Section 239(2)(c) of the Municipal Act being a proposed or pending acquisition or disposition of land by the municipality or local board regarding the Pepperlaw Dam;

1. That Staff and the Town Solicitor proceed as directed in closed session to transfer the Pepperlaw Dam and associated lands into Town ownership by June 30, 2022.

**Carried**

**19. CONFIRMING BY-LAW**

Moved By Councillor Sebo  
Seconded By Councillor Neeson

That the following bylaw be adopted;

1. Bylaw Number 2022-0068 (COU-2) confirming the proceedings of Council on June 22, 2022.

**Carried**

**20. MOTION TO ADJOURN**

Moved By Councillor Waddington  
Seconded By Councillor Harding

That the meeting adjourn at 1:37pm.

**Carried**

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Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk



**GEORGINA**

**THE CORPORATION OF THE  
TOWN OF GEORGINA  
Council Minutes**

Date: Wednesday, July 13, 2022  
Time: 9:00 AM

**Members of Council  
Present:**

Mayor Margaret Quirk  
Regional Councillor Grossi  
Councillor Waddington  
Councillor Fellini  
Councillor Neeson  
Councillor Sebo  
Councillor Harding

**Staff Present:**

Ryan Cronsberry, CAO  
Harold Lenters, Director of Development Services  
Dan Buttineau, Director of Community Services  
Bev Moffatt, Director of Human Resources  
Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk  
Alan Drozd, Manager of Planning Policy  
Anne Winstanley, Supervisor, Communications  
Connor McBride, Senior Development Planner  
Geoff Harrison, Manager, Taxation, Revenue & Customer Service  
Karyn Stone, Manager, Economic Development & Tourism  
Mike Hutchinson, Manager of Municipal Law Enforcement  
Sean Columbus, Economic Development Officer  
Shawn Nastke, Director, Strategic Initiatives  
Tanya Thompson, Communications Manager

**1. CALL TO ORDER- MOMENT OF MEDITATION**

"The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.”

Called to Order at 9:00 a.m.

**2. ROLL CALL**

As noted above

**3. COMMUNITY ANNOUNCEMENTS**

**Ryan Cronsberry** introduced Michael Bigioni as the Town's new Director of Legislative Services and Town Solicitor

**Alan Drozd** introduced Anna Henriques as the Town's Program Manager of Planning and Corporate Projects in the Planning Policy Division, Development Services

**Karyn Stone** announced that the Town of Georgina has received a total of \$100,000 of grant funding to support revitalization and market efforts for each of the three Business Improvement Areas of Sutton, Jackson's Point and Uptown Keswick. Grants are for general beautification of the areas through decorative banners and planter baskets, interpretive plaquing and signage, street furniture, festival lighting, repairs to the Jackson's Point Gazebo, marketing. Funds will be re-designated to assist the downtown historic area of Pefferlaw as well as other areas without BIAs.

**Councillor Harding** announced that he will not be seeking re-election in the 2022 Municipal Election

**4. INTRODUCTION OF ADDENDUM ITEM(S)**

Item No. 18.1(d), Closed Session regarding Litigation or potential litigation matter

**5. APPROVAL OF AGENDA**

**RESOLUTION NO. C-2022-0262**

Moved By Councillor Waddington

Seconded By Regional Councillor Grossi

That the July 13, 2022 Council Agenda, with the following addendum item, be adopted;

- Item No. 18.1(d), Closed Session regarding Litigation or potential litigation matter

**Carried**

**6. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

None

**7. ADOPTION OF MINUTES (None)****8. SPEAKERS**

1. Sandie Orlando and Cindy-Lewis Caballero, Endurance Event Productions Ltd/Georgina Marathon, regarding a request to waive parking fees during the Georgina Marathon

*(Advisement: This is in relation to Item 13.1(b) of this agenda)*

**Sandie Orlando** requested that Council approve waiving the parking fees at De La Salle Park on Sunday, September 11th to accommodate the athletes, volunteers, staff, vendors and spectators. Ms. Orlando advised that the Georgina Marathon official race start will start at 7:30am and be completed by 4:00pm. Volunteer parking marshals will be on duty to direct traffic, a shuttle bus has been hired to transport people from The Briars parking lot and will ensure accessible parking is available.

**Dan Buttineau** advised that the event is run outside of the window within which fees are applied. Staff fully support the event and encouraged this group to come forward to Council to make this request.

**Karyn Stone** advised that visitors will be in attendance from across the GTA; this event is a great opportunity to promote what Georgina has to offer while supporting local restaurants, motels and resorts.

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

1. Dispositions/Proclamations
  - b. Georgina Marathon requesting parking fees be waived at the De La Salle parking lot off of Metro Road and use of the parking lot off of Lake Drive on September 11th for athletes, crew, vendors and volunteers.

**RESOLUTION NO. C-2022-0263**

Moved By Councillor Neeson

Seconded By Councillor Waddington

That the delegation provided by Sandie Orlando of Endurance Event Productions Ltd or Georgina Marathon be received and that Council endorse the request to waive the parking fees at the De La Salle parking lot off of Metro Road and use of the parking lot off of Lake Drive on Sunday, September 11th during the event for athletes, crew, vendors and volunteers.

**Carried**

**9. DELEGATIONS/ PETITIONS (None)**

**10. PRESENTATIONS (None)****11. PUBLIC MEETINGS (None)****12. REPORTS****1. Adoption Of Reports Not Requiring Separate Discussion**

Moved By Councillor Harding

Seconded By Councillor Fellini

- a. Work Plan to review and update the Tree Preservation and Compensation Policy OID-01 and Initial Research for a Town Tree Cutting Bylaw

Report No. DS-2022-0060

**RESOLUTION NO. C-2022-0264**

- 1. That Council receive Report No. DS-2022-0060 prepared by the Planning Policy Division, Development Services Department dated July 13, 2022 on a Work Plan to review and update the Tree Preservation and Compensation Policy No. OID-01 and initial research for a Town Tree Cutting By-Law.
- 2. That Council endorse the Work Plan for a review and update of the Tree Preservation and Compensation Policy in accordance with Report DS-2022-0060.

- b. Appointments to the Board of Management and approval of the Annual 2022 Budgets for the Sutton, Jackson's Point and Uptown Keswick Business Improvement Areas

Report No. SI-2022-0008

**RESOLUTION NO. C-2022-0265**

- 1. That Council receive Report No. SI-2022-0008 prepared by the Economic Development and Tourism Division, Strategic Initiatives Department, dated July 13, 2022, respecting appointments to the Board of Management and approval of the 2022 budgets for the Sutton, Jackson's Point and Uptown Keswick Business Improvement Areas.
- 2. That the following individuals be appointed to the Board of Management for the Sutton Business Improvement Area for the remainder of the 2018- 2022 Term of Council and that Council pass a by-law to give effect to this appointment:
  - Dale Hache
  - Ivy Henriksen

- Lauriellen Sebo
- Korey Mintz
- 3. That the following individual be appointed to the Board of Management for the Uptown Keswick Business Improvement Area for the remainder of the 2018-2022 Term of Council and that Council pass a by-law to give effect to this appointment:
  - Dylan Henderson
- 4. That Council approve the 2022 Annual Budget for the Uptown Keswick, Sutton, and Jackson's Point Business Improvement Areas as set out in Attachments 1, 2 and 3.
- 5. That a by-law to levy a charge and provide for the collection of a supplemental tax levy to support the 2022 Annual Budget for the Sutton Business Improvement Area be adopted by Council.

**Carried**

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

**1. Dispositions/Proclamations**

- a. Forrest Jones requesting municipal significance status for the '2022 Country Live Laugh Love Music Festival' to be held on The Briar's property on September 30th, October 1st and 2nd.

**RESOLUTION NO. C-2022-0266**

Moved By Councillor Waddington

Seconded By Regional Councillor Grossi

That Council recognize the '2022 Country Live Laugh Love Music Festival' to be held at The Briars Resort property on September 30th, October 1st and 2nd, 2022, as a 'Municipally Significant Event' in support of an application for a Special Occasion Permit from the Alcohol and Gaming Commission of Ontario, and that it be referred to the appropriate staff for disposition.

**Carried**

- c. 2022 Georgina Terry Fox Run requesting Council proclaim July 28th as Terry Fox Day, raise the flag on Saturday, July 30th at 11am, and promote the Terry Fox Run via Town media avenues.

**RESOLUTION NO. C-2022-0267**

Moved By Councillor Neeson

Seconded By Councillor Harding

That Council proclaim Thursday, July 28th as 'Terry Fox Day' throughout the Town of Georgina, raise the Terry Fox flag on Saturday, July 30th at the Civic Centre at 11:00am and that the Communications Division assist in promoting the Terry Fox Run event via Town media avenues.

**Carried**

- d. Georgina Agricultural Society requesting temporary road closure of Fairpark Lane between Hawkins Street and Snooks Road during the Sutton Fair and Horse Show, August 4-7, 2022.

**RESOLUTION NO. C-2022-0268**

Moved By Councillor Harding

Seconded By Councillor Sebo

That Council endorse the request from the Sutton Agricultural Society for temporary closure of Fairpark Lane between Hawkins Street and Snooks Road during the Sutton Fair and Horse Show to be held from August 4th to 7th, 2022 and that the appropriate staff be so advised.

**Carried**

2. General Information Items (None)  
3. Committee of Adjustment Planning Matters (None)

**14. MOTIONS/ NOTICES OF MOTION**

**15. REGIONAL BUSINESS**

**16. OTHER BUSINESS**

**17. BY-LAWS**

Moved By Councillor Fellini

Seconded By Councillor Harding

That the following bylaws be adopted:

1. Bylaw Number 2022-0069 (PL-3) appointing four new members to the Sutton Business Improvement Area
2. Bylaw Number 2022-0070 (PL-3) to levy a special charge to business property, Sutton Business Improvement Area
3. Bylaw Number 2022-0071 (PL-3) appointing one new member to the Keswick Uptown Business Improvement Area



**Carried**

**18. CLOSED SESSION**

Moved By Councillor Sebo

Seconded By Councillor Fellini

That Council convene into Closed Session at 9:37am pursuant to Section 239 of the Municipal Act to deal with the following matters:

- a. ADVISE THAT IS SUBJECT TO SOLICITOR-CLIENT PRIVILEGE INCLUDING COMMUNICATIONS NECESSARY FOR THAT PURPOSE, Section 239(2)(f), MA; Ontario Land Tribunal
- b. LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS, Section 239(2)(d), MA; Ratification of CUPE 905.03 Agreement
- c. A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND BY THE MUNICIPALITY OR LOCAL BOARD, Section 239(2)(c), MA, Riveredge Drive
- d. LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARDS, Section 239(2)(e), MA, Mettko

**Carried**

Moved By Councillor Harding

Seconded By Councillor Neeson

That Council reconvene into Open Session at 12:18pm and report on matters discussed in Closed Session.

**Carried**

**RESOLUTION NO. C-2022-0269**

Moved By Councillor Fellini

Seconded By Councillor Waddington

In regard to Item 18.1.a under Section 239(2)(f) of the Municipal Act being advice that is subject to Solicitor-Client privilege including communications necessary for that purpose regarding Ontario Land Tribunal;

1. That Council receive the updates with respect OLT case numbers OLT21001427, OLT21001428, OLT21001429 and OLT lead case number 21001427 at 187-192 The Queensway South and staff and the Solicitor be directed to proceed accordingly.

**Carried**

**RESOLUTION NO. C-2022-0270**

Moved By Councillor Neeson

Seconded By Councillor Harding

In regard to Item 18.1.a under Section 239(2)(f) of the Municipal Act being advice that is subject to Solicitor-Client privilege including communications necessary for that purpose regarding Ontario Land Tribunal;

1. That Council receive the updates with respect OLT case number OLT22004051 at 117 Spring Road and staff and the solicitor be directed to proceed accordingly.

**Carried****RESOLUTION NO. C-2022-0271**

Moved By Councillor Neeson

Seconded By Councillor Waddington

In regard to Item 18.1.b under Section 239(2)(d) of the Municipal Act being labour relations or employee negotiations regarding ratification of CUPE 905.03 Agreement;

1. That Council direct staff to ratify the agreement accordingly.

**Carried****RESOLUTION C-2022-0272**

Moved By Councillor Neeson

Seconded By Councillor Sebo

In regard to Item No. 18.1.c under Section 239(2)(c) of the Municipal Act being a proposed or pending acquisition or disposition of land by the municipality or local board regarding Riveredge Drive;

1. That Council direct staff and the solicitor to proceed accordingly.

**Carried****RESOLUTION NO. C-2022-0273**

Moved By Councillor Waddington

Seconded By Councillor Sebo

In regard to Item No. 18.1.d under Section 239(2)(e) of the Municipal Act being litigation or potential litigation including matters before administrative tribunals affecting the municipality or local boards regarding Mettko;

1. That Council direct staff and the solicitor to proceed accordingly.

**Carried**

**19. CONFIRMING BY-LAW**

Moved By Councillor Neeson

Seconded By Councillor Waddington

That the following bylaw be adopted;

1. Bylaw Number 2022-0072 (COU-2) confirming the proceedings of Council on July 13, 2022

**Carried**

**20. MOTION TO ADJOURN**

Moved By Councillor Neeson

Seconded By Councillor Harding

That the July 13, 2022 Council Meeting adjourn at 12:23pm.

**Carried**

---

Margaret Quirk, Mayor

---

Rachel Dillabough, Town Clerk

**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. LS-2022-0015**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: APPLICATION FOR SIGN BY-LAW RELIEF FOR WALL SIGN AT 174  
THE QUEENSWAY SOUTH**

---

**1. RECOMMENDATION:**

1. That Council receive Report No. LS-2022-0015 prepared by the Municipal Law Enforcement Division, Legislative Services dated August 10<sup>th</sup>, 2022 respecting one (1) Application for Sign By-law Relief for a Wall Sign at 174 the Queensway South.
2. That Council approve the application for Sign By-law Relief for a Wall Sign at 174 the Queensway South.

**2. PURPOSE:**

This report is presented to seek Council's approval of one (1) Sign By-law Relief Application for a Wall Sign at 174 the Queensway South.

**3. BACKGROUND:**

On June 28<sup>th</sup>, 2022 a completed sign application and supporting documentation was received for an existing wall sign that was recently installed at 174 the Queensway South. The sign is 4.9 metres x 1.8 metres (16' x 6'). The sign advertises a business on the property known as "Five Corners General Store". The sign is on the front of the building and faces the Queensway South. The property is zoned "C2" – Highway Commercial and the current use is permitted on the premises.

**4. ANALYSIS:**

The Town of Georgina Sign By-law No. 2006-0062 (PUT-1) defines a Wall Sign as a sign of rigid material that is attached and parallel to, or painted on, an exterior wall of any structure, building, fence or trailer that projects not more than 45 centimeters (18") from the wall.

Section 7.1 B) of the Sign By-law stipulates that no wall sign shall, either vertically or horizontally, extend beyond the extremities of the wall to which it is attached. As installed, this wall sign extends beyond the vertical extremities of the wall in violation

of Section 7.1 B). It has been determined by staff that this sign will require relief from the Sign By-law.

The *Municipal Act* provides that the municipality may authorize minor variances from the Sign By-law if the general intent and purpose of the By-law are maintained.

**5. RELATIONSHIP TO STRATEGIC PLAN:**

This report addresses the following strategic goal(s):

GOAL 1: “Grow Our Economy” – SUSTAINABLE ECONOMIC GROWTH & EMPLOYMENT

**6. FINANCIAL AND BUDGETARY IMPACT:**

There are no associated financial or budgetary impacts

**7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

In consideration that there are no regulatory requirements for public notice for Sign By-law relief applications, there has been no public consultation.

**8. CONCLUSION:**

This report contains staff recommendations that Council grant relief from the Sign By-law to the applicant.

**APPROVALS**

Prepared By: Mike Hutchinson, Manager, Municipal Law Enforcement

Recommended By: Mike Bigioni, Director, Legislative Services

Approved By: Ryan Cronsberry, Chief Administrative Officer

***Attachments:***

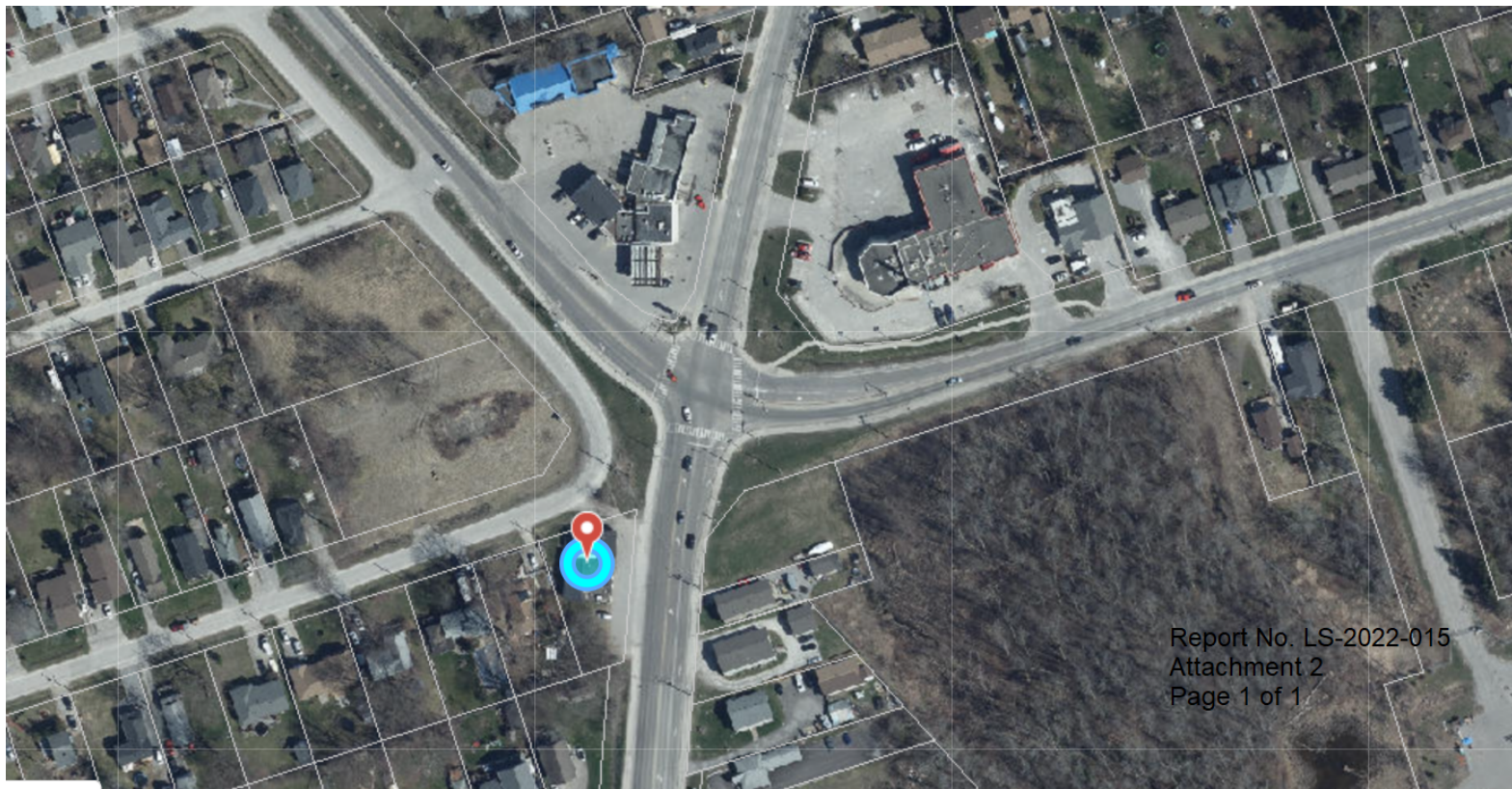
Attachment 1 – Sign Image, 174 the Queensway South

Attachment 2 – Site Location, 174 the Queensway South



Report No. LS-2022-0015  
Attachment 1  
Page 1 of 1





Report No. LS-2022-015  
Attachment 2  
Page 1 of 1

**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. DS-2022-0058**

**FOR THE CONSIDERATION OF  
COUNCIL**

**August 10, 2022**

**SUBJECT: CATERING ROAD MANDATORY WATER AND SEWER CONNECTION,  
RELATING TO BY-LAW NO. 2002-0106 (PWO-3)**

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**1. RECOMMENDATION:**

- 1. That Council receive Report No. DS-2022-0058 prepared by the Development Engineering Division, Development Services Department dated August 10, 2022, respecting Catering Road mandatory water and sewer connection.**
- 2. That Council provide relief for the properties fronting Catering Road of Section 1 of the mandatory water and sewer connection By-law No. 2002-0106 (PWO-3), which requires buildings to connect to water and sewer within one year of notice by the Municipality, and instead require that connections to water and sewer be made within two years of notice by the Municipality.**

**2. PURPOSE:**

The purpose of this report is to advise Council of the status of the Ainslie Hill I subdivision water and sewer works on Catering Road, and to request relief from the mandatory water and sewer connection by-law with respect to the existing homes on the Northwest side of Catering Road.

**3. BACKGROUND:**

The Ainslie Hill I residential subdivision, is being developed by Ainslie Hill I Inc. and Ainslie Hill II Inc. and is located in Sutton, bordered by Catering Road to the west, the Black River to the east, existing residential to the north, and farmland to the south. The Draft Plan of Subdivision is included as Attachment 1 to this report.

In August 2018, Council considered Report No. DS-2021-0092 and passed Resolution No. C-2018-0429, approving Draft Plan of Subdivision 19T-15G03. The approved Draft Plan of Subdivision consists of 185 single detached dwellings. Council partially amended the Draft Plan Conditions on July 15, 2020, through Resolution No. C-2020-0206. On August 15, 2018, Council approved the street names for the subdivision through Resolution No. C-2018-0410. An Earthworks Agreement for the subdivision was granted through Resolution No. C-2019-0545 on October 16, 2019. The earthworks involve cut/fill earthworks and rough grading of



the lands prior to servicing. A Pre-Servicing Agreement was granted through Resolution No. C-2020-0047 on July 14, 2020. The scope of work within the Pre-Servicing Agreement includes the external servicing and construction of a sanitary pumping station and the realignment of Catering Road. The Pre-Servicing Agreement permitted the underground infrastructure installation such as municipal services and road base, including curbs. On April 6, 2022 Council considered Report No. DS-2022-0019 and passed Resolution No. C-2022-0116, to execute a Subdivision Agreement with respect to Ainslie Hill I and authorize a full road closure to complete the external servicing work on Catering Road.

The following provides a high-level summary of the current construction status:

- The internal underground servicing within the Ainslie Hill I subdivision was completed up to base course asphalt, including the installation of watermains, sanitary sewers, storm sewers, utilities, and a sanitary pumping station. The building program of the 185 single detached homes is expected to commence in 2022.
- Certain infrastructure works external to the subdivision were completed during the full road closure of Catering Road in 2021. These works include the watermains, sanitary sewers, storm sewers from Baseline Road to the Rail Trail, an interim bend realignment on Catering Road, and the relocation of the hydro poles on Catering Road.
- With the current road closure, the developer will complete the remaining underground servicing, base course asphalt, and top works, including boulevard grading from the Rail Trail to the southerly limit of construction on Catering Road. The works are on schedule, and expected to be completed by end of Q3 2022 and Catering Road to be reopened on September 30, 2022.

#### **4. ANALYSIS:**

The Ainslie Hill I subdivision was approved with a condition that municipal water and sanitary servicing was to be extended to the subdivision and that the new lots would be on municipal services. To service the subdivision lands the water and sanitary sewers would have to be extended south on Catering Road from Dalton Road. In addition to providing municipal services to the subdivision, the previous approval for these lands, referred to as the Shouldice Development, included the provision of water and sanitary sewage to the 25 existing lots fronting on Catering Road throughout the limits of the required improvement. This condition remained in place and was a requirement for the Ainslie Hill I developer. The construction of the sewer main, watermain and road improvements was to be at the cost of the Developer and not the existing landowners.

The Developer has completed the design and obtained all approvals for the municipal infrastructure works associated with the Ainslie Hill I subdivision and Catering Road servicing and is now on schedule to complete all the works by end of Q3 2022. The Catering Road servicing works include the installation of a watermain, sanitary sewer, storm sewer and forcemain. The watermain and sanitary sewer is

sized to accommodate the flows not only from the subdivision, but also the flows from the existing homes fronting Catering Road south of Dalton Road to the bend of Catering Road. Furthermore, the existing homes fronting Catering Road are being provided a water and sanitary lateral up to the property line at the sole expense of the Developer. This includes properties from 1 Catering Road to 135 Catering Road.

The Town has had various versions of a Mandatory Water and Sewer Connection By-law, with the latest version being By-law No. 2002-0106 (PWO-3), included as Attachment 2. Section 1 of the By-law states that, buildings in areas that are within the service boundary are required to connect to the water and sewage works of the Municipality when available within one (1) year after the Municipality has sent notice to the owner(s) by registered mail to the owner's last known address requiring that connection be made. Section 2 of the By-law states that failing to connect to the water and sanitary services within the one year notice will trigger the non-user fee.

By-law No. 2005-0090 (PWO-3), included as Attachment 3 provides the water and sewer non-user fee. The non-user rate for sewage is \$50.71 per quarter and the non-user rate for water is \$63.95 per quarter. The Town has a non-user rate for water and sewer because there is still a benefit for the property owners who do not connect but where servicing is available. Owners of lands where sewage works have been constructed, but who decide not to connect to the sewage works, receive the benefit of being able to connect to the sewage works in the event their own system malfunctions, and receive the benefit of the reduced risk of contamination from neighboring properties. Owners of lands where water works have been constructed, but who decide not to connect to the water works, receive the benefit of increased fire protection from the availability of water through fire hydrants, and the immediate availability of water, should a well become contaminated. The additional infrastructure also places greater operation and maintenance costs on the Town.

Recognizing that the property owners may not have anticipated their responsibility to connect and timelines, Staff are recommending extending the mandatory water and sewer connection time period from one year to two years from notice by the Municipality. Staff anticipate that the infrastructure works will be completed by end of Q3 of 2022 and that all testing and inspections will be completed by Q4 of 2022, at which point the Notice to Connect would be mailed to the property owners. A draft Notice is included as Attachment 4.

Figure 1 in Attachment 4 sets out the responsibility of the home owner with respect to the laterals. The Developer has installed the public portion of the water and sanitary laterals up to the property line. This component of the lateral is part of the Town's municipal infrastructure, and is subject to standards that are more stringent and is more expensive to install due to the deeper depths and road restoration. The homeowner will be responsible for the private side of the lateral connections to their house. To do this, they will be required to apply for a plumbing permit through the Town's Building Division (for a fee of approximately \$200) and a water meter (fee of approximately \$450). The homeowner may obtain any contractor to make the connection from their house to the property limits at their cost.

**5. RELATIONSHIP TO STRATEGIC PLAN:**

This report addresses the follow strategic strategy:

GOAL 2: “Promote a High Quality of Life”

**6. FINANCIAL AND BUDGETARY IMPACT:**

The development of any subdivision and extending of services on Catering Road has the financial impact expected of additional municipal infrastructure to maintain. Initially, these are the responsibility of the developer, but will ultimately become the responsibility of the Town to operate and maintain.

The water and sewer lateral connections has financial and budgetary impacts with respect to the costs of the lateral installation and connections. The property owners fronting Catering Road were provided with water and sewer laterals on the Town right of way free of charge. The average cost from the Town contractor over the past two years to install a single water and sewer lateral on the Town right of way component has been approximately \$25,000. The cost for the public portion of the laterals is typically greater than the private portion of the laterals due to required restoration of the right of way, deeper elevations and the tapping at the watermain and sewer. The lateral portion on the private property is subject to the requirements of the Ontario Building Code and requires a plumbing permit. This component of the lateral is not part of the Town’s water and wastewater system. Property owners will be required to retain a contractor to complete this part of the lateral and connect to their existing home. The cost to complete this work is approximately \$10,000, but will vary depending on the length of the laterals and location of the house. Homeowners, who wish to do so, may retain their existing well provided there is no connection between the well and municipal water system. The purpose of restricting connection of the municipal water supply and a well is to prevent cross contamination from the well into the municipal system. In relation to the cost of the connection on the private side, By-law No. 2002-0106 (PWO-3) Section 2, Clause C, it states that the Treasurer of the Municipality may make a loan to the owners of buildings to whom a notice has been sent requiring water and sewer connection in accordance with this by-law. The loan amount shall be added to the owner’s rolls, be a lien or charge upon the land in respect of which the loan has been made and collected in like manner as Municipal taxes over a period, not exceeding five years. The loan amount shall also include interest at the current debenture rate charged by the Municipality.

Should a homeowner not make the water and sewer connection beyond two years (should Council approve this extended time period) after notice by the Municipality, then a quarterly non-user fee will be charged at a non-user rate for sewage \$50.71 per quarter and non-user rate for water \$63.95 per quarter.

**7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

A) Legislated

The Town is not required to give public notice or hold a statutory public meeting in relation to this report.

**B) Non-Legislated**

Although the Planning Act or other legislation does not require a statutory public meeting or any sort of formal notice, the Town recognizes the high level of interest with respect to this report and the directly affected properties. As such, notice of this report has been hand delivered to the properties that will have the new laterals as well as information on how to obtain a copy of the report and participate in the Council meeting. Details on upcoming workshops will also be communicated to the impacted properties.

Town staff have also tentatively scheduled two virtual sessions for the pertinent residents to provide them with more detailed information and to answer any questions. One will be on August 17<sup>th</sup> at 9 a.m. and one on September 7<sup>th</sup> at 2 p.m. And if necessary, staff could also set up such a session in an evening time slot.

**CONCLUSION:**

The works at Catering Road are on schedule and expected to be completed by end of Q3 2022. Water and sanitary municipal servicing is being provided to the homes fronting on the west side of Catering Road south of the Dalton Road to the bend of Catering Road. The property owners have been provided those services free of charge and it is anticipated that they will be permitted to connect in Q4 of 2022. Subject to Council adopting the recommendations of this report, upon receiving formal written notice from the municipality, property owners would have two years to install the sewer and water lateral connections on the private side. Should they not connect to the services after two years, a non-user rate will be charged to the subject properties.

**APPROVALS**

Prepared By:	Zaidun Alganabi
Recommended By:	Harold Lenters
Recommended By:	Rob Wheeler
Approved By:	Ryan Cronsberry

***Attachments:***

*Attachment 1 - Draft Plan of Subdivision 19T-15G03*

*Attachment 2 – Mandatory Water and Sewer Connection By-law 2002-0106 (PWO3)*

*Attachment 3 – Non-User Rate By-law 2005-0090 (PWO-3)*

*Attachment 4 – Notice to Residents of Mandatory Water and Sewer Connection*



THE CORPORATION OF THE TOWN OF GEORGINA

IN THE

REGIONAL MUNICIPALITY OF YORK

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**BY-LAW NO. 2002-010(PWO-3 )**

BEING A BY-LAW PASSED PURSUANT TO THE PROVISIONS OF THE *MUNICIPAL ACT*, TO REQUIRE THE OWNERS OF BUILDINGS IN THE TOWN OF GEORGINA TO CONNECT TO THE WATER AND SEWAGE WORKS OF THE MUNICIPALITY AND EXEMPTING OWNERS OF CERTAIN CLASSES OF BUILDINGS FROM THE APPLICATION OF SUCH CONNECTION REQUIREMENTS UPON PAYMENT OF COMPUTED AMOUNTS TO THE MUNICIPALITY

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WHEREAS water and sewage works have been installed and further works are proposed in the Town of Georgina;

AND WHEREAS the lands subject to this by-law lie within the areas shown on Schedule 'A' attached hereto;

AND WHEREAS it is deemed desirable and advisable to require the owners of buildings on lands in such area to share equitably in the costs thereof;

AND WHEREAS it is in the interests of the health and welfare of the community that the owners of the buildings on lands in such area, should avail themselves of such services;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF GEORGINA ENACTS AS FOLLOWS:

1. THAT owners of buildings including houses, recreational buildings, industrial buildings, commercial buildings and any other buildings used for human occupation whether as residents or during the course of employment or other purposes, situate upon the lands subject to this by-law, are hereby required to connect the said buildings to the water and sewage works of the Municipality as may be available to service the said buildings within one (1) year after the Municipality has sent notice to the owner by registered mail to the owner's last known address requiring that connection be made.
2. a) After the expiration of the one (1) year period, any owners who have not connected to the water or sewage system shall be exempted from the provisions of Section 1 of this by-law but shall pay the current water and sewage service rates set out in the Water and Sewage Service Rate By-laws in effect at that time, and on an ongoing basis, for the particular class of building.

Report DS-2022-0058  
Attachment 2  
Page 1 of 4



- b) The Clerk of the Municipality shall advise the owners of buildings affected by this by-law by notice, in writing, that if he fails to make the connection as required, the Municipality has the right to make the connection at the owner's expense and to recover the expense by action or in like manner as Municipal taxes. Such notice shall also advise the owners of the provisions herein for loans to owners and of the exemption available upon application, from requirements of connecting as, specified hereinafter;
- c) The Treasurer of the Municipality may make loans to owners of buildings to whom a notice has been sent requiring connection pursuant to this by-law to pay, in whole or in part, for the cost of making the required connection provided that the amount of any such loan together with interest, at the current debenture rate charged to the Municipality, shall be added by the Clerk of the Municipality to the collector's rolls and collected in like manner as Municipal taxes over a period not exceeding five (5) years and such amount and interest shall, until payment therefore, be a lien or charge upon the land in respect of which the loan has been made. The Treasurer may grant such loans repayable over various terms proportionate to the amount of the said loan in accordance with Schedule 'B' attached hereto.

3. By-law numbers 80-314 (PWO-3), 81-8 (PWO-3), 82-81 (LO-2), 87-55 (LO-2) AND 93-122 (PWO-3) are hereby repealed.

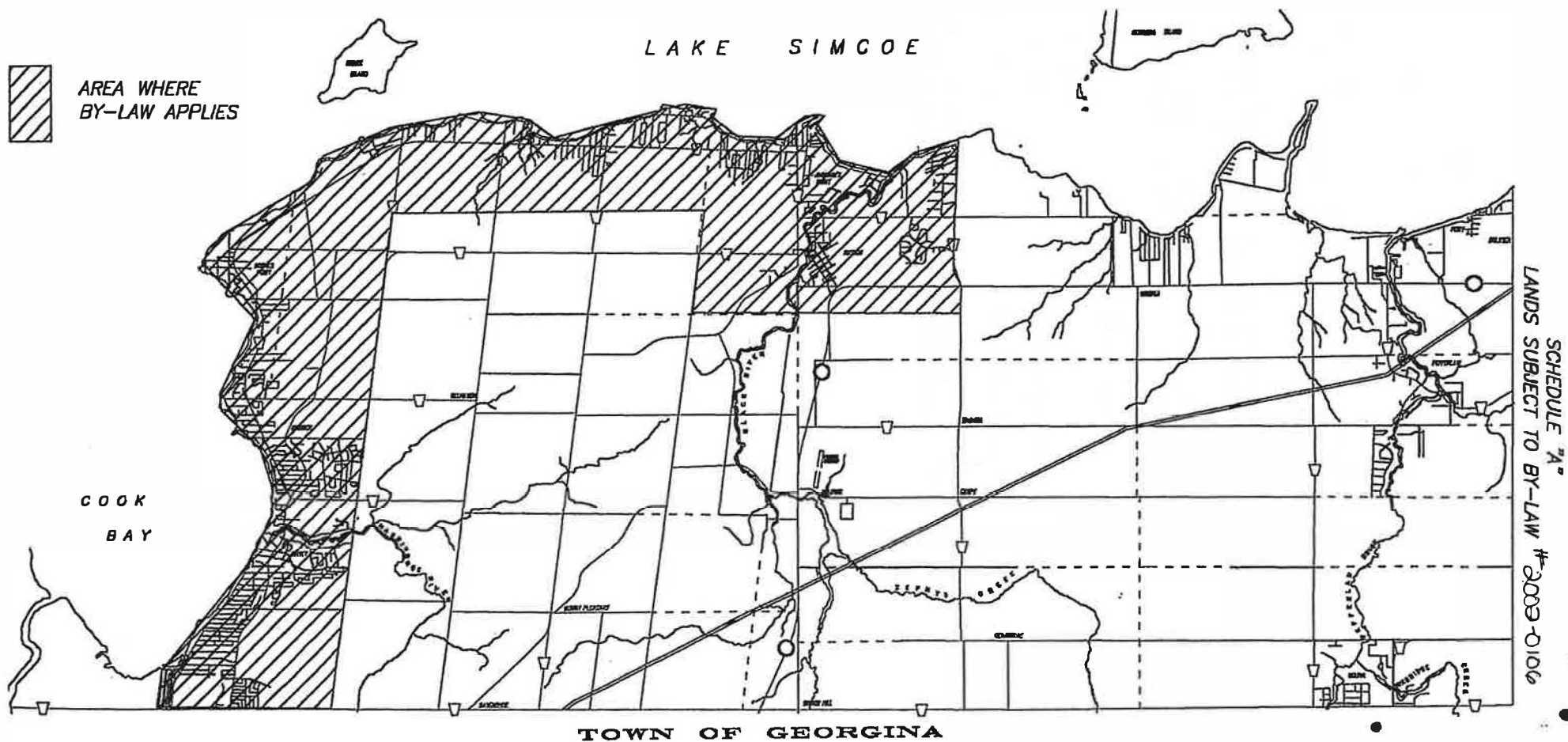
Read a first and second time, this 19th day of August, 2002

Read a third time and finally passed this 19th day of August 2002

  
\_\_\_\_\_  
Mayor Jeffrey Holec

  
\_\_\_\_\_  
Clerk Roland Chenier

Report DS-2022-0058  
Attachment 2  
Page 2 of 4



Report DS-2022-0058  
Attachment 2  
Page 3 of 4



**SCHEDULE "B"****TERMS AND CONDITIONS OF LOANS**

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1. The rate of interest charged by the Municipality shall be the current debenture rate at the time the loan is made calculated semi-annually, not in advance.
2. Principal and interest payments shall be made to the Municipality on the 1<sup>st</sup> day of each month during the term of the loan.
3. The term of the loan shall be in accordance with the following schedule, or such shorter periods of time as may be agreed to by both parties:

<u>Amount of Loan</u>	<u>Term of Loan</u>
\$ 0. - \$1,000.00	12 months
\$1,000.00 - \$3,000.00	36 months
\$3,000.00 and over	60 months

4. The loan may be prepaid in full, at any time without penalty by paying the unpaid principal and any accrued interest to the date of payment.
-

**THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK**

**BY-LAW NUMBER 2005-0090 (PWO-3)**

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**BEING A BY-LAW TO ESTABLISH A WATER  
AND SEWER SERVICE NON-USER RATE  
STRUCTURE UNDER SECTION 391 OF THE  
MUNICIPAL ACT, 2001, FOR THOSE WHO  
RECEIVE THE BENEFIT OF THE WATER AND  
SEWER SYSTEMS IN THE TOWN OF  
GEORGINA**

---

**WHEREAS** the Council of the Corporation of the Town of Georgina deems it expedient to provide a rate structure of those who receive the benefit from certain water and sewer systems, but decide not to connect any buildings to these systems in the Town of Georgina;

**AND WHEREAS** owners of lands where sewage works have been constructed, but who decide not to connect to the sewage works, receive the benefit of being able to connect to the sewage works in the event their own system malfunctions, and receive the benefit of the reduced risk of contamination from neighbouring properties;

**AND WHEREAS** owners of lands where water works have been constructed, but who decide not to connect to the water works, receive the benefit of increased fire protection from the availability of water through fire hydrants, and the immediate availability of water, should a well become contaminated;

**AND WHEREAS** the Town is faced with the increased cost of operating the water and sewer system as a result of extending these systems to these properties.


**NOW THEREFORE** the Council of the Corporation of the Town of Georgina enacts as follows:

1. That effective January 1, 2007, the owner or occupant of lands in which sewage works have been constructed, but does not connect to the sewage works, shall pay a Sewage Non-User Charge for the benefit of the sewage system at the average residential sewer rate of \$50.71 per quarter.
2. That effective January 1, 2007, the owner or occupant of lands in which water works have been constructed, but does not connect to the water system, shall pay a Water Non-User Charge for the benefit to the water system at the average residential water rate of \$63.95 per quarter.
3. That the gross fees above shall be discounted at two and one-half percent (2.5%) from prompt payment within twenty-one (21) days.

Report DS-2022-0058  
Attachment 3  
Page 1 of 2

4. That this By-law shall take effect on the day of passing thereof.

READ a first, second and third time and finally passed this 8<sup>th</sup> day of August, 2005.



Robert A. Grossi, Mayor



Roland Chenier, Town Clerk

Report DS-2022-0058  
Attachment 3  
Page 2 of 2



## GEORGINA

## Development Engineering

Notice Date: XX/XX, 2022

Dear Resident,

This letter is to provide you formal notice that municipal water and sanitary servicing has been extended on Catering Road fronting your property. A one-inch water lateral has been installed to service your property, from the watermain to the curb stop (water valve) located at the property line. A five-inch sanitary lateral has also been installed from the sanitary sewer to the property line.

The drinking water system and sanitary sewage collection system, including water and sanitary laterals have been installed, tested and inspected to the satisfaction of Town Staff. Subject to the Town's Water and Sewer Mandatory Connection By-law No. 2002-0106 you are now required to connect to the water and sewer laterals. You are required to connect to the laterals within two (2) years of the date of this notice. In order to connect to the existing laterals you will be required to apply through the Town of Georgina building division for a plumbing permit and hire a contractor to complete the connections from your building to the property line where the lateral terminates. For further questions related to the building division, please contact [building@georgina.ca](mailto:building@georgina.ca) or 905-476-4301 ext. 3007.

Failing to connect to the water and sanitary laterals within two (2) years of the notice will trigger the Town water and sewer non-user rate fee, subject to By-law 2005-0090.

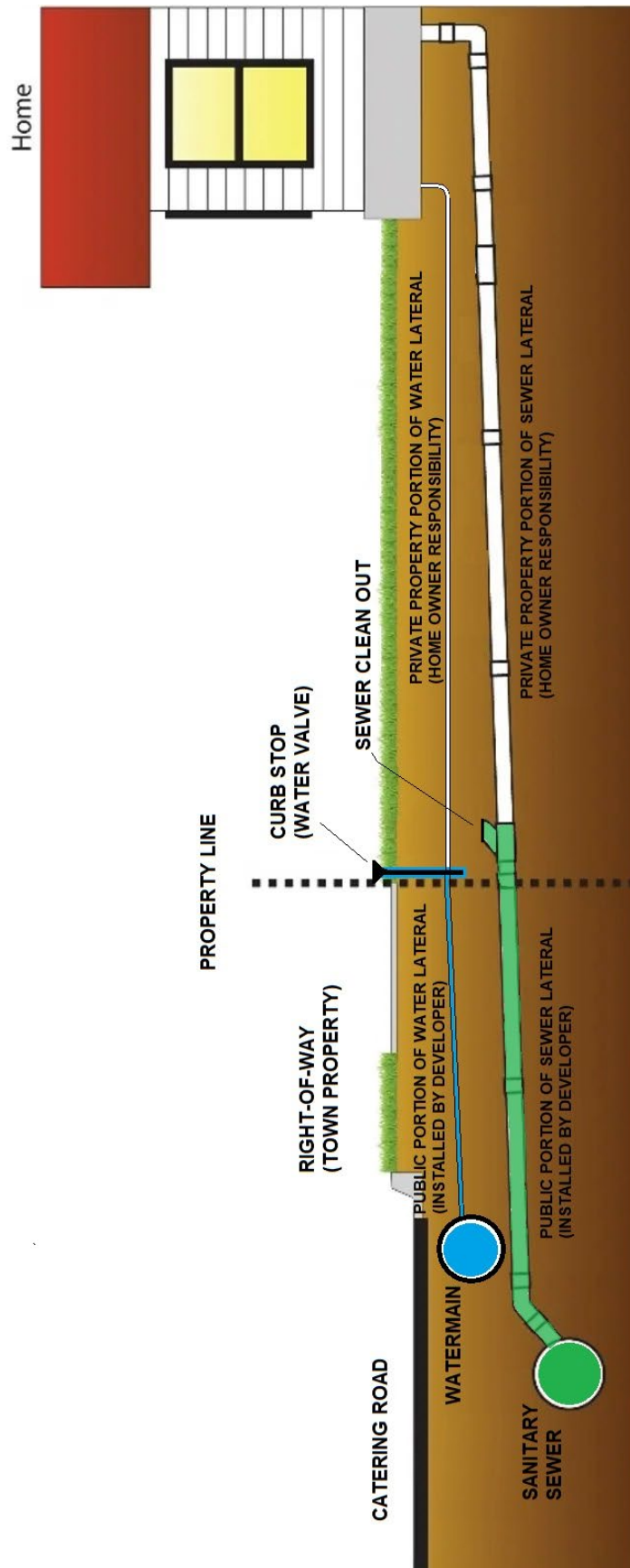
Attached to this letter you will find Figure 1, that provides an illustration of the public portion of the water lateral shown in blue and the curb stop (water valve) that has been installed, and in green is the public portion of sanitary lateral that has been installed. The private portion of the water lateral and sanitary lateral are shown in white and will be required to be installed by the home owner, subject to a plumbing permit.

Should you have any questions or concerns please feel free to contact the Town's Development Engineering Division, [engineering2@georgina.ca](mailto:engineering2@georgina.ca) or 905-476-4301 ext. 2329.

Thank you,



**Zaidun Alganabi, PMP, M.Eng, P.Eng**  
Manager of Development Engineering  
26557 Civic Centre Road, Keswick, ON | L4P 3G1  
905-476-4301 Ext. 2225 | [zalganabi@georgina.ca](mailto:zalganabi@georgina.ca)



**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. LS-2022-0014**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: REQUEST FOR TAXICAB TARIFF (METER RATE) ADJUSTMENT**

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**1. RECOMMENDATION:**

1. That Council receive Report No. LS-2022-0014 prepared by the Clerks Division, Legislative Services Department, dated August 10, 2022 regarding Request for Taxicab Tariff Adjustment;
2. That Council approve the proposed increase in the Taxicab Metered Tariff fee to \$3.50 for the first 135 metres or part thereof and \$0.27 for each additional 135 metres or part thereof; and,
3. That Council approve the proposed By-law to amend Taxicab Tariff, included as Attachment 4 to Report No. LS-2022-0014, to recognize the proposed increase in the Taxicab Metered Tariff fee.

**2. PURPOSE:**

The purpose of this report is to present Council with the request received from the Taxi Brokers (GQ Taxi and Georgina Cabs Inc.) operating within the Town for an increase in the taxicab tariff fees and to provide Council with staff recommendations and analysis pertaining to the request received.

**3. BACKGROUND:**

In March 2022, the Town was contacted by GQ Taxi and Georgina Cabs, who are licensed taxi brokers within the Town, requesting an increase in the taxicabs tariff fees to adjust for inflation and increased operational costs.

GQ Taxi requested a temporary meter increase to compensate during unstable times of higher oil prices due to situations in Russia and Ukraine driving higher inflation.

Georgina Cabs requested the following changes to the meter rate:

- For the first 100 metres or part thereof \$4.50
- For each additional 100 metres or part thereof \$0.275
- Waiting time per hour \$50.00

Correspondence received from both taxi brokers in regards to their request for an increase in taxi tariff fees have been attached as Attachment '1' to this report. In addition to the request for an increase in taxi tariff fees, the brokers, in their submissions, have also raised concerns related to vehicle age expiration years, allowing for deliveries of alcoholic beverages from licensed establishments, implementation of regulation for ride-hailing services etc. However, through this report, it is proposed that Council consider the request from the taxi brokers only in relation to the taxi fare increase until staff can conduct a fulsome review and consultation on regulation in relation to taxicab licensing. Staff intend to conduct a fulsome review of the taxi licensing by-law in the near future.

#### **4. ANALYSIS:**

##### **4.1 Municipal Taxi Regulations:**

Section 156 of the *Municipal Act, 2001*, SO 2001, c.25, provides that “a local municipality, in a by-law under section 151 (Licensing Powers) with respect to the owners and drivers of taxicabs, may,

(a) establish the rates or fares to be charged for the conveyance of property or passengers either wholly within the municipality or from any point in the municipality to any point outside the municipality;

(b) provide for the collection of the rates or fares charged for the conveyance; and  
(c) limit the number of taxicabs or any class of them. 2006, c. 32, Sched. A, s. 82.”

The Town currently regulates taxi fares and sets regulations relating to taxi brokers, owners and drivers of taxicabs and limousines operating within the Town in accordance with Schedule 13 of Licensing By-law 2002-0169(LI-3). A copy of Schedule 13 of Licensing By-law 2002-0169(LI-3) is included as Attachment '2'. This model of regulated taxi fares is in place to support consumer protection while also providing for a stable service model for taxi owners.

In 2011, taking into consideration the inclusion of Harmonized Sales Tax in taxi fares, Council directed staff to amend Appendix 'C' to Bylaw No. 2002-0169(LI-3), which sets the taxicab Metered Tariff fees, and increased the regulated taxi drop rate from \$2.50 for the first 140 metres or part thereof to \$3.00 for the first 135 metres or part thereof. The resultant taxicab fares continued to be in place in subsequent years and remain in place in 2022, eleven years later. A copy of By-law No. 2011-0020(LI-3) to amend Appendix 'C' to By-law No. 2002-0169 (LI-3) is included as attachment '3'.

##### **4.2 Existing Taxicab Tariff Fees:**

The last amendment of Appendix 'C' to the By-Law No. 2002-0169 (LI-3) was implemented on February 28, 2011.

The fare for a taxicab trip generally consists of three calculations, the initial rate for beginning the trip, known as the "drop rate", a charge for the distance of the trip and a charge for any waiting time while under engagement.

Currently, Schedule 13, Appendix C, Taxicab Tariff contains the following rates:

Drop Rate	For the first 135 metres, or part thereof	\$3.00
Distance Charge	For each additional 135 metres, or part thereof	\$0.25
Waiting Charge	For each hour thereof	\$25.00

**Note: All fees include taxes where applicable**

#### 4.3 Municipal Comparison:

Upon receipt of this request, Staff conducted a comparison with other municipalities within York Region. We were unable to conduct a comparison with the Township of King, Town of Whitchurch-Stouffville, Town of Newmarket, City of Vaughan and City of Markham, as these municipalities more recently have either stopped licensing this type of business or have stopped setting taxicab tariffs.

Following is a comparison table with drop rates and fees for distance travelled for municipalities within York Region which do regulate taxicab tariffs:

Municipality	Drop Rate	Fee per Distance	Wait Time Charge per hour	Charge for 5km Trip	Charge for 10km Trip
Town of East Gwillimbury	\$2.75	\$0.30 per 200 metres, or part thereof	\$20.00	\$9.95	\$17.45
Town of Aurora	\$3.10	\$0.40 per 200 metres, or part thereof	\$20.00	\$12.70	\$22.70
City of Richmond Hill	\$4.25	0.25 per 143 metres or part thereof	\$30.00	\$12.74	\$21.48
Town of Georgina <b>(Current)</b>	\$3.00	\$0.25 per 135 metres or part thereof	\$25.00	\$12.01	\$21.27
Town of Georgina <b>(Proposed)</b>	\$3.50	\$0.27 per 135 metres or part thereof	\$25.00	\$13.23	\$23.23



Following is a comparison table of drop rates and fees for distance travelled for other municipalities outside of York Region:

<b>Municipality</b>	<b>Drop Rate</b>	<b>Fee Per Distance</b>	<b>Wait Time Charge</b>	<b>Charge for 5km Trip</b>	<b>Charge for 10km Trip</b>
City of Toronto	\$4.25	\$0.25 for each 143 metres or part thereof	\$0.25 for each 29 seconds	\$12.74	\$21.48
Bradford West Gwillimbury	\$3.54	\$0.26 for each 200 metres or part thereof	\$20 per hour	\$9.78	\$16.28
City of Barrie	\$3.25	\$0.25 for each 100 metres or part thereof	\$30 per hour	\$15.50	\$28.00
City of Guelph	\$3.20	\$2.60 for each 1000 metres or part thereof	\$34 per hour	\$16.20	\$29.20
City of Kingston	\$4.25	\$0.30 per 135 metres or part thereof	\$0.30 for each 25 seconds	\$13.76	\$23.02
City of Ottawa	\$3.80 for the first 150 metres	\$0.18 for each additional 86 metres	\$0.18 for each 24 seconds	\$13.95	\$24.42

During the analysis staff also obtained references from other surrounding municipalities in Ontario to understand the nature of recent changes to taxi fares resulting from the current high-inflation environment. The study revealed that many municipalities have received similar requests from the Taxi industry, and are in some ways working towards providing possible resolutions to the increased cost of operations.

#### 4.4 Rationale for Recommendations:

Staff have taken into consideration the market comparison with municipalities in Ontario, operational cost and inflation in recommending an increase in the 'Drop Rate' from \$3.00 for the first 135 metres or part thereof to \$3.50 for the first 135 metres or part thereof and an increase in the distance charge from \$0.25 to \$0.27 for each additional 135 metres or part thereof. Staff do not recommend any change in the waiting charges at this time.

Taxicab tariffs are generally derived from the cost of operating a taxicab and as the regulator of taxicabs tariffs, the Town must respond to the changing market to determine appropriate rates that reflect changes in operating costs. However, the cost of fares can also impact the broader community, namely those who rely on taxicabs

as an important mode of transportation. Staff also acknowledge that fare reviews should include a consultation process for taxi owners, drivers and customers. However, taking into consideration the current state of the market and increased operating cost factors, particularly inflation and the sudden and rapid increase in fuel prices over the last few months, immediate action is warranted.

Although the request from the Taxi Brokers is higher than the rate staff are recommending, the impact that the level of increases will have on the residents who would avail themselves of taxi services also needs to be considered. The recommended limited increase would also assist with competitive pricing with ride-share companies.

With previous knowledge of working with the taxi industry, staff are aware the majority of business involves short distance trips and therefore an increase in the initial drop rate should cover the increased operational cost. Adjusting meter rates to reflect changes in cost conditions would help stabilize driver incomes which, in turn, would influence the quality of driver retained by the industry and the resultant quality of service to the passenger.

Staff propose that a new initial drop rate of \$3.50 for the first 135 metres or part thereof and \$0.27 for each additional 135 metres or part thereof be approved as recommended by staff, and that the By-law be amended to reflect these changes. A draft copy of the proposed By-law to amend By-law No. 2002-0169 (LI-3) is included as Attachment 4.

Based on the recommendations, the proposed new meter Tariffs will be as noted below:

(a) By distance:

- |  |        |
|--|--------|
| • For the first 135 metres or part thereof       | \$3.50 |
| • For each additional 135 metres or part thereof | \$0.27 |

(b) Waiting Time:

- |                         |         |
|-------------------------|---------|
| • For each hour thereof | \$25.00 |
|-------------------------|---------|

**5. RELATIONSHIP TO STRATEGIC PLAN:**

This Report addresses the following Town of Georgina corporate strategic goal:

**Promote a high quality of life**

**6. FINANCIAL AND BUDGETARY IMPACT:**

There are no financial or budgetary impacts on the Town stemming from this report.

## **7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

There is no statutory public consultation required with respect to the Licensing By-law. However, staff have provided 2 weeks of public notice in regards to the proposed amendment to the Licensing By-law in advance of the scheduled Council meeting on August 10<sup>th</sup>.

## **8. CONCLUSION:**

In consideration of the above, staff have put forth the recommendations contained in Section 1 of this report, requesting Council support for the proposed increase in the taxicab tariff fees.

## **APPROVALS**

Prepared By:	Mamata Baykar Deputy Clerk
Reviewed By:	Rachel Dillabough Town Clerk
Recommended By:	Michael Bigioni Director of Legislative Services
Approved By:	Ryan Cronsberry Chief Administrative Officer

## **Attachments:**

<i>Attachment 1 –</i>	<i>Correspondence received from Taxi Brokers</i>
<i>Attachment 2 –</i>	<i>Copy of Schedule 13 of the Licensing By-law 2002-0169(LI-3)</i>
<i>Attachment 3 –</i>	<i>Copy of a By-law No. 2011-0020(LI-3) to amend Appendix 'C' to By-law No. 2002-0169 (LI-3)</i>
<i>Attachment 4 –</i>	<i>Proposed Draft By-law to amend By-law No. 2002-0169 (LI-3)</i>

## Mamata Baykar

---

**From:** Georgina Cabs [REDACTED]  
**Sent:** March 4, 2022 2:42 PM  
**To:** Mamata Baykar  
**Subject:** Meter Rate Increase  
**Attachments:** Stubbed Attachments.htm

This message's contents have been archived by the Barracuda Message Archiver.

[Taxi Meter Rate Proposal final.docx - Google Docs.pdf](#) (268.7K)

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Good afternoon Mamata Baykar,

I am submitting a proposal for review in efforts to increase the meter rate in our Taxis. As you may know, the Town of Georgina hasn't seen an increase in 20 years and we are hopeful that you too recognize the value in implementing these changes.

We value your support during these tough couple of years and ask that you consider our proposal.

Kind regards,  
Kenny Larios

--

# Georgina Cabs Inc.

### Georgina Cabs Inc.

204 Simcoe Ave. Unit #16  
Keswick, ON

**Keswick Office      905.476.1104**

**Fax                      905.476.3397**

<https://georginacabs.ca/>

Report No. LS-2022-0014  
Attachment 1  
Page 1 of 15

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# **TAXI METER RATE INCREASE PROPOSAL**

Town of Georgina

## INTRODUCTION

The Canadian, as well as Ontario's, economy relies upon a highly competitive taxi industry providing employment to thousands of individuals and federally generating over \$2bn annually. Such competition has steadily risen over the past decade as officialized traditional operators share the road with relatively unregulated Uber services. The impacts on the taxi industry have only compounded during the COVID-19 pandemic, with the taxi industry being the most affected industry in Canada, particularly because of significantly lowered ridership demanding services as well as related preventative measures.

Moreover, as industry competition grows and the pandemic presents uncertainty for businesses, we are projecting that hardships are likely to augment rather than dissipate, placing further pressure on traditional taxi operators. As highlighted, the Canadian taxi industry generates over \$2bn yearly, by roughly 52,757 businesses operating within the market, with no single operator occupying more than 5% share of the market. Though traditional taxi operation is highly competitive in terms of ownership, with no single party having a monopoly in the industry, unregulated services, dominated by powerful multinational companies such as Uber and Lyft, inundate and capture a significant proportion of the market, thereby compounding challenges for local community operators.

The current state of the taxi industry in Canada, including localities across Ontario, is simply incompatible with the rising cost of living, and the myriad of expenses involved in operating taxis in the market. It is essential that taxi industry regulators carefully consider multiple variables that impact taxi operation, including insurance costs, rising gasoline prices, vehicle purchase, and the standard of living, when determining meter rate. After careful deliberation, they will find that the current meter rate does not realistically meet the multiple rising expenses involved in taxi operation. We are hereby calling for flexibility and increase in the meter rate regulating Ontario taxi services.

## MARKET ANALYSIS

The Ontario taxi industry accounts for 628 businesses, employing almost 25,000 taxi drivers. As most of these are micro-businesses and owner-operated, they do not have any fixed roll employees, which implies that most of their earnings depend on the revenue they gain through giving rides to consumers. It is also projected that the number of users is likely to increase by a total of 8.5miln by the end of 2026, which implies a massive increase in ridership demand for operators, should small taxi businesses endure pandemic challenges and multinationals encroaching on the industry. Market research reports highlight the imbalanced monopolization of the Canadian taxi market, with the highest market share captured by Uber at 55% followed by Lyft at 25%; percentages which can be contrasted with the shares of co-operational and other independent taxis at 5% and 15% respectively. This stark comparison demonstrates that traditional taxi businesses are operating in a monopolized market wherein the dominant competition is non-governmentally reshaping industry standards, including fixed driver payroll while bypassing regulations observed by small independent businesses. Since these multinational companies disproportionately capture roughly 75% of the market, taxi operations

have tough competition against them, both in terms of ridership access and meeting the increasing expenses required to operate within the industry effectively and efficiently.<sup>1</sup>

Additionally, there is an increasing reliance by the taxi industry on online exposure precipitated by unregulated services. Consumers tend to request service on the internet instead of physically hailing a cab. Because monopolies have widely advertised, recognized, multi-purpose platforms, small business operators have exceptional challenges, to say the least, competing against such service multibillion dollar conglomerates. Such competition, with little to no governmental assistance, has left traditional taxi operators barely subsisting within the market, with low market share producing low earnings, and wages below the poverty line due to their increasing expenses. In 2020, around 44% of the consumers preferred online service requests, with 56% still showing preference for offline requests. However, it is projected that these statistics will be inverted by the end of 2026, with 53% of service requests being made by online consumers and 47% by offline consumers. The inversion means a further potential loss of revenue and is therefore a cause of concern for the taxi industry.

If we consider Ontario's capital, Toronto, where Uber and Hailo began operating in 2012, we will note that Hailo closed down its operation shortly after due to strict regulations imposed by the Canadian government over the taxi industry. Since 2014 taxi companies and drivers have protested against Uber, primarily due to its deregulation of fares, which are highly regulated in the taxi industry as demonstrated by Figure 1. This disproportionate regulation and unfavorable standard imposed on the taxi industry in great part contributes to the losses prior and during the pandemic experienced by small business in Ontario.

Canadian City	TAXIS		TNCs	
	Taxi Entry Controlled	Taxi Fares Regulated	NTC Entry Opened	Fares Regulated
Toronto	Yes	Yes	Yes – May 2016	No
Montreal	Yes	Yes	Yes – Sept. 2017	No
Vancouver	Yes	Yes	Expected - 2018	No
Ottawa	Yes	Yes	Yes – April 2016	No
Edmonton	Yes	Yes	Yes – March 2016	No
Calgary	Yes	Yes	Yes – December 2016	No
Saskatoon	Yes	Yes	Expected - 2018	No
Regina	Yes	Yes	Expected - 2018	No
Winnipeg	Yes	Yes	Yes – March 2018	No

Figure 1. Taxi Regulation

This report is directed towards the Township of Georgina with the aim of addressing and rectifying the discrepancy between rising expenses and the taxi meter rate. Our request is that the Township officiate the increase in taxi meter rate. The rationale behind this request will be delineated in the next section of this report.

<sup>1</sup> Statista. 2021. Ride-hailing & Taxi. Statista. Retrieved 28<sup>th</sup> December 2021 from <https://www.statista.com/outlook/mmo/mobility-services/ride-hailing-taxi/canada>



## SITUATION ANALYSIS

### 1. Fair Fares

There are several pressing issues that compound the problem presented by low fares, rendering operations by traditional taxi services burdensome. After a review of such pressing issues, in January of 2022 the Saint John's City Council in the Province of Newfoundland and Labrador agreed upon the recommendation to provide a meter rate increase. The increase means the flag rate (to sit in a cab), with HST included, will be raised from \$3.75 to \$4.50. Moreover, the distance rate will jump from \$2 (one-tenth of a kilometer) to \$2.50 (one-tenth of a kilometer), and the waiting time rate has also been reassessed from \$32.50/hr to \$40.50/hr.

Such amendments were made following requests by leading taxi operators, including Newfound Taxi and Independent Taxi, which underlined that the rising prices of gasoline and commercial insurance rendered the then meter rate incommensurable and untenable to produce a livable wage. The price of commercial taxi insurance, for instance, has increased by over 200% in the province of Ontario in the last 10 years. Amidst compounding demands, expenses, and competition, taxi drivers can no longer rely on their occupation as a main source of livelihood. For instance, there are drivers who are currently working for our company at Georgina cabs who have reported to earn only \$40/day, which is simply insufficient to meet the standard of living.

### 2. Access

As emphasized, traditional taxi drivers are also losing access to the market, which creates further hardships since they rely solely on fares to make a living. Independent operators and drivers have also begun to advertise the availability of rides on social media platforms, whereby they strategically capture the markets on which traditional operators rely, despite the lower rates offered by such operators. This loss of ridership in a market where operators provide low-cost services is further disproportionately made favorable to independent drivers as they are not regulated by the city council or the government. They hence reap the benefits in an unfair market by evading laws and taxation that official taxi businesses are beholden to. Moreover, laws and taxation are not the only matters skewing the competition, traditional taxi operators have licensed inspection certificates, properly calibrated taxi meters, and appropriate insurance coverage, which combined increase their expenses and reduce their capacity to earn a living wage.

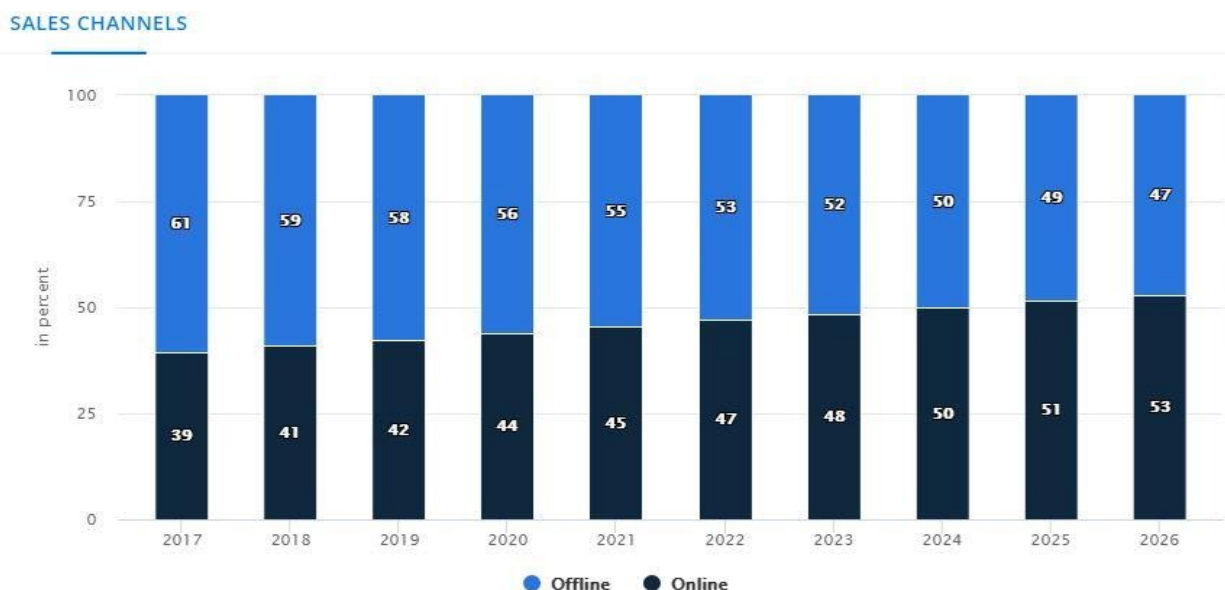


Figure 2. Sales Channels<sup>2</sup>

### 3. Increase in Expenses

As highlighted, taxi meter rates should be adjusted due to the multiple compounding expenses associated with operating a traditional taxi company. The price for insurance alone has substantially surged by an estimated 200% in the past decade. More specifically, the cost of car insurance in Ontario is approximately \$950/month for each vehicle under a commercial policy, equating to a cost of \$11,400 annually for the insurance of a single car; a rate that independent companies contracting drivers do not have to abide by. Furthermore, such rates depend upon the region, locality, size of the car, type of vehicle, and so on, drawing yet another contrast with personal vehicles. More generally, car insurance in Ontario is acknowledged as among the highest across Canada. Moreover, the average price of cars has increased due to both the pandemic and a microchip shortage. According to Auto Trader, the cost of a used car is up 19.4% yearly, with the average cost sitting at \$31,000.

Along with this, the cost of gasoline is reported to have risen by more than 100% since the last time the taxi meter rate was amended in the Township of Georgina in 2002. The considerable rise in gasoline prices is especially demonstrable in recent months. In December 2020, the price for gas was \$1.00/liter and has risen to \$1.75/liter in March 2022. The Consumer Price Index has increased by a total of 19% during this time period, resulting in a significant increase in inflation amplifying the effect. Gasoline price uncertainties and variations in Ontario, not including the recent spike, are illustrated by the following graph:

<sup>2</sup> Statista. 2021. Ride-hailing & Taxi. Statista. Retrieved 28<sup>th</sup> December 2021 from <https://www.statista.com/outlook/mmo/mobility-services/ride-hailing-taxi/canada>

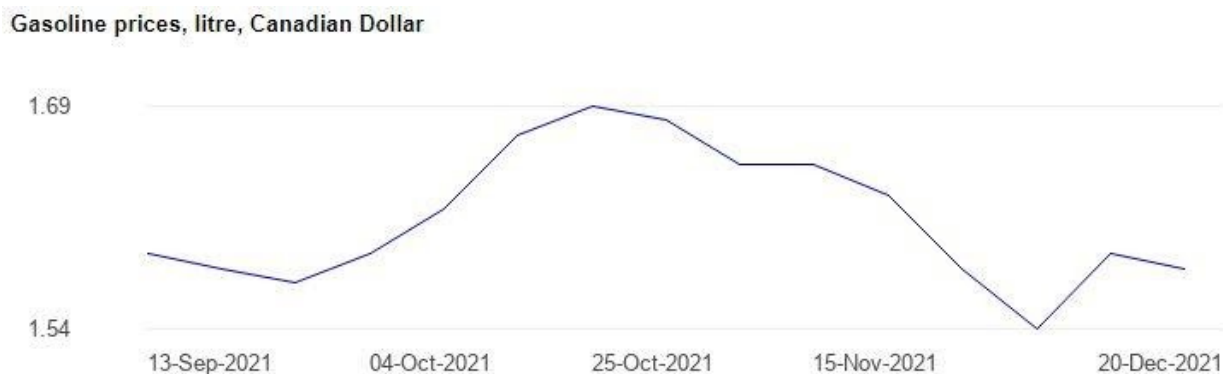


Figure 3. Gasoline Price

These, as well as other, accumulated expenses, convey the mounting pressures placed on relatively small taxi businesses, which are increasingly experiencing hardship managing through reliance on earned revenue. Derailed revenues due to burdensome expenses, competitive disadvantage, and a disproportionate meter rate, present challenges for businesses to fairly compensate drivers and secure reliable employment.

#### 4. Principles of Regulation

Many of the traditional taxi drivers have gone through extensive certification processes, licenses, and expenditures to become law-abiding service providers who meet all requirements imposed on the taxi industry by governments. The taxi industry is among the most heavily regulated industries in Canada. TNCs, such as Uber, go unregulated and are not required to meet such standards. Yet, such negligence has gone unobserved as such transnational companies persist to growingly capture the market on which traditional taxi businesses rely upon. These companies do not undergo rigorous background screening nor require credentials that demonstrate their contractors are prepared to provide safe ridership. We may contrast this with taxi drivers who utilize personal earnings to undergo extensive background checks and attain licenses required for operation. Such inequitable demands in a highly competitive environment render the occupation and service to communities unworthy to the driver.

#### 5. Review of Other Countries

Taxi companies operating in other parts of the world, for instance in London England have already requested an increase in taxi meter rates due to the raging pandemic, during which gasoline prices increased by more than 50%. As emphasized, one of the industries most impacted by the pandemic has been the taxi industry, which has resulted in drivers abandoning their occupation, not out of their own choosing, but because earnings have diminished to such a significant degree that taxi driving no longer provides a livable and fair wage.

## 6. Review of Canada

A number of Ontario cities and others in different Provinces are beginning to address the mounting problem and rectifying the low meter rate, as has been undertaken in St. John's the capital city of Newfoundland and Labrador where taxi fares as of January 2022 have increased due to the compounding expenditures, they have amended its per kilometer rate to \$2.5/km traveled, the starting tariff for a cab to \$4.50, and \$40.50/hour waiting. These numbers may be contrasted with other major cities in Ontario as demonstrated by the table below:

	<b>City/ Province</b>	<b>Initial Fare</b>	<b>Per Hour Waiting</b>	<b>Per Kilometer</b>	
	Keswick, Ont	\$3.00	\$25/hr	\$1.85/km	
	Barrie, Ont	\$3.25	\$30/hr	\$2.50/km	
	St. John's, NF	\$4.50	\$40.50	\$2.50/km	
	Burlington, Ont	\$3.50	N/A	\$2.40/lm	
	Guelph, Ont	\$3.00	32/hr	\$2.40/km	

## 7. Review of Competitors

The City of Toronto, which is widely known to have permitted multinational companies such as Uber entry into the taxi service market, has received wide-scale criticism for its permissible approach and lack of equitable policy as it pertains to Uber, which has permitted to charge higher tariffs while independent taxi fares remain highly regulated. It has become ever more abundantly clear throughout the pandemic that companies such as Uber and Lyft, which are already monopolizing the market, have been able to generate revenue, while taxi drivers working independently have disproportionately suffered the effects of the pandemic and the increased cost of living.

### **FACTORS TO CONSIDER**

In the past few years there has been a growing trend towards ride-hailing or ride-sharing in Canada. Across different websites and mobile apps, passengers are matched with drivers in vehicles with fixed rates. This is a significant shift in the operating mode of the taxi industry. Ride-sharing provides relative convenience, particularly as gas prices escalate. However, ride-sharing is an option that is feasible to some, but not all riders. Greenhouse gas emissions are another fundamental factor that must not go overlooked as we consider the present and future mode of operation of public transportation services in Canada. More vehicles on freeways and highways inevitably equal greater air pollution.

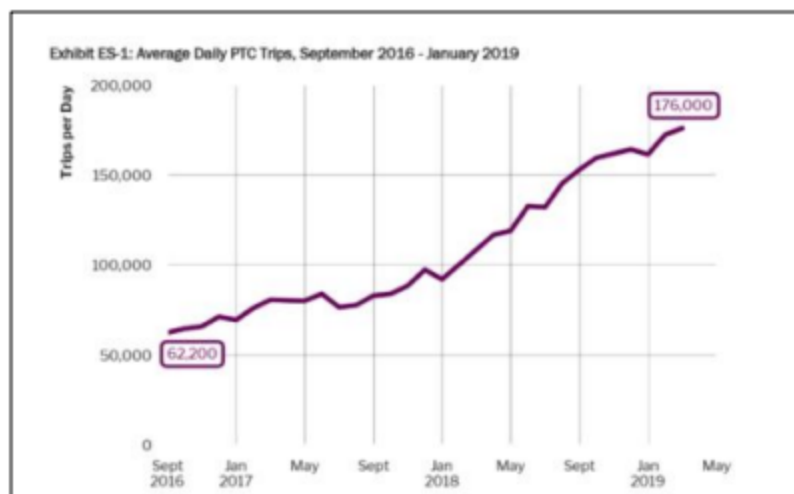
In Canada, the taxi industry is regulated by the provinces and municipalities. Regulations have been in place since the 1930s when the “supply” regulation or the “entry” regulation was first imposed in cities across Canada. There are some exceptions like the City of Toronto, which imposed fares applied in select zones as early as 1857. Taxi regulation revolves around two fundamental areas of concern: safety and economics. The latter predominantly pertain to fares and service, while the former is concerned with the vehicle conditions and its mechanisms, driver, and insurance requirements altogether. Due to many different competitor companies in the transportation industry, the prices in the industry are no longer regulated, as a result of which every competitor has a different price to offer.

Research conducted in 2019 has shown an upward trend in road-hailing across Canadian cities, with the City of Toronto alone reporting an estimated 31 million trips recorded under the public transit system. Ride-hailing has collectively generated approximately \$74 million in revenues, with projections indicating a yearly growing trend in the ride-hailing business in Canada. As discussed, local taxi industries have experienced great losses in the area of ride-hailing as taxi drivers are subjected to a rise in expenses, while competing with unregulated companies which are increasingly capturing the market. Along with this, the reported decline in the use of taxi services can be attributed to the greater usage of private vehicles that do not meet the rigorous standards imposed on the taxi business.

As discussed, one of the most significant impacts on the taxi industry in the last decade has been the arrival of Uber services in Toronto in 2014, when existing regulations governing the Canadian taxi industry began becoming sidelined for disproportionate profit and losses. These changes to the industry were also impacted by the regulatory actions taken by Canadian authorities in the years that followed, as the government sought to gain control over escalating prices for cab services in the region. Lyft services in 2017 also transformed the market by giving exponential rise to ride-hailing in the region. Several years after such services were introduced to the region, ride-hailing activity remains unregulated, as a result of which the traditional operators and small businesses are being compromised by monopolies unrestrained by equivalent standards and stakes. One of the central aspects impacting the industry is that there is no ceiling or specific limitations outlined designating the capacity of cars and drivers for ride-hailing services. Prior to the grave impacts by COVID-19, Uber and Lyft were growing exponentially in the region, and given that these corporations provide multiple service streams, they have not been compromised in the way that taxi operators have been.

The following statistics provide some details about ride-hailing services offered in North America:

- The number of ride-hailing trips has nearly tripled by 2019 in the span of a 2.5 year period.
- The pre-pandemic ride-hailing drivers exceed 100,000 in Toronto, in comparison with the 80,000 total drivers in New York City altogether.
- Local city staff have issued a warning that Toronto's traditional taxi trips are likely to be affected in coming years, due to the demand increase of these two multinational companies in the region.



**FIGURE 2: CITY OF TORONTO 2019**

The effects of these changes can be felt across the public transit system as well as the taxi industry in Canada. One of the basic trends we are able to trace as a result of the presence of unregulated services is that a growing number of individuals are depending on the industry to make a wage, and in turn, by flooding the industry, are rendering the taxi driving occupation highly precarious, with drivers unable to earn a living. Indeed, the combined effect has been that taxi driving is increasingly becoming part of the “gig economy.” This is the potential rationale for the increase in regulatory measures implementation by the public transit system of Canada. The implications are substantial, with expanding ride-hailing services having severe impacts on the public transit system and the entire taxi industry’s operating budget. Although this new trend in the public transit system has resulted in sustained growth in terms of employment, adverse effects are observed in terms of ridership. The Toronto Transit Commission has reportedly raised issues regarding the regulation of the taxi industry concerning app-based ride-hailing services that are diverting customers from transit. During the pandemic, the public more generally avoided public transit and opted for ride-hailing services, as such services were perceived to provide social distancing, comfort, and convenience to customers. However, despite these momentary benefits, the long-term impacts of ride-sharing on the environment due to the exponential growth of traffic and pollution in major cities are worthy of consideration.<sup>3</sup>

The pertinent issue at hand is the current and future feasibility of the taxi industry of Canada in a highly competitive market wherein traditional taxis are disproportionately at a disadvantage when competing with new Transportation Network Companies (TNCs). As outlined, while the traditional taxi companies have been subject to regulatory measures and related expenses, TNCs do not abide by the same standards and thereby disrupt the industry, compromising business and occupational subsistence. The table below consists of collected data in Canadian cities regarding the introduction of TNCs, and how the introduction of such TNCs has impacted traditional firms operating in the taxi industry.

<sup>3</sup> [https://ridefair.ca/wp-content/uploads/2021/02/Ridefair-Report\\_Feb\\_2021\\_final.pdf](https://ridefair.ca/wp-content/uploads/2021/02/Ridefair-Report_Feb_2021_final.pdf)

## ***CITIES* Data for TNCs**

<i>TORONTO</i>	First TNCs were reported in the year 2012; Uber and Hailo. Toronto cabbies have continuously voiced concerns against the increasing presence of TNCs in the city; there have been frequent protests, road blockages, and ongoing criticism launched against it.
<i>MONTREAL</i>	Hailo and Uber started operations in the year 2013. The entrance of Uber in this market was referred to as “Uber War,” as the Montreal mayor himself claimed UberX as an illegal practice. Evidently, entries of TNCs have not been well received in Quebec more broadly.
<i>VANCOUVER</i>	TNCs were reported to have first begun service on September 12, 2012. It was reported that taxi companies filed a lawsuit to block Uber from expanding into Vancouver.
<i>OTTAWA</i>	TNCs were reported to have first begun service in October 2014. The opposition faced by Uber in this region was the worst one ever, as it was faced with violence. It was reported that taxi drivers launched a \$215 million lawsuit against the City of Ottawa weeks before Uber became legal. Even though the TNCs did get approval to operate in Ottawa, the taxi drivers largely challenged the city jurisdiction.
<i>EDMONTON</i>	TNCs were reported to have first begun service on December 18, 2014. Uber had stopped its services by the end of 2016 in the region given the kind of backlash it faced.
<i>CALGARY</i>	TNCs were reported to have first begun service in mid-October 2015. Reportedly, a sting operation was done against the Uber drivers in Calgary.
<i>WINNIPEG</i>	The taxi companies had started their opposition against Uber services long before they were introduced in Winnipeg. Duffy’s Taxi and Unicity Taxi formed the Winnipeg Taxi Alliance to fight Uber’s potential incursion into the Winnipeg market.

The collected information presented in the chart makes it overwhelmingly evident that the taxi industry rejects the presence of TNCs across Canada. There were cities where the

municipalities were supportive of TNCs, however, taxi drivers are unanimous in opposing the introduction of Uber, Lyft, or Hailo services regardless of city or region. There were some places where the taxi regulations were so rigid that they did not allow TNCs altogether. It was a war of ideas, intimidation, words, demonstrations, violence, road blockages, and so on. Other than the regulations in the taxi industry, TNCs had to face the regulatory authorities in order to get widespread access in a country highly regulated as Canada. The struggle against TNCs continues in all the other parts of the world, including the USA, where TNCs were allowed to operate legally in only 10 states. There is TNC regulation in all the states of the USA, with the exception of Oregon. This struggle against TNCs by traditional taxi companies continues in Canada with respect to policy making, the price wars, regarding regulation, among other concerns.

Taxi regulations play a significant role in addressing the potential failures faced by the market as a whole. One of the central problems prevalent in Canada is that multiple ride-hailing companies such as Uber and Lyft do not require stringent background checks from drivers before hiring, which potentially creates issues for all in the long run. Traditional taxi firms across Canada have several concerns that must be addressed by regulators, including neglected safety and liability standards unobserved by TNCs, and significantly, the level of access by such companies to ridership in local taxi industries.

### **PROPOSED SOLUTION**

The following are key recommendations presented to the Township of Georgina in regards to the taxi industry, in an effort to inform them of significant issues currently experienced by taxi operators and drivers. Such recommendations are provided for the purposes of informing adequate design and implication of policies that will rectify the current disproportionalities in the local taxi industry.

- In order to enhance public safety and consumer protection, the regulators need to ensure that the taxi companies are compliant with the rules implemented for public safety and consumer protection by all means. All riders, including those subscribing to ride-hailing services or to traditional taxi services, need to abide by rules communicated by the municipality, which seek to provide regulations for the safety of passengers as well as drivers.

Passengers rely on the integrity of taxi companies to provide a safe and reliable service, including assurance of vehicle upkeep and quality commercial insurance. Rules need to be made and enforced toward compliance by all taxi service companies serving the public. For instance, if it is made mandatory that \$2 million of insurance coverage is required to protect the vehicle, the people, and property, all taxi companies, traditional or the ride-hailing ones that run on applications, must carry the appropriate insurance required of vehicles sharing the road. Additionally, minimal workplace safety conditions must be assured and followed by all cab services providers. It must be made mandatory that taxi operators as well as ride-hailing companies ensure that their vehicle or vehicles



providing services undergo inspection prior to being given the approval to ride on the roads.

- An increase of the current meter rate to the following:
  - For the first 1/10 kilometer or part thereof \$4.50
  - For each additional 1/10 kilometer or part thereof \$0.275
  - Waiting time per hour \$50.00
- Vehicle age expiration be increased from 8 years for regular gasoline-powered vehicles to 10 years. Hybrid vehicles from 8 years to 12 years and fully electric vehicles from 8 years to 13 years, with an optional extension of two additional 2 years.
- Licensing in order to allow deliveries of alcoholic beverages from licensed establishments.
- Taxis, be it for the local firms or for the ride-hailing services, should all charge regulated rates for the services to prevent the drivers from charging their own prices. Furthermore, this move will discourage companies like Uber and Lyft from exploiting the lack of regulated pricing. This is one of the primary concerns that local taxi drivers are raising, and are seeking consultation with municipalities to review the frameworks implemented for urban transportation services. Regulators should not let the industry participants charge fares as per their own flexibility, and must instead insist on implementing consistency across the taxi industry in the region.

## CONCLUSION

The regulators are advised to offer incentives to all taxi drivers who operate vehicles that are licensed, properly serviced, and safely accessible. Regulators should ensure that taxi services remain accessible to passengers in a way that benefits them in a highly disproportionate and disadvantageous market. The taxi industry has especially deteriorated during the pandemic, with drivers being unable to make living wages, and traditional taxi operators facing the burdens of higher costs of fuel, insurance costs, vehicle purchase, maintenance fees, certifications, and more. It is therefore a pressing moment in which regulators must intervene in an appropriate way and approve the recommendations outlined after close consideration of the details we have provided. The taxi industry remains a significant part of the Canadian economy, providing jobs to millions. An intervention in the taxi industry will not only ensure that operators are capable of sustaining small businesses, but that they continue to provide local employment as well as vital services to communities.

## Mamata Baykar

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**From:** GQ TAXI [REDACTED]  
**Sent:** March 15, 2022 3:13 PM  
**To:** \*Clerks Division  
**Subject:** Attn Mamata Baykar

**CAUTION:** This message originated from an email address that is outside of the Town of Georgina organization. Please exercise extreme care when reviewing this message. DO NOT click any links or open attachments from unknown senders. Be suspicious of any unusual requests and report any suspicious email messages to the Georgina ITS division at support@georgina.ca.

Good afternoon Mamata,  
Great speaking with you today.

As discussed, We are requesting a temporary meter rate increase due to the immense increase in operating costs.

Due to the pandemic, the cost of insurance has doubled to over \$12,000 per vehicle annually. The price of new and used vehicles has increased by 30% and now Russia's invasion of Ukraine has caused oil prices to double and continue to increase.

20 years ago the minimum wage was \$6.85. Since then, Ontario has seen the minimum wage increase 15 times based on changes to the consumer price index. The Town of Georgina has not seen an increase in taxi rates since 2002, which further highlights that this industry is tremendously underpaid. Our drivers earn below the poverty line and in efforts to pull through this pandemic, a meter rate increase is urgently required.

According to [uber.com/newsroom](https://www.uber.com/newsroom), the company says that "Beginning Wednesday, March 16, consumers will pay a surcharge of \$0.45 to \$0.55". Uber Drivers have expressed that these increases are "not enough".

Our competition has substantially lower operating costs because they don't fall under your regulations nor do they have to follow your bylaws; however, they have implemented increases to help their drivers with the sky-high gas prices. According to an article posted on March 12th, 2022 <https://edition.cnn.com> ride-sharing and taxis are following suit stating "This raise helps keep the city's promise to keep app drivers out of poverty wages and on the path to a dignified and secure living,".

With respect to the process of reviewing our request to increase the meter rates for the Town of Georgina, **we ask that you permit a temporary increase in taxi meter rates.**

Thank you,  
Remberg Larios  
G.Q. Taxi

CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

BY-LAW NO. 2002-0169 (LI-3)

DATE 2004-10-25 A BY-LAW RESPECTING THE ISSUE  
OF LICENCES IN THE TOWN OF GEORGINA

**WHEREAS** the Council of the Town of Georgina may, pursuant to the Municipal Act, as amended, enact by-law for the licensing, regulating and governing of businesses and occupations in the Town of Georgina;

**AND WHEREAS** the Council of the Town of Georgina deems it desirable to enact a by-law to licence business;

**BE IT THEREFORE ENACTED BY THE COUNCIL OF THE TOWN OF GEORGINA:**

**DEFINITIONS**

For the purposes of this by-law:

**Applicant** means a person applying for a licence under this by-law;

**Application** means an application in the form provided by the Licensing Section and accompanied by the appropriate fee;

**Chief-of-Police** means the Chief of Police of The Regional Municipality of York;

**Committee** means the Committee appointed by Council for such purpose of conducting a hearing upon request of an applicant or licensee;

**Council** means the Council of The Corporation of the Town of Georgina;

**File** means to submit a document to the Licence Issuer;

**Fire Chief** means the Fire Chief of the Town of Georgina or his designate;

**Health Department** means York Regional Health Services Department or any other agency carrying out the responsibilities of the York Regional Health Department;

**Licence** means the certificate or other similar document issued pursuant to this by-law as proof of licensing under this by-law;

**Licensed** means to have in one's possession a valid and current licence issued under this by-law and unlicensed has the contrary meaning;

**Licensee** means a person licensed under this by-law;

**Licence Issuer** means the head of the Licensing Section of The Corporation of the Town of Georgina and includes his/her designate;

**Licensing Inspector** means any person appointed by the Corporation of the Town of Georgina as a Municipal Law Enforcement Officer for the purposes of enforcing this by-law.

AMENDED BY:

AMENDED BY:

AMENDED BY:

BY-LAW NO. 2010-0075, 4-3

DATE June 28, 2010

BY-LAW NO. 2014-0005, 4-3

(Schedule 11)

Jan. 15/14

BY-LAW NO. 2020-0039, 4-3

Apr. 10/20

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**Medical Officer of Health** means a person appointed pursuant to s. 39 of the *Public Health Act*, R.S.O. 1990, as amended;

**Person** includes a corporation and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law;

**Town** means the Corporation of the Town of Georgina in The Regional Municipality of York;

## **2. LICENCES REQUIRED**

(1) There shall be taken out by:

- (a) every owner or operator of an adult entertainment facility (see Schedule "1");
- (b) every owner or operator of an adult entertainment parlour (see Schedule "2");
- (c) every person who owns or operates a bed and breakfast (see Schedule "3");
- (d) every person who owns or operates a body rub parlour (see Schedule "4");
- (e) every person who conducts an exhibition/festival (see Schedule "5");
- (f) every person who sells or offers for sale any recreational low hazard fireworks (see Schedule "6");
- (g) every person who acts or carries on business as a salesperson, hawker, pedlar or goes from place to place or to a particular place with goods, wares or merchandise for sale, or, carries and exposes samples, patterns or specimens of any goods, wares or merchandise that are to be delivered in the municipality afterwards (see Schedule "7");
- (h) every person who owns a horse riding establishment (see Schedule "8");
- (i) every person who owns or operates a place of amusement (see Schedule "9");
- (j) every person who owns or operates a vehicle from which refreshments are sold for consumption by the public (see Schedule "10");
- (k) every owner or keeper of a salvage shop or salvage yard; and every person who goes from house to house or along any street whether public or private for the purpose of collecting, purchasing or obtaining second-hand goods every owner or keeper of a shop, store or other place for the purchase, sale or exchange of second-hand goods; every person other than those before mentioned who engage in the business of purchasing, selling or exchanging or otherwise dealing in second-hand goods in or from a yard, shop, store or other premises(see Schedule "11");

- (l) every person who conducts a special sale (see Schedule "12");
- (m) every person who owns or operates a limousine, taxicab or limousine or taxicab brokerage and every person who drives a limousine or taxicab (see Schedule "13");

a licence from the Town of Georgina authorizing them to carry on their trades, callings, businesses, and occupations in the Town of Georgina for which licence the person shall pay to the Licence Issuer at the time of filing an application, the fee established by this by-law, or any amending by-law.

- (2) An application for a licence, or the renewal thereof, respecting any of the several trades, callings, businesses and occupations mentioned in this by-law or any amending by-law hereto, the applicant shall complete the prescribed forms.
- (3) The licences for the trades, callings, businesses and occupations set out in Appendix 'B' to this by-law shall, unless they are expressed to be for a shorter or longer time, be for one year, and unless they are sooner forfeited or revoked, shall in each case, expire in each year on the date set out opposite the same.
- (4) The respective sums of money set out in this by-law opposite the respective descriptions of licences in Appendix 'B' hereinafter referred to as the "Fee Schedule" is hereby established as the amounts for such licences.

### **3. LATE PENALTY**

In addition to the fee required to be submitted as set out in Appendix 'B' a late penalty equal to 50% of the fee must also be submitted with a renewal application if the renewal application is being submitted after the expiry date as set out in Appendix 'B'.

### **4. PROCEDURES AND GENERAL PROVISIONS**

The Licence Issuer shall carry out the administrative duties associated with the licensing function for the Town of Georgina;

- (a) No person shall alter, erase or modify a licence or allow the alteration, erasure or modification of a licence without the approval of the Licence Issuer;
- (b) Every application for a licence shall be delivered to the licensing section thirty (30) days in advance of requiring said licence;
- (c) Every application for renewal of a licence shall be delivered to the licensing section thirty (30) days prior to the expiry date of the licence as set out in Appendix 'B';
- (d) Every corporate applicant shall file a copy of its incorporating documents, along with any amending documents, and the most recent annual filing, if any;
- (e) Where two or more persons carry on or engage in partnership in any of the trades, callings, businesses or occupations set out in this by-law the licence may be issued in the name of one partner only, but when the application for licence is made, the name and address of each member of the partnership shall be set out therein;



- (f) Every applicant shall file a business registration under the ***Business Names Act, R.S.O. 1990*** as amended, where the name is other than in name of sole proprietor;
- (g) Every licensee or applicant on request of the Licence Issuer shall file such documentation as is necessary to determine the applicants' compliance with the provisions of this by-law;
- (h) Every person applying for or holding a licence under this by-law shall, in such application or in carrying on or engaging in the trade, calling, business or occupation in respect of which the licence is issued, observe, comply with and be governed by the regulations set out in this by-law, the respective Schedules to this by-law or any amending by-law which relate to such person;
- (i) Every licensee shall, on request of the Police, Licence Issuer or Licensing Inspector, produce his licence and any other documentation requested;
- (j) Every licensee operating propane or natural gas vehicles shall have annual inspections and shall have affixed to the windshield, a valid windshield sticker issued by a qualified propane or natural gas inspector;
- (k) Every licensee shall post in a conspicuous place his licence and if the Licence Issuer does not deem posting appropriate shall carry his licence with him;
- (l) All plates issued pursuant to this by-law shall remain the property of the Town;
- (m) When the applicant is not the owner of the property from where he will be operating such business, trade or occupation he will be required to produce a letter from the owner authorizing the use of the property for such purpose.

## 5. ONTARIO DRIVER'S LICENCE SUSPENDED

Every driver shall have and maintain in good standing at all times a driver's licence issued by the Province of Ontario, and the driving privileges conferred under this by-law shall, for all purposes of the by-law, be deemed suspended during any period in which such Ontario driver's licence is under suspension.

## 6. BUSINESS NAME AND CHANGE OF INFORMATION

- (a) A licensee shall carry on business in the Town in the name, which is set out on the licence and shall not carry on business in the Town in any other name unless he has first notified the licensing section;
- (b) A licensee shall notify the licensing section within five (5) days of any change of name, address or any other information related to the licensee;
- (c) Where the licensee is a corporation, the licensee shall notify the licensing section of any change in the names and addresses of officers and directors, the location of the corporate head office, change of ownership of shares within five (5) days of the change, and if necessary, the licence shall be returned immediately to the licensing section for amendment.

## **7. ADMINISTRATION**

The Licence Issuer shall:

- (a) receive and process all applications for licences and for renewal of licences;
- (b) issue all licences, when an application is made in accordance with the provisions of this by-law;
- (c) maintain complete records showing all applications received and licences issued;
- (d) generally perform all the administrative functions conferred upon the Licence Issuer by this by-law.
- (e) upon receipt of an application, make or cause to be made all investigations relative to such application as set out in Appendix 'E'.

## **8. GROUNDS FOR REFUSAL TO ISSUE OR RENEW A LICENCE**

An applicant is entitled to be licensed and a licensee is entitled to have his licence renewed except where:

- (a) having regard to his financial position, the applicant or licensee cannot reasonably be expected to be financially responsible in the conduct of the business being licensed;
- (b) the past conduct of the applicant or licensee affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which he is to be licensed in accordance with the law, and with integrity and honesty;
- (c) the issuing of the licence or renewal of the licence would be contrary to the public interest;
- (d) the applicant or licensee is carrying on activities that are, or will be, if the applicant is licensed, in contravention of this by-law, or any other municipal by-law or any other applicable law;
- (e) where the applicant or licensee is a corporation, the past conduct of an officer or director affords reasonable grounds for the belief that the applicant or licensee will not carry on the activity for which he is to be licensed in accordance with the law.

## **9. LICENCE ISSUER'S POWER TO REFUSE A LICENCE**

The Licence Issuer shall refuse to issue or renew a licence where the applicant or licensee would not be entitled to a licence for the reasons set out in this by-law.

## **10. LICENCE ISSUER'S POWER TO REVOKE OR SUSPEND A LICENCE**

The Licence Issuer shall revoke or suspend a licence or deny renewal of a licence where the licensee fails to comply with any of the provisions of this by-law;

## 11. ISSUING A LICENCE ON TERMS AND CONDITIONS

The Licence Issuer may issue or renew a licence subject to such terms and conditions as are necessary to give effect to this by-law.

- (1) When, for any of the grounds set out in the applicable section of this by-law, an applicant or licensee is not entitled to be licensed or to have his licence renewed, or a licence may be subject to revocation, the Licence Issuer shall refuse to issue or refuse to renew the licence, suspend or revoke the licence, or issue a licence subject to terms and conditions.
- (2) The Licence Issuer shall provide written notice to be given to the applicant:
  - (a) setting out the grounds for the revocation, refusal to issue or renew, suspension or the terms and conditions of a licence;
  - (b) give reasonable particulars of the grounds;
  - (c) be signed by the Licence Issuer; and
  - (d) inform the applicant or licensee of his right to a hearing before a Committee appointed by Council if he delivers a written request for such a hearing within seven (7) days following the date of service.
- (3) The written notice given by the Licence Issuer shall be sufficiently served if delivered personally or by registered mail addressed to the person to whom notice is to be given at the last address given by that person to the Licence Issuer. When written notice is given by registered mail, service shall be deemed effective five (5) days from the date of mailing.
- (4) On receipt of a written request for a hearing from an applicant or a licensee, the Licence Issuer shall schedule the hearing and shall give the applicant or licensee reasonable written notice of the date, time and place of the hearing.
- (5) The provisions of Sections 5 to 15 and 21 to 24 of the **Statutory Powers Procedure Act, R.S.O. 1990**, as amended shall apply to all hearings conducted by the Committee under this by-law.
- (6) When an applicant or licensee who has been given written notice of the hearing does not attend at the appointed time and place, the Committee may proceed with the hearing in his absence and the applicant or licensee shall not be entitled to any further notice of the proceedings.
- (7) At the conclusion of a hearing the Committee shall, as soon as practicable, submit a written report of the hearing to Council and the report shall:
  - (a) summarize the relevant evidence and arguments presented by the parties at the hearing;
  - (b) set out the findings of fact and the recommendations made by the Committee;
  - (c) set out the reasons for the recommendations.



- (8) After giving consideration to the report of the Committee, Council may make any decision with respect to the licence and the applicant or licensee shall not be entitled to any further hearing before Council on the matter and the decision of Council shall be final and binding.
- (9) Where a licence has been revoked or suspended pursuant to this by-law, the Licence Issuer shall send by registered mail, addressed to the person whose licence has been revoked or suspended at the last address given by that person to the Licence Issuer, a written notice of revocation or suspension of licence, and upon the mailing of such written notice the licence shall forthwith be revoked or suspended;
- (10) A licensee whose licence has been revoked or suspended shall return the licence and all plates issued by the Licence Issuer with reference to such licence to the Licence Issuer within twenty-four (24) hours of service of the notice of revocation, and the Licence Issuer or Licence Inspector, may enter upon the business premises or vehicles of the licensee for the purpose of receiving, taking or removing the said licence and plates;
- (11) No person whose licence has been revoked or suspended shall refuse to deliver the licence or plates to the Licence Issuer or a Licence Inspector or in any way obstruct or prevent the Licence Issuer or Licence Inspector from receiving or taking the same.
- (12) Notwithstanding any decision of or statement by Council respecting the granting of a licence or application therefore, no person shall be deemed to be licensed to carry on or engaged in the trade, calling, business or occupation for which such licence is required until he has paid the required fee and has received the physical licence, plate, or other evidence of the granting of such licence provided for in this by-law.
- (13) The Licence Issuer shall on behalf of Council sign all licences issued by it pursuant to this by-law and the Licence Issuer's signature may be printed or mechanically reproduced upon each licence issued, and such licence shall be in such form as Council may from time to time designate.

## **12. INSPECTION**

The Licence Issuer, Licence Inspector or the Police may at all reasonable times:

- (1) inspect any vehicle, building, place or premise used in the carrying on of any trade, calling, business or occupation required to have a licence under this by-law excluding any portion used as a dwelling unit; and
- (2) inspect any goods, articles, books, records and other documents of or relating to any such trade, calling, business or occupation.

## **13. NOTICE OF NON-COMPLIANCE BY AN INSPECTOR**

Where the Licence Issuer or Licence Inspector find that any provision of this by-law is being contravened, he may give to the person whom he believes to be in contravention of the by-law a notice of non-compliance in writing directing compliance with such provision and may require the notice of non-compliance to be carried out forthwith or within such time as he specifies.

#### **14. GENERAL PROHIBITIONS**

- (1) No person shall, within the limits of the Town of Georgina, carry on or engage in any of the said trades, callings, businesses or occupations outlined in this by-law unless he possesses a valid licence.
- (2) No person shall hold himself out to be licensed pursuant to this by-law unless he is so licensed.
- (3) No person who has or is required to have a licence under this by-law shall obstruct or hinder the making of any inspection under this by-law, or cause or permit the same to be obstructed or hindered.
- (4) No person shall obstruct the Licence Issuer or Licence Inspector in the execution of his duties.
- (5) No person licensed pursuant to this by-law shall for reason of race, ancestry, place or origin, colour, ethnic origin, citizenship, creed, sex, age, marital status, family status or handicap, discriminate against any member of the public.
- (6) No person licensed under this by-law shall in respect of any disabled person;
  - (a) refuse to provide service in any manner to such person;
  - (b) refuse to permit such person to enter into or upon any place, premise, vehicle or thing to which the licence relates; or
  - (c) refuse to permit such person to remain in or upon such place, premise, vehicle or thing;by reason only have the presence of such disability.
- (7) No person shall operate or permit to be operated any vehicle, which is not licensed pursuant to this by-law.
- (8) No person shall operate or permit to be operated any vehicle, which does not have affixed to it in a manner approved by the Licence Issuer or Licence Inspector a current valid plate.
- (9) No person shall withhold, destroy, conceal or refuse to furnish any information, books, papers, documents, or things relevant to the subject matter of an application or an inspection.
- (10) No person shall enjoy a vested right in the continuance of a licence and upon the issue, renewal, transfer, cancellation or suspension thereof, the value of a licence shall be the property of the Town.
- (11) No person licensed to carry on business under this by-law shall advertise or promote or carry on such business under any name other than the name endorsed upon his licence.
- (12) No person shall sell on any property without the written permission of the property owner which written permission clearly identifies the location.

## 15. PENALTY

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 as provided in the *Provincial Offences Act, R.S.O. 1990, C. P. 33, as amended.*

## 16. INTERPRETATION

- (1) In this by-law, unless the context otherwise requires, words importing the singular number shall include the plural and words importing the masculine gender shall include the feminine.
- (2) All schedules and appendices to this by-law shall form part of the by-law.
- (3) In the event of conflict between any of the general provisions of this by-law and any provisions set out in the Schedules hereto, the provisions of the Schedule shall prevail.

## 17. SEVERABILITY

Every provision of this by-law is declared to be severable from the remainder of the by-law and if a court of competent jurisdiction shall declare any provision of this by-law invalid such declaration shall not affect the validity of the remainder thereof.

## 18. REPEAL

That by-law Number 99-032(LI-3) and all amendment thereto are hereby repealed.

Read a first, second and third time this 9 day of December, 2002.

  
Jeffrey Holec, Mayor

  
Roland Chénier, Town Clerk

## SCHEDULE 13 TO BY-LAW #2002-0169 (LI-3)

### Relating to brokers, owners and drivers of taxicabs and limousines

#### 1. DEFINITION

For the purpose of this Schedule:

**Broker** means any person who carries on the business of accepting calls in any manner and of dispatching taxicabs or limousines in any manner;

**Broker's Licence** means the licence issued to a broker pursuant to this schedule;

**Commercial Passenger Vehicle** means a motor vehicle used in the transportation, for hire or reward, of goods and passengers;

**Dispatch** means the communication of an order or information in any manner between a broker and a driver;

**Driver** means any person licensed to drive a vehicle pursuant to this by-law;

**Driver's Licence** means the licence issued to a driver pursuant to this by-law;

**Dues** means any amount charged by a broker to a plate owner or to the lessee to receive orders from the broker;

**Fare** means the amount displayed on the taxicab meter at the conclusion of a trip, or the flat rate allowed pursuant to this schedule for the trip, together with any additional charges allowed pursuant to this schedule;

**Lease** means an agreement between a plate owner and another under which the plate owner provides his owner's plate to be used by that other person for a defined period of time to operate a vehicle as a taxicab or limousine;

**Lessee** means a person who has entered into an agreement with a plate owner for the lease of the owner's plate to be used to operate a vehicle as a taxicab or limousine;

**Limousine** means a luxury class motor vehicle which may either have been specifically constructed as a luxury class limousine or has been altered from the original manufacturers specifications and is not equipped with a taxicab meter, used for hire for the conveyance of passengers within the Town of Georgina or to any point outside the municipality, but shall not include a taxicab, bus, ambulance, funeral hearse, station wagon, panel truck, van or motor vehicle used for funeral processions or a rental motor vehicle without a Driver;

**Meter** means a measuring device used in a taxicab to calculate the fare payable for the trip;

**Motor Vehicle** includes an automobile or any other vehicle propelled or driven otherwise than by muscular power, but does not include the cars of electric or steam railways or other motor vehicles running only upon rails, or motorized snow vehicles, traction engines, farm tractors, self propelled implements of husbandry or road building machines within the meaning of the *Highway Traffic Act*, R.S.O. 1990, as amended;

**Passenger** means any person in a vehicle other than the driver;

**Plate** means a numbered plate or any other form of identification device issued to a person licensed pursuant to this schedule;

**Plate Owner** means a person who owns a plate pursuant to this schedule, either through issue, renewal, lease or transfer;

**Plate Owner's Licence** means the licence issued to a plate owner pursuant to this schedule;

**Priority List** means a list of applicants for a taxicab plate, which is maintained by the licensing section, recording in chronological order by date of application;

**Tariff Card** is a card, issued by the Town of Georgina showing the rates for taxicab services as approved by Council;

**Taxicab** means a motor vehicle as defined in the *Highway Traffic Act*, other than a car pool vehicle, having a seating capacity of not less than four (4) persons or not more than six (6) persons, exclusive of the driver, hired for one specific trip for the transportation exclusively of one person or group of persons, one fare or charge only, being collected or made for the trip and excludes a limousine as herein defined;

**Taxicab Stand** means any area designated to be used by a taxicab while waiting for or picking up passengers;

**Tire** includes the rubber and rim;

**Transfer** means an arrangement between a plate owner and another, whereby the plate owner permanently assigns all interest in the plate to the other;

**Trip** means the distance and time traveled or the distance and time to be traveled, measured from the time and point at which the passenger first enters the taxicab to the point at which the passenger finally leaves the taxicab;

**Trip Record** means a daily written record of the details of each trip;

**Vehicle** includes a motor vehicle, trailer, traction, engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or a street car;

**Vehicle Owner** means a person who is registered with the Registrar of Motor Vehicles for the Province of Ontario as the owner of a motor vehicle.

## **2. DRIVER'S LICENCE REQUIREMENTS**

- (1) No person may be licensed as a driver unless he is either a Canadian citizen, a permanent resident, or has a valid employment authorization issued by the Government of Canada to work as a driver, and has a working knowledge of English.
- (2) No person shall be licensed as a driver unless he holds a current, valid driver's licence issued under the *Highway Traffic Act*, R.S.O. 1990, as amended.
- (3) No corporation may be licensed as a driver.



- (4) Every applicant in respect of a driver's licence shall file with the Licence Issuer:
- (a) a current Ontario Class G Driver's Licence in good standing;
  - (b) two (2) prints of a passport size photograph of applicant;
  - (c) a Canadian Police Clearance Certificate furnished by York Regional Police and dated within thirty (30) days preceding the date of application;
  - (d) a Driver Record Search issued by the Ministry of Transportation (Ontario);
  - (e) a letter of promise of employment from the plate owner, broker or lessee for whom he proposes to drive;
  - (f) if requested, a certificate from a doctor stating that the driver is fit and able to operate a motor vehicle.
- (5) Every applicant in respect of a driver's licence shall successfully complete a test, scoring a minimum of 70%, allowing a minimum of (two) 2 days between test dates, which test shall be set by the Licence Issuer and shall deal with the requirements of the by-law and the geography of the Town such as the location of medical centers, etc. Anybody found attempting to cheat on his or her test will not be allowed to rewrite the test for a period of two (2) years.
- (6) Every applicant in respect of a driver's licence renewal shall file with the Licence Issuer:
- (a) a current Ontario Class G Driver's Licence in good standing;
  - (b) two (2) prints of a passport size photograph of applicant;
  - (c) a Canadian Police Clearance Certificate furnished by York Regional Police and dated within thirty (30) days preceding the date of application;
  - (d) a Driver Record Search issued by the Ministry of Transportation (Ontario);
  - (e) if requested, a certificate from a doctor stating that the driver is fit and able to operate a motor vehicle;
  - (f) a letter of promise of employment from the plate owner, broker or lessee for whom he proposes to drive.

### **3. PLATE OWNER'S LICENCE REQUIREMENTS**

- (1) Every applicant shall file with the Licence Issuer:
- (a) a current valid driver's licence issued pursuant to this schedule, or in the case of a Corporate applicant a current valid driver's licence issued pursuant to this schedule for the shareholder which controls fifty-one percent (51%) of the voting rights;
  - (b) a current passenger motor vehicle permit, which is in good standing, issued in the name of the applicant by the Ministry of Transportation (Ontario), for the vehicle of which he is the owner;

- (c) for each vehicle, a policy or certificate of insurance endorsed to the effect that the Licence Issuer will be given at least five (5) days notice in writing of any cancellation, expiry or variation in the amount of the policy, insuring to a limit of at least \$1,000,000.00 (exclusive of interest and costs) against loss or damage resulting in bodily injury to or death of any one person including property damage;
  - (d) a current valid Safety Standards Certificate in accordance with the provisions of the *Highway Traffic Act, R.S.O. 1990, c.H. 8*, as amended.
- (2) Every applicant for a plate owner's licence shall submit for inspection and approval by a Licence Inspector the vehicle for which the plate will be issued or transferred as the case may be.
  - (3) A plate owner's licence will not be issued for a vehicle unless the model year of the vehicle is not older than eight (8) years, calculated from the date of manufacture.
  - (4) A plate owner may on written request to the licensing section, and on payment of the prescribed fee, obtain an extension of up to two (2) years on the model year as set out in this schedule subject to semi-annual inspections and the submission on a semi-annual basis of a current valid Safety Standards Certificate.
  - (5) Every plate owner shall:
    - (a) employ or use only the services of drivers licensed under this schedule;
    - (b) give to each of his drivers at the expiry of the driver's work shift, a receipt for the total of all the fares collected and given to him by the driver;
    - (c) repair immediately any mechanical defect in his vehicle reported to him by a driver.

#### **4. CORPORATE APPLICANTS AND LICENSEES**

No corporation may hold a broker's licence or plate owner's licence unless a licensed driver controls at least fifty-one percent (51%) of the voting rights attached to the shares of such corporation.

#### **5. NUMBER OF PLATES**

The number of taxicab plates issued shall be based on the ratio of 1 plate for every 2,000 (two thousand) residents using the December 31<sup>st</sup> population statistics from the previous year as provided by the York Regional Planning Department.

#### **6. TRANSFER**

- (1) No plate shall be transferred except with the written consent of the Licence Issuer.
- (2) Every plate owner who transfers his plate shall:
  - (a) complete and file a declaration, in the form provided by the licensing section;

- (b) provide to the licensing section, a fully executed copy of the complete transfer agreement with respect to the plate being transferred;
  - (c) return to the licensing section, the owner's licence and plate, which are being transferred.
- (3) No plate may be transferred to any person who does not meet all other relevant requirements of this schedule.

## **7. BROKER'S LICENCE REQUIREMENTS**

- (1) Every applicant shall file with the Licence Issuer:
- (a) a list of all current shareholders, officers and directors, where the broker is a corporation;
  - (b) a list of all owners to whom the broker dispatches or with whom the broker has entered into any arrangement for services. Such list shall include every motor vehicle to whom the broker dispatches and shall identify each vehicle plate number.
- (2) Every broker shall:
- (a) maintain a permanent business office within the Town;
  - (b) require all plate owner's, lessee's and driver's who have entered into arrangements with the broker for the provisions of brokerage services to use a design of roof sign approved by the Licence Inspector;
  - (c) written notification within five (5) days of any additions to or deletions from the list referred to in section 7(1)(b) of this schedule;
  - (d) carry on the brokerage business twenty-four (24) hours a day during the term of his licence, unless otherwise directed by Council;
  - (e) not accept calls for, or in any way dispatch or direct calls to taxicabs or limousine other than those whose owners are licensed under this schedule, unless otherwise approved by Council;
  - (f) not accept calls for, or in any way dispatch or direct calls to taxicabs or limousines where the activity would be an illegal or an unlawful act;
  - (g) serve customers in a "first come, first served" basis;
  - (h) inform customers of the approximate time of day where delay is anticipated before accepting the order;
  - (i) dispatch only to drivers licensed under this schedule.
- (3) No broker shall be compelled to accept an order from a person who has not made payment for any previous trip.



## **8. CANCELLATION OF A LICENCE**

A licence issued to a plate owner, or a broker under this schedule may be cancelled by Council at any time, if the plate owner, or broker fail to actively operate the motor vehicle or carry on the brokerage business for which the licence has been issued for a continuous period of sixty (60) days, unless just cause for such failure can be shown to the satisfaction of Council.

## **9. TARIFF CARD AND PLATES FOR TAXICABS**

- (1) The licensing section shall provide every taxicab plate owner or taxicab lessee with a tariff card;
- (2) Lost, destroyed or defaced taxicab tariff cards or number plates, may be replaced by the Licence Issuer upon the original tariff card or plate being accounted for and, in the case of a plate, upon payment of the cost of a replacement plate;
- (3) No person shall use a plate for which a replacement plate has been issued.

## **10. DRIVER'S DUTIES - GENERAL**

- (1) Every driver shall:
  - (a) each day before commencing the operation of a motor vehicle, examine the motor vehicle for mechanical defects or interior or exterior damage to the vehicle, and report forthwith any defects found, to the owner of the vehicle or the broker;
  - (b) each day upon completion of the operation of a motor vehicle, return the vehicle to his employer and examine the motor vehicle and report all defects in the motor vehicle and all accidents to the owner of the vehicle or the broker;
  - (c) maintain good grooming, and proper hygiene;
  - (d) behave courteously;
  - (e) provide passengers with a receipt on an authorized form, showing the driver's name, licence number and an identifying number for the motor vehicle, whenever requested or whenever there is a dispute over the fare;
  - (f) in an area approved by the Licence Issuer or Licence Inspector, display, his driver's photograph card and in a case of a taxicab, a current tariff card;
  - (g) when a passenger enters a vehicle and gives the driver the destination, the driver shall take the shortest possible route to the destination desired, unless the passenger designates otherwise;
- (2) At all times when operating a Taxicab:
  - (a) immediately engage the meter when a passenger first enters the taxicab, which meter shall remain engaged throughout the trip;

- (b) when the trip is prearranged and the driver has notified the passenger that the taxicab is available and the driver has waited a reasonable time after notifying the passenger, the meter may be engaged by the driver and shall remain engaged through the trip until cancellation;
  - (c) at the conclusion of a trip, the driver shall place the meter in a "hold" position and bring the passenger's attention to the amount of the fare registered on the meter in a non-recording position;
  - (d) only charge the fare shown on the meter, together with any additional charges authorized by Appendix 'C', and when the meter has not been engaged there shall be no charge for the trip;
  - (e) ensure the rates set out in Appendix 'C' under this by-law shall be computed from the time and place the passenger first enters the taxicab to the time and place the passenger finally discharges the taxicab.
  - (f) when a dispute arises between a passenger and a driver about the fare, the driver shall refer the dispute to the nearest police officer for arbitration.
- (3) No driver licensed under this schedule shall:
- (a) carry in any vehicle licensed under this schedule, a greater number of passengers than is set out in the manufacturer's rating of seating capacity for such vehicle;
  - (b) drive a vehicle with luggage or any object placed in, hung on, or attached to the vehicle in such manner as will obstruct the driver's view of the highway;
  - (c) drive a vehicle that does not have an owner's plate affixed at a location on the vehicle in an area approved by the Licence Inspector;
  - (d) take, consume or have in his possession any alcohol, drugs or intoxicants while he is in charge of a vehicle for which he is licensed as a driver under this schedule;
  - (e) take on any additional passenger(s) except:
    - (i) at the request of the passengers already in the vehicle; or
    - (ii) when operating a motor vehicle which is being used exclusively for the transportation of children to and from school.
  - (f) while carrying passengers, smoke any cigar, cigarette, tobacco or other substance while driving the vehicle.

#### **11. RE-PHOTOGRAPHING OF DRIVERS**

If at any time the driver's photograph is not a reasonable likeness of the driver because of physical changes, passage of time, or poor quality photography the Licence Issuer may require the driver to have another photograph taken.

## **12. RETURNING OF LOST PROPERTY**

Every driver shall take due care of all property, delivered or entrusted to him for conveyance, and immediately upon his termination of any hiring engagement shall carefully search the vehicle for any property lost or left therein; and, all property or money left in the vehicle shall be forthwith delivered over to the person owning the property or money and if the owner of the property or money cannot at once be found, the driver shall deliver the property or money to the nearest police station with all the information in his possession regarding the property or money, and immediately notify his dispatcher of such property.

## **13. TAXICAB DRIVER CONDUCT**

Every driver shall:

- (1) if he wants to enter a taxicab stand with his taxicab, do so by taking his position at the end of any line formed by taxicabs already in the stand;
- (2) if he is not the first taxi in line at the stand, he must refuse the fare and direct the passenger to the first taxi in line;
- (3) while waiting in the taxicab at a taxicab stand or at any public place not obstruct or interfere in any way with the normal use of the taxicab stand or the public place or interfere with the surrounding traffic patterns;
- (4) not make any loud noise or disturbance while waiting in a taxicab at a taxicab stand or in a public place;
- (5) while waiting at a taxicab stand or public place be sufficiently close to his taxicab to have it under constant observation;
- (6) while waiting with a taxicab at a taxicab stand or public place, not wash the taxicab;
- (7) while waiting with a taxicab at a taxicab stand or public place, not make repairs to the taxicab unless such repairs are immediately necessary;
- (8) not push or bump any other taxicab at the taxicab stand;
- (9) when a vacancy occurs any driver waiting at the taxicab stand must fill the vacancy by advancing his taxicab;
- (10) not pick up any passenger within two hundred (200) metres of a taxicab stand when there are one or more taxicabs upon the stand, except, where an arrangement has been previously made with the passenger to pick him up at that location;
- (11) serve the first person requiring the service of his taxicab, any place within the Town, at any time provided such person is not disorderly or does not refuse to give his destination;
- (12) punctually keep all of his appointments, and shall not make any appointments if a previous engagement would prevent him from fulfilling it; provided however, that he shall not be compelled to accept any order from a person who owes him for a previous fare or service;

- (13) when using a taxicab for transportation of passengers not for gain or reward:

- (a) remove the roof light from the taxicab;
- (b) put the meter in a non-recording mode.

#### **14. TRIP RECORD**

- (1) Every driver shall keep a trip record and this trip record shall include the following:

- (a) the Ontario Motor Vehicle Permit number of the motor vehicle used;
- (b) the name, address and identification number of the driver;
- (c) the date, time and location of the beginning and end of each trip;
- (d) the amount of the fare collected for each trip;
- (e) in the case of a taxicab, the meter readings at the start and finish of each work shift.

- (2) Every driver shall turn over a copy of all trip records pertaining to his work shift and shall turn over all fares collected, less the amount of commission or other payment as was previously agreed upon between the driver and the owner, to the owner, broker or their designate;

- (3) A driver shall not obstruct traffic while writing up the trip record and each trip shall be completely recorded prior to the commencement of the next following trip;

- (4) Every plate owner and lessee shall retain for a period of at least 3 years, all trip records for all vehicles owned by him for which he has a licence under this schedule.

#### **15. VEHICLE MARKINGS**

Every plate owner, driver or lessee shall:

- (1) not display on any vehicle licensed under this schedule, any metal vehicle number plate or permit issued by any other municipal licensing authority;
- (2) not operate or permit to be operated as a taxicab or limousine any vehicle without an owner's plate issued pursuant to this schedule affixed thereto;
- (3) not operate or permit to be operated as a taxicab or limousine any vehicle, which is not in good mechanical condition;
- (4) not enter into a lease agreement with respect to the plate unless a copy of such lease agreement is filed with the Licensing Section forthwith;
- (5) securely affix the owner's plate at a location on the vehicle in an area approved by the Licence Issuer or Licence Inspector;

- (6) in the case of a taxicab, affix in a location approved by the Licence Inspector or Licence Issuer, an indicator light and roof sign, which both operate in conjunction with a meter;
- (7) ensure no roof sign is used on a taxicab or limousine unless approved by the Licence Inspector or Licence Issuer;
- (8) ensure there is no display of any emblem, decal, advertisement or other markings on or in the taxicab or limousine, which has not been approved as to form, and location by the Licence Inspector or Licence Issuer;
- (9) in the case of a taxicab, if affiliated with a broker, the broker's name and/or phone number shall be on the roof sign; if not affiliated with a broker the roof sign must indicate in a manner approved by the Licence Inspector that the vehicle is a taxicab;
- (10) ensure the plate is securely affixed to the vehicle with rivets or at least four (4) bolts, inserted through the plate into the body of the vehicle, each bolt being held by a nut, and such plate shall be affixed in a position approved by the Licence Inspector or Licence Issuer;
- (11) ensure the plate number is affixed to the front fender in a location and manner approved by the Licence Inspector. The numbers shall be six (6) inches in height, either black or white in color in contrast to the vehicle colour, and of materials approved by the licensing section.

#### **16. VEHICLE MAINTENANCE**

- (1) A plate owner, lessee or driver shall operate, or permit to be operated, a vehicle only if the following requirements are met:
  - (a) the vehicle is equipped with a spare tire and jack, which are ready for use;
  - (b) the vehicle meets the standards required for the issue of a Safety Standards Certificate;
  - (c) the vehicle is clean, in good repair as to its interior and exterior, free from exterior body damage and with well maintained exterior paint finish, trim and wheel covers;
  - (d) if a taxicab, the meter is sealed;
  - (e) the vehicle is equipped with hubcaps and fenders.
- (2) A plate owner, lessee or driver shall:
  - (a) if a Licence Inspector believes a licensed vehicle may be mechanically defective or unsafe, submit the vehicle for inspection or examination by a qualified mechanic. The Licence Inspector may remove the plate and require the owner or driver to submit his vehicle forthwith for examination by a mechanic;
  - (b) where the Licence Inspector requires a vehicle to be examined or inspected, not operate the vehicle as a taxicab until it has passed such examination or inspection to the satisfaction of the Licence Inspector;



- (c) the Licence Inspector may require any vehicle to be re-examined by a mechanic of the Licence Inspector's choice;
  - (d) where the Licence Issuer has suspended the use of a plate in accordance with this schedule, not operate or permit to be operated as a taxicab the vehicle for which the plate has been suspended.
- (3) Every owner and every operator of a vehicle shall, whenever required to do so by the Licence Issuer bring such vehicle to any person designated by the Licence Issuer to inspect the same, at the place and time indicated by such person.
  - (4) No person shall operate or permit to be operated as a taxicab or limousine any vehicle in respect of which the Licence Inspector has required an examination or inspection be carried out, prior to such examination or inspection being passed to the satisfaction of the Licence Issuer.
  - (5) No person shall fail to submit a vehicle for inspection or examination as required pursuant to this schedule.
  - (6) Where the Licence Inspector conducts his first inspection of any vehicle and such vehicle does not pass such inspection and a subsequent re-inspection by the Licence Inspector is required, the applicant shall pay an additional re-inspection fee as indicated in Appendix "B" to this by-law.

#### **17. METERS AND FARES**

- (1) Every plate owner shall have affixed to each taxicab in respect of which such owner is licensed, a meter that shall register distances traveled, record trips and units, and compute fares to be paid;
- (2) Every plate owner, lessee or driver shall ensure each meter in a taxicab is:
  - (a) submitted for testing, inspection and sealing by the Licence Inspector at such times as required by the Licensing Section and when the Licence Inspector is not available to seal the taxicab meter, the owner or driver who has had the meter altered, repaired or replaced in the taxicab may operate the taxicab on weekends for a period up to 72 hours and, for a period up to 48 hours during the week, provided that the driver has in his possession a certificate or receipt for the repair or installation of the meter signed by the person who made the repairs or installation, and setting out the date, time and nature of the repair or installation;
  - (b) illuminated between sunset and sunrise;
  - (c) in a raised position in plain view of the passengers and approved by the Licence Inspector;
  - (d) adjusted in accordance with the rates prescribed by Tariff as outlined in Appendix 'C' attached;
  - (e) tested by running the taxicab to which it is attached over a measured track or distance before being sealed, or by such mechanical means as the Licence Inspector may approve;

- (f) used only when the seal thereon is sealed and intact;
  - (g) kept in good working condition at all times and not used when defective in any way;
  - (h) numbered, and, subject to the provisions of the schedule, shall be of a make and model approved by the Licence Inspector;
  - (i) equipped with a luminous yellow or illuminated metal plate or flag attached to the top thereof; or a light on the top thereof clearly visible from any direction outside the taxicab which plate, flag or light shall be approved by the Licence Inspector or Licence Issuer.
- (3) Notwithstanding the provisions of this schedule, every driver of a taxicab may, if the destination of a trip extends beyond the boundaries of the Town, agree before the trip with the passenger to a flat rate, but where the driver so agrees the meter must be engaged while the taxicab is within the Town of Georgina.
- (4) No plate owner, lessee or driver shall:
- (a) induce any person to engage his taxicab or limousine by any misleading or deceiving statement or representation about the location or distance to any destination;
  - (b) publish or use any tariff other than the tariff which has been authorized by this by-law;
  - (c) recover or receive any fare or charge from any passenger or persons who has demanded their services which is greater or lesser than the fare or charge authorized by this by-law;
  - (d) recover or receive any fare or charge from any person to whom he has refused to show the Tariff card;
  - (e) make any charge under this by-law for time lost through defects or inefficiency of the vehicle or the incompetence of the driver;
  - (f) make any charge for the time elapsed due to early arrival of the vehicle in response to a call for a vehicle to arrive at a fixed time.
  - (g) In the case of a taxicab, publish or provide any discounts that would result in a reduced tariff fee from that provided on Appendix "C" to this by-law.

#### **18. PLATE OWNER'S PLACEMENT ON THE PRIORITY LIST**

- (1) Where a completed application along with the appropriate fee for a plate owner's licence is received by the Licensing Section, which meets all the requirements of this by-law, but where a licence cannot be issued because of the limitation on the number of licences set out in this By-law or any amending by-law, the applicant's name shall be placed on the priority list by the Licence Issuer for the issuing of owner's plate provided the following requirements are met:
  - (a) the applicant has been licensed as a driver for at least twelve (12) months immediately preceding the date that the application for the plate owner's licence is filed with the licensing section;

- (f) used only when the seal thereon is sealed and intact;
  - (g) kept in good working condition at all times and not used when defective in any way;
  - (h) numbered, and, subject to the provisions of the schedule, shall be of a make and model approved by the Licence Inspector;
  - (i) equipped with a luminous yellow or illuminated metal plate or flag attached to the top thereof; or a light on the top thereof clearly visible from any direction outside the taxicab which plate, flag or light shall be approved by the Licence Inspector or Licence Issuer.
- (3) Notwithstanding the provisions of this schedule, every driver of a taxicab may, if the destination of a trip extends beyond the boundaries of the Town, agree before the trip with the passenger to a flat rate, but where the driver so agrees the meter must be engaged while the taxicab is within the Town of Georgina.
- (4) No plate owner, lessee or driver shall:
- (a) induce any person to engage his taxicab or limousine by any misleading or deceiving statement or representation about the location or distance to any destination;
  - (b) publish or use any tariff other than the tariff which has been authorized by this by-law;
  - (c) recover or receive any fare or charge from any passenger or persons who has demanded their services which is greater or lesser than the fare or charge authorized by this by-law;
  - (d) recover or receive any fare or charge from any person to whom he has refused to show the Tariff card;
  - (e) make any charge under this by-law for time lost through defects or inefficiency of the vehicle or the incompetence of the driver;
  - (f) make any charge for the time elapsed due to early arrival of the vehicle in response to a call for a vehicle to arrive at a fixed time.
  - (g) In the case of a taxicab, publish or provide any discounts that would result in a reduced tariff fee from that provided on Appendix "C" to this by-law.

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- (a) the applicant has been licensed as a driver for at least twelve (12) months immediately preceding the date that the application for the plate owner's licence is filed with the licensing section;



- (b) the applicant has been driving a taxicab in the Town of Georgina for an average of at least thirty-five (35) hours a week for forty-four (44) weeks of the twelve (12) month period immediately preceding the date the application is filed with the licensing section, and has filed supporting documentation to that effect to the satisfaction of the Licence Issuer.
  - (c) The applicants name shall only appear once on the priority list save and except those names existing on the priority list on the day of passing of this by-law.
- (2) Any person who transfers an owner's plate shall be ineligible for placement on the priority list for a period of three (3) years following the date of such transfer;
  - (3) Any person, whose name is on the priority list, who transfers an owner's plate, shall be removed from the priority list and shall be ineligible for replacement on the priority list for a period of three (3) years following the date of such transfer.

#### **19. STAYING ON THE PRIORITY LIST**

- (1) Every person whose name has been placed on the priority list shall, on or before December 31<sup>st</sup> in every year after his name has been so placed, file with the Licence Issuer;
  - (a) a statement in writing signed by every person by whom the applicant was employed or to whom the applicant provided service as a taxicab or limousine driver, indicating the period during which he worked for or provided such services to each such person;
  - (b) a copy of the applicant's Income Tax Return for the preceding year in the form in which it was submitted to the Federal Government;
  - (c) pay the appropriate fee.
- (2) When a name is placed on the priority list pursuant to this schedule, it shall remain on the list so long as the applicant continues to meet the applicable requirements and he files the required documentation.
- (3) Where an applicant whose name has been placed on the priority list, is unable to continue to drive a taxicab or limousine on account of illness, injury or other medical reasons, his name may nevertheless remain on the list provided:
  - (a) he files a doctor's certificate establishing that throughout the period during which he did not drive a taxicab or limousine, he was physically unable for medical reasons to drive; and
  - (b) such period of time does not exceed two (2) years.
- (4) The provision of subsections 3 only applies if the applicant gives written notification to the Licence Issuer of his intention to rely on the subsections.

## **20. INSPECTION OF PRIORITY LIST**

The priority list shall be available for inspection during business hours, at the Clerk's Department.

## **21. ISSUING OF A PLATE FROM PRIORITY LIST**

Whenever a plate is to be issued, it shall be issued to the person whose name appears first chronologically on the priority list;

## **22. HEARING**

Where an applicant fails to continue to meet the requirements of this by-law, the Licence Issuer shall remove the applicant's name from the priority list and the applicant shall be notified in writing of such removal at his last known address and the applicant may request a hearing before Council and the provisions of this by-law respecting hearings shall apply.

## **23. DESIGNATED AGENT, MANAGER**

- (1) A plate owner may designate a person who is a driver, plate owner or broker as his agent in respect of his plate;
- (2) A notice of designated agent shall include:
  - (a) the full name of the plate owner;
  - (b) the number of the licence and plate(s) for the taxicab or limousine to which such designation relates;
  - (c) the term for which the person designated therein is granted authority by the owner in respect of the taxicab or limousine;
  - (d) the terms of the agency agreement, including any consideration paid therefore.
- (3) If the authority of an agent designated under this section terminates before the end of the term set out in the notice, the plate owner shall forthwith file a written notice thereof with the Licence Issuer and for the purposes of this by-law, the obligations and requirements applicable to such authorized agent shall cease upon the filing of such notice;
- (4) No person shall act as an agent for a plate owner in respect of a taxicab or limousine except as permitted by this section;
- (5) The designation of an agent by a plate owner pursuant to this section shall not be deemed to be a lease for the purposes of this by-law unless the agent operates the taxicab or limousine, in which case the provisions of Section 24 shall apply;
- (6) The taxicab or limousine shall not be operated or permitted to operate through a taxicab broker who is not licensed under this by-law.

## **24. LEASE OF PLATE**

- (1) Every plate owner who leases his plate shall file forthwith with the Licence Issuer, a copy of the lease agreement by which the plate is leased, and shall pay the fee set out in Appendix 'B';
- (2) Every plate owner who leases his plate is responsible for ensuring that the Licence Issuer is informed of any change in the status of the lease;

- (3) Every plate owner who leases his plate shall ensure that the lease agreement requires the lessee to comply with the provisions of this by-law, and every lease agreement is deemed to contain a provision to this effect;
- (4) Every lessee must meet all requirements of this by-law pertaining to plate owners, and must provide the Licence Issuer with any documents required by this by-law;
- (5) No plate owner or lessee shall enter into a lease agreement with respect to the plate unless a copy of such lease agreement is filed with the Licensing Section forthwith.

## **25. DISPOSAL OF TAXICAB OR LIMOUSINE**

- (1) Where the plate owner or lessee ceases to operate a vehicle as a taxicab or limousine he shall immediately remove from such vehicle:
  - (a) the roof light;
  - (b) the meter;
  - (c) all identifying decals or markings;
  - (d) any other markings which would identify the vehicle as a taxicab or limousine.
- (2) Where the plate owner or the lessee ceases to operate a vehicle as a taxicab or limousine, he shall immediately notify the Licence Issuer.

## **26. PLATE OWNER OR LESSEE TERMINATION WITH BROKER**

Where a plate owner or lessee ceases to operate through a broker he shall forthwith:

- (1) remove from his vehicle the broker roof light, telephone number, colour scheme and any decals or other broker markings;
- (2) return all business cards and other equipment belonging to the broker.

TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW NO. 2011 - 0020 (LI-3)**

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A BY-LAW TO AMEND APPENDIX 'C' TO BY-LAW  
NO. 2002-0169 (LI-3)

---

WHEREAS the Municipal Act 2001, c. 25, Section 391 authorizes municipalities to impose fees and charges;

AND WHEREAS the Council of the Corporation of the Town of Georgina deems it desirable to establish fees and charges;

NOW THEREFORE the Council of the Corporation of the Town of Georgina in the Regional Municipality of York enacts as follows:

1. That the Metered Tariff fee be increased to \$3.00 for the first 135 metres or part thereof and \$0.25 for each additional 135 metres or part thereof;
2. That Appendix 'C' to By-law No. 2002-0169 (LI-3) is hereby repealed.
3. This by-law shall come into force on February 28, 2011.

READ a first, second and third time and finally passed this 28<sup>th</sup> day of February, 2011.

  
Robert Grossi, Mayor

  
Roland Chenier, Town Clerk

APPENDIX 'C' TO BY-LAW #2002-0169 (LI-3)

TAXICAB TARIFF

- 1. Meter Tariffs
  - (a) By distance:
    - For the first 135 metres or part thereof \$ 3.00
    - For each additional 135 metres or part thereof \$ .25
  - (b) Waiting Time:
    - For each hour thereof \$25.00

**Note: All fees include taxes where applicable**

THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BYLAW NO. 2022-XXXX (LI-3)**

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A BYLAW TO AMEND APPENDIX 'C' TO BY-LAW NO. 2002-0169(LI-3)

---

**WHEREAS** the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, authorizes a municipality to license taxicabs;

**AND WHEREAS** the Council of The Corporation of the Town of Georgina deems it desirable to establish the rates or fares to be charged for taxicab trips;

**NOW THEREFORE**, the Council of The Corporation of the Town of Georgina, hereby enacts as follows:

1. That the Metred Tariff fee be increased to \$3.50 for the first 135 metres or part thereof and \$0.27 for each additional 135 metres or part thereof.
2. That Appendix 'C' to By-law No. 2002-0169 (LI-3) is hereby deleted and replaced with attached Appendix 'C' to this By-law.
3. That By-law No. 2010-0075(LI-3) and By-law No. 2011-0020(LI-3) are hereby repealed.
4. THAT this by-law shall come into full force and effect on August 10, 2022.

READ and enacted this 10<sup>th</sup> day of August, 2022.

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Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk

APPENDIX 'C' TO BY-LAW O. 2002-0169(L-3)

**TAXICAB TARIFF**

1. Meter Tariffs

(a) By distance:

- For the first 135 metres or part thereof ..... \$ 3.50
- For each additional 135 metres or part thereof ..... \$ 0.27

(b) Waiting Time:

- For each hour thereof ..... \$ 25.00

**Note: All fees includes taxes where applicable.**

**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. LS-2022-0012**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: REQUEST TO STOP UP, CLOSE AND SELL PORTION OF A LANE  
LOCATED SOUTH OF IRVING DRIVE AND NORTH OF SIXTH STREET (PIN NO.  
03537-1055)**

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**1. RECOMMENDATION:**

1. That Report No. LS-2022-0012 prepared by the Clerk's Division, Legislative Services Department, dated August 10, 2022, respecting the stopping up, closing and conveying of a portion of the lane located north of Sixth Street (PIN No. 03537-1055) be received.
2. That Council provide direction to staff with respect to the preferred Option pertaining to the sale of the Subject Land.
3. That a By-law be passed to authorize the stopping up, closure and sale of the lane north of Sixth Street identified as PIN No. 03537-1055 to an abutting property owner(s) at the rate of \$3.74 per square foot, in accordance with the Surplus Land Policy.

**2. PURPOSE:**

The purpose of this report is to provide Staff analysis and recommendations and to outline comments received with respect to the Sale of Surplus Land Application L171801, submitted by Kent J. Raymond, owner of the abutting property municipally located at 12 Sixth Street. The subject application is submitted pursuant to the Town's Policy for Procedures Governing the Sale and Disposition of Land, Including Giving of Notice to the Public, Policy No. DAS-CL-029, as amended ("the Surplus Land Policy"). A copy of the Policy is included as Attachment '4'.

**3. BACKGROUND:**

The Town is in receipt of an application for Sale of Surplus Land, from an adjacent landowner to close up and sell the lane (comprising a total area of approximately 2520 square feet) owned by the Town, located south of Irving Drive and north of Sixth Street described as PIN No. 03537-1055, identified as "Subject Land" on Attachment '1' and '2'. The owner of 12 Sixth Street is requesting to purchase the Subject Land being an unopened portion of the lane abutting his property. A copy of the site plan is included as Attachment '3'.



On April 28, 2021, Council considered Report CAO-2021-0007 which provided an overview of the Subject Land and surrounding area, specifics of the proposal and staff's preliminary analysis of the application. At the time, Council passed Resolution No. C-2021-0129, deeming the subject land surplus and approving in principal the stopping up, closing and conveying of the subject land to an abutting property owner subject to the public notice requirement and, should no objection be received after circulation of a public notice in accordance with the Town's Surplus Land Policy, the passage of a By-law to authorize the stopping up, closure and sale of the lane located south of Irving Drive and north of Sixth Street. A copy of the Council Report CAO-2021-0007 is available at the following link:

<https://pub-georgina.escribemeetings.com/FileStream.ashx?DocumentId=2324>

The proposal was originally scheduled to be considered by Council at their meeting held on November 17, 2021. However, on November 03, 2021, Staff received a submission from the owners of the abutting property, located at 150 Clovelly Cove. A redacted version of the email with comments received from owners of the abutting property located at 150 Clovelly Cove is included as Attachment '5'. In order to ensure appropriate time to assess the concerns raised in the letter, Staff requested additional time to report back to Council upon further review and assessment of the comments received from the owners of 150 Clovelly Cove. At this meeting, Ms. Susan Fleming, one of the owners of 150 Clovelly Cove, was present to note her objections against the proposal. Details of the comments received from Ms. Fleming are included under Section 4.2 of this report.

#### **4. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

##### **4.1 Public Circulation**

Pursuant to the provisions of the Town's Surplus Land Policy, Notice of a proposed by-law to stop up, close and sell the subject land was posted for two (2) weeks on the Town's website on October 21, 2021 and on the Town's page in the October 21, 2021 and October 28, 2021 editions of the Georgina Advocate newspaper. For the purpose of additional public notification, the Notice of Application was also mailed to the abutting property owners in relation to the proposal under this application.

##### **4.2 Public Comments Received**

In response to the public circulation, Staff received one (1) submission dated November 03, 2021 from the owner of the abutting property at 150 Clovelly Cove. A redacted version of the email with comments received is included as Attachment '5'. Comments received from the owner of 150 Clovelly Cove are summarized in the bullet points below:

- Subject Land is maintained and used for access to Irving Drive and to the far beach on Irving Drive
- Concerns about future use of the Subject Land

- Privacy concerns
- Conservation of the existing trees and native vegetation on the Subject Land
- Lane would be inaccessible to community residents to walk their dogs and/or enjoy as a nature trail.

Ms. Susan Fleming, owner of 150 Clovelly Cove was present at the Council meeting on November 17, 2021 and voiced her objections against the proposal. Staff were directed by Council to further discuss and assess the concerns raised by Ms. Fleming and provide an update to Council accordingly.

Staff contacted Ms. Fleming to discuss the concerns raised in her email. Upon further discussion, Ms. Fleming provided staff with further comments via email dated June 29, 2022, which is included as Attachment '6' to this report.

Through her revised comments, Ms. Fleming has now expressed her interest in purchasing fully or partially the Subject Land. Ms. Fleming's proposed request for division and sale of the Subject Land between the owners of 150 Clovelly Cove and 12 Sixth Street is delineated on Attachment '7' to this report.

#### 4.3 External Agency and Town Department Comments:

Following the submission of the application by the owner, concerned internal departments and external agencies were circulated for comments on the proposal. None of the circulated Town departments and external agencies indicated any objection to the subject application and their comments are provided in a chart included in this report as Attachment '8'.

Should Council determine that the lane be declared surplus and agree to the recommendations, the result is that the Town's ongoing potential liability as the owner of this lane would no longer exist.

## **5. ANALYSIS:**

### 5.1 Town's Policy for Procedures Governing the Sale and Disposition of Land:

The Sale of Surplus Land application and proposal for stopping, closing up and sale of the lane is to be assessed pursuant to the Town of Georgina Policy No. DAS-CL-029, as amended. In accordance with Section 6.5 of the Policy, there are a number of exceptions outlining circumstances under which the Town may dispose of an interest in land without adhering to the formal procedure set out in the Policy. Review of the current application by Staff has determined that following two (2) exceptions are applicable to the application:

- Closed highways sold to an owner of land abutting the closed highway; and,
- Land which is not sufficient in size to accommodate a new main use.

## 5.2 Available Options:

There are three (3) basic options that could be considered by Council and these options are presented below:

### Option 1 – Sale of Subject Land to the applicant (owner of 12 Sixth Street):

Under this option, the subject land in its entirety could be sold to the applicant, being the owner of 12 Sixth Street. If Council adopts option 1, to sell the Subject Land to the applicant, the cost would be based on a square footage rate of \$3.74, calculated in accordance with the Town's policy. Further, in addition to the price of the subject land, the applicant will be required to pay all the associated costs of the land transfer.

### Option 2 – Sale of Subject Land to the owner of 150 Clovelly Cove:

Under this option, the subject land in its entirety could be sold to the owner of 150 Clovelly Cove. If Council adopts Option 2, to sell the Subject Land to the owner of 150 Clovelly Cove, the cost would be based on a square footage rate of \$3.74, calculated in accordance with the Town's policy.

Further, in addition to the price of the Subject Land, the applicant will be required to pay all the associated costs of the land transfer.

### Option 3 – Sale of Subject Land to the owners of 150 Clovelly Cove and 12 Sixth Street:

Under this option, the Subject Land could be divided between the two owners, being the owners of 12 Sixth Street and 150 Clovelly Cove, as requested by the owner of 150 Clovelly Cove, shown on Attachment '7' to the report.

If Council adopts Option 3, to sell the Subject Land to the owners of 150 Clovelly Cove and 12 Sixth Street, staff suggest that the cost be based on a square footage rate of \$3.74. Further, in addition to the price of the Subject Land, both owners will be required to pay all the associated costs of the land transfer.

## 6. RELATIONSHIP TO STRATEGIC PLAN:

This report supports the following Strategic Goal:

### **Deliver exceptional service**

This is achieved through proactive municipal asset management.

## 7. FINANCIAL AND BUDGETARY IMPACT:

The Town will be divested of approximately 2520 square feet of property and its associated liability. All additional costs (surveys, title searches, etc.) associated with

this sale will be borne by the prospective purchaser(s) and the Town is expected to receive approximately \$9425.00 in revenue.

**8. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

All public consultation required has been completed pursuant to the Surplus Land Policy No. DAS-CL-029, as amended. No further public consultation and notice are required respecting the sale of the surplus land policy. In accordance with the decision of Council, a By-law will be prepared in September for consideration by Council.

**9. CONCLUSION:**

Staff are seeking Council's direction with respect to the preferred option of the three (3) presented in this report. Should Council decide on selling the Subject Land, Staff request that a By-law be passed authorizing the Mayor and Clerk to stop-up, close and sell the lane to the abutting property owner(s) and that the property owner(s), in addition to the price of the subject land, pay the associated costs of the land transfer.

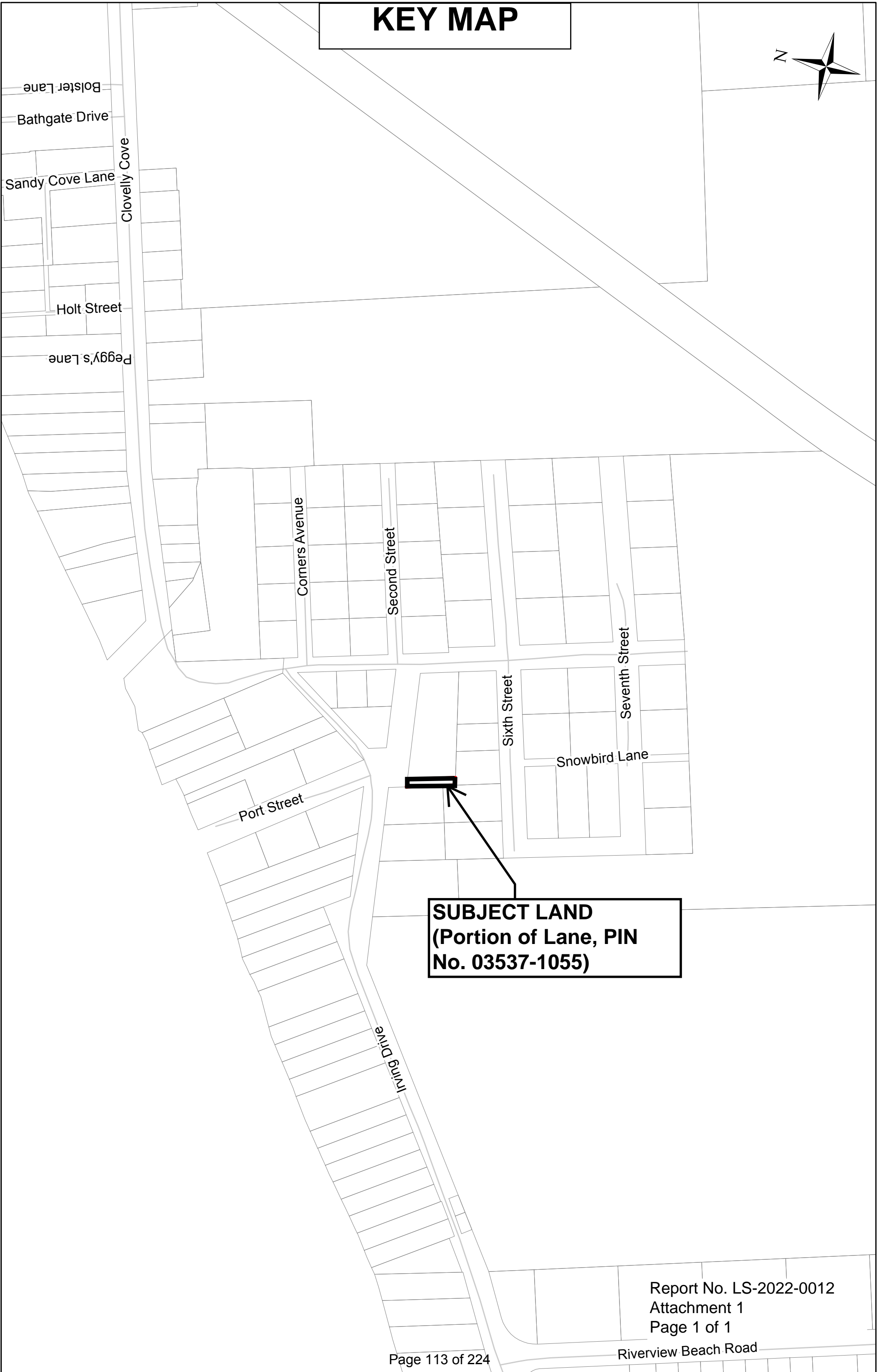
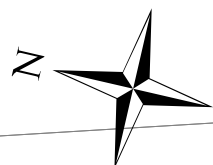
**APPROVALS**

Prepared By:	Mamata Baykar Deputy Clerk
Reviewed By:	Rachel Dillabough Town Clerk
Recommended By:	Michael Bigioni Director of Legislative Services
Approved By:	Ryan Cronsberry Chief Administrative Officer

***Attachments:***

<i>Attachment 1 –</i>	<i>Key Map</i>
<i>Attachment 2 –</i>	<i>Aerial Map</i>
<i>Attachment 3 –</i>	<i>Site Plan</i>
<i>Attachment 4 –</i>	<i>Procedures Governing the Sale and Disposition of Land, Including Giving of Notice to the Public (Policy No. DAS-CL-029, as amended)</i>
<i>Attachment 5 –</i>	<i>Copy of Comments Received from Owner of 150 Clovelly Cove</i>
<i>Attachment 6 –</i>	<i>Copy of Revised Comments Received from Owner of 150 Clovelly Cove</i>
<i>Attachment 7 –</i>	<i>Site Plan Showing Division of Subject Land under Option 3</i>
<i>Attachment 8 –</i>	<i>External Agency and Town Department Comments Chart</i>

# KEY MAP



**SUBJECT LAND**  
**(Portion of Lane, PIN**  
**No. 03537-1055)**



# AERIAL MAP

150 CLOVELLY COVE

12 SIXTH STREET

**SUBJECT LAND**  
(PIN NO.  
03537-1055)

Report No. LS-2022-0012  
Attachment 2  
Page 1 of 1





**TOWN OF GEORGINA – CLERK’S DEPARTMENT**  
**POLICY No. DAS-CL-029 AS AMENDED**

<b>Subject:</b> <b>PROCEDURES GOVERNING THE SALE AND DISPOSITION OF LAND, INCLUDING GIVING OF NOTICE TO THE PUBLIC</b>	<b>Authority, Ref. &amp; Sec.</b> <b>The Municipal Statute Law Amendment Act, 2006; The Municipal Act, 2001</b>			
<b>Policy Classification:</b>	<b>Pages:</b>	<b>Year</b>	<b>Month</b>	<b>Day</b>
	<b>5</b>	<b>2007</b> <b>Amended on</b> <b>2008</b> <b>2017</b>	<b>12</b> <b>12</b> <b>04</b>	<b>17</b> <b>15</b> <b>26</b>
<b>Recommended/Approved by:</b> <b>Town Clerk</b>	<b>Contact Position for Inf.</b> <b>Town Clerk</b>			

**1. POLICY STATEMENT:**

A policy to set out the principles and procedures governing the sale or disposition of land owned by the Corporation of the Town of Georgina.

**2. APPLICATION:**

This policy applies to all transactions involving the sale or disposition of land by the Town.

**3. PURPOSE:**

The Municipal Act, 2001, S.O. 2001 c. 25 (the “Act”) requires that the Town adopt and maintain a policy to govern the sale and other disposition of land. The purpose of this policy is to set out the principles governing these transactions and the procedures to be followed.

**4. DEFINITIONS:**

**Appraisal:** Written opinion, provided by an independent qualified appraiser as to the fair market value of real property.

**Fair Market Value:** The purchase price that a property might be expected to realize if offered for sale on the open market by a willing seller to a willing buyer.

**Land:** Buildings and any rights or interests in land including easements.

**Sale:** The transfer or conveyance of land including a disposal by way of a lease of 21 years or longer.

**Surplus:** Land which the Town intends to sell or otherwise dispose of.



<b>Subject:</b> Sale and Disposition of Land	<b>Page:</b> 2 of 5
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## 5. DESCRIPTION:

The procedures set out in this policy will ensure that the disposal of any surplus property is conducted in a consistent and transparent manner and the policy will achieve this objective.

## 6. PROCESS FOR IDENTIFYING SURPLUS LAND:

6.1 Where a Director identifies land which is no longer required by his or her department, he or she shall notify the Clerk or his or her designate in writing, setting out:

- a) a description of the land including a legal description and location map, if available
- b) date land was acquired, authority for the acquisition and purchase price, if available
- c) the use to which the land has been put since date of acquisition; and
- d) the reason for the land becoming surplus and the effective date

6.2 All lands identified by the Directors or requests by third parties and received by the Director will be forwarded to the Clerk or his designate showing:

- a) the location, dimensions and character of lands
- b) the existing and permitted uses of the land; and
- c) any special characteristics of the land

### Classification of Surplus Land:

6.3 Fee Simple Interest:

These are properties that may be of general commercial interest to potential purchasers and may include lands and buildings no longer required for Town purposes or properties that may be of interest to a limited number of potential purchasers because of its nature and/or location and may include surplus road

<b>Subject:</b> <b>Sale and Disposition of Land</b>	<b>Page:</b> 3 of 5
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widenings or other properties that have been identified as desirable to facilitate land exchange for other properties required by the Town.

#### **6.4    Easements:**

Easements are generally only granted at the request of a third party to accommodate utilities and access rights and have been regarded as a disposal of surplus property as the Town no longer enjoys full use of its property interests.

Other easements acquired for construction and maintenance of infrastructure or temporary easements may be abandoned due to either relocation of the infrastructure or because the Town no longer required the easement.

#### **6.5    Exceptions:**

There are circumstances under which the Town disposes of interest in land but which are not subject to the formal procedure set out in this policy and have been authorized by Council:

- Closed highways, if sold to an owner of land abutting the closed highway based on a square footage rate of the average price for a single family home in Georgina as reported by the Toronto Real Estate Board in the month in which the application for purchase is received by the Town.
- The conveyance of road widenings and reserves to the entity having jurisdiction over the abutting highway
- The granting of approval for encroachments onto the Town road system
- The conveyance of easements over .3 metre reserves to utility companies and local municipalities
- The granting of municipal consents and permissions to enter on Town property
- Former tax sale properties which are governed by an existing policy
- Land which is not sufficient in size to accommodate a new main use sold based on a square footage of the average price for a single family home in Georgina as reported by the Toronto Real Estate Board in the month in which the application for purchase is received by the Town.

<b>Subject:</b> <b>Sale and Disposition of Land</b>	<b>Page:</b> 4 of 5
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6.6 The Clerk or his or her designate will prepare a report for Council’s consideration identifying the most appropriate use of the land, determining if any special legislation or policy provisions apply to the land and recommending that the land be declared surplus by resolution.

## **7. APPRAISAL**

The Clerk or his or her designate shall request an appraisal of the land to establish its value.

## **8. PROCEDURES**

The procedure to be followed in each case shall be governed by the land classification.

### **8.1 Fee Simple Interest**

- a) The Clerk or his or her designate shall prepare a report which shall describe the property and indicate that the property is to be disposed of by the Town and the report, once approved by Council, shall be sent to the following:
  - i) Regional Municipality of York
  - ii) York Region District School Board
  - iii) York Catholic Separate School Board
  - iv) Lake Simcoe Region Conservation Authority
  - v) Ministry of Government Services
  - vi) Public Works Canada

requesting if the above entities have an interest in acquiring the property. Any expressions of interest must be received by the Clerk or his or her designate within 60 days.

- b) If an expression of interest is received from any entity then a report shall be submitted to Council to consider whether or not the offer should be accepted or the property should be retained.
- c) If no agreement is concluded with any of the stated entities, then the property shall be offered for sale to the public.
- d) The Clerk or his designate shall determine whether the property is to be marketed through an RFP or through the services of a pre-qualified accredited Real Estate Broker.

<b>Subject:</b> <b>Sale and Disposition of Land</b>	<b>Page:</b> 5 of 5
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- e) If the surplus land is marketed through public tender, the Clerk or his or her designate shall receive offers until the deadline specified in the advertisement, all offers shall be opened in public and a written record of all offers received shall be prepared.
- f) If the surplus land is marketed through the services of a pre-qualified, accredited Real Estate Broker, the Clerk or his or her designate shall receive the offers.
- g) The Clerk or his or her designate shall evaluate all the offers submitted and make recommendation to Council
  - in the event that no offers are accepted by Council, the land shall be retained for disposition at a later date
  - in the event that Council accepts the offer, the transaction shall be completed in accordance with documentation approved by the Chief Administrative Officer (CAO)
  - sale to a public agency shall be subject to a restrictive covenant regarding the land to be used for public purposes for at least two years following the transfer date, failing which the Town shall have the right to purchase the property for the original price

## **8.2    Easements**

The general principles applicable to fee simple interests apply to the sale of easement rights. The Town shall attempt to secure full market value for its interests. Because easements are of limited market value, the requirements to circulate to other agencies shall not apply. The Director of Operations and Infrastructure shall give his consent to the granting of the easement.

Requests for the abandonment of easements by the Director of Operations and Infrastructure has also been regarded as disposal of surplus land and the abandonment of the easement should be at no cost to the Town.

## **8.3    Notice Requirements:**

Lands to be disposed of under this policy shall be advertised in a newspaper of general circulation in or around the Town of Georgina and on the Town’s website for two weeks. Lands exempted under this policy shall be advertised in a newspaper of general circulation in or around the Town of Georgina for a total of one week and advertised on the Town’s website for two weeks.

## Mamata Baykar

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**Subject:** FW: Surplus Land: Narrow Strip of Land between 8 and 12Sixth Street Pin #035370479  
**Attachments:** 20211103\_135319.jpg

**From:** Fleming, Susan - [REDACTED]  
**Sent:** November 3, 2021 2:48 PM  
**To:** Mamata Baykar <mbaykar@georgina.ca>  
**Cc:** [REDACTED]  
[REDACTED]

**Subject:** RE: Surplus Land: Narrow Strip of Land between 8 and 12Sixth Street Pin #035370479

Hi Mamata

I would like to thank you in advance for all of your emails and updates etc.. you have been very helpful and I do appreciate it.

Our concerns:

- 1) We have used this lane for 20+ years, maintaining it and using it for access to Irving and to the far beach on Irving Drive.
- 2) We are concerned about future use as the lane does run off directly into the ravine and into the lake
- 3) We will lose all of our privacy at the back of our lot
- 4) We are concerned about the conservation of the existing trees and native vegetation
- 5) The community residents who use this lane, have no other space to walk their dogs and or enjoy this nature trail.

As long time residents, we would appreciate some consideration into the following:

- 1) The town of Georgina retaining a portion of the lane that abuts our property and the vacant property on the other side of the lane.. To allow us to continue to access Irving and each others property. Community residents would also continue to have some use of the road access from Irving and a portion of the lane with this option.
- 2) The town of Georgina, to help create an entry from the north end of our property to the road allowance and lane entrance on Irving. All residents would be able to use this to access other township owned lands for nature trail walks. ( As closing the lane would have taken this away from the community.)
- 3) A fence erected to clearly separate the lane from our property line and provide privacy against future builds, noise and other traffic. We would no longer feel comfortable with not have this property line clearly distinguished. Having a garage, or future build in our backyard and road traffic running back and forth through this very quiet area (land) along our property line will devalue our property and not allow us continue use of the back portion of our land in the way we use it today. A fence would provide privacy, safety and noise reduction and separation from any planned use for storage of unsightly items.

In light of the purchaser claiming that there is no foot traffic through this lane, I have attached a list of people who want it known that they have in fact used this lane and continue to use this lane. This is the last safe space in the community which provides a walking trail off of the main roads and traffic for the long time elders and children. Most residents had no idea the access to 6<sup>th</sup> Ave had already been closed and sold.

Having the Zoom call during normal working hours for most people does not really provide ample opportunity for most to attend, not only that Zoom calls are difficult for many to access by way of computers for many. Hoping we can attend ourselves!

Thank you again Mamata  
Susan and Neil Fleming

RE: Proposed By Law Change to Lane  
(TO CLOSE + SELL)

We the residents of Port Bolster make  
it known that we have used this lane  
for years - for both walks, + ATV access +  
the adjoining properties. We collectively have  
enjoyed using this path and wish some  
consideration in the decision

1) Susan + Neil Fleming

2) Conner Fleming

3) SHERIDAN D'AMICO ✓

4) COREY FRANCIS

5) Paula Gosetto

6) James Stephens



## Mamata Baykar

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**Subject:** FW: Surplus Land: Narrow Strip of Land between 8 and 12Sixth Street Pin #035370479  
Final Comments  
**Attachments:** 20220629\_103519.jpg; 20220628\_181139.jpg

**From:** Fleming, Susan [REDACTED]  
**Sent:** June 29, 2022 12:51 PM  
**To:** Mamata Baykar <mbaykar@georgina.ca>  
**Subject:** FW: Surplus Land: Narrow Strip of Land between 8 and 12Sixth Street Pin #035370479 Final Comments

**CAUTION:** This message originated from an email address that is outside of the Town of Georgina organization. Please exercise extreme care when reviewing this message. DO NOT click any links or open attachments from unknown senders. Be suspicious of any unusual requests and report any suspicious email messages to the Georgina ITS division at [support@georgina.ca](mailto:support@georgina.ca).

Hi Mamata

After further consideration of this application, these are my revised comments.

As discussed to clarify:

- 1) At the council meeting, we stated that we did not want to purchase it—and there are several reasons for that:
  - The application to purchase states that you need to declare that there is no foot traffic or vehicle traffic- I did not feel honestly that it would be appropriate to state this as it would not be true
  - We felt if the property should remain in the communities hands for continued use and enjoyment although the community can no longer walk through to 6<sup>th</sup> Street- they can walk through around and back out to Irving or our place.
  - We did not want to undermine the original applicants request- thinking if it was retained by the town everyone could still use it. This was my misunderstanding.
- 2) We are still concerned that should the lane be sold in full to the original applicant, having road access to and from Irving through to 6<sup>th</sup> avenue would allow for recreational use of motorized vehicles, etc and perhaps a large building. We are worried about this, we would lose all of our privacy along the length of our lot. This is our full time home now and this would impact the enjoyment of our space.
- 3) We do understand completely why the applicant wishes to purchase, and we are hoping at the very least that we can come up with a compromise that allows everyone mutual enjoyment of our homes and land.

Respectfully, if the town and council support the sale of this lane, we wish to request consideration in purchasing a small piece of the lane. And in respect and consideration of the applicant we don't feel we can offer to purchase the entire lane or even suggest dividing in such a way as to limit access to Irving.

Given that the first 75 feet of the lane adjoining the applicants land is fully usable across the full 20 feet with and the last 50 feet are only really usable across approx. 13 or 14 feet. For consideration by council I have come up with an idea that might be viable. I have attached a rough draft of what this would look like.

- 1) Sell the applicant the first 40 X 20 foot portion of the lane, and split the remainder in half 10 feet each to the Applicant and us from the 40foot mark to Irving

- The Original applicant retains 2/3<sup>rd</sup> ownership both with the larger 40X20 portion and the very usable and clear remaining 86x10 lane to Irving
- We will be left with the 86x10 feet of lane, of which 35 is usable and directly in line with back of home, and 51 feet not usable as it is swamp and culvert draining into the lake- But of the 10 feet abutting the swamp natural run off there are 3 or 4 feet available to use for walking and or bike riding to/from Irving onto our property. Which continues to give us some access which we have enjoyed for 21 years.
- This idea thou will not limit the potential for motorized vehicles to move freely through the lane. But given the extra distance from the back of our home with the additional space, we feel a little less exposed to the additional activity.

We respectfully request that if full ownership is granted to the original applicant, that the applicant erect a full 8 foot privacy fence along the full length of this lane or at least to the 80 foot mark, thus providing us all with privacy and the ability to each create our own personal space.

Regardless of the outcome we all need live and enjoy the community and live peacefully together as neighbors as we done for many years.

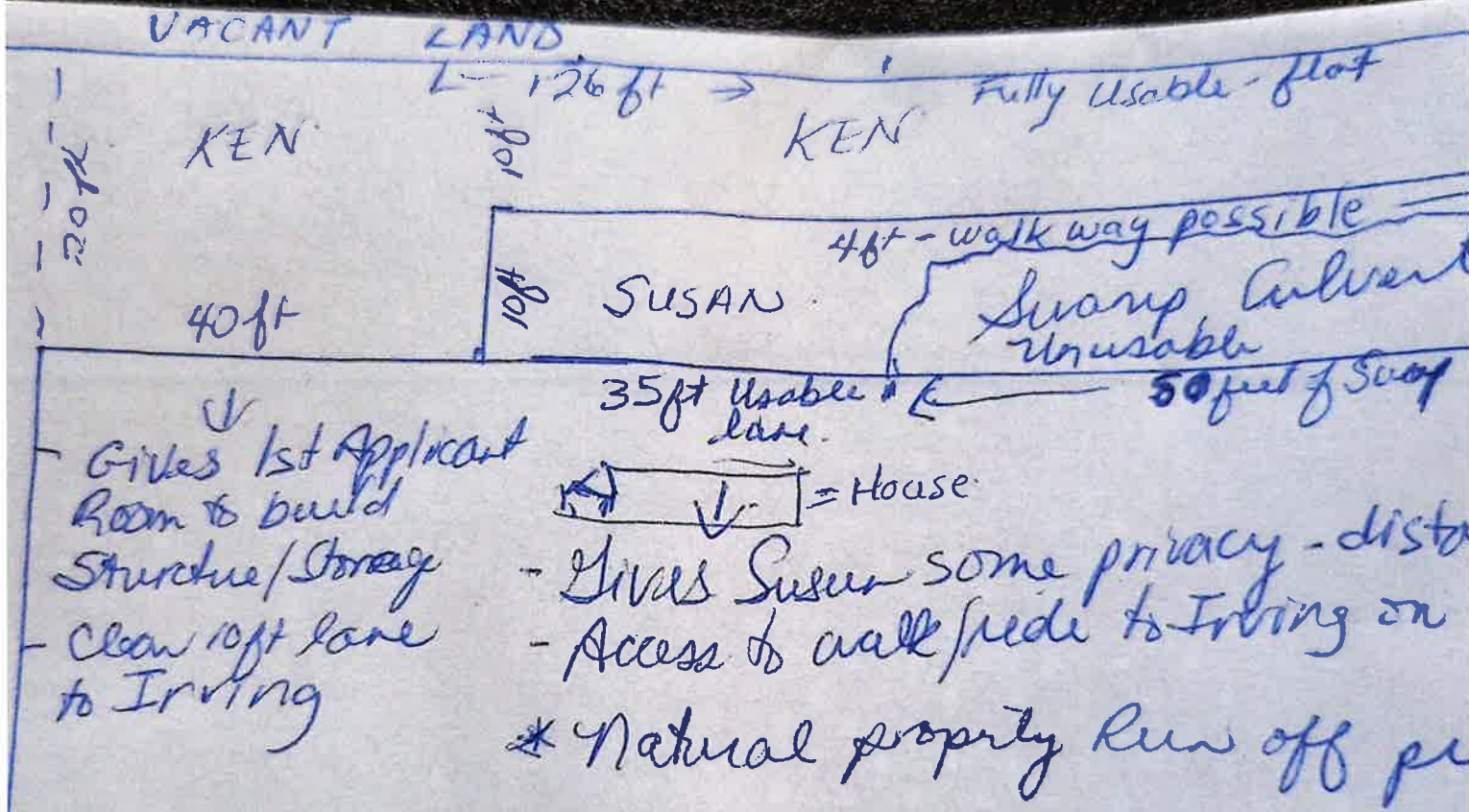
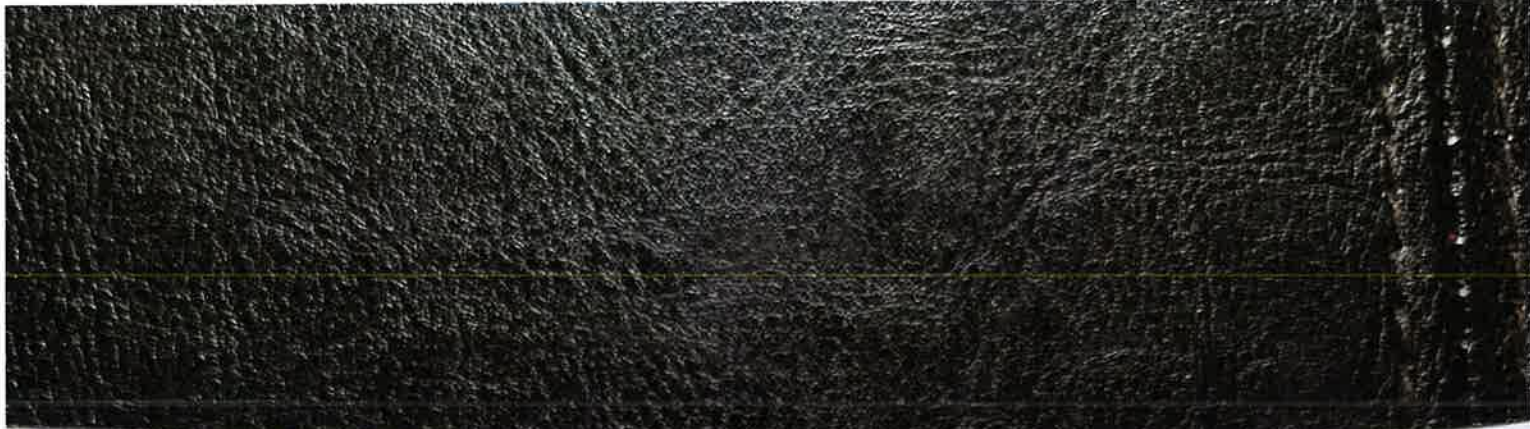
We wish to thank the council and Madam Mayer for allowing us to comment and participate in the discussion. I appreciate all of the time and effort going into making this decision and the fact that we were given this opportunity.

We realize that there have been some costs and that there may be new survey costs ( depending on the decision) and acknowledge our willingness to pay our share of these costs.

Sincerely  
Susan and Neil Fleming

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[illegible]

### **COMMENTS CONSOLIDATED**

**SALE OF SURPLUS LAND APPLICATION: L1718-01**

<b>Town Department/Agency</b>	<b>Contact</b>	<b>Comments Received</b>	<b>Date Received</b>
<b><u>Town of Georgina</u></b> Recreation and Culture Department	Dan Buttineau	Has indicated no objection.	September 11, 2020
<b><u>Town of Georgina</u></b> Corporate Services	Geoff Harrison/Rob Wheater	Has indicated no objection.	November 26, 2020
<b><u>Town of Georgina</u></b> Development Services Department	Harold Lenters	Has indicated no objection.	September 02, 2020
<b><u>Town of Georgina</u></b> Operations and Infrastructure Department	Rob Flindall	Has indicated no objection.	March 14, 2021
<b><u>Town of Georgina</u></b> Fire & Emergency Services Department	Ron Jenkins	Has indicated no objection.	November 26, 2020
<b><u>The Regional Municipality of York</u></b> Realty Services	William Warner	Has indicated no objection.	December 07, 2020
<b><u>Lake Simcoe Region Conservation Authority</u></b>	Brian R. Kemp	Has indicated no objection. The seller/buyer is encouraged to reach out to LSRCA's regulation department to confirm there are no regulation matters concerning these lands	October 07, 2020
<b><u>Bell Canada</u></b> Right of Way	Jacqueline Moyle	Has indicated no objection.	November 26, 2020
<b><u>Hydro One Networks Inc.</u></b>	Lisa Brooks	Has indicated no objection.	December 04, 2020
<b><u>Enbridge Gas Distribution Inc.</u></b>	Lauren Li	Has indicated no objection. All proposed work must adhere to the Third Party Requirement in the Vicinity of Natural Gas Facilities document.	October 22, 2020

**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. DS-2022-0066**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: Re-conveyance of Temporary Turning Circle Lands – Part 1, Plan 65R-39239. File S.9.179.**

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**1. RECOMMENDATION:**

1. That Council receive Report No. DS-2022-0066 prepared by the Development Engineering Division, Development Services Department, dated August 10, 2022 respecting the land transfer of Part 1, Plan 65R-39239 within the Cedar Ridge Subdivision.
2. That Council adopt a by-law authorizing the Town Solicitor to complete the conveyance of Part 1, Plan 65R-39239 from the Town of Georgina to RSM Canada as Receiver of Greenvilla (Sutton) Investment Limited., all in accordance with Section 13.1 of the Subdivision Agreement dated August 18, 2014, last revised November 2020 between the Town of Georgina and 2088556 Ontario Inc., 935860 Ontario Limited, Greenvilla (Sutton) Investment Limited and Greenvilla Development Group Inc.

**2. PURPOSE:**

The purpose of this report is to address the correspondence by Eddy Chan, Director of Land Development, Delpark Homes requesting that the Town convey lands associated with a temporary turning circle (Part 1, Plan 65R-39239) back to the developer 935860 Ontario Limited, Greenvilla (Sutton) Investment Limited in accordance with Section 13.1 of the Subdivision Agreement dated December 2, 2019, last revised November 2020. A copy of the subject correspondence is provided as Attachment 1 and a copy of reference plan 65R-39239 is provided as Attachment 2.

**3. BACKGROUND:**

Part 1 of Plan 65R-39239 was conveyed to the Town as part of Phase 1 Cedar Ridge Subdivision for a temporary turning circle at the west end of Cliff Thompson Court until such time that the road is extended. An engineering drawing of the temporary turning circle is included as Attachment 3. The temporary turning circle is not required once Cliff Thompson Court is extended as part of Phase 2 of the subdivision. The developer is now intending to register Phase 2 and construct the

future lots that are within the temporary turning circle. The Town does not require these blocks for the purpose of future road right of way and does not require the temporary turning circle at Cliff Thompson.

#### **4. ANALYSIS:**

As per the Draft Plan Conditions Section and the Subdivision Agreement it was anticipated that the block to facilitate the temporary turning circle would be transferred back to the developer at the appropriate time: return of the block to the developer would be reasonable:

*“13.1 Conditions of Draft Plan Approval*

*The Owner agrees to satisfy the Conditions of Draft Plan Approval appended hereto as Schedule ‘K’.*

*With regard to Condition 12 of the Conditions of Draft Plan Approval in Schedule ‘K’, a temporary turning circle, at the westerly limit of Cliff Thompson Court which will be conveyed to the Town upon registration of Phase 1 and lands described by reference plan and comprising Block 36 of phase 2 M-plan, as described in Schedule ‘D’. To facilitate the registration of the Phase 2 lands, which include Block 36 of phase 2 M-plan, the lands described in the reference plan shall be conveyed prior to the registration of Phase 2, at no cost, by the Town to the Owner of the subdivision, as revised, for purposes of residential lots, subject to applicable development charges. The Owner will assume responsibility for all costs related to the said conveyances, including all costs associated with restoring the lots to condition suitable for the issuance of building permits.*

*The Town hereby agrees that those portions of any temporary road will not be assumed by by-law.”*

Once the lands are re-conveyed, the developer can proceed with registering Phase 2 of the Cedar Ridge Subdivision.

#### **5. RELATIONSHIP TO STRATEGIC PLAN:**

This report addresses the following strategic goal:

GOAL 4: “Deliver exceptional service”

**6. FINANCIAL AND BUDGETARY IMPACT:**

There are no costs to the Town with respect to the transfer of the subject lands. The developer is required to pay a nominal fee for the lands and will be required to pay all other costs associated hereto.

**7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

The subject lands were not dedicated as public highway on the plan of subdivision. No public notice or consultation is required.

**8. CONCLUSION:**

The developer has proceeded in accordance with the plan approval and the Subdivision Agreement entered into with the Town. Pursuant to Section 13.1 of the Subdivision Agreement the Owner is requesting that Part 1, Plan 65R-39239 be conveyed back to the developer as they no longer wholly serve a need to the Town. The request is reasonable and it is respectfully submitted that the Town Solicitor be authorized to act on behalf of the Town on this matter.

**APPROVALS**

Prepared By:	Mike Iampietro, P. Eng.
Reviewed By:	Zaidun Alganabi M. Eng., P. Eng.
Recommended By:	Harold Lenters, M.Sc.PI, MCIP, RPP.
Approved By:	Ryan Cronsberry

***Attachments: ATTACHMENT 1. Correspondence from Eddy Chan  
ATTACHMENT 2. Reference Plan 65R-39239  
ATTACHMENT 3. Engineering Drawing – Temporary Turning Circle  
Cliff Robertson Drive***



Your Future™

8888 Keele Street, Units 13-14  
Concord, On L4K 2N2  
Telephone: (416) 309-2009  
Facsimile: (905) 738-8787

delparkhomes.ca

416-309-2009 ext 234  
[eddy@delparkhomes.ca](mailto:eddy@delparkhomes.ca)

July 6, 2022

Town of Georgina – Development Engineering  
26557 Civic Centre Road,  
Keswick, ON L4P 3G1

**Attn: Mr. Mike lampietro**

**Re: RSM Canada Limited - Greenvilla (Sutton) Inv. Ltd.  
Cedar Ridge Subdivision 19T-05G07 & 19T-05G08  
Re-conveyance of Temporary turning Circle lands - Part 1, Plan 65R-39239**

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Dear Mr. lampietro,

We are writing to request that the Town of Georgina re-convey Part 1 of Plan 65R-39239 to RSM Canada Limited, in its capacity as Receiver of Greenvilla (Sutton) Investment Limited and not in its personal or corporate capacity, for the purpose of dividing into residential building lots. The land was conveyed to the Town as part of Phase 1 Cedar Ridge Subdivision for a temporary turning circle at the west end of Cliff Thompson Court until such time the road extends. The temporary turning circle was recently removed as part of the Phase 2 Cedar Ridge Subdivision construction works. The Town owns Part 1, Plan 65R-39239 that is on future lots in Phase 2. It's our understanding that the Town doesn't require these blocks for the purpose of future road right of way.

As per Clause 13.1 of the Subdivision Agreement drafted on August 18, 2014, last revised November 2020:

“With regard to Condition 12 of the Conditions of Draft Plan Approval in Schedule ‘K’, a temporary turning circle, at the westerly limit of Cliff Thompson Court which will be conveyed to the Town upon registration of Phase 1 and lands described by reference plan and comprising Block 36 of phase 2 M-plan, as described in Schedule ‘D’. To facilitate the registration of the Phase 2 lands, which include Block 36 of phase 2 M-plan, the lands described in the reference plan shall be conveyed prior to the registration of Phase 2, at no cost, by the Town to the Owner of the subdivision, as revised, for purposes of residential lots, subject to applicable development charges. The Owner will assume responsibility for all costs related to the said conveyances,



including all costs associated with restoring the lots to condition suitable for the issuance of building permits.

The Town hereby agrees that those portions of any temporary road will not be assumed by by-law."

Once the lands are re-conveyed, we will be registering phase 2 of the Cedar Ridge plan of subdivision.

Your attention to this matter is greatly appreciated. Should you have any questions, please do not hesitate to contact me.

Regards,



Eddy Chan  
Director, Land Development

PLAN 65R-39239

RECEIVED AND DEPOSITED

DATE January 11, 2021

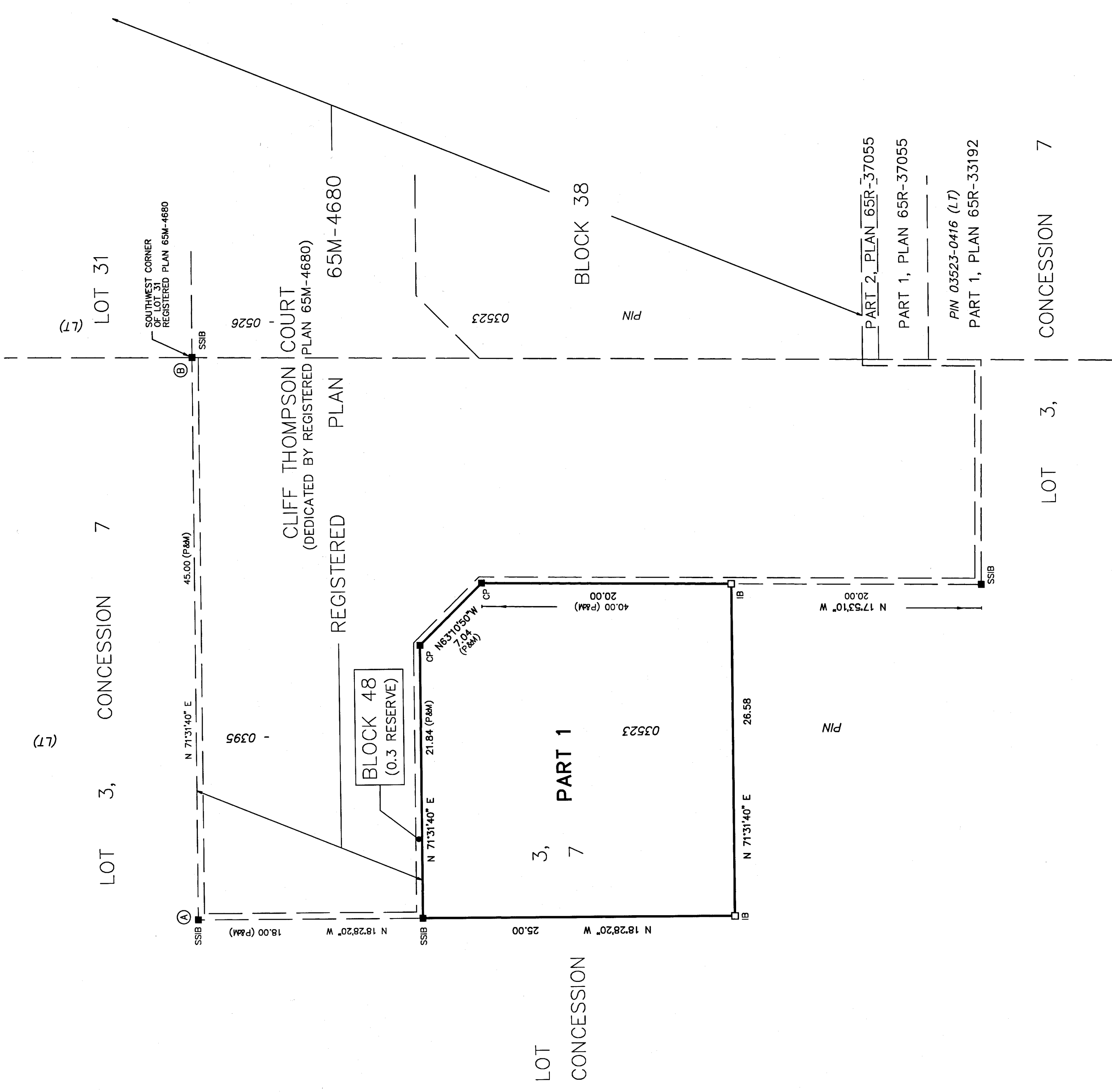
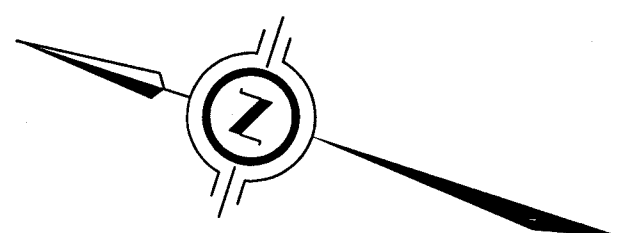
Greg G. Robinson  
GREG G. ROBINSON  
ONTARIO LAND SURVEYOR

REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.

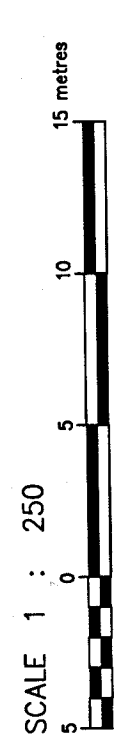
DATE January 11, 2021

Greg G. Robinson  
GREG G. ROBINSON  
ONTARIO LAND SURVEYOR

SCHEDULE		
PART	PART OF LOT	PART OF PIN
1	3	03523-0395 (LT)



PLAN OF SURVEY OF  
**PART OF LOT 3  
CONCESSION 7**  
(GEOGRAPHIC TOWNSHIP OF GEORGINA,  
COUNTY OF YORK)  
NOW IN THE  
**TOWN OF GEORGINA**  
REGIONAL MUNICIPALITY OF YORK



J.D. BARNES LIMITED

**METRIC** DISTANCES AND/OR COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

**NOTES**

BEARINGS ARE UTM GRID, DERIVED FROM OBSERVED REFERENCE POINTS A AND B, BY REAL TIME NETWORK (RTN) OBSERVATIONS; UTM ZONE 17, NAD83 (ORIGINAL).  
DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.99979.

PART 1, PLAN 65R - 27816

INTEGRATION DATA		
OBSERVED REFERENCE POINTS (ORPs): UTM ZONE 17, NAD83 (ORIGINAL).		
COORDINATES TO URBAN ACCURACY PER SECTION 14 (2) OF OREG 216/10.		
POINT ID	EASTING	NORTHING
ORP (A)	631 779.30	4 906 815.40
ORP (B)	631 821.98	4 906 809.65
COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.		

**LEGEND**

- DENOTES SURVEY MONUMENT FOUND
- DENOTES SURVEY MONUMENT SET
- SB DENOTES STANDARD IRON BAR
- IB DENOTES SHORT STANDARD IRON BAR
- CP DENOTES CONCRETE PIN
- P DENOTES REGISTERED PLAN 65M-4680
- WT DENOTES WITNESS
- M DENOTES MEASURED
- JDB DENOTES J.D. BARNES LIMITED

SURVEY MONUMENT FOUND ARE J.D.BARNES LIMITED, UNLESS OTHERWISE NOTED.  
ALL SET SSIB AND PB MONUMENTS WERE USED DUE TO LACK OF OVERBURDEN AND/OR PROXIMITY OF UNDERGROUND UTILITIES IN ACCORDANCE WITH SECTION 11 (4) OF OREG. 525/91.

**SURVEYOR'S CERTIFICATE**

I CERTIFY THAT:

- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
- THE SURVEY WAS COMPLETED ON JUNE 1, 2020.

DATE January 11, 2021  
Greg G. Robinson  
GREG G. ROBINSON  
ONTARIO LAND SURVEYOR

**J.D. BARNES**  
SURVEYING  
MAPPING  
GIS  
LIMITED  
LAND INFORMATION SPECIALISTS  
140 RENTFREW DRIVE, SUITE 100, MARKHAM, ON L3R 6B3  
T: (905) 477-3600 F: (905) 477-3882 www.jdbarnes.com

DRAWN BY: YJ  
CHECKED BY: R.  
REFERENCE NO: 12-21-403-05-J  
DATED: SEPT/28/2017



**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. DS-2022-0069**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: LAKE DRIVE SHORELINE JURISDICTION ACTION PLAN PROJECT  
SCHEDULE: RESIDENTIAL INDIRECT WATERFRONT PROPERTIES. FILE NO.  
05.268**

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**1. RECOMMENDATIONS:**

1. That Council receive Report No. DS-2022-0069 prepared by the Planning Policy Division, Development Services Department, dated August 10, 2022, respecting a Project Schedule for implementation of operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties;
2. That Council endorse the Project Schedule for implementation of the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties, in accordance with Report No. DS-2022-0069;
3. That Council provide direction on a potential Interim Policy for indirect waterfront properties within the Lake Drive Shoreline Jurisdiction Action Plan to allow certain works to proceed on lakeside lands, subject to certain conditions, prior to completion of the Action Plan; and,
4. That Council approve a revision to the definition of “lakeside lands” in the Lake Drive Shoreline Jurisdiction Action Plan, as outlined in this report.

**2. PURPOSE:**

The purpose of this report is to present the proposed Project Schedule for implementation of the Lake Drive Shoreline Jurisdiction Action Plan (Action Plan) as it relates to residential indirect waterfront properties, to Council for endorsement. The Project Schedule includes key Project milestones and timelines.

This report also provides information on the current process for reviewing requests received by staff from indirect waterfront property owners seeking to undertake works on lakeside lands and recommends that Council consider adopting an Interim Policy to provide greater clarity regarding the process and what is required from property owners.

### **3. BACKGROUND:**

In July 2017, Council approved the Lake Drive Jurisdiction Action Plan (Attachment 1). The Action Plan includes a 14 step process intended to 'clear up' title with respect to lands on the lake side along Lake Drive East and North. Specifically, the Town seeks to confirm the boundaries of the Town's road allowance and determine which portion of the road allowance needs to be retained as road allowance and which portion of the road allowance can be deemed as surplus and be divested. The Town also seeks to establish appropriate land use permissions and development standards for the road allowance lands to be divested.

The following excerpt from the *Frequently Asked Questions* section of the Lake Drive Shoreline Jurisdiction Action Plan web page on the Town's website helps set context for this report:

*"The Town does not wish to take land. The Town wishes to 'clear up' the title to the numerous properties once and for all. The Town has a legal obligation to deal responsibly with all property that is owned by the Town – such property includes the untraveled portion of the road allowance. The Town wants to treat everyone as fairly as possible, especially when there is more than one person claiming a right to use land that is actually owned by the Town. If a person or his or her family has been using 'beach front' property as the family's private property for years and years, the Town does not intend to change that situation...However, the Town requires the co-operation of individuals...to 'clear up' the title to the Lake Drive land by reaching agreements to allow long enjoyed uses to continue."*

On March 30, 2022, following a Council closed session, Town Council passed Resolution No. C-2022-0108 (Attachment 2) to move forward implementation of the Action Plan after a nearly 3 year hiatus which was due in part to legal issues, and in part to the pandemic. Direction from the resolution is summarized below:

1. Authority was delegated to the CAO to retain and/or allocate dedicated personnel and resources to advance implementation of the Lake Drive Jurisdiction Action Plan, excluding Beach Associations;
2. Staff to report back to Council by June 22, 2022 with a report outlining the price, including land costs and actual cost recovery, the Town would consider for the divestiture of road allowance lands within the Action Plan; and,
3. Staff to report back to Council by August 10, 2022 with two reports outlining a schedule to implement the operational and policy steps in the Action Plan; one report for residential indirect waterfront properties and one report for Beach Associations.

As per Council's resolution on March 30, 2022, Staff presented a report to Council on June 22, 2022 relating to costing for the divestiture of surplus Town road allowance lands within the Action Plan.

Also in accordance with the March 30, 2022 Council Resolution, this report provides Council with information on the schedule to implement the operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties. A separate report, Report No. DS-2022-0070, provides Council with information on the schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan for beach associations.

#### **4. ANALYSIS:**

##### **The Lake Drive Jurisdiction Action Plan is a large and complex project**

The Action Plan was approved by Council in July 2017 and includes a 14 step process intended to 'clear up' title of Lake Drive East and Lake Drive North road allowance lands. Specifically, the Town seeks to confirm the boundaries of the Town's road allowance lands and to determine what lands need to be retained as road allowance and what lands are surplus and can be divested. The Town also seeks to establish appropriate land use permissions and development standards for the lands to be divested.

Addressing title and ownership issues on the Town's road allowance lands involves layers of complexity that will take time to address and will require thorough review of title searches dating back two centuries, as well as further surveying work, to confirm Town road allowance boundaries.

Consideration of appropriate land use permissions and development standards for road allowance lands to be divested will be similarly complex, as there is much legislation and regulation currently applicable to these lands that will need to be carefully reviewed prior to establishing a new land use planning framework.

Addressing title and ownership issues and the consideration of appropriate land use permissions and development standards will require consultation with stakeholders such as the Ontario Ministry of Northern Development, Mines, Natural Resources and Forestry, the Lake Simcoe Region Conservation Authority (LSRCA), the Municipal Property Assessment Corporation (MPAC), the Chippewas of Georgina First Nations, residential indirect waterfront property owners, etc.

To date, there has been some progress on implementation of the Action Plan however much of it remains to be completed. Given the scale and complexity of the Project as well as the consultation required, it is anticipated that it will take approximately 3 years to complete, as outlined below.

## **Project Schedule**

The complete Project Schedule for Implementation of the operational and policy steps of the Lake Drive Jurisdiction Action Plan for residential indirect waterfront properties is provided as Attachment 3.

The Project Schedule includes 9 key milestones which are anticipated to be completed in approximately 3 years from re-initiation of the Project in June, 2022.

The 9 key milestones and associated timing are outlined as follows:

### **1. Project Resourcing (April 2022 – September 2023)**

- A Project Committee was established in April 2022 consisting of Town staff and external agencies such as the LSRCA and the Ministry of Northern Development, Mines and Natural Resources and Forestry.
- A Communications Consultant was retained in April 2022 to prepare a Communications Plan to ensure appropriate and meaningful engagement and communication with stakeholders throughout the implementation of the Action Plan.
- A Program Manager was hired in June 2022 to lead implementation of the Action Plan. A temporary Planner/GIS Analyst will also be hired in Q3/Q4 2022 to support implementation of the Action Plan.
- A Planning Consultant, if required, will be retained in Q3 of 2023 to assist with the Official Plan Amendment and Zoning By-law Amendment and/or Community Planning Permit System that will be necessary to establish appropriate land use permissions and development standards on lands to be divested.

### **2. Project Re-Initiation (June 2022 – September 2022)**

Several reports have been and/or will be prepared for Council information and consideration relating to Project re-initiation:

- In June 2022, Staff presented Report No. SI-2022-0006 to Council providing financial information relating to the divestiture of road allowance lands within the Action Plan.

- This staff report provides details on the Project Schedule for implementation of the operational and policy steps in the Action Plan relative to residential indirect waterfront properties. A separate report has been prepared on the Project Schedule for implementation of the operational and policy steps of the Action Plan relative to Beach Associations (Report No. DS-2022-0070).
- A report may be presented to Council in September 2022 for Council's consideration of an Interim Policy to permit certain development and/or works on lakeside lands, subject to conditions, prior to completion of the Action Plan. Examples of such development/works include erosion control/mitigation measures and works to rectify potential life safety hazards. Other types of development/works may only be permitted if sole and clear ownership of lakeside lands can be demonstrated. This report may or may not be required pending direction Council may provide in this regard, as recommended in this report.

### **3. Current State Analysis – Who Owns What (June 2022 - December 2022)**

- A comprehensive review of current and past legal investigations and title searches is currently in progress and anticipated to be completed by December 2022. The findings of this review will be compiled into a Town database and map.
- Consultation with stakeholders will take place both during the review process and after the review once the database is compiled.

### **4. Identification of lands/easements to be retained by the Town and Eligible Property Owners (EPOs) (September 2022 – January 2023)**

- The Town will determine which road allowance lands must be retained, which lands may be deemed surplus and could be divested, and where easements and encroachment agreements are required. Information from Milestone #3 (Current State Analysis) will inform this work and the information will be further confirmed and/or refined during the surveying process (Milestone #6).
- The Town will determine which road allowance lands, if any, are to be retained for the Waterfront Parks Strategic Master Plan.



- The Town will identify Eligible Property Owners (EPOs) to be consulted. EPOs may include, in addition to indirect property owners with straightforward titles:
  - persons shown as owners on the registered title to “pocket PINs” (properties with pocket PINs have more than one entity shown on land registry records as having an interest in the land); and,
  - persons having an interest in properties that are subject to disputed titles which will be addressed during surveying works (Milestone #6) and as per Council direction (see below and Milestone #5).
- Staff will report to Council to provide information and seek direction on:
  - Lands to be retained and lands that are surplus
  - Possible approach for dealing with varying ownership scenarios including pocket pins and Crown lands.
  - Potential financial/payment options for interested EPOs (or others as determined by Council)
  - EPOs and whether deposit should be collected.
  - Project Schedule update.

**5. Gauging Interest from Eligible Property Owners (or others as determined by Council)  
(February 2023 – June 2023)**

- Consultation with EPOs to provide update on Project and to outline next steps for those interested in obtaining legal interest in/clearing up title to surplus road allowance lands.
- Notices to be sent to EPOs to determine which EPOs are interested in obtaining legal interest in/clearing title up to surplus road allowance lands.
- Staff will report to Council to provide information and seek direction on:
  - Response from EPOs. If insufficient response from EPOs, Council to decide whether to end the process. If sufficient response from EPOs, Town to move forward with the next milestone in the Project Schedule.
  - Potential approach for dealing with potential ownership, title and lot boundary disputes
  - Project Schedule update

**6. Surveying  
(July 2023 – September 2025)**

- Town will issue a Request for Proposals for surveying works and will award a contract to begin works.
- Surveying works will be completed in phases (phasing plan TBD) and will include:
  - Surveying of Town road allowance lands (including required title searches).
  - Mapping out of lakeside lots.
  - Identification of lakeside lots that already legally exist.
  - Identification of ownership, title and/or lot boundary disputes that require resolution.
  - Creating and depositing R-plans.
- Staff will report to Council every 6 months between July 2023 and September 2025 to provide updates on Project Schedule and surveying works.

**7. Official Plan/Zoning/Community Planning Permit System  
(September 2023 – December 2024)**

Town Staff will undertake the planning process for an Official Plan Amendment and Zoning By-law Amendment and/or a Community Planning Permit System to establish land use permissions and development standards for the surplus road allowance lands to be divested:

- Town Staff will conduct research and consult with Stakeholders to inform potential new permissions and standards prior to scheduling a Statutory Public Meeting, as required by the Planning Act.
- A Statutory Public Meeting will be held to obtain input on proposed new permissions and standards.
- A recommendation report will be provided to Council for approval of an Official Plan Amendment and a Zoning By-law Amendment and/or a Community Planning Permit System for Council consideration.

Important Note: Appeals to the approval of the Official Plan Amendment and Zoning By-law Amendment and/or Community Planning Permit System will delay

the process as lakeside lot transfers are scheduled to occur only after the appeals are fully resolved.

**8. Road Closure By-laws to be adopted, as required  
(December 2024 – October 2025)**

Once the Planning documents have been approved and provided there are no appeals or appeals have been fully resolved, as outlined above, Staff will:

- Prepare the necessary road closure by-laws for surplus road allowance lands and present them to Council for approval.

**9. Transfer Ownership of new Lakeside Lots  
(December 2024 – October 2025)**

- The Town will transfer new lakeside lots to EPOs (or others as determined by Council) and will execute any necessary agreement(s) and collect fees, as required.

**Potential interim approach to allow certain works to take place on lakeside lands, in advance of completion of the Action Plan**

As noted in the Project Schedule for implementation of the operational and policy steps in the Action Plan for indirect waterfront properties, it is anticipated to take approximately 3 years to implement the Action Plan. Staff note that the Town receives requests for approval and/or comments for proposed works on lakeside lands within the Action Plan and Staff anticipate this to continue during implementation of the Action Plan. These requests come from:

- Indirect waterfront property owners seeking Town permission to complete works on lakeside lands; and,
- The LSRCA and Ministry of Northern Development, Mines and Natural Resources and Forestry seeking comments from the Town with respect to proposed works on lakeside lands that require a permit and/or approval from them.

The requests for comment and/or approval typically relate to indirect waterfront property owners seeking to complete works on lakeside lands for the following purposes:

- Erosion control and mitigation;

- Construction and/or repair of a dock, boathouse or structure; and,
- Repair of an existing building, structure, fence, etc. that is a safety hazard.

Given the above, Staff recommend that Council consider approving an Interim Policy, regarding:

- The type of works that may be permitted on lakeside lands while the Town implements the Action Plan;
- Materials and information required by the Town to complete their review; and,
- The process for submitting requests for review by the Town.

Staff propose to bring a draft Interim Policy to Council for their consideration in September 2022.

#### **Revision required to definition of “Lakeside lands” in the Lake Drive Shoreline Jurisdiction Action Plan**

The discussion at the June 22, 2022 Council meeting with respect to the report on the costing for the divestiture of surplus road allowance lands highlighted an important required revision to a defined term in the Action Plan. Specifically, the Action Plan currently defines “Lakeside lands” as:

*“Means the lands from the shoreline to the travelled portion of the road allowance.”*

The above definition of “Lakeside lands” must be revised as it is used throughout the Action Plan to reference Town road allowance lands that may be divested. Lakeside lands may include Town’s road allowance lands however the Town’s road allowance lands do not in all cases go to the shoreline/water’s edge. In some cases, Lakeside lands may include Crown owned lands or may include privately owned lands that directly abut the shoreline. As such, it is recommended that the definition of “Lakeside lands” be revised as follows:

*“Means the lands owned by the Town that are situate between the shoreline and the travelled portion of the road allowance.”*

Attachment 3 provides an updated Action Plan with the revised definition of “Lakeside lands” as noted above.

The Town is only able to deal with the portion of the lakeside lands that it owns, whether it goes directly to the shoreline or water’s edge or not.

**5. RELATIONSHIP TO STRATEGIC PLAN:**

The following is one of 39 actions in the current 2019-2023 Corporate Strategic Plan under the Deliver Exceptional Service pillar:

- Continue collaborative efforts to address jurisdiction along Lake Drive

**6. FINANCIAL AND BUDGETARY IMPACT:**

The budget for this initiative is as follows:

<b>Core Cost components</b>	<b>Upper Limit</b>
Program Manager (up to 3 years)	\$480,000 (incl. payroll costs)
Planning/GIS Technologist (up to 3 years)	\$308,000 (Incl. payroll costs)
Communications Support	\$75,000 (excl. taxes)
Planning Consultant	\$100,000 (excl. taxes)
Legal Counsel	\$300,000 (excl. taxes)
Surveying (\$2,500-\$4,500/parcel x approx. 400 parcels) <i>Rounded up to 400 lots for contingency purposes</i>	\$1,000,000 – \$1,800,000 (excl. taxes)
<b>Total</b>	<b>\$2,263,000 - \$3,063,000</b> (excl. taxes)

Legal costs for transferring the parcels are not included above as it is anticipated those costs would be directly flowed through to the transferees as each transfer occurs. It's also noted that the above does not factor in any budget for planning related appeals.

**7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

There are no legislated notice requirements associated with this report. However, a notice was mailed out to indirect waterfront property owners within the Action Plan to provide an update on the Project and to advise of this report to Council.

**8. CONCLUSION:**

The Town seeks to resolve title matters associated with lands along the west and north sides of Lake Drive North and East through the Project Schedule to implement the Lake Drive Shoreline Jurisdiction Action Plan as set out in this report. In seeking this resolution, the Town wants to clarify ownership, and where possible, divest its ownership of surplus road allowance.

**APPROVALS**

Prepared By: Anna Henriques, Program Manager, Planning & Corporate Projects

Recommended By: Shawn Nastke, Director, Strategic Initiatives

Approved By: Rob Wheeler, Deputy Chief Administrative Officer

***Attachments:***

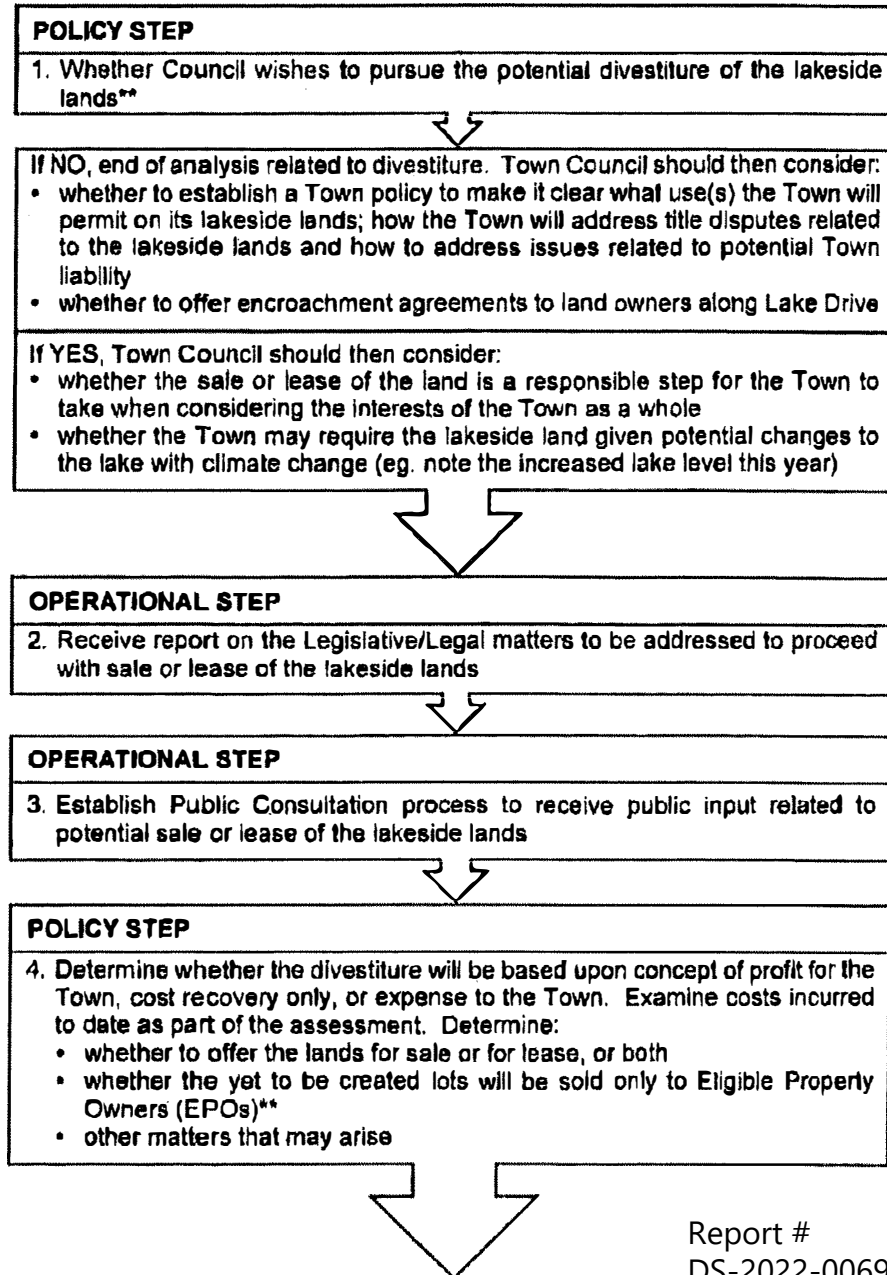
*Attachment 1: Lake Drive Shoreline Jurisdiction Action Plan*

*Attachment 2: March 30 Council Minutes and Resolutions (Resolution No. C-2022-0108 and C-2022-0109)*

*Attachment 3: Lake Drive Shoreline Jurisdiction Action Plan Project Schedule: Residential Indirect Waterfront Properties*

*Attachment 4: Updated Lake Drive Jurisdiction Action Plan with revised definition for 'Lakeside lands'*

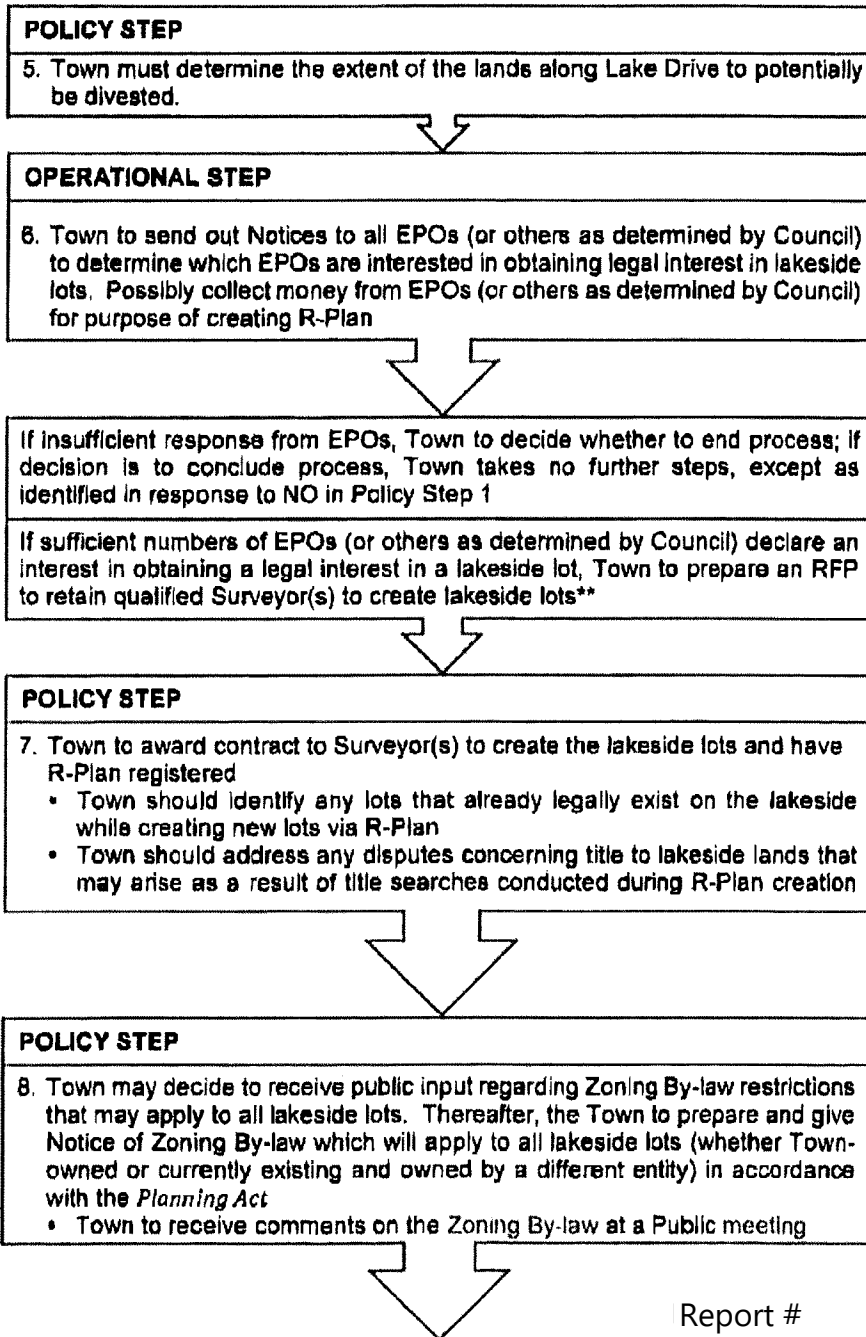
## MATTERS TO BE DECIDED BY COUNCIL^



Report #  
DS-2022-0069  
Attachment 1  
Pg. 1 of 4

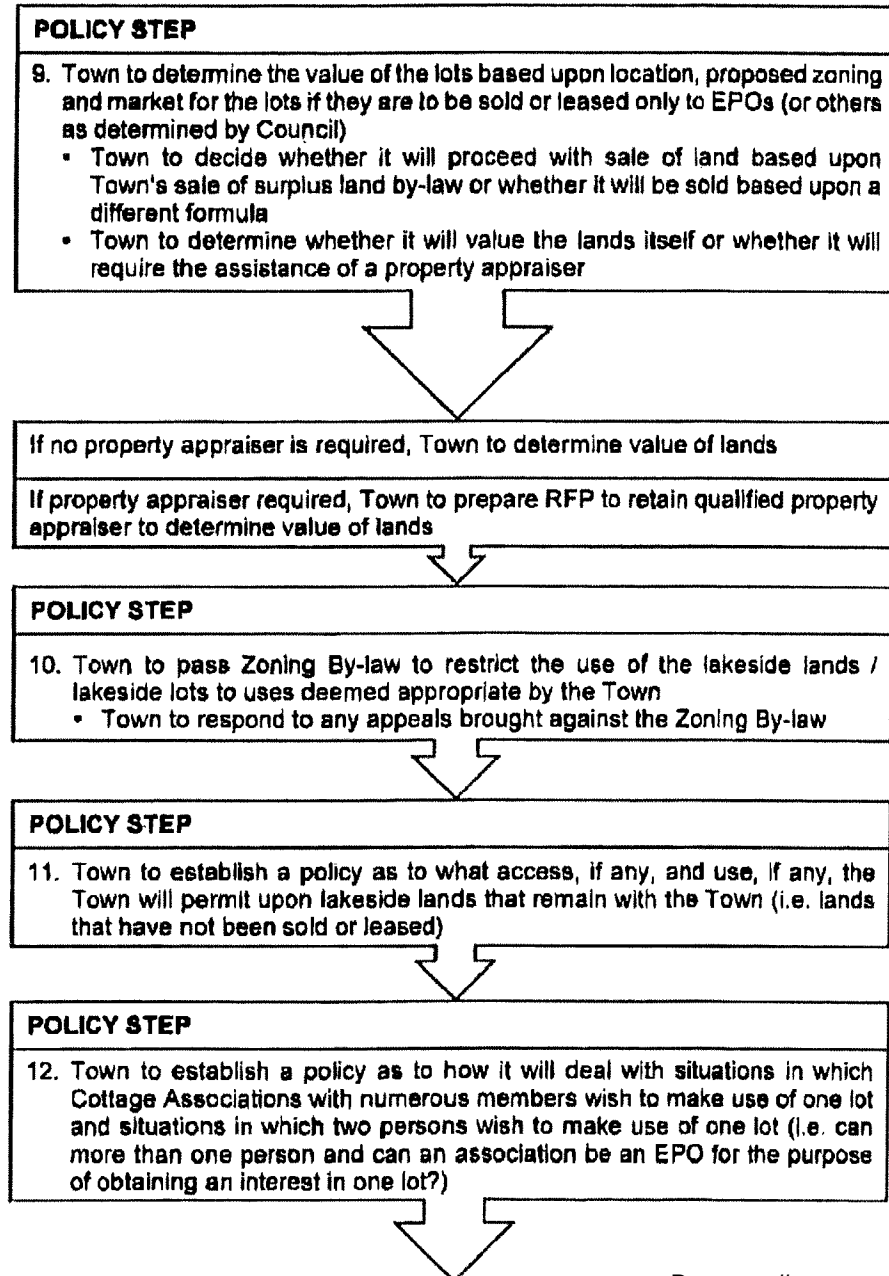


**MATTERS TO BE DECIDED BY COUNCIL\***



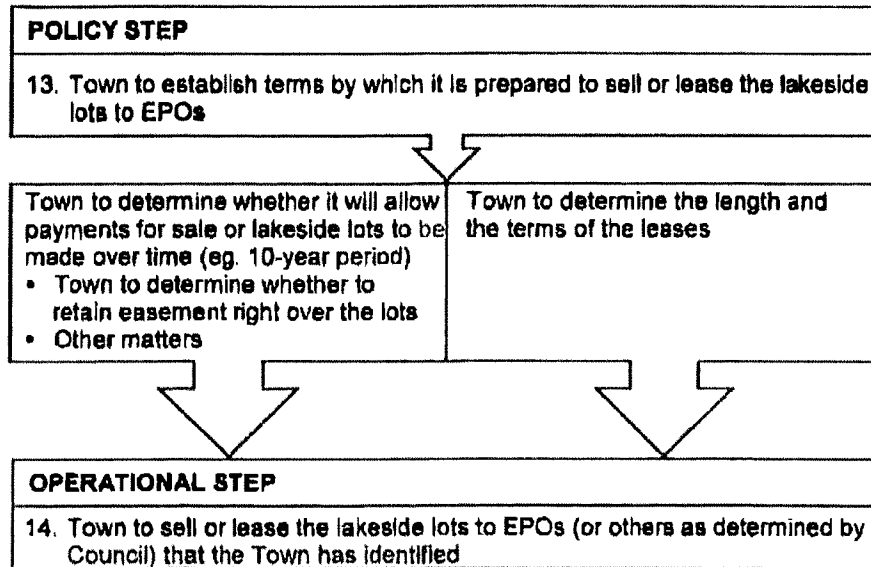
Report #  
DS 2022-0069  
Attachment 1  
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**MATTERS TO BE DECIDED BY COUNCIL\***



Report #  
DS 2022-0069  
Attachment 1  
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**MATTERS TO BE DECIDED BY COUNCIL\***



**\*\*Definitions for the Purpose of the above Flow Chart**

"Lakeside lands" means the lands from the shoreline to the travelled portion of the road allowance.

"Eligible Property Owner" means primarily the owners of property across the travelled portion of Lake Drive road allowance from the lakeside lot.

"Lakeside lots" means lots created upon the Lakeside lands.

\*This Flow Chart is to be read as an overview of basic steps that should be undertaken. It is not an exhaustive list of each step that could or should necessarily be taken. Removing certain steps or adding additional steps may be necessary depending upon decisions made by Council and steps taken by third parties.

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**THE CORPORATION OF THE  
TOWN OF GEORGINA  
Council Minutes**

Date: Wednesday, March 30, 2022  
Time: 9:00 AM

Members of Council Present: Mayor Margaret Quirk

Regional Councillor Grossi  
Councillor Waddington  
Councillor Fellini  
Councillor Neeson  
Councillor Sebo  
Councillor Harding

Staff Present:

Ryan Cronsberry, CAO  
Harold Lenters, Director of Development Services  
Dan Buttineau, Director of Community Services  
Ron Jenkins, Director of Emergency Services/Fire Chief  
Rob Wheeler, Deputy CAO/Treasurer  
Bev Moffatt, Director of Human Resources  
Rob Flindall, Director of Operations and Infrastructure  
Val Stevens, Director, Library Services/CEO  
Shawn Nastke, Director, Strategy Initiatives  
Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk  
Carolyn Lance, Council Services Coordinator  
Karyn Stone, Manager, Economic Development & Tourism  
Tanya Thompson, Communications Manager  
Anne Winstanley, Supervisor, Communications

Others Present:

Patti White, manager, Recreation Services  
Jodi Pridham, Manager, Client & Cultural Services  
Bob Ferguson, Manager of Parks Development and Operations  
Michael Hutchinson, Manager of Municipal Law Enforcement

**1. CALL TO ORDER- MOMENT OF MEDITATION**

"The Town of Georgina recognizes and acknowledges that we are on land originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples and on behalf of the Mayor and Council, we would like to thank them for sharing this land. We would also like to

acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.”

## **2. ROLL CALL**

As noted above

## **3. COMMUNITY ANNOUNCEMENTS**

- Sunday, April 3rd, 2:00pm, Erin Ambrose event at the Georgina Ice Palace
- Roc Puddle Jump event held Saturday, March 27th at The ROC, over 100 participants, appreciation extended to staff members who arranged the event
- Introduction of new members of staff; Dan Buttineau introduced Bob Ferguson, Manager of Parks Development and Operations, Bev Moffatt introduced Lisa Andersen, Human Resources Business Partner
- Mayor Quirk requested residents to consider donating and supporting the Food Pantry through cash or food products, Food Pantry kicking off its major food campaign 'Re-stock to Re-open'

## **4. INTRODUCTION OF ADDENDUM ITEM(S)**

- Item No. 12.1.f, Confidential Report, Volunteer Award of Merit recipients
- Item No. 12.1.g to replace Item No. 12.1.c, revisions to Report DCAO-2022-0004 entitled 'Statement of Development Charges Collected for the 2021 Fiscal Year'
- Item No. 17.5, Zoning Bylaw amendment, removal of H symbol
- Item No. 12.1.b, correction to Report 'Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021', Page 68, Councillor Fellini should be noted as Chair of the Selection Committee

## **5. APPROVAL OF AGENDA**

### **RESOLUTION NO. C-2022-0098**

Moved By Councillor Waddington

Seconded By Councillor Neeson

That the March 30, 2022 Council agenda, with the following addendum items, be adopted;

- Item No. 12.1.f, Confidential Report, Volunteer Award of Merit recipients

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- Item No. 12.1.g to replace Item No. 12.1.c, revisions to Report DCAO-2022-0004 entitled 'Statement of Development Charges Collected for the 2021 Fiscal Year'
- Item No. 17.5, Zoning Bylaw amendment, removal of H symbol
- Item No. 12.1.b, correction to Report 'Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021', Page 68, Councillor Fellini should be noted as Chair of the Selection Committee

**Carried**

**6. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

**Regional Councillor Grossi** declared an interest in Closed Session Item 18.1.c concerning the Lake Drive Shoreline Jurisdiction matter because he and his spouse own property fronting on Lake Drive.

Moved By Councillor Neeson  
Seconded By Councillor Harding

That the Council meeting recess at 9:17am

**Carried**

The Council Meeting reconvened at 9:25am

- 7. ADOPTION OF MINUTES (None)**
- 8. SPEAKERS (None)**
- 9. DELEGATIONS/ PETITIONS (None)**
- 10. PRESENTATIONS (None)**
- 11. PUBLIC MEETINGS (None)**
- 12. REPORTS**

- 1. Adoption Of Reports Not Requiring Separate Discussion

Moved By Councillor Sebo  
Seconded By Councillor Fellini

- a. Annual Drinking Water System Summary Reports for the Town of Georgina Drinking Water System & Annual Management Review of the Town Drinking Water System

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Report No. OI-2022-0010

**RESOLUTION NO. C-2022-0099**

1. That Council receive Report No. OI-2022-0010 prepared by the Operations and Infrastructure Department dated March 30, 2022, including the following attached reports;
    - i. Annual Water Quality Summary Report for the Keswick-Sutton Water Distribution System as required by Section 11 of Regulation 170/03, under the Safe Drinking Water Act (Attachment 1);
    - ii. Annual Summary Report for Municipal Council as required by Schedule 22 of Regulation 170/03, under the Safe Drinking Water Act (Attachment 2);
    - iii. Annual Management Review Report as required by Element 20 of the Drinking Water Quality Management Standard (Attachment 3).
  2. That Town staff work collaboratively with the staff in the Regional Municipality of York, Environmental Services Department to develop an action plan to reduce the development of Trihalomethanes and other disinfection by-products in the respective drinking water systems;
  3. That a copy of this report and the Council resolution be sent to the Regional Municipality of York, and the Medical Officer of Health seeking their support to assist in the reduction of Trihalomethanes and other disinfection by-products in the drinking water systems.
- b. Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021

Report No. DCAO-2022-0003

**RESOLUTION NO. C-2022-0100**

1. That Council receive Report No. DCAO-2022-0003 prepared by the Finance Division, Office of the Deputy CAO dated March 30,

Report # DS 2022-0069  
Attachment 2



2022 regarding Remuneration and Expenses of Members of Council and Council Appointees to Local Boards and Committees for 2021.

- c. Statement of Development Charges Collected for the 2021 Fiscal Year

Report No. DCAO-2022-0004

(Item No. 12.1.c was replaced by Addendum Item No. 12.1.g)

- g. REVISED - Statement of Development Charges Collected for the 2021 Fiscal Year

Report No. DCAO-2022-0004

**RESOLUTION NO. C-2022-0101**

1. That Council receive Report No. DCAO-2022-0004 prepared by the Finance Division, Office of the Deputy CAO dated March 30, 2022 regarding the Statement of Development Charges Collected for the 2021 Fiscal Year pursuant to the Development Charges Act, 1997 for information purposes.

- d. Community Services Fees Bylaw 2023 Extension

Report No. CSD-2022-0002

**RESOLUTION NO. C-2022-0102**

1. That Council receive Report No. CSD-2022-002 prepared by the Community Services Department dated March 30, 2022 respecting the recommendation to extend the Community Services User Fees and Charges By-Law 2019-2022.
2. That Council approve the recommendation to extend the Community Services User Fees and Charges By-Law 2019-2022 by one year ending December 31, 2023 while maintaining the current 2022 fees and charges.

**Carried**

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e. Urban Hens Licensing Bylaw

Report No. LS-2022-0004

**RESOLUTION NO. C-2022-0103**

Moved By Councillor Waddington

Seconded By Councillor Neeson

1. That Council receive Report No. LS-2022-0004 prepared by the Clerks Division, Legislative Services Department dated March 30, 2022 respecting a proposed Urban Hens Licensing By-law.
2. That Council approve the proposed By-law, included as Attachment '4' to Report No. LS-2022-0004, to License, Regulate and Govern Urban Hens.
3. That Council approve the proposed By-law to amend Exotic Animal By-law No. 2003-0072, included as Attachment '5' to Report No. LS-2022-0004, to recognize permission regarding the keeping of Urban Hens.

**Carried**

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

**12. REPORTS**

2. Reports Requiring Separate Discussion

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

1. Dispositions/Proclamations

- a. Region of York requesting each of the nine local municipalities adopt the Inflow and Infiltration Reduction Standard for Sewer Servicing New Development by December 31, 2024.

**RESOLUTION NO. C-2022-0104**

Moved By Councillor Fellini

Seconded By Regional Councillor Grossi

That Council receive the correspondence from the Region of York requesting each of the nine local municipalities adopt the Inflow and Infiltration Reduction Standard for Sewer Servicing New

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Development by December 21, 2024 and refer said Standard to appropriate staff accordingly.

**Carried**

2. General Information Items

a. Information Items (None)

b. Briefing Notes

a. Approval of Economic Development Grant Applications

**RESOLUTION NO. C-2022-0105**

Moved By Councillor Sebo

Seconded By Councillor Harding

That Council receive the Briefing Note advising of the approval of the following grants provided for through the Economic Development Grant Application process;

- Seedy Saturday, Georgina-Brock Garden Club, \$325.00, Economic, Culture and Community Betterment
- Georgina Spring Fling and Georgina Marathon & Half Marathon, Endurance Event Productions, \$5,000.00, Economic, Culture and Community Betterment
- Way To Grow, Lake Simcoe Gardeners, \$300.00, Economic, Culture and Community Betterment
- Military Day, Georgina Military Museum, \$5,000.00, Economic, Culture and Community Betterment
- Music in the Streets, Connors Music, \$5,000.00, Economic, Culture and Community Betterment
- Georgina Pride Festival 2022, The Georgina Centre for Arts & Culture, \$2,000.00, Economic, Culture and Community Betterment
- Classic Car Show, Pepperlaw Lions Club, \$2,000.00, Economic, Culture and Community Betterment

**Carried**

3. Committee of Adjustment Planning Matters (None)

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**14. MOTIONS/ NOTICES OF MOTION**

None

**15. REGIONAL BUSINESS**

None

**16. OTHER BUSINESS**

None

**17. BY-LAWS**

Moved By Councillor Neeson  
Seconded By Councillor Fellini

That the following bylaws be adopted:

1. Bylaw Number 2022-0018 (AD-1) appointing a Deputy Chief Building Official for the Town of Georgina; Bruce West
2. Bylaw Number 2022-0019 (PL-1) to amend Bylaw 2022-0004 (PL-1) Deeming certain Registered Plans of Subdivision or parts thereof not to be Registered Plans of Subdivision for the purposes of Section 50(3) of the Planning Act, R.S.O. 1990, as amended
3. Bylaw Number 2022-0020 (PWE-1) to license, regulate and govern Urban Hens in the Town of Georgina
4. Bylaw Number 2022-0021 (PWE-1) amending Bylaw 2003-0072 to regulate and prohibit the keeping of animals other than dogs; Exotic Animal Bylaw
5. Bylaw Number 500-2022-0001 (PL-5), Zoning Bylaw Amendment, Removal of "H" Symbol, 9 & 11 Dawn Blossom Drive, Oxford Homes

**Carried**

**18. CLOSED SESSION**

Moved By Councillor Sebo  
Seconded By Councillor Harding

That Council convene into Closed Session at 9:50am pursuant to Section 239 of the Municipal Act, to deal with the following matters;

- a. PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL,  
INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES, Section

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239(2)(b), MA; Confidential Report CSC-2022-0007, 2022 Volunteer Award of Merit

- b. LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS, Section 239(2)(d), MA
- c. LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD, Section 239(2)(e), MA, Lake Drive Shoreline Jurisdiction matter

**Carried**

Moved By Councillor Harding  
Seconded By Councillor Fellini

That Council reconvene into Open Session at 1:36pm and report on matters discussed in Closed Session.

**Carried**

**RESOLUTION NO. C-2022-0106**

Moved By Councillor Neeson  
Seconded By Councillor Harding

In regard to Closed Session Item 18.1.a under Section 239(2)(b) of the Municipal Act, being personal matters about an identifiable individual, including municipal or local board employees regarding 2020-2021 Volunteer Award of Merit - Confidential Report No. CSD-2022-0007, '2020-2021 Volunteer Award of Merit';

1. That Council receive the staff update and be directed to proceed accordingly.
2. That Council receive Report No. CSD-2022-0007 prepared by the Recreation Services Division, Community Services Department, dated March 30, 2022 respecting the 2020-2021 Volunteer Award of Merit, Youth Award of Merit, Community Team/Group Volunteer Award, Business Volunteer Award of Merit and Citizen of the Year selection of recipients be received.
3. That Council present the Volunteer Award of Merit(s) at the 2020-2021 Awards Ceremony at The ROC on Friday, May 27, 2022 at 7:00pm

**Carried**

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**RESOLUTION NO. C-2022-0107**

Moved By Councillor Waddington

Seconded By Councillor Neeson

In regard to Closed Session Item 18.1.b under Section 239(2)(d) of the Municipal Act being labour relations or employee negotiations regarding a Human Resources matter;

1. That Council receive the staff update and be directed to proceed accordingly.

**Carried**

In regard to Closed Session Item 18.1.c under Section 239(2)(e) of the Municipal Act being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding Lake Drive Shoreline Jurisdiction matter;

1. That Council delegate authority to the CAO to retain and/or allocate appropriate dedicated personnel and resources to advance the Lake Drive Jurisdiction Action Plan, excluding beach associations, as per the direction provided in the March 30, 2022 closed session of Council.
2. That staff report back to Council with two reports, the first report outlining the price including land costs and actual cost recovery the Town would consider for the divestiture of road allowance lands within the Lake Drive Jurisdiction Action Plan by June 22, 2022, and the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.
3. That Beach Associations will be addressed through the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Regional Councillor Grossi** declared a conflict with Closed Session Item No. 18.1.c concerning the Lake Drive Shoreline Jurisdiction matter due to is ownership of property fronting on Lake Drive; Regional Councillor Grossi was absent from the Closed Session and did not participate in any discussion or vote on the matter.

**Councillor Neeson** declared a conflict during Closed Session with Item 18.1.c regarding Beach Associations as he is a member of a beach association; Councillor Neeson did not participate in any discussion or vote on Recommendation 3 of Item 18.1.c.

Recommendation No. 3 of Item Closed Session Item 18.1.c was requested to be separated and voted on separately due to Councillor Neeson's conflict with beach associations.

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**RESOLUTION NO. C-2022-0108**

Moved By Councillor Neeson

Seconded By Councillor Fellini

In regard to Closed Session Item 18.1.c under Section 239(2)(e) of the Municipal Act being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding Lake Drive Shoreline Jurisdiction matter;

1. That Council delegate authority to the CAO to retain and/or allocate appropriate dedicated personnel and resources to advance the Lake Drive Jurisdiction Action Plan, excluding beach associations, as per the direction provided in the March 30, 2022 closed session of Council.
2. That staff report back to Council with two reports, the first report outlining the price including land costs and actual cost recovery the Town would consider for the divestiture of road allowance lands within the Lake Drive Jurisdiction Action Plan by June 22, 2022, and the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Carried****RESOLUTION NO. C-2022-0109**

Moved By Councillor Waddington

Seconded By Councillor Fellini

3. That Beach Associations will be addressed through the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Carried****19. CONFIRMING BY-LAW**

Moved By Councillor Sebo

Seconded By Councillor Waddington

That the following bylaw be adopted;

1. Bylaw Number 2022-0022 (COU-2) confirm in the proceedings of Council on March 30, 2022

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**Carried**

**20. MOTION TO ADJOURN**

Moved By Councillor Sebo

Seconded By Councillor Harding

That the meeting adjourn at 1:42pm.

**Carried**

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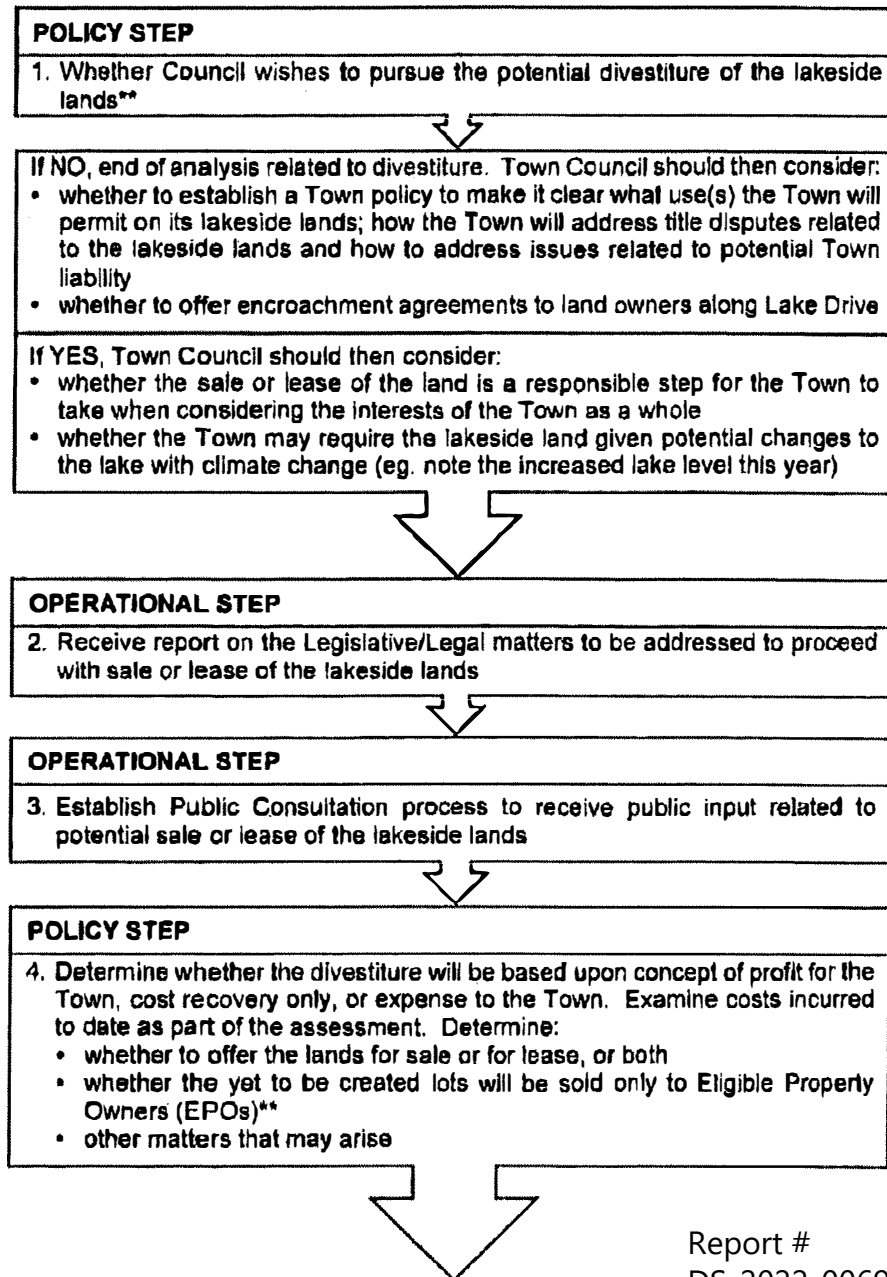
Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk

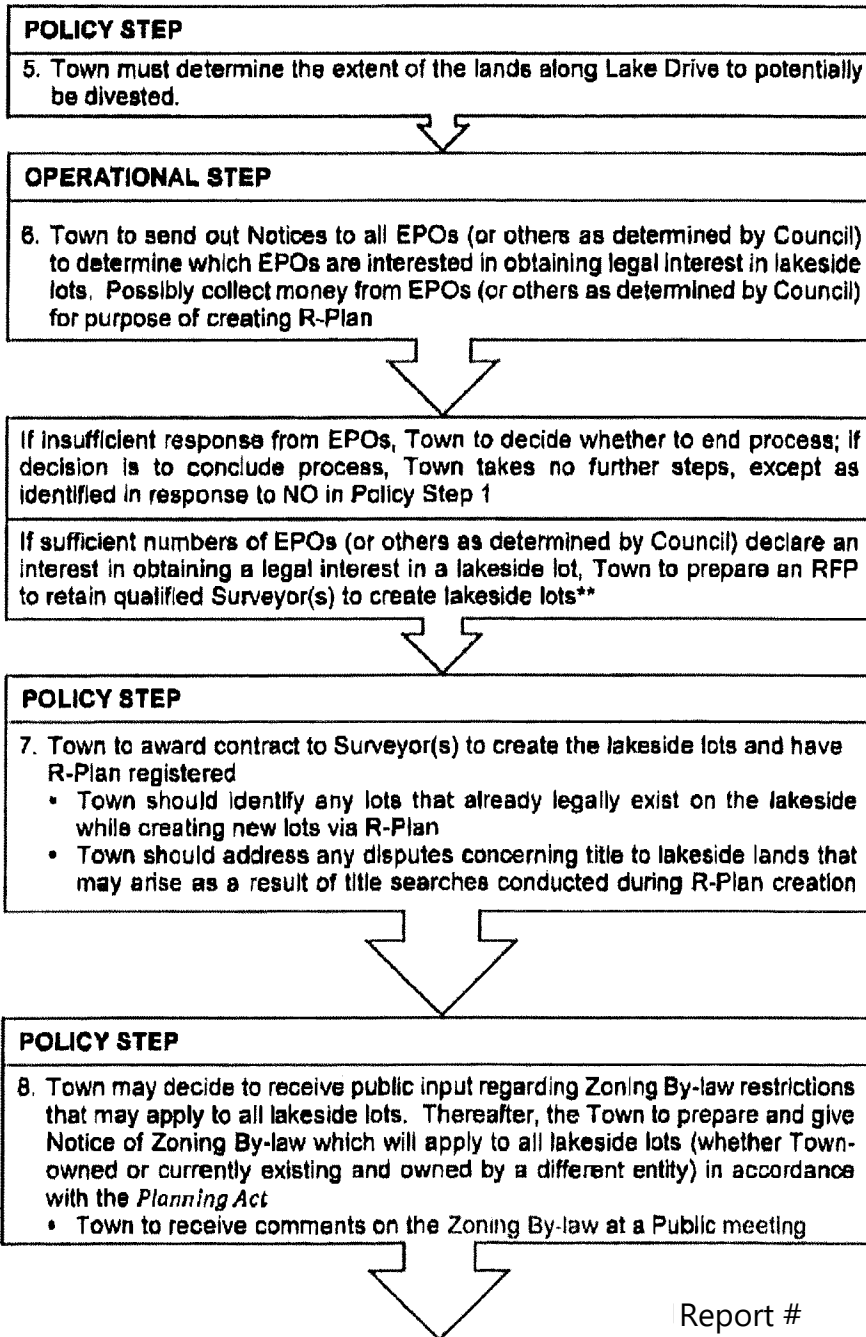
PROJECT MILESTONE	2022												2023												2024												2025											
	Apr	May	Jun	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	July	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	July	Aug	Sep	Oct	Nov	Dec			
Project Resourcing																																																
Project Re-initiation Reports to Council																																																
Current State Analysis - Who owns What (Crown, Town, Private, etc.)																																																
Identify lands/easements Town to retain & define Eligible Property Owners																																																
Gauging interest from Identified Eligible Property Owners (EPOs)																																																
Surveying																																																
Official Plan/Zoning/Community Planning Permit System																																																
Road Closure By-laws as required																																																
Transfer ownership of Lakeside parcels																																																
*PLEASE NOTE, THIS PROJECT SCHEDULE IS SUBJECT TO CHANGE AND MAY BE UPDATED AS REQUIRED																																																

## MATTERS TO BE DECIDED BY COUNCIL<sup>1</sup>



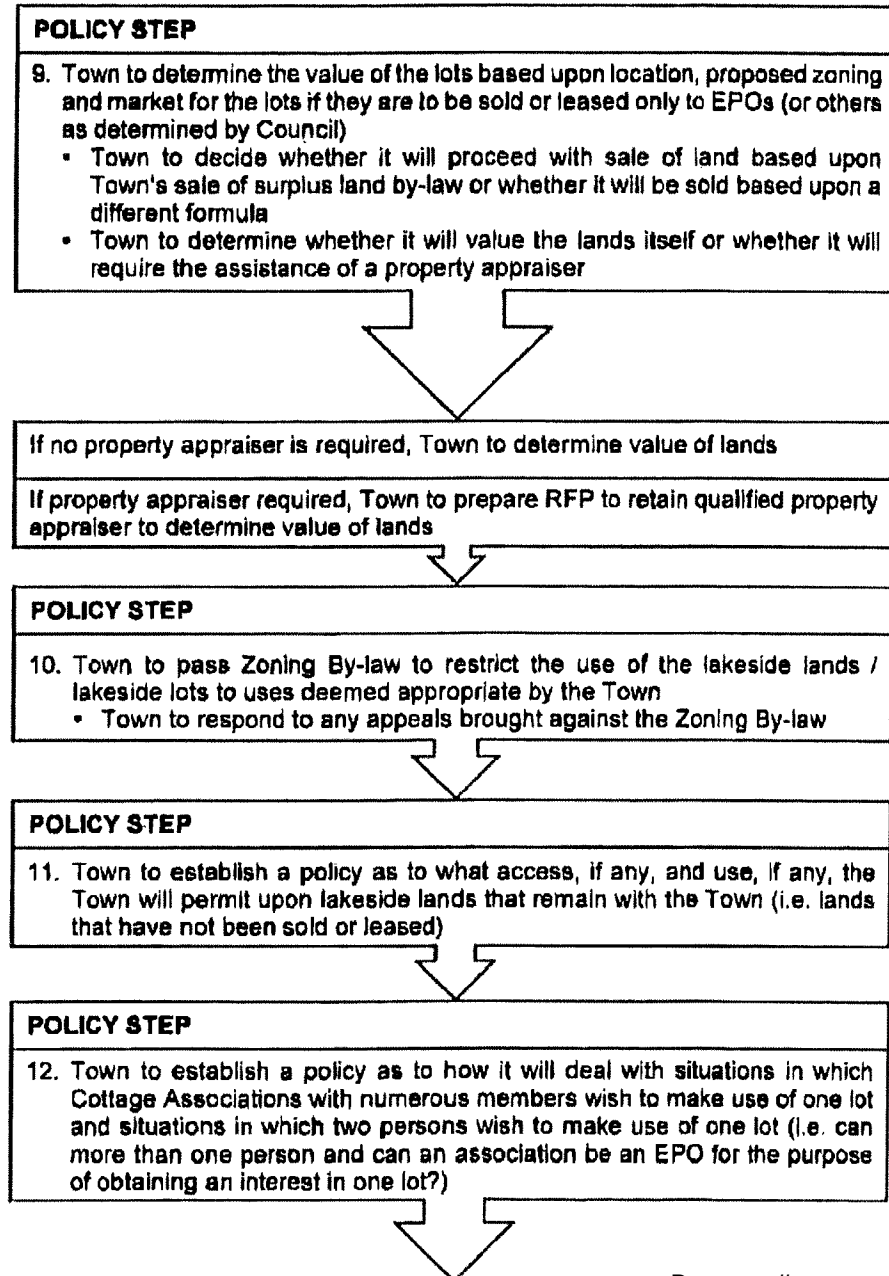
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**MATTERS TO BE DECIDED BY COUNCIL\***



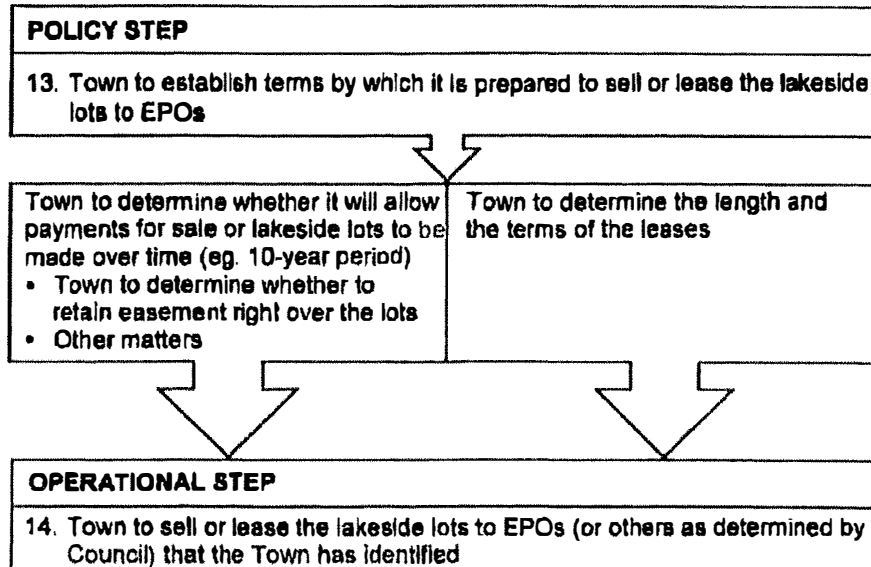
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**MATTERS TO BE DECIDED BY COUNCIL\***



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**MATTERS TO BE DECIDED BY COUNCIL\***



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"Lakeside lands" means the lands owned by the Town that are situate between the shoreline and the travelled portion of the road allowance.

"Eligible Property Owner" means primarily the owners of property across the travelled portion of Lake Drive road allowance from the lakeside lot.

"Lakeside lots" means lots created upon the Lakeside lands.

\*This Flow Chart is to be read as an overview of basic steps that should be undertaken. It is not an exhaustive list of each step that could or should necessarily be taken. Removing certain steps or adding additional steps may be necessary depending upon decisions made by Council and steps taken by third parties.

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**THE CORPORATION OF THE TOWN OF GEORGINA**

**REPORT NO. DS-2022-0070**

**FOR THE CONSIDERATION OF  
COUNCIL**

August 10, 2022

**SUBJECT: Lake Drive Shoreline Jurisdiction Action Plan Project Schedule:  
Beach Associations. File No. 05-268**

---

**1. RECOMMENDATION:**

1. That Council receive Report No. DS-2022-0070 prepared by the Planning Policy Division, Development Services Department, dated August 10, 2022, respecting a Project Schedule for implementation of policy step #12 in the Lake Drive Shoreline Jurisdiction Action Plan for beach associations; and,
2. That Staff report back in Q1 of 2023 with a Project Schedule and any budgetary needs respecting the implementation of operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for beach associations.

**2. PURPOSE:**

The purpose of this report is to provide information to Council on the Project Schedule for implementation of the Lake Drive Shoreline Jurisdiction Action Plan ("Action Plan") as it relates to beach associations.

**3. BACKGROUND:**

In July 2017, Council approved the Lake Drive Jurisdiction Action Plan (Attachment 1). The Action Plan includes a 14 step process intended to 'clear up' title on the Town's road allowance lands along Lake Drive East and North. The 14 steps of the Action Plan primarily relate to residential indirect waterfront property owners, however, policy Step #12 is specific to beach associations:

*"Town to establish a policy as to how it will deal with situations in which Cottage Associations with numerous members wish to make use of one lot and situations in which two persons wish to make use of one lot (i.e. can more than one person and can an association be an EPO for the purpose of obtaining an interest in one lot?)"*

On March 30, 2022, following a Council closed session, Town Council passed Resolution No. C-2022-0108 (Attachment 2) to move forward implementation of the Action Plan after a nearly 3 year hiatus which was due in part to legal issues and the pandemic. Direction from the resolution is summarized below:



1. Authority was delegated to the CAO to retain and/or allocate dedicated personnel and resources to advance implementation of the Lake Drive Jurisdiction Action Plan, excluding beach associations;
2. Staff to report back to Council by June 22, 2022 with a report outlining the price, including land costs and actual cost recovery, the Town would consider for the divestiture of road allowance lands within the Action Plan; and,
3. Staff to report back to Council by August 10, 2022 with two reports outlining a schedule to implement the operational and policy steps in the Action Plan; one report for residential indirect waterfront properties and one report for beach associations.

As per Council's resolution on March 30, 2022, Staff presented a report to Council on June 22, 2022 relating to costing for the divestiture of surplus Town road allowance lands within the Action Plan.

As per Council's resolution on March 30, 2022, this report provides Council with information on the schedule to implement the operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for beach associations. A separate report, Report No. DS-2022-0069, provides Council with information on the schedule to implement the operational and policy steps in the Lake Drive Shoreline Jurisdiction Action Plan for residential indirect waterfront properties and provides for an updated definition of "lakeside lands".

#### **4. ANALYSIS:**

##### **More information is needed on Beach Associations in the Lake Drive Shoreline Jurisdiction Action Plan**

There are a number of beach associations located within the Lake Drive Shoreline Jurisdiction Action Plan. Most of these beach associations are either located on privately owned lands or on Town owned road allowance lands such as a road end or other road allowance lands located near the shoreline.

The Town is only interested in beach associations that are on Town owned lands. The Action Plan provides that the Town establish a policy on how to deal with situations where numerous members of a beach association wish to make use of a lot or circumstances where two persons wish to make use of one lot. A determination must also be made as to whether a beach association is considered an Eligible Property Owner (EPO) for the purpose of obtaining an interest in one lot.

More information on beach associations within the Action Plan is needed prior to developing a Project Schedule for implementation of policy step #12 of the Action Plan. Accordingly, Staff will conduct research to obtain information such as:

- Number of beach associations within the Action Plan including contact information;
- Location of beach associations within the Action Plan and whether they are on private lands or Town owned lands; and,
- Number of beach associations that are legal entities/legally registered.

A Project Schedule for implementation of policy step #12 in the Action Plan will be prepared once more information on beach associations is available. Also, with the additional information Staff can advise on budget needs for implementation of the Action Plan for beach associations. Staff anticipate completing the research and reporting back to Council on the Project Schedule and any budgetary needs no later than Q1 2023.

**5. RELATIONSHIP TO STRATEGIC PLAN:**

The following is one of 39 actions in the current 2019-2023 Corporate Strategic Plan under the Deliver Exceptional Service pillar:

- Continue collaborative efforts to address jurisdiction along Lake Drive

**6. FINANCIAL AND BUDGETARY IMPACT:**

There is no approved budget for implementation of the Action Plan for beach associations. Staff will report back to Council by Q1 2023 with any budget requests.

**7. PUBLIC CONSULTATION AND NOTICE REQUIREMENTS:**

There are no legislated notice requirements associated with this report. However, a notice was mailed out to property owners within the Action Pan to provide an update on the Project and to advise of this report to Council.

**8. CONCLUSION:**

A Project Schedule for implementation of policy step #12 in the Action Plan will be prepared once more information on beach associations is gathered. Staff anticipate completing the research and reporting back to Council on the Project Schedule and any budgetary needs no later than Q1 2023.

**APPROVALS**

Prepared By: Anna Henriques, Program Manager, Planning & Corporate Projects

Recommended By: Shawn Nastke, Director, Strategic Initiatives

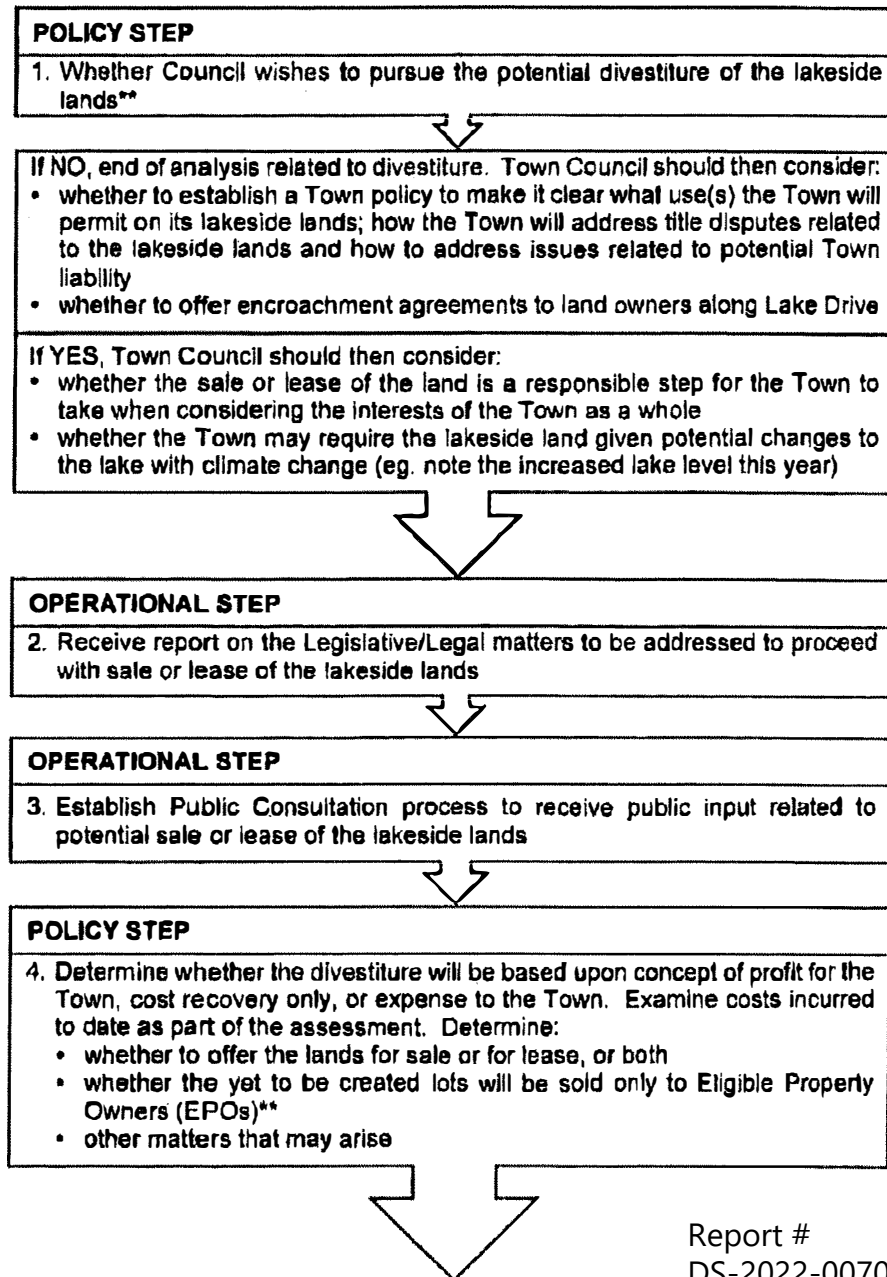
Approved By: Rob Wheeler, Deputy Chief Administrative Officer

***Attachments:***

*Attachment 1: Lake Drive Jurisdiction Action Plan*

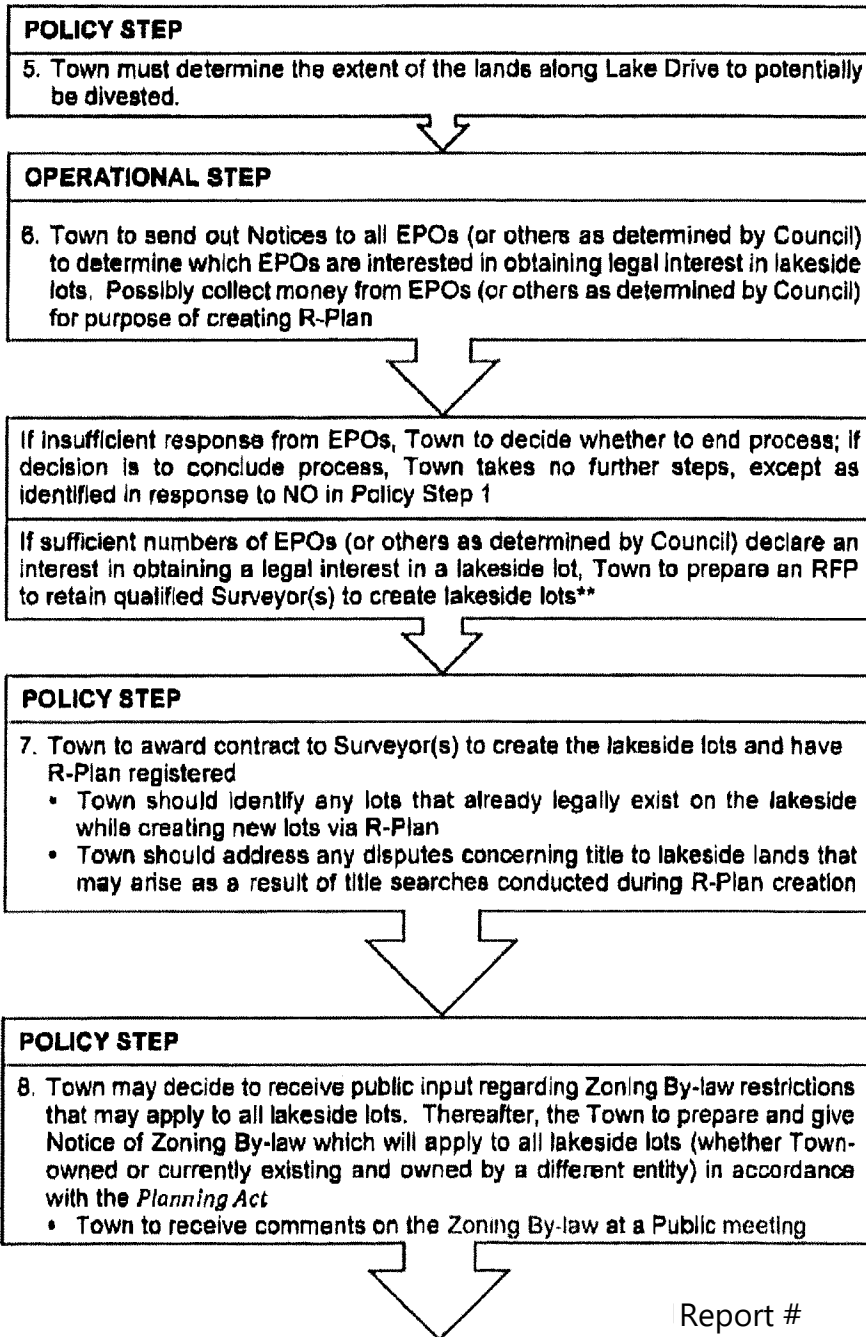
*Attachment 2: March 30 Council resolution (Resolution No. C-2022-0108 and C-2022-0109)*

## MATTERS TO BE DECIDED BY COUNCIL^



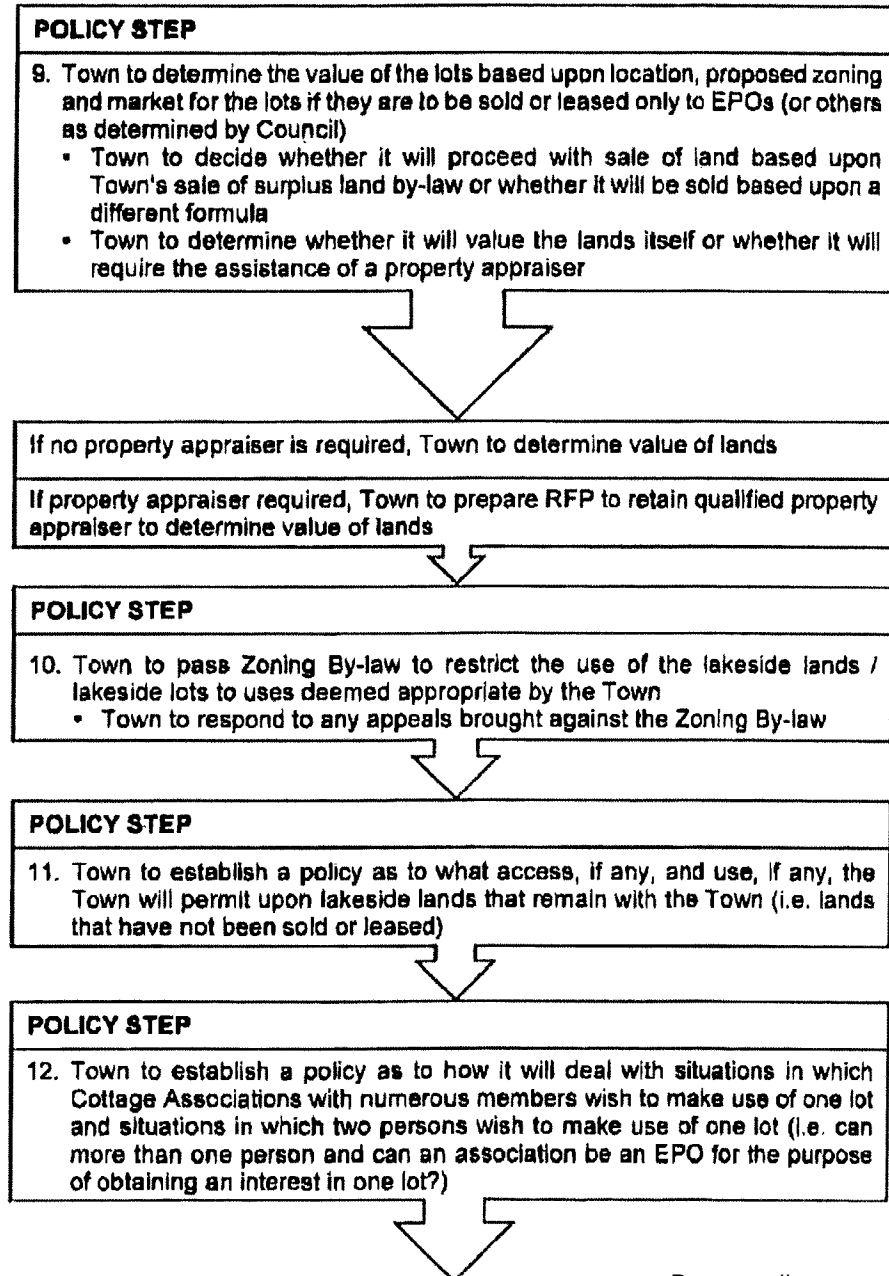
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**MATTERS TO BE DECIDED BY COUNCIL\***



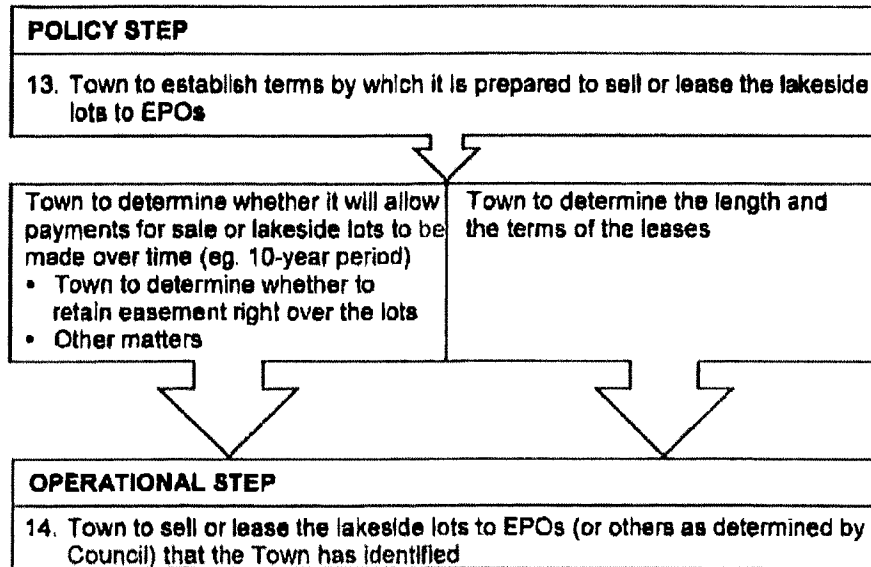
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**MATTERS TO BE DECIDED BY COUNCIL\***



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**MATTERS TO BE DECIDED BY COUNCIL\***



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"Eligible Property Owner" means primarily the owners of property across the travelled portion of Lake Drive road allowance from the lakeside lot.

"Lakeside lots" means lots created upon the Lakeside lands.

\*This Flow Chart is to be read as an overview of basic steps that should be undertaken. It is not an exhaustive list of each step that could or should necessarily be taken. Removing certain steps or adding additional steps may be necessary depending upon decisions made by Council and steps taken by third parties.

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DS-2022-0070  
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**THE CORPORATION OF THE  
TOWN OF GEORGINA  
Council Minutes**

Date: Wednesday, March 30, 2022  
Time: 9:00 AM

Members of Council Present: Mayor Margaret Quirk

Regional Councillor Grossi  
Councillor Waddington  
Councillor Fellini  
Councillor Neeson  
Councillor Sebo  
Councillor Harding

Staff Present:

Ryan Cronsberry, CAO  
Harold Lenters, Director of Development Services  
Dan Buttineau, Director of Community Services  
Ron Jenkins, Director of Emergency Services/Fire Chief  
Rob Wheeler, Deputy CAO/Treasurer  
Bev Moffatt, Director of Human Resources  
Rob Flindall, Director of Operations and Infrastructure  
Val Stevens, Director, Library Services/CEO  
Shawn Nastke, Director, Strategy Initiatives  
Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk  
Carolyn Lance, Council Services Coordinator  
Karyn Stone, Manager, Economic Development & Tourism  
Tanya Thompson, Communications Manager  
Anne Winstanley, Supervisor, Communications

Others Present:

Patti White, manager, Recreation Services  
Jodi Pridham, Manager, Client & Cultural Services  
Bob Ferguson, Manager of Parks Development and Operations  
Michael Hutchinson, Manager of Municipal Law Enforcement

**1. CALL TO ORDER- MOMENT OF MEDITATION**

"The Town of Georgina recognizes and acknowledges that we are on land originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples and on behalf of the Mayor and Council, we would like to thank them for sharing this land. We would also like to



acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.”

## **2. ROLL CALL**

As noted above

## **3. COMMUNITY ANNOUNCEMENTS**

- Sunday, April 3rd, 2:00pm, Erin Ambrose event at the Georgina Ice Palace
- Roc Puddle Jump event held Saturday, March 27th at The ROC, over 100 participants, appreciation extended to staff members who arranged the event
- Introduction of new members of staff; Dan Buttineau introduced Bob Ferguson, Manager of Parks Development and Operations, Bev Moffatt introduced Lisa Andersen, Human Resources Business Partner
- Mayor Quirk requested residents to consider donating and supporting the Food Pantry through cash or food products, Food Pantry kicking off its major food campaign 'Re-stock to Re-open'

## **4. INTRODUCTION OF ADDENDUM ITEM(S)**

- Item No. 12.1.f, Confidential Report, Volunteer Award of Merit recipients
- Item No. 12.1.g to replace Item No. 12.1.c, revisions to Report DCAO-2022-0004 entitled 'Statement of Development Charges Collected for the 2021 Fiscal Year'
- Item No. 17.5, Zoning Bylaw amendment, removal of H symbol
- Item No. 12.1.b, correction to Report 'Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021', Page 68, Councillor Fellini should be noted as Chair of the Selection Committee

## **5. APPROVAL OF AGENDA**

### **RESOLUTION NO. C-2022-0098**

Moved By Councillor Waddington

Seconded By Councillor Neeson

That the March 30, 2022 Council agenda, with the following addendum items, be adopted;

- Item No. 12.1.f, Confidential Report, Volunteer Award of Merit recipients

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- Item No. 12.1.g to replace Item No. 12.1.c, revisions to Report DCAO-2022-0004 entitled 'Statement of Development Charges Collected for the 2021 Fiscal Year'
- Item No. 17.5, Zoning Bylaw amendment, removal of H symbol
- Item No. 12.1.b, correction to Report 'Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021', Page 68, Councillor Fellini should be noted as Chair of the Selection Committee

**Carried**

**6. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**

**Regional Councillor Grossi** declared an interest in Closed Session Item 18.1.c concerning the Lake Drive Shoreline Jurisdiction matter because he and his spouse own property fronting on Lake Drive.

Moved By Councillor Neeson  
Seconded By Councillor Harding

That the Council meeting recess at 9:17am

**Carried**

The Council Meeting reconvened at 9:25am

- 7. ADOPTION OF MINUTES (None)**
- 8. SPEAKERS (None)**
- 9. DELEGATIONS/ PETITIONS (None)**
- 10. PRESENTATIONS (None)**
- 11. PUBLIC MEETINGS (None)**
- 12. REPORTS**

- 1. Adoption Of Reports Not Requiring Separate Discussion

Moved By Councillor Sebo  
Seconded By Councillor Fellini

- a. Annual Drinking Water System Summary Reports for the Town of Georgina Drinking Water System & Annual Management Review of the Town Drinking Water System

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Report No. OI-2022-0010

**RESOLUTION NO. C-2022-0099**

1. That Council receive Report No. OI-2022-0010 prepared by the Operations and Infrastructure Department dated March 30, 2022, including the following attached reports;
    - i. Annual Water Quality Summary Report for the Keswick-Sutton Water Distribution System as required by Section 11 of Regulation 170/03, under the Safe Drinking Water Act (Attachment 1);
    - ii. Annual Summary Report for Municipal Council as required by Schedule 22 of Regulation 170/03, under the Safe Drinking Water Act (Attachment 2);
    - iii. Annual Management Review Report as required by Element 20 of the Drinking Water Quality Management Standard (Attachment 3).
  2. That Town staff work collaboratively with the staff in the Regional Municipality of York, Environmental Services Department to develop an action plan to reduce the development of Trihalomethanes and other disinfection by-products in the respective drinking water systems;
  3. That a copy of this report and the Council resolution be sent to the Regional Municipality of York, and the Medical Officer of Health seeking their support to assist in the reduction of Trihalomethanes and other disinfection by-products in the drinking water systems.
- b. Remuneration and Expenses for Members of Council and Council Appointees to local boards for 2021

Report No. DCAO-2022-0003

**RESOLUTION NO. C-2022-0100**

1. That Council receive Report No. DCAO-2022-0003 prepared by the Finance Division, Office of the Deputy CAO dated March 30,

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Attachment 2

2022 regarding Remuneration and Expenses of Members of Council and Council Appointees to Local Boards and Committees for 2021.

- c. Statement of Development Charges Collected for the 2021 Fiscal Year

Report No. DCAO-2022-0004

(Item No. 12.1.c was replaced by Addendum Item No. 12.1.g)

- g. REVISED - Statement of Development Charges Collected for the 2021 Fiscal Year

Report No. DCAO-2022-0004

**RESOLUTION NO. C-2022-0101**

1. That Council receive Report No. DCAO-2022-0004 prepared by the Finance Division, Office of the Deputy CAO dated March 30, 2022 regarding the Statement of Development Charges Collected for the 2021 Fiscal Year pursuant to the Development Charges Act, 1997 for information purposes.

- d. Community Services Fees Bylaw 2023 Extension

Report No. CSD-2022-0002

**RESOLUTION NO. C-2022-0102**

1. That Council receive Report No. CSD-2022-002 prepared by the Community Services Department dated March 30, 2022 respecting the recommendation to extend the Community Services User Fees and Charges By-Law 2019-2022.
2. That Council approve the recommendation to extend the Community Services User Fees and Charges By-Law 2019-2022 by one year ending December 31, 2023 while maintaining the current 2022 fees and charges.

**Carried**

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e. Urban Hens Licensing Bylaw

Report No. LS-2022-0004

**RESOLUTION NO. C-2022-0103**

Moved By Councillor Waddington

Seconded By Councillor Neeson

1. That Council receive Report No. LS-2022-0004 prepared by the Clerks Division, Legislative Services Department dated March 30, 2022 respecting a proposed Urban Hens Licensing By-law.
2. That Council approve the proposed By-law, included as Attachment '4' to Report No. LS-2022-0004, to License, Regulate and Govern Urban Hens.
3. That Council approve the proposed By-law to amend Exotic Animal By-law No. 2003-0072, included as Attachment '5' to Report No. LS-2022-0004, to recognize permission regarding the keeping of Urban Hens.

**Carried**

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

**12. REPORTS**

2. Reports Requiring Separate Discussion

**13. DISPOSITIONS/PROCLAMATIONS, GENERAL INFORMATION ITEMS AND COMMITTEE OF ADJUSTMENT**

1. Dispositions/Proclamations

- a. Region of York requesting each of the nine local municipalities adopt the Inflow and Infiltration Reduction Standard for Sewer Servicing New Development by December 31, 2024.

**RESOLUTION NO. C-2022-0104**

Moved By Councillor Fellini

Seconded By Regional Councillor Grossi

That Council receive the correspondence from the Region of York requesting each of the nine local municipalities adopt the Inflow and Infiltration Reduction Standard for Sewer Servicing New

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Development by December 21, 2024 and refer said Standard to appropriate staff accordingly.

**Carried**

2. General Information Items

a. Information Items (None)

b. Briefing Notes

a. Approval of Economic Development Grant Applications

**RESOLUTION NO. C-2022-0105**

Moved By Councillor Sebo

Seconded By Councillor Harding

That Council receive the Briefing Note advising of the approval of the following grants provided for through the Economic Development Grant Application process;

- Seedy Saturday, Georgina-Brock Garden Club, \$325.00, Economic, Culture and Community Betterment
- Georgina Spring Fling and Georgina Marathon & Half Marathon, Endurance Event Productions, \$5,000.00, Economic, Culture and Community Betterment
- Way To Grow, Lake Simcoe Gardeners, \$300.00, Economic, Culture and Community Betterment
- Military Day, Georgina Military Museum, \$5,000.00, Economic, Culture and Community Betterment
- Music in the Streets, Connors Music, \$5,000.00, Economic, Culture and Community Betterment
- Georgina Pride Festival 2022, The Georgina Centre for Arts & Culture, \$2,000.00, Economic, Culture and Community Betterment
- Classic Car Show, Pepperlaw Lions Club, \$2,000.00, Economic, Culture and Community Betterment

**Carried**

3. Committee of Adjustment Planning Matters (None)

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**14. MOTIONS/ NOTICES OF MOTION**

None

**15. REGIONAL BUSINESS**

None

**16. OTHER BUSINESS**

None

**17. BY-LAWS**

Moved By Councillor Neeson  
Seconded By Councillor Fellini

That the following bylaws be adopted:

1. Bylaw Number 2022-0018 (AD-1) appointing a Deputy Chief Building Official for the Town of Georgina; Bruce West
2. Bylaw Number 2022-0019 (PL-1) to amend Bylaw 2022-0004 (PL-1) Deeming certain Registered Plans of Subdivision or parts thereof not to be Registered Plans of Subdivision for the purposes of Section 50(3) of the Planning Act, R.S.O. 1990, as amended
3. Bylaw Number 2022-0020 (PWE-1) to license, regulate and govern Urban Hens in the Town of Georgina
4. Bylaw Number 2022-0021 (PWE-1) amending Bylaw 2003-0072 to regulate and prohibit the keeping of animals other than dogs; Exotic Animal Bylaw
5. Bylaw Number 500-2022-0001 (PL-5), Zoning Bylaw Amendment, Removal of "H" Symbol, 9 & 11 Dawn Blossom Drive, Oxford Homes

**Carried**

**18. CLOSED SESSION**

Moved By Councillor Sebo  
Seconded By Councillor Harding

That Council convene into Closed Session at 9:50am pursuant to Section 239 of the Municipal Act, to deal with the following matters;

- a. PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL,  
INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES, Section

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239(2)(b), MA; Confidential Report CSC-2022-0007, 2022 Volunteer Award of Merit

- b. LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS, Section 239(2)(d), MA
- c. LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD, Section 239(2)(e), MA, Lake Drive Shoreline Jurisdiction matter

**Carried**

Moved By Councillor Harding  
Seconded By Councillor Fellini

That Council reconvene into Open Session at 1:36pm and report on matters discussed in Closed Session.

**Carried**

**RESOLUTION NO. C-2022-0106**

Moved By Councillor Neeson  
Seconded By Councillor Harding

In regard to Closed Session Item 18.1.a under Section 239(2)(b) of the Municipal Act, being personal matters about an identifiable individual, including municipal or local board employees regarding 2020-2021 Volunteer Award of Merit - Confidential Report No. CSD-2022-0007, '2020-2021 Volunteer Award of Merit';

1. That Council receive the staff update and be directed to proceed accordingly.
2. That Council receive Report No. CSD-2022-0007 prepared by the Recreation Services Division, Community Services Department, dated March 30, 2022 respecting the 2020-2021 Volunteer Award of Merit, Youth Award of Merit, Community Team/Group Volunteer Award, Business Volunteer Award of Merit and Citizen of the Year selection of recipients be received.
3. That Council present the Volunteer Award of Merit(s) at the 2020-2021 Awards Ceremony at The ROC on Friday, May 27, 2022 at 7:00pm

**Carried**

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**RESOLUTION NO. C-2022-0107**

Moved By Councillor Waddington

Seconded By Councillor Neeson

In regard to Closed Session Item 18.1.b under Section 239(2)(d) of the Municipal Act being labour relations or employee negotiations regarding a Human Resources matter;

1. That Council receive the staff update and be directed to proceed accordingly.

**Carried**

In regard to Closed Session Item 18.1.c under Section 239(2)(e) of the Municipal Act being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding Lake Drive Shoreline Jurisdiction matter;

1. That Council delegate authority to the CAO to retain and/or allocate appropriate dedicated personnel and resources to advance the Lake Drive Jurisdiction Action Plan, excluding beach associations, as per the direction provided in the March 30, 2022 closed session of Council.
2. That staff report back to Council with two reports, the first report outlining the price including land costs and actual cost recovery the Town would consider for the divestiture of road allowance lands within the Lake Drive Jurisdiction Action Plan by June 22, 2022, and the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.
3. That Beach Associations will be addressed through the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Regional Councillor Grossi** declared a conflict with Closed Session Item No. 18.1.c concerning the Lake Drive Shoreline Jurisdiction matter due to is ownership of property fronting on Lake Drive; Regional Councillor Grossi was absent from the Closed Session and did not participate in any discussion or vote on the matter.

**Councillor Neeson** declared a conflict during Closed Session with Item 18.1.c regarding Beach Associations as he is a member of a beach association; Councillor Neeson did not participate in any discussion or vote on Recommendation 3 of Item 18.1.c.

Recommendation No. 3 of Item Closed Session Item 18.1.c was requested to be separated and voted on separately due to Councillor Neeson's conflict with beach associations.

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**RESOLUTION NO. C-2022-0108**

Moved By Councillor Neeson

Seconded By Councillor Fellini

In regard to Closed Session Item 18.1.c under Section 239(2)(e) of the Municipal Act being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board regarding Lake Drive Shoreline Jurisdiction matter;

1. That Council delegate authority to the CAO to retain and/or allocate appropriate dedicated personnel and resources to advance the Lake Drive Jurisdiction Action Plan, excluding beach associations, as per the direction provided in the March 30, 2022 closed session of Council.
2. That staff report back to Council with two reports, the first report outlining the price including land costs and actual cost recovery the Town would consider for the divestiture of road allowance lands within the Lake Drive Jurisdiction Action Plan by June 22, 2022, and the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Carried****RESOLUTION NO. C-2022-0109**

Moved By Councillor Waddington

Seconded By Councillor Fellini

3. That Beach Associations will be addressed through the second report outlining a schedule to implement the operational and policy steps in the Lake Drive Jurisdiction Action Plan no later than August 10, 2022.

**Carried****19. CONFIRMING BY-LAW**

Moved By Councillor Sebo

Seconded By Councillor Waddington

That the following bylaw be adopted;

1. Bylaw Number 2022-0022 (COU-2) confirm in the proceedings of Council on March 30, 2022

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**Carried**

**20. MOTION TO ADJOURN**

Moved By Councillor Sebo

Seconded By Councillor Harding

That the meeting adjourn at 1:42pm.

**Carried**

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Margaret Quirk, Mayor

---

Rachel Dillabough, Town Clerk

---

**Subject:** FW: Regional Council Decision - Winter Maintenance of Sidewalks Adjacent to Regional Roads  
**Attachments:** Winter Maintenance of Sidewalks Adjacent to Regional Roads.pdf

**From:** Switzer, Barbara <[Barbara.Switzer@york.ca](mailto:Barbara.Switzer@york.ca)> **On Behalf Of** Regional Clerk

**Sent:** July 5, 2022 10:07 AM

**To:** Aurora Clerks General Inbox <[Clerks@aurora.ca](mailto:Clerks@aurora.ca)>; [caguila-wong@markham.ca](mailto:caguila-wong@markham.ca); [clerks@newmarket.ca](mailto:clerks@newmarket.ca); EG Clerks General Inbox <[clerks@eastwillimbury.ca](mailto:clerks@eastwillimbury.ca)>; King Clerks General Inbox <[clerks@king.ca](mailto:clerks@king.ca)>; Rachel Dillabough <[rdillabough@georgina.ca](mailto:rdillabough@georgina.ca)>; Richmond Hill Clerks General Inbox <[clerks@richmondhill.ca](mailto:clerks@richmondhill.ca)>; Vaughan Clerks General Inbox <[clerks@vaughan.ca](mailto:clerks@vaughan.ca)>; WS Clerks General Inbox <[clerks@townofws.ca](mailto:clerks@townofws.ca)>

**Subject:** Regional Council Decision - Winter Maintenance of Sidewalks Adjacent to Regional Roads

RESPONSE REQUIRED BY SEPTEMBER 30, 2022

On June 30, 2022 Regional Council made the following decision:

1. Councils of local municipalities confirm their positions regarding the Region assuming winter maintenance of sidewalks adjacent to Regional roads, given the Regional tax levy implication.
2. Regional staff work with local municipal staff on opportunities to improve coordination of winter maintenance of sidewalks adjacent to Regional roads for the 2022/23 winter season.
3. The Region investigate ownership and maintenance of separated cycling lanes as part of the 2022 Transportation Master Plan Focus Area and report to Council in 2023.
4. The Regional Clerk forward a copy of this report to the local municipalities and request confirmation of their position by September 30, 2022.

The original staff report is attached for your information.

Please contact Joseph Petrungaro, Director of Roads and Traffic Operations at 1-877-464-9675 ext. 75220 if you have any questions with respect to this matter.

Regards,

**Christopher Raynor (he/him)** | Regional Clerk, Regional Clerk's Office, Corporate Services Department

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The Regional Municipality of York | 17250 Yonge Street | Newmarket, ON L3Y 6Z1  
O: 1-877-464-9675 ext. 71300 | [christopher.raynor@york.ca](mailto:christopher.raynor@york.ca) | [york.ca](http://york.ca)

Our Mission: **Working together to serve our thriving communities – today and tomorrow**

# **The Regional Municipality of York**

Committee of the Whole  
Transportation Services  
June 16, 2022

Report of the Commissioner of Public Works

## **Winter Maintenance of Sidewalks Adjacent to Regional Roads**

### **1. Recommendations**

1. Councils of local municipalities confirm their positions regarding the Region assuming winter maintenance of sidewalks adjacent to Regional roads, given the Regional tax levy implication.
2. Regional staff work with local municipal staff on opportunities to improve coordination of winter maintenance of sidewalks adjacent to Regional roads for the 2022/23 winter season.
3. The Region investigate ownership and maintenance of separated cycling lanes as part of the 2022 Transportation Master Plan Focus Area and report to Council in 2023.
4. The Regional Clerk forward a copy of this report to the local municipalities and request confirmation of their position by September 30, 2022.

### **2. Summary**

On March 3, 2022, Council directed staff to undertake a review regarding York Region assuming winter maintenance, including snow clearing on sidewalks adjacent to Regional roads, and provide a preliminary report for Committee of the Whole on June 16, 2022.

This report provides background and analysis of implications should the Region assume winter maintenance of sidewalks adjacent to Regional roads.

#### **Key Points:**

- In accordance with the *Municipal Act*, winter maintenance of sidewalks adjacent to Regional roads is currently a local municipal responsibility unless a municipality agrees otherwise
- Winter maintenance can be challenging where there is limited space to store snow between the Regional road and sidewalk

- Ongoing coordination between Regional staff and local municipal partners ensured storm response alignment prior to and during the January 17, 2022, significant weather event
- Following recent discussions with local public works staff, consensus is winter maintenance of sidewalks generally works well
- To assist local municipalities, funding of \$1.5 million annually will be proposed to be included in the multi-year budget submission to assist in snow removal of 135 km of sidewalk areas along Regional roads that have limited or no snow storage
- Assuming winter maintenance for sidewalks would impact the Regional tax levy and local operations
- Concerns relating to ownership and maintenance of separated cycling lanes along Regional roads are being addressed in 2023 through the 2022 Transportation Master Plan focus area “Review the Role and Function of Regional Corridors”

### 3. Background

#### **Winter maintenance of sidewalks adjacent to Regional roads is currently a local municipal responsibility**

As outlined in the *Municipal Act*, construction and all maintenance of sidewalks is a local municipal responsibility unless a municipality agrees otherwise. Following creation of the Region in 1971, ownership and all maintenance of sidewalks adjacent to Regional roads has been under the jurisdiction of local municipalities. Each municipality collects development charges to fund construction of sidewalks and uses local tax levy to pay for ongoing upkeep, including winter maintenance.

Each local municipality develops its own winter maintenance service plan to meet community needs. While service plans in all municipalities are designed to meet minimum maintenance standards legislated by the Province, local service plans are designed to prioritize sidewalks that connect their highest pedestrian uses, including schools, community centres and libraries.

Sidewalks adjacent to Regional roads comprise about 17% of all sidewalks within the Region. The total length of sidewalks adjacent to Regional roads varies by municipality (Table 1). There are significantly more sidewalks in the three southern, more urbanized municipalities.

#### **Winter maintenance is challenging where there is limited space to store snow between the Regional road and sidewalk**

Winter maintenance of sidewalks is more challenging where limited space exists between the Regional road and the sidewalk. Most Regional roads have sufficient space behind the curb between the road and sidewalk to store snow plowed from the road and the sidewalk.

In more constrained urban locations, there may be limited or no space between the road and sidewalk to store snow. For these locations, coordination between the Region and local

municipalities of road and sidewalk snowplowing becomes important. In these cases, it can be difficult to keep a sidewalk passable, as Regional roads are plowed more frequently than sidewalks. This affects only 3.4% (134 kilometres) of sidewalks in the Region. Total sidewalk length, length along Regional roads and length with limited storage area adjacent to Regional roads for each local municipality are shown in Table 1.

**Table 1**  
**Sidewalk Lengths by Local Municipality**

Local Municipality	Total Sidewalk Length (km)	Sidewalk Length along Regional Roads (km)	Sidewalk Length (Urban) along Regional Roads with Limited Snow Storage Area (km)
Vaughan	1,107	207	45.0
Markham	1,097	188	35.0
Richmond Hill	700	118	16.6
Newmarket	364	31	8.7
Aurora	249	60	6.5
Whitchurch-Stouffville	130	7	0.5
East Gwillimbury	119	22	10.5
Georgina	118	32	7.5
King	83	17	4.1
<b>Total</b>	<b>3,967</b>	<b>682</b>	<b>134.4</b>

Note: Data received from local municipalities as of April 2022

Regional roads are wider and carry greater volumes of traffic at higher rates of speed than most local municipal roads. Winter maintenance along Regional roads can, at times, involve continual snowplow passes, especially during and until a heavy snow event has ended. This can have an impact when snow is plowed onto sidewalks adjacent to Regional roads and there is limited or no snow storage. Some municipalities endeavour to have their sidewalk snowplows do multiple passes along these areas, as resources permit. During heavy snow events, Regional and local municipal resources are usually fully allocated, and sidewalk clearing may be delayed. This can be amplified when large windrows of snow are pushed onto the sidewalk when clearing the road.

### **Winter maintenance issues for sidewalks adjacent to Regional roads were likely highlighted by an atypical 2021/2022 winter season**

The 2021/2022 winter season experienced 80 winter weather events with 30 cm more snow accumulation than during a typical winter, including a significant weather event on January

17, 2022. This was one of the heaviest snowfalls the Region has experienced in several years, with 35 cm during a 12-hour period. Service response can be delayed when snow exceeds a certain depth that is not manageable for sidewalk snowplows, as was faced in this storm. This volume of snow presented challenges for Regional and all local municipal winter maintenance programs.

### **Ongoing coordination between the Region and local municipalities was highlighted during the largest winter event last season**

Successful winter maintenance in a two-tier system requires coordination between the Region and local municipalities. Collaboration is key before, during and after winter maintenance seasons. For this reason, the Region ensures collaboration with local municipalities is continually reviewed and improved. In anticipation of the significant weather event on January 17, 2022, Regional staff proactively communicated with local municipal staff to effectively coordinate storm response.

The Region provides maintenance services out of four districts to manage more than 4,300 lane kilometres of Regional roads. Each year, the Region holds pre-winter meetings with local municipalities to discuss high priority areas, operational responsibilities, and status of key winter maintenance materials, such as salt and sand. Roads and Traffic Operations monitor weather, Road Weather Information Systems, road conditions and make appropriate decisions for winter responses including plowing and snow removal.

Regional winter service levels are driven by compliance with minimum maintenance standards and the Region's winter operations plan. Staff operate 24 hours a day, 7 days a week, and are in contact with local staff before, during and after winter events. Once a winter storm passes, post-storm event clean-up activities, such as slushing, benching and snow removal, are coordinated in key areas.

### **About 23,000 m<sup>3</sup> of snow was removed or relocated Region-wide following January 2022 significant weather event**

The Region completed roadway snow plowing on January 18, 2022, following the January 17, 2022, significant weather event, then began snow removal efforts along Regional roads, assisting local municipalities. About 23,000 m<sup>3</sup> of snow was removed or relocated, including:

- 80 km of on-street cycling lanes
- 43.5 km of multi-use paths
- 158 km along Regional roads
- 745 intersections where snow was pushed back or cleared
- 26 bridges where sidewalks were impeded with heavy amounts of snow

Snow clean-up mostly took place in the southern portion of the Region where the highest accumulation of snow occurred. Removal took 2.5 weeks to complete Region-wide and was carried out in a coordinated effort between the Region and local municipalities.



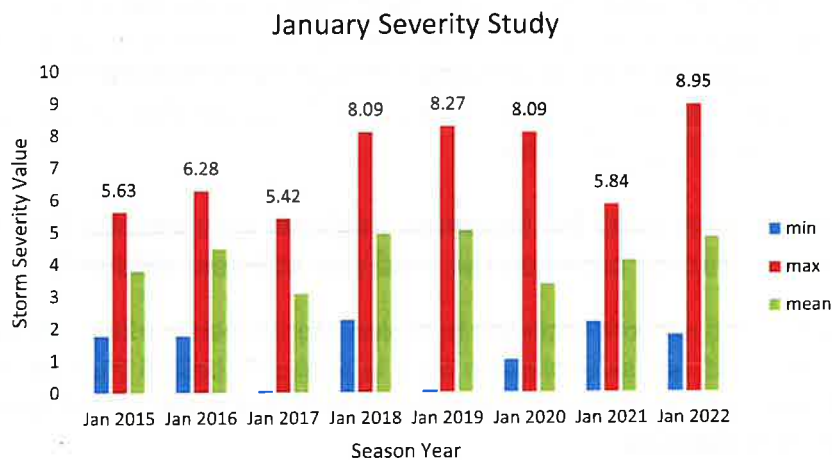
## 2021/2022 winter season had the most snowfall and fourth highest number of weather events in last eight seasons

The Storm Severity/Impact index is a tool used to indicate the level of winter precipitation (snow and ice) severity and potential impacts to society. The term 'winter event severity' refers to the level of effort required to respond to a weather event to achieve the Region's bare pavement standard. Storm severity is rated from 1 (very minor) to 10 (extreme), and factors considered include:

- Storm type (light, medium or heavy snow and freezing rain)
- Pre- and post-storm temperatures
- Pre- and post-storm wind conditions
- Early storm behaviour

The 2021/2022 winter season had the most snowfall and fourth highest number of weather events in the last eight seasons. The January 17, 2022, storm event had the highest calculated individual event severity value at 9, in the last eight Januarys (Figure 1). In response to this event, specific activities by the Region included declaration of a Significant Weather Event, continuous patrols, plowing, material applications and snow removal where required.

**Figure 1**  
**Comparison of January Storm Severity 2015 to 2022**



## 4. Analysis

### **Current winter sidewalk maintenance generally works well**

Following the significant weather event, Regional staff reached out to local public works staff to gain insight on winter maintenance concerns related to sidewalks adjacent to Regional roads. Feedback indicates this is working well within the existing framework.

Several local municipalities have long-term contracts for sidewalk winter maintenance, including sidewalks adjacent to Regional roads. Others use internal resources, such as their own equipment and staff, many who shift from summer seasonal duties, to maintain sidewalks during the winter season.

Local staff indicated there is an opportunity to address ownership and maintenance of separated cycling lanes along Regional roads. This is consistent with consultations undertaken by the Region in 2018 relating to a policy recommendation in the 2016 Transportation Master Plan, noted later in this report.

A comparison of sidewalk winter maintenance practices was undertaken in other regional jurisdictions, including Durham, Halton, Niagara, Peel and Waterloo. In all cases, sidewalk winter maintenance is undertaken by local municipalities.

### **A winter maintenance program exists for separated cycling lanes along Region's bus rapid transit corridors**

A limited number of separated cycling lanes on Regional roads have been constructed as part of bus rapid transit projects in the Cities of Richmond Hill and Vaughan and Town of Newmarket. Separated cycling lanes in Richmond Hill and Newmarket are maintained on behalf of the Region by these municipalities through memorandums of understanding. Winter maintenance of a similar cycle track located in the Vaughan Metropolitan Centre is performed under a Regional contract.

### **Opportunities may exist for increased Regional involvement in locations with limited snow storage between the road and adjacent sidewalk**

The Regional road network continues to evolve. More urban corridors are being created, roads are widened, and sidewalks are close to or directly behind the curb of the road. As noted, during heavy snowstorms managing placement of snow along Regional roads in these areas can be challenging.

Similar to a recent City of Toronto [report](#), a plan could be developed to highlight and initiate snow removal efforts to assist in these areas on an as-needed basis. Opportunities may exist for increased Regional involvement in locations with limited snow storage between the road and sidewalk.

A workshop is planned for summer 2022 for Regional and local staff to determine areas for improvement to service provisions. A plan addressing an enhanced phased approach for snow removal based on weather severity will be developed like actions taken following the January 17, 2022, significant weather event. Following that event, the Region provided snow removal assistance to local municipalities in built up, urban downtown core areas where limited or no snow storage space was available.

### **Assumption of any winter sidewalk maintenance would impact the Regional tax levy and local operations**

Ownership and maintenance of sidewalks is currently not the responsibility of the Region. Local municipalities include capital and operating costs in their development charges and tax levy budgets. Assuming winter sidewalk maintenance will create capital and operating cost pressures for the Region. As operating costs for winter maintenance are funded through tax levy, this would create an additional pressure to the Regional tax levy without providing any new services to residents. Sidewalks adjacent to Regional roads are currently maintained by local municipalities.

Local councils are requested to confirm their position regarding the Region assuming winter maintenance of sidewalks adjacent to Regional roads, given the Regional tax levy implication.

The Region's nine local municipalities each have their own service plan for managing winter sidewalk maintenance. Assumption by the Region of winter sidewalk maintenance adjacent to Regional roads would have different impacts for each municipality, depending on their service plan. It is imperative these impacts are understood by each local municipality before agreeing to any changes in current maintenance responsibilities.

### **Assumption by the Region of winter sidewalk maintenance is a complex risk and ownership issue**

Local municipalities manage risk and defense of claims related to winter sidewalk maintenance, pursuant to the provisions of the *Municipal Act*, which assigns responsibility and liability to the local municipalities. If the Region assumed winter maintenance on sidewalks along Regional roads on behalf of local municipalities, agreements with indemnity clauses transferring liability to the Region for winter-related claims on sidewalks would be required. The complexity of this issue could still potentially expose the local municipality to claims, which would require time and legal resources to respond to and resolve.

A liability insurance premium increase would almost certainly be experienced by the Region for the additional winter maintenance service provided to local municipalities. Insurers could be uncomfortable with the added indemnity and jurisdictional confusion of ownership and maintenance responsibilities, even with a well-drafted indemnity clause. This could also mean a potential increased cost to residents without a change or increase in service levels.

By assigning responsibility to the Region, the Region will substantially increase its risk exposure to future legal claims arising out of trip and slip and fall incidents on sidewalks. Assumption of this risk would mean increased legal and risk management costs transferred to the Region.

### **Ownership and maintenance concerns of separated cycling lanes along Regional roads is a Focus Area in the 2022 Transportation Master Plan**

Ownership and maintenance of sidewalks adjacent to Regional roads were discussed between the Region and local municipalities in 2018. The 2016 Transportation Master Plan included a policy recommendation the Region take over ownership and maintenance of sidewalks, separated cycling lanes and streetlighting adjacent to Regional roads. Findings of the 2018 consultation indicated the general maintenance framework works well in the Region, except for separated cycling lanes.

Ownership and maintenance of separated cycling lanes along Regional roads are not defined in the *Municipal Act*. A more consistent approach across the Region is desired. As a result, the 2022 Transportation Master Plan includes a review of ownership and maintenance of separated cycling lanes adjacent to Regional roads as a Focus Area to be addressed in 2023.

## **5. Financial**

Winter maintenance activities are funded through tax levy at both the Regional and local levels. Sidewalks adjacent to Regional roads are currently maintained and tax levy-funded only by local municipalities. Should the Region assume winter maintenance of sidewalks adjacent to Regional roads, risk management, operational and capital budget impacts would be created for services already provided at the local level, and a Regional tax levy increase would be required.

Following the January 17, 2022, significant weather event, costs associated with additional efforts to assist local municipalities with snow removal and clean-up of sidewalks and intersections adjacent to Regional roads were about \$500,000. These costs were managed within the existing winter maintenance budget.

### **Additional \$1.5 million will be proposed to assist local municipalities with snow removal along sidewalks with limited or no snow storage**

To provide sustainable resources necessary to assist local municipalities, an additional \$1.5 million in funds would address snow removal for two to three significant events per winter season. This funding request will be included for consideration in the next multi-year budget submission to help with snow removal along the 135 km of sidewalk areas with limited or no snow storage adjacent to Regional roads.

## **6. Local Impact**

The Region works to ensure collaboration with our local partners is continually reviewed and improved. Following the January 17, 2022, significant weather event, staff reached out to local public works staff regarding sidewalk winter maintenance concerns. Feedback received indicated winter maintenance for sidewalks adjacent to Regional roads is working well within the existing framework. It has been noted there is an opportunity to better address ownership and maintenance of separated cycling lanes along Regional roads.

Improved coordination efforts between the Region and local municipalities will continue with efforts to develop and improve winter sidewalk maintenance, including a workshop planned for summer 2022.

## **7. Conclusion**

The 2021/2022 winter season had the most snowfall and fourth highest number of weather events in the last eight seasons, including the January 17, 2022, significant weather event. Volume of snow accumulation along with extreme temperatures presented challenges for Regional and local municipal winter maintenance programs, including maintenance activities on sidewalks adjacent to Regional roads.

Winter maintenance of sidewalks adjacent to Regional roads is currently a local municipal responsibility. Regional assumption of winter maintenance of sidewalks adjacent to Regional roads would result in an additional pressure to the Regional tax levy with no new service provided to residents.


This report requests councils of the local municipalities confirm their positions regarding the Region assuming winter maintenance of sidewalks adjacent to Regional roads, given the Regional tax levy implication, and consideration of any impacts that may result from a change in the current maintenance responsibilities.

Staff will work with local municipal staff on opportunities to improve coordination efforts for winter maintenance of sidewalks adjacent to Regional roads to prepare for the 2022/2023 winter season, as well as continue to review ownership and maintenance issues of separated cycling lanes as part of the Focus Area identified in the 2022 Transportation Master Plan and report back to Council.

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For more information on this report, please contact Joseph Petrunaro, Director of Roads and Traffic Operations at 1-877-464-9675 ext. 75220. Accessible formats or communication supports are available upon request.

Recommended by:



**Erin Mahoney, M. Eng.**  
Commissioner of Public Works

Approved for Submission:



**Bruce Macgregor**  
Chief Administrative Officer

May 27, 2022  
13712718

Dear Mayor Quirk,

We, the residents of Keswick, are deeply concerned by the extremely unsafe situation on Riveredge Drive.

The issue was addressed to the authorities numerous times in the past, but no action was taken. We are now expecting your immediate attention to the problem.

As you know, there is no sidewalk on Riveredge Drive. At the same time, most families residing in this neighbourhood have children, elderly members and pets.

At present, there is no heavy traffic on the road, however, too often drivers disregard the speed limit signs while driving at a very high rate of speed.

The hazardous situations being created daily. In the past we witnessed numerous accidents caused by violators.

We are lucky that nobody has been injured or killed so far.

Unfortunately, our numerous appeals to the authorities did not result in implementation of the safety steps.

The electronic speed measuring sign got broken in two days after it was set on the road last year, and even during the short time of its operation it was completely ignored by some drivers.

We strongly suggest the following be installed without delay.

Speed Bumps: Those could be purchased at the cost from \$90 to \$300 a piece. As we heard in the past that those speed bumps might create a hazard, we would like to assure you that the absence of those, creates much greater danger. Even the removable ones for winter would be beneficial.

- Speed photo cameras could be installed. Those would result in fines to the violators and at the same time provide additional revenue to the municipality.
- Lowered speed limit to 30kmh
- Stop Sign
- Side Walks
- Further recommendations: one lane traffic calming measures, better lighting, no turns off Queensway or Woodbine during rush hour, one speed bollard in the middle,

In conclusion we would like to emphasize that unfortunately, if the immediate steps are not taken the residents will have no choice but to hold those responsible for our safety accountable if someone got injured by a careless driver.


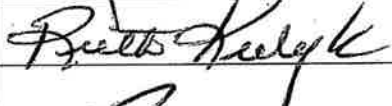

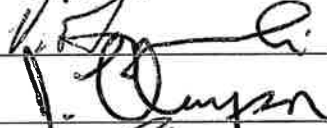

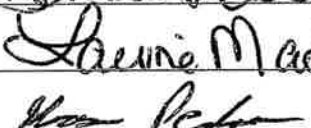
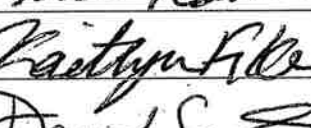
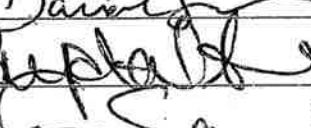
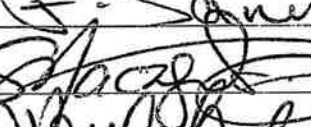

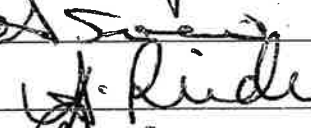
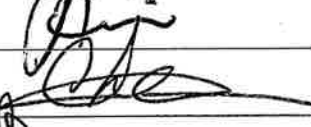
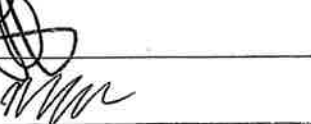


Sincerely,

Residents

Name	House Number	Signature
Alain Côté		Alain Côté
PHIL BURKHARDT		Phil Burkhardt
KOSTA HARATYDIDIS		Kosta Haratydidis
Barbara De la Rosa		Barbara De la Rosa
Mark Wallis		Mark Wallis
Elizabeth Weir		Elizabeth Weir
Vanessa Gioia		Vanessa Gioia
Curtis White		Curtis White
Jim Townsend		Jim Townsend
R M Biffin		R M Biffin
Tracey Scotland		Tracey Scotland
MICHAEL SCOTLAND		Michael Scotland
Book Chak		Book Chak
Theresa Currie		Theresa Currie
Jessica MacLellan		Jessica MacLellan
CARMEN CHEUNG		Carmen Cheung
Ryan Blom		Ryan Blom
Dani Danbrook		Dani Danbrook
ANDREW SHAPIRO		Andrew Shapiro
Susan Kelly		Susan Kelly
Bill Kelly		Bill Kelly
STEVE SWANTON		Steve Swanton
Susan MacIsaac		Susan MacIsaac



Name	House Number	Signature
Amy Haywood		A Haywood
Melanie Inouye		M Inouye
CAROLYN PAUL		C Paul
GILBERT PAUL		G Paul
Jeff Kolasser		J Kolasser
Kirsta Koon-Spick		K Koon-Spick
George Labinto		G Labinto
Kiley Lance		K Lance
Phil Brown		P Brown
King Bon		K Bon
Biljana Konesh		B Konesh
Kevin Coker		K Coker
Jessie Gray		J Gray
BRENDA COOK		B Cook
J Cocker		J Cocker
Bob Banks		B Banks
RAHAMAN JAHOOOR		R Jahoor
Brent Skillen		B Skillen
Allison Kickpatrick		A Kickpatrick
Salahuddin		S Salahuddin
Jasen Zhuy		J Zhuy
RJ		RJ
Gerry Hanlon		G Hanlon

Name	House Number	Signature
JIM ANDERSON		
RUTH KULIK		
Danny Tang		
Ashley Plutch		
Vincent Fazzopardi		
Jessica Clayton		
Pam Barrett		
Denise Batham		
Denise Batham		
Laurie Madigan		
Kris Peden		
Kathryn Fike		
Darrah Smith		
Crystal Stone		
Farhad Sami		
Shirley Naczynski		
Kimberly Torabi		
Chris ERIFFITTS		
Annette Shaw		
Samantha Riedler		
KEVIN MacDONALD		
Cheri Nixon		
Joquelin O'Neil		
Niko Antzinas		

Name	House Number	Signature
Joan Candel		Joan Candel
Emily Long		EL P.P
Wendy Escamilla		Wendy
mike valle		mike valle
Janet Sanguine		Janet Sanguine
NICK KOREK		NICK KOREK
Tina Bloxam		Tina Bloxam
DAVID REID		DAVID REID
Ryan MORRISSEY		Ryan MORRISSEY
Hagen Luo		Hagen Luo
BARRET ZHANG		BARRET ZHANG
SAMSON KWOK		SAMSON KWOK
STEWART McLAUGHLIN		STEWART McLAUGHLIN
KATHY DEKREMA		Kathy Dekrema
Carol Lumsden		Carol Lumsden
STEVE SIRCELI		STEVE SIRCELI
Kim Nelson		Kim Nelson
Ryleigh Stockill		Ryleigh Stockill
Beverly Turner		Beverly Turner



# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 28, 2022

**Re:** Resolution No. GAAC-2022-0052  
Re: Accessibility Standards in Parks

---

Please be advised that at its meeting held on June 6, 2022, the Georgina Accessibility Advisory Committee passed the following resolution:

**RESOLUTION NO. GAAC-2022-0052**

Moved By Councillor Dave Harding  
Seconded By Laurie Pangman-Carriere

That GAAC brings the site plan for the Treasure Hill playground back to the next GAAC meeting, and that GAAC requests that Council direct the Director of Development Services and a Senior Planner to attend the meeting so that the Committee can address the future needs for accessibility standards in all Town of Georgina parks, whether they be Point of Destination or community parks, regarding the level of accessible accessibility equipment and standards that should be in each park

**Carried**

Please note that the resolution and comments are taken from the un-adopted draft minutes.



# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 28, 2022

**Re:** Resolution No. GAAC-2022-0053  
Re: Feasibility Study

---

Please be advised that at its meeting held on June 6, 2022, the Georgina Accessibility Advisory Committee passed the following resolution:

**RESOLUTION NO. GAAC-2022-0053**

Moved By Councillor Dave Harding  
Seconded By Krista Wright

That GAAC requests that Council direct staff to do a feasibility study, funded by the GAAC budget up to \$9750, of the installation of a universally designed fully accessible family washroom with an adult change table at De La Salle Beach and report back to the Committee with the results of the study

**Carried**

Please note that the resolution and comments are taken from the un-adopted draft minutes.



# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 28, 2022

**Re:** Resolution No. GAAC-2022-0050  
Re: Promotion of Accessible Spaces

---

Please be advised that at its meeting held on June 6, 2022, the Georgina Accessibility Advisory Committee passed the following resolution:

**RESOLUTION NO. GAAC-2022-0050**

Moved By Krista Wright  
Seconded By Laurie Pangman-Carriere

That GAAC requests that Council direct staff to create an updated Communications plan for the promotion of Georgina's accessible spaces that includes the use of signage, What's New splash webpage on the town website, Town newspaper, Social media, AccessNow application, and QR codes and that the Communications plan clearly includes seniors, and that Economic Development staff promote Georgina's accessible spaces through outreach at the Georgina Farmers' Market

Carried

Please note that the resolution and comments are taken from the un-adopted draft minutes.



# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 28, 2022

**Re:** Resolution No. GEDAC-2022-0038  
Re: Ant-Racism Policy

---

Please be advised that at its meeting held on June 21, 2022, the Georgina Accessibility Advisory Committee passed the following resolution:

**RESOLUTION NO. GEDAC-2022-0038**

Moved By Louise Gardiner-Vahey  
Seconded By Michael Oyston

That GEDAC requests that Council direct staff to create a Town of Georgina Anti-Racism Policy, and that staff will take the following first steps in this initiative: Human Resources will become an employer partner with the Canadian Centre for Diversity and Inclusion (CCDI) and will be seeking to enter into a 3-year partnership commitment, which will be embedded in the HR strategic plan, and that staff will report back to GEDAC in the new Term of Office with an update on this initiative

**Carried**

Please note that the resolution and comments are taken from the un-adopted draft minutes.



# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 28, 2022

**Re:** Resolution No. GEDAC-2022-0037  
Re: Hate Has No Place Here Decal

---

Please be advised that at its meeting held on June 21, 2022, the Georgina Accessibility Advisory Committee passed the following resolution:

**RESOLUTION NO. GEDAC-2022-0037**

Moved By Michael Oyston

Seconded By Louise Gardiner-Vahey

That GEDAC requests that Council receive the final Hate Has No Place Here decal design (please see below) for information and to direct staff to move forward with the creation and distribution of the decals using the chosen design

**Carried**

Please note that the resolution and comments are taken from the un-adopted draft minutes.





GEORGINA





# Interoffice Memorandum

**GEORGINA**

**Clerks Division**

**To:** Mayor and Council

**From:** Cheyenne McAnuff, Committee Services Coordinator

**cc:** Rachel Dillabough, Town Clerk  
Mamata Baykar, Deputy Clerk

**Date:** June 13, 2022

**Re:** Resolution No. GTATAC-2022-0013  
Re: Trail Captain Program

---

Please be advised that at its meeting held on June 7, 2022, the Georgina Trails and Active Transportation Advisory Committee passed the following resolution:

**RESOLUTION NO. GTATAC-2022-0013**

Moved by Councillor Frank Sebo

Seconded by Alan Gaunt

That GTATAC endorses the idea of a Trail Captain program and requests that Council direct staff to investigate the use of a Trail Captain program in Georgina

Carried

Please note that the resolution and comments are taken from the un-adopted draft minutes.

## MEMORANDUM

**TO:** Mayor Quirk  
Members of Council

**FROM:** Rachel Dillabough, Town Clerk

**SUBJECT:** General Information Items

**DATE:** August 10, 2022

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Please notify the Clerk's office if you wish to have any of these items placed on the agenda for discussion:

- i) Building Division, Monthly Reports for June, 2022
- ii) Township of Ryerson, Expanding Amber Alert
- iii) County of Hastings, Expanding Amber Alert
- iv) Municipality of Tweed requesting the Ministry to consider increasing the administration fee on wildlife claims to help offset increased costs associated with Livestock Investigation request to increase Ontario Wildlife Damage Compensation Program
- v) City of Owen Sound, Removal of Municipal Councillors under Prescribed Circumstances
- vi) Township of Perry providing support for Private Member's Bill C-233 "Keira's Law"
- vii) Municipality of Grey Highlands providing support for the Town of the Blue Mountains motion regarding Voter's List Information for Candidates
- viii) Township of Mulmur declaring a Climate Emergency for the purpose of recognizing and deepening our commitment to protecting our economy, ecosystems and community from climate change.
- ix) Region of York report entitled '2021 Agriculture and Agri-Food Strategy Update'
- x) Region of York report entitled 'Paramedic Services Master Plan 2021-2023'
- xi) Region of York report entitled '2021 Annual Waste Management Report' providing summaries on waste reduction and diversion initiatives and an update on implementation of the Integrated Waste Management Master Plan (SM4RT Living Plan)
- xii) Region of York report entitled 'Conservation Authorities Act Regulations Implementation Update'
- xiii) Region of York report entitled 'Automated Speed Enforcement and Administrative Penalty System' seeking authority to continue use of automated speed enforcement on Regional roads and add additional cameras supported by an administrative penalty system.
- xiv) Region of York report entitled 'Final 2022 Transportation Master Plan' summarizing long-term transportation projects required to meet growth needs to 2051.

:rd



## GEORGINA

**Subject:** Approval of Economic Development Grant Applications

**To:** Mayor and Council

**From:** Jamie-Lee Warner, Partnership Coordinator, Economic Development and Tourism

**Date:** August 10, 2022

### Briefing:

On Thursday, July 7 and Friday, July 29, 2022 Georgina's Economic Recovery Team (ERT) considered two (2) Economic, Culture and Community Betterment grant applications and one (1) Community Improvement Plan Façade grant application. Based on the review and evaluation of these applications, the ERT approved the following grants as provided in Table 1 below. Funding as approved below has been allocated in the 2022 budget.

Table 1

Applicant and Event	Requested	Approved
Economic, Culture and Community Betterment Application ClearWater Farm Summer Saturdays – Musical Performances Saturdays from June 18 – October 8, 2022 Applicant: Ontario Water Centre	\$2,500.00	\$2,500.00
Economic, Culture and Community Betterment Application 2022 Break the Silence – Step in My Shoes Walk November 6, 2022 Applicant: Project Hostel o/a Yellow Brick House	\$2,000.00	\$1,000.00
Community Improvement Plan Application – Façade 115 High Street, Sutton Applicant: Nikoletta Dracos	\$3,750.00	\$3,750.00



THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW NUMBER 2022-0078 (TR-1)**

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BEING A BY-LAW TO AMEND SCHEDULE 'A' TO BY-LAW  
NO. 2017-0050 (TR-1), AS AMENDED, REGULATING  
PARKING ON PRIVATE PROPERTY IN THE TOWN OF  
GEORGINA

---

WHEREAS the Council of the Town of Georgina wishes to further amend Schedule "A" to By-law 2017-0050 (TR-1), as amended, which appoints Municipal Law Enforcement Officers for the purpose of enforcement of By-law 2002-0046 (TR-1), as amended, on private property;

BE IT THEREFORE ENACTED BY THE COUNCIL OF THE TOWN OF GEORGINA:

THAT Column 1 of Schedule 'A' to By-law No. 2017-0050 (TR-1), as amended, be further amended by adding the name of Debra Mullett thereto, so that the said Schedule 'A' will read as shown on the Schedule attached to this By-law.

READ AND ENACTED this 10<sup>th</sup> day of August, 2022.

---

Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk

SCHEDULE 'A' TO BY-LAW No. 2017-0050 (TR-1)

COLUMN 1

COLUMN 2

Doug Claughton  
Ryan Kay  
Justin Curtis  
Sam Arulappu  
Debra Mullett

Lakeside Residences 17 The Queensway South  
Glenwoods Mews 1-64 Patchell Crescent  
Pineview Terrace 190 Church Street  
Keswick Gardens 43 The Queensway North  
Northview Court 37/39 North Street  
East Court 35 East Street  
Fleming Court  
Courting House Place

THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW 2022-0079 (COU-4)**

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BEING A BY-LAW TO ENDORSE AND SUPPORT THE 5<sup>TH</sup>  
ANNUAL GEORGINA MAYOR'S CHARITY MOTORCYCLE  
RIDE & POKER RUN, SEPTEMBER 10, 2022.

---

**WHEREAS** the *Municipal Act*, 2001, Chapter 25, as amended, recognizes a municipality's capacity, rights, powers and privileges of a natural person;

**AND WHEREAS** the Mayor and Council of the Corporation of the Town of Georgina is sponsoring the Georgina Charity Motorcycle Ride and Poker Run to benefit the Royal Canadian Legion;

**AND WHEREAS** some aspects of the Georgina Charity Motorcycle Ride and Poker Run require limited Town resources;

**AND WHEREAS** in order to utilize limited Town resources and indicate support for the Georgina Charity Motorcycle Ride and Poker Run, a formal proclamation of support from Council is warranted.

**NOW THEREFORE**, the Council of the Corporation of the Town of Georgina, in the Regional Municipality of York, hereby proclaims the following:

1. That the Town of Georgina endorses and supports the 5<sup>th</sup> Annual Georgina Mayor's Charity Motorcycle Ride and Poker Run on September 10, 2022, to benefit the Royal Canadian Legion; and
2. That such endorsement and support recognizes and authorizes limited Town resources in connection with this effort.

READ and enacted this 10<sup>th</sup> day of August, 2022.

---

Margaret Quirk, Mayor

---

Rachel Dillabough, Town Clerk



THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW NUMBER 2022-0080 (PL-3)**

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BEING A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE ALL NECESSARY DOCUMENTS AND THE TOWN SOLICITOR RESPECTING THE TRANSFER/DEED OF LANDS FROM THE TOWN OF GEORGINA TO 935860 ONTARIO LIMITED, GREENVILLA (SUTTON) INVESTMENT LIMITED RESPECTING PLAN 1, PLAN 65M-39239 IN CONNECTION WITH PLAN OF SUBDIVISION, 19T-05G07 (AS REVISED) AND 19T-05G08 (AS REVISED), COMMONLY REFERRED TO AS THE CEDAR RIDGE SUBDIVISION

---

AND WHEREAS Council deems it advisable to require that the Municipality to execute all documents necessary in association with the Transfer/Deed of Lands from the Town of Georgina to 935860 Ontario Limited, Greenville (Sutton) Investment Limited respecting Plan 1, Plan 65R-39239 within the Cedar Ridge Subdivision, Plan of Subdivision 19T-05G07 (AS REVISED) and 19T-05G08 (AS REVISED) for development purposes.

BE IT THEREFORE ENACTED BY THE COUNCIL OF THE TOWN OF GEORGINA:

1. THAT the Town Solicitor is hereby authorized to execute all documents related to the conveyance of Plan 1, Plan 65R-39239 from the Town of Georgina to 935860 Ontario Limited, Greenville (Sutton) Investment Limited, all in accordance with Section 13.1 of the Subdivision Agreement drafted on August 18, 2014, last revised November 2020 between the Town of Georgina and 2088556 Ontario Inc., 935860 Ontario Limited, Greenville (Sutton) Investment Limited and Greenville Development Group Inc.

READ AND ENACTED this 10<sup>th</sup> day of August, 2022.

\_\_\_\_\_  
Margaret Quirk, Mayor

\_\_\_\_\_  
Rachel Dillabough, Town Clerk



THE CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW NUMBER 500-2022-0005 (PL-5)**

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BEING A BY-LAW TO AMEND BY-LAW NUMBER 500,  
BEING A BY-LAW TO REGULATE THE USE OF LANDS AND  
THE CHARACTER, LOCATION AND USE OF BUILDINGS  
AND STRUCTURES WITHIN THE TOWN OF GEORGINA.

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Pursuant to Sections 34 of the Planning Act, R.S.O., 1990, c.P.13, as amended, the Council of the Town of Georgina **ENACTS AS FOLLOWS:**

1. That Map 1, Schedule 'A' to Zoning By-law Number 500, as amended, is hereby further amended by changing the zone symbol from an 'RU' zone to 'RU-249' and 'OS-122' zones on lands described as Part Lot 4, Concession 3 and shown in heavy outline and designated 'RU-249' and 'OS-122' on Schedule 'A' attached hereto.
2. That Section 28.5 **SPECIAL PROVISIONS** of Zoning By-law Number 500, as amended, is hereby further amended by adding after Subsection 28.5.224 the following:

**"28.5.225 Part Lot 4, Concession 3 (G) Frog Street 'RU-249' (Map 1)**

On lands shown in heavy outline and designated 'RU-249' on Schedule 'A' attached hereto the following provisions shall apply:

a) Notwithstanding Sections 6.1 (a) and 6.1 (b), a single family dwelling may be erected on land described as Part Lot 4, Concession 3 (G), and shown in heavy outline and designated 'RU-249' in Schedule 'A' hereto."

3. That Section 27.5 **SPECIAL PROVISIONS** of Zoning By-law Number 500, as amended, is hereby further amended by adding after Subsection 27.5.118 the following:

**"27.5.119 Part Lot 4, Concession 3 (G) Frog Street 'OS-122' (Map 1)**

a) Notwithstanding Sections 27.1 and 27.2, on lands shown in heavy outline and designated 'OS-122' on Schedule 'A' attached hereto the only permitted use shall be conservation or forestry uses."

READ AND ENACTED this 10<sup>th</sup> day of August, 2022.

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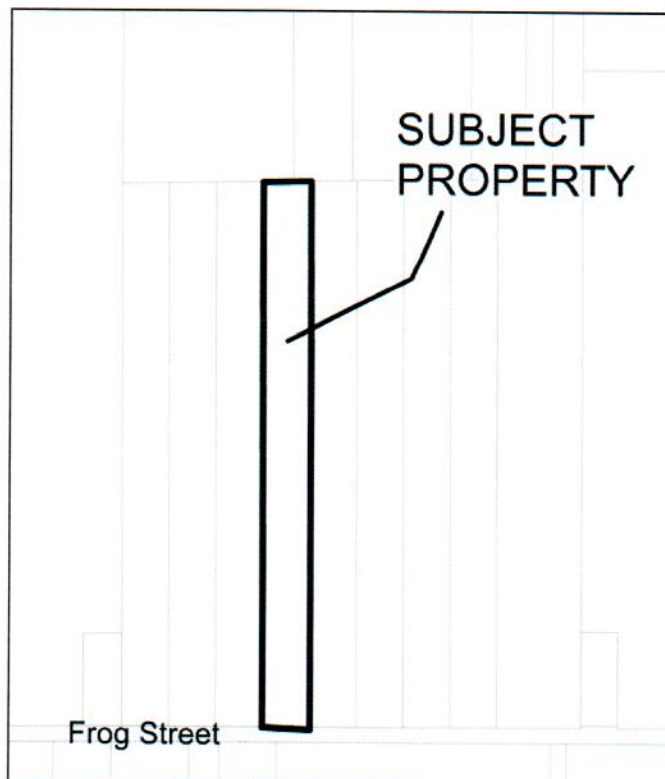
Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk

## EXPLANATORY NOTE TO BY-LAW NUMBER 500-2022-0005 (PL-5)

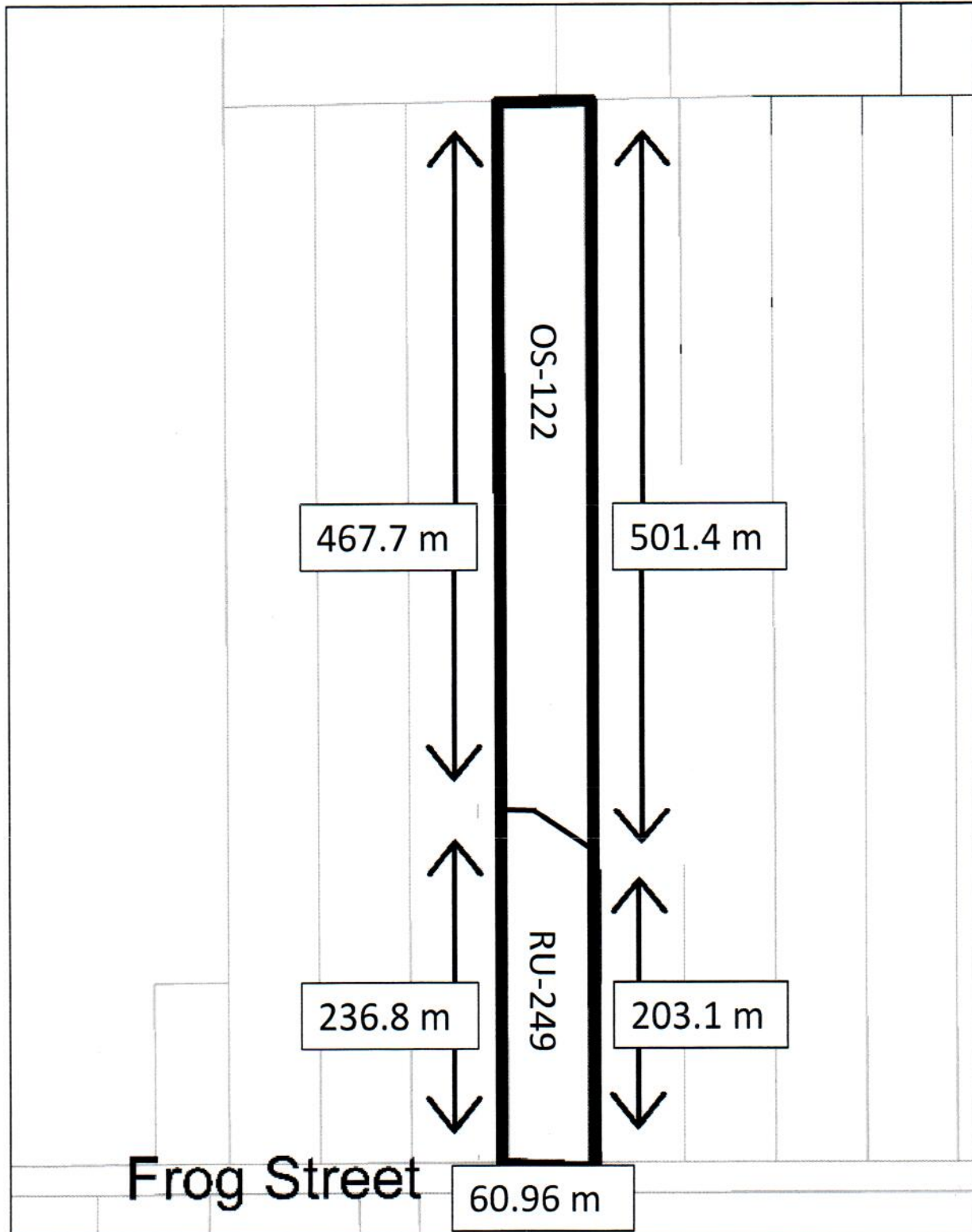
1. The purpose of Zoning By-law Number 500-2022-0005 (PL-5), which amends Zoning By-law No. 500, is to amend the current zoning from Rural (RU) to a site-specific Rural (RU-249) and site-specific Open Space (OS-122) zone. The amendment is required to facilitate the construction of a single family dwelling and associated buildings, structures and uses on a property with a lot area of 4.2 ha, whereas the minimum required lot area in the RU zone is 20 ha, and a lot frontage of 60.96 m, whereas the minimum required lot frontage in the RU zone is 180 m.
2. The site-specific Open Space (OS-122) zone encompasses lands that contain environmental lands and their associated minimum vegetation protection zones. A Hydro One easement runs northeast – southwest through the approximate centre of the proposed site-specific Open Space (OS-122) zone. All uses are prohibited within the zone, with the exception of conservation and forestry uses.
3. Zoning By-law Number 500-2022-0005 (PL-5) conforms to the Town of Georgina Official Plan.
4. A **KEY MAP** showing the general location of the land to which By-law Number 500-2022-0005 (PL-5) applies is shown below:





Part of Lot 4, Concession 3 (G)  
Town of Georgina  
Regional Municipality of York

THIS IS SCHEDULE 'A' TO  
BY-LAW 500-2022-0005(PL-5)  
PASSED THIS 10<sup>th</sup> DAY OF  
AUGUST, 2022



CORPORATION OF THE TOWN OF GEORGINA  
IN THE  
REGIONAL MUNICIPALITY OF YORK

**BY-LAW NO. 2022-0081 (COU-2)**

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BEING A BY-LAW TO CONFIRM THE PROCEEDINGS  
OF THE SPECIAL COUNCIL MEETING HELD ON THE  
10<sup>th</sup> DAY OF AUGUST, 2022

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WHEREAS under subsection 5(3) of the *Municipal Act, S.O. 2001, c. 25*, as amended, the powers of a council of a municipal corporation shall be exercised by by-law;

AND WHEREAS it is deemed expedient that the proceedings of the Council of the Corporation of the Town of Georgina at its meeting held on the 10<sup>th</sup> day of August, 2022, be confirmed and adopted by by-law.

NOW THEREFORE, the Council of the Town of Georgina, in the Regional Municipality of York, hereby enacts as follows:

1. The proceedings and actions of Council as contained in the Reports and Additional Business referred to in Schedule 'A' at the end of this by-law are adopted and confirmed as if each proceeding and action were expressly adopted and confirmed by by-law. As if all such proceedings were expressly embodied in this by-law.
2. Subject to Section 3, the Mayor, any other appropriate member of Council and the proper Town officials be authorized and directed to undertake all actions necessary to give effect to the proceedings and directions of Council referred to in section 1.
3. Where a proceeding or action requires an additional approval to that of Council before a particular action can be done in order to give full effect to it, the Mayor, any other appropriate member of Council and the proper Town officials before taking the particular action under the authorization of section 2, shall seek and obtain the necessary additional approval and are authorized to do so.
4. A document required to be signed on behalf of the Town shall be signed by the Mayor or Deputy Mayor, Town Clerk or Deputy Clerk.

5. A Member of Council, whose name is set out in Column 1 of Schedule 'B', Conflict of Interest, at the end of this by-law, has declared an interest with respect to any item in Column 2 set out opposite the member's name, and the Member has declared an interest in this confirmatory by-law as it relates to the confirmation of the proceedings and actions on the item.
6. This by-law shall be signed by the Mayor and Clerk, affixed with the seal of the Corporation and engrossed in the By-law book.

READ and enacted this 10<sup>th</sup> day of August, 2022.

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Margaret Quirk, Mayor

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Rachel Dillabough, Town Clerk

Schedule 'A' to By-law No. 2022-0081 (COU-2)

MINUTES

Council Meeting of August 10, 2022.



Schedule 'B' to By-law No. 2022-0081 (COU-2)

CONFLICTS OF INTEREST

Column 1

n/a

Column 2

n/a