

TOWNSHIP OF WELLESLEY COMMITTEE OF THE WHOLE AGENDA
June 6, 2017
COUNCIL CHAMBERS – CROSSHILL

Call to Order by the Mayor

Pages

1. Declaration of Pecuniary Interest (if any) in accordance with the Municipal Conflict of Interest Act
2. Delegations

PUBLIC MEETING

[Kennel Application, 7833 Rd. 116, RR#1 Wallenstein, James Gingrich](#) 1 - 2

Recommendation: That the Committee of the Whole meeting adjourn to hold a public meeting with respect to Kennel Application, 7833 Rd. 116, RR#1 Wallenstein, James Gingrich.

[Kennel Application, 7391 Rd. 116, Linwood, Nathaniel Martin](#) 3 - 4

Recommendation: That the public meeting is adjourned to hold a public meeting with respect to Kennel Application, 7391 Rd. 116, Linwood, Nathaniel Martin.

Recommendation: That the public meetings adjourn and Committee of the Whole meeting resumes.

3. Recreation Committee

Chair: Peter van der Maas

I. Minutes from the previous meeting

[Rec. 16/17 – Minutes of the Previous Meeting - May 9th, 2017](#) 5 - 11

Recommendation: The minutes from the Committee of the Whole Meeting held May 9th, 2017 be approved as presented.

II. Service Board Reports

III. Staff Reports

[Rec. 17/17 – Recent Mechanical/Structural Deficiencies - For Information](#) 12 - 13

IV. Director Update

V. [Accounts/Financial Statement](#) 14

4. Planning & Development Committee

Chair: Shelley Wagner

[P. & D. 15/17 - 2016 Financial Statement - Building Department -](#) 15 - 16
For Information

5. Road & Bridge Committee

Chair: Herb Neher

6. Property & Fire Committee

Chair: Carl Smit

7. Administration/Finance & Personnel Committee

Chair: Joe Nowak

Staff Presentation - Grace Kosch, Clerk re: Draft Dog & Dog Kennel By-law

[A./F. & P. 40/17](#) – Draft Dog & Dog Kennel By-law - Motion Required 17 - 31

[A./F. & P. 41/17](#) – New Kennel Application, 7833 Road 116, RR#1 32 - 37
Wallenstein, James and Elaine Gingrich - Motion Required

[A./F. & P. 42/17](#) – New Kennel Application, 7391 Rd. 116, Linwood, 38 - 44
Nathaniel Martin - Motion Required

[For Information Agenda](#)

Recommendation: That the information items be received as presented 45 - 55

8. Unfinished Business

9. Other Business

That the Council of the Township of Wellesley approve participation in an All Council Meeting with the Councils of the Region of Waterloo, Cites of Waterloo, Kitchener and Cambridge and the Townships of Woolwich, Wilmot and Wellesley within the City of Waterloo on Wednesday, Wednesday, June 28, 3:00 pm. – 5:00 pm. At the Regional Council Chamber, 150 Frederick Street Kitchener., in accordance with Section 236 (2) of the Municipal Act, 2001 for the consideration of matters of common interest.

10. Closed Session

11. Next Meetings:

Regular Council Meeting	June 20, 2017 6:45pm
<i>Wellesley Community Centre, 1000 Maple Leaf Street, Wellesley</i>	
Regular Committee/Council Meeting	July 4, 2017 6:45pm

12. Adjournment

06 June 2017



Kennel Application
7833 Rd. 116, RR#1 Wallenstein
James GINGRICH

7833 Rd. 116, RR#1 Wallenstein



7833 Rd. 116, RR#1 Wallenstein



7833 Rd. 116, RR#1 Wallenstein

- + Conversion of a garage.
- + Plans and drawings meet the requirements of By-law 48-2000
- + Notices of Application delivered to neighbouring properties (May 16, 2017)
- + Owner proposes to start with 4-6 dogs.

7833 Rd. 116, RR#1 Wallenstein**Recommendation**

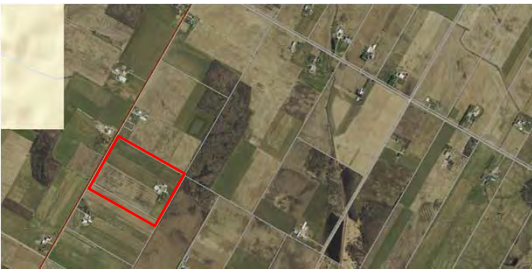
That the Council of the Township of Wellesley approve the Kennel Application of James Gingrich as per By-law 48/2000.

06 June 2017



Kennel Application
7391 Rd. 116, Linwood
Nathaniel MARTIN

7391 Rd. 116, Linwood



7391 Rd. 116 Linwood



7391 Rd. 116, Linwood



- + Conversion of a second floor in a barn.
- + Plans and drawings meet the requirements of By-law 48-2000
- + Notices of Application delivered to neighbouring properties (May 16, 2017)
- + Owner proposes to start with 15 dogs.

7391 Rd. 116, Linwood

**Recommendation**

That the Council of the Township of Wellesley approve the Kennel Application of Nathaniel Martin as per By-law 48/2000.

TOWNSHIP OF WELLESLEY COMMITTEE OF THE WHOLE AGENDA
May 9, 2017
COUNCIL CHAMBERS – CROSSHILL

Page 1 of 7

Members Present: Peter van der Maas, Joe Nowak, Herb Neher, Carl Smit, Shelley Wagner
 Melanie Martin; Chris Borutski; Pearl Frey; Ryan Martin; Jeff Quint; Lori
 Sebben

Staff: Grace Kosch, Clerk
 Rik Louwagie, CAO
 Brad Voisin, Director of Recreation
 Theresa Bisch, Treasurer
 Darryl Denny, Chief Building Official

The meeting was called to order by the Mayor.

Declaration of Pecuniary Interest (if any) in accordance with the Municipal Conflict of

Interest Act: Declaration of Interest in accordance with the Municipal Conflict of Interest Act. –
 None Declared.

Delegations

1. John Kuntze, P.Eng, K. Smart Associates Limited re: Kuepfer-Jantzi Drain 2017
 2. Scott Kelterborn, Wellesley Resident re: Parkview Drive Sidewalk
 3. Amanda Ferris, Wellesley Resident re: Parkview Drive Sidewalk
 4. Blair Cressman, Wellesley Resident re: Parkview Drive Sidewalk
- 1 Moved by: Peter van der Maas - Seconded by: Carl Smit
 That John Kuntze, Scott Kelterborn, Amanda Ferris and Blair Cressman be accepted as
 delegations. Carried

John Kuntze, P.Eng, K. Smart Associates Limited

Mr. Kuntze brought forth the drainage report with a brief background for a new drainage to be named Kuepfer-Jantzi Drain 2017. Mr. Kuntze has talked to each landowner regarding this matter and had an opportunity to add or withdrawn their names from the petition. No one came forward.

Scott Kelterborn, Wellesley Resident

Mr. Kelterborn spoke of his concerns of traffic and speed of traffic, further stating the sidewalks are important and necessary.

Councillor Smit asked is the proposed sidewalk on your side or the other side? Mr. Kelterborn responded, it is planned for the other side, however I would be more than happy to have it on our side.

COMMITTEE OF THE WHOLE MINUTES

May 9, 2017

Page 2 of 7

Amanda Ferris, Wellesley Resident

Ms. Ferris stated, we do not want any more sidewalks and is inconvenient to loose part of her property

Ms. Ferris further stated, she is grateful for sidewalks and will provide added safety for our children

Mr. Ferris concluded with, I support sidewalks and will get over the inconvenience.

Blair Cressman, Wellesley Resident

Mr. Cressman stated he likes living in small community, and has some safety concerns since oversight of Council and developers many years ago

Recreation Committee

Chair: Peter van der Maas

- I. Minutes from the previous meeting
 - Rec. 12/17 – Minutes of the Previous Meeting - April 11th, 2017
- 2 Moved by: Shelley Wagner - Seconded by: Herb Neher
 - The minutes from the Committee of the Whole Meeting held April 11th, 2017 be amended to change Mayor Nowak's comments on page 2, that in 1997 sidewalks weren't installed to attract new developers. Carried

II. Service Board Reports

- Heidelberg – Park Cleanup was well attended on April 22 and 28 people attended to get the park ready for Spring and baseball season. We planted a fir tree in the park to celebrate Canada's 150.
- New building has been turned over to the Township and volunteers will be hosting work parties to spread top soil for flower beds and top dressing around the building and septic tank. We are anticipating having an Grand Opening sometime in June once we have the interior cleaned and ready for the public.
 - Our committee has increased to 9 members with the newest members taking an active role as secretary, treasurer and website. We are thrilled with the response from our new members.
 - This Saturday is our 21st Annual Heidelberg Town-wide Garage Sale 8am -2pm with usually 70-80 homes taking part at \$5/ household, with all proceeds going towards park improvements.
 - Looking forward to our new building and being able to offer programming to our residents from youth to seniors.
- Wellesley – successful home show – financials not available yet
- Mr. Grebinski has announced he will be retiring, but will be available for guidance as needed.

COMMITTEE OF THE WHOLE MINUTES**May 9, 2017****Page 3 of 7**

- It is anticipated the Wellesley Recreation Service Board will be looking after the 2018 Home Show
- The Chair and members of the Wellesley Recreation Service Board thanked him for his years of service.

Mayor Nowak requested a formal thank you letter be sent to Mr. & Mrs. Grebinski

- Continuing to reach out and grow membership
- Liason from the Lions Club and Apple Jacks to sit on Recreation Service Board
- Working with ABC to try to do the same thing
- Garbage cleanup – before home show – 2 -3 pickup truck loads full
- Adding a shed to picnic shelter – will work with Brad – for storage facility for hoses, shovels etc.

Kevin Beggs, Director of Public Works spoke to the adopt a road program – Mr. Quint will take the information to the committee for discussion

St. Clements - nothing to report

Linwood - nothing to report

Hawkesville – April 29 was the spring cleanup

- 45 people attended 40 bags of garbage were collected
- Martin Excavating sponsored a pizza party for the participants
- Bike race is the next event being held in Hawkesville

Mayor Nowak asked have we received a special event permit for the bike race? Kevin Beggs, Director of Public Works responded yes, but has not been processed yet.

Councillor van der Maas asked how many volunteers will take part in the event? Pearl Frey, Chairperson responded approximately 20 people.

III. Staff Reports

Rec. 13/17 – 2017 Outdoor Special Occasion Permit Requests

3 Moved by: Shelley Wagner - Seconded by: Carl Smit

That the Council of the Township of Wellesley approve the listed 2017 outdoor special occasion permits at Township facilities. Carried

Rec. 14/17 – Bill 397/11 Green Energy Act – 2015 Compliance

4 Moved by: Shelley Wagner - Seconded by: Carl Smit

That the Council of the Township of Wellesley receive the completed and submitted report for information. Carried

Mayor Nowak requested more information. Brad Voisin, Director of Recreation responded, we have lowered our carbon footprint over the last 2 years.

COMMITTEE OF THE WHOLE MINTUES**May 9, 2017****Page 4 of 7****IV. Director Update**

Brad Voisin, Director of Recreation spoke to:

- Wet weather forced staff to temporarily close sports fields. We are gradually opening them now with the weather cooperating.
- Sports fields have been aerated, rolled, and cut at least once. Park clean-up is well underway with assistance from Hawkesville and Wellesley volunteers. Greatly appreciated!
- Multi-use sports pad to start shortly with the weather cooperating and Public Works getting gravelling done.
- Recreation Chevy Equinox has been delivered and put into the fleet.
- Replacement Linwood stage and lobby furniture has been ordered.
- Canada Summer Jobs application was successful and we are getting 2 students for 7 weeks at 30 hours per week. One-half minimum wage. Starting July 4. Advertising on the website and local newspaper.
- Hawkesville roof has been replaced and AC installed in lower (Kitchen) level.

Councillor van der Maas asked when do you expect the lamp standards to be finished on the lower field in Wellesley? Brad Voisin, Director of Recreation responded it is contingent to the weather

V. Accounts/Financial Statement**Planning & Development Committee**

Chair: Shelley Wagner

P. & D. 12/17 - Backflow Prevention Public Consultation

5 Moved by: Herb Neher - Seconded by: Peter van der Maas

That the Council of the Township of Wellesley receive this report for information.

Carried

Road & Bridge Committee

Chair: Herb Neher

R. & B. 9/17 - Parkview Drive Curb Face Concrete Sidewalk

6 Moved by: Shelley Wagner - Seconded by: Peter van der Maas

WHEREAS, a four way stop was approved and installed in May, 2015 at the intersection of Parkview Drive and Village Road;

AND WHEREAS, stop blocks and road markings were installed in September 2016 at the intersection of Parkview Drive and Village Road and at the walkway that crosses Parkview Drive that enters into the Recreation Facility;

AND WHEREAS, a petition was received on Dec 6, 2016 outlining the need for sidewalk on Parkview Drive and another petition on January 10, 2017 not to support the need for sidewalk on Parkview Drive;

AND WHEREAS, no parking on one side of Parkview Drive was approved on Dec 13, 2016 and signs installed the spring of 2017;

COMMITTEE OF THE WHOLE MINUTES**May 9, 2017****Page 5 of 7**

NOW THEREFORE BE IT RESOLVED, that the Council of the Township of Wellesley support the installation of a curb face concrete sidewalk on Parkview Drive on the north and west side of the street from Greenwood Hill Road to Gerber Road, and further; THAT the Council of the Township of Wellesley authorize the installation of curb face concrete sidewalk from Village Road heading west to the Recreation Facility walkway as included in the 2017 Capital Budget, and further; THAT the Council of the Township of Wellesley provide funding in the 2018 Capital Budget for the installation of curb face concrete sidewalk from Village Road heading east to Greenwood Hill Road and from the Recreation Facility walkway heading west to Gerber Road. Carried

Mayor and Council members discussed the merits of installing a sidewalk on Parkview Drive in Wellesley.

Mayor Nowak spoke in support of the recommendations,

- like to encourage young folks to walk to school / promote active transportation while making sure roads are as safe as they can be
- we make decisions on behalf of all residents of the Township
- currently we are forcing pedestrians onto the road

Councillor Neher spoke in support of the recommendations

- site visit showed there were a lot of kids that walk along that street, walking in bunches of 5-6

- the sidewalk is not expected to cut through half of peoples property

Councillor Smit spoke in opposition of installing a sidewalk, stating

- 83% residents are against sidewalk
- the subdivision has been there so long, residents are used to it
- numerous streets in St. Clements deserve sidewalks too
- people moved in there knowing there were no sidewalks
- Parkview is not shortcut for anybody, people either live there or visiting, I don't think we need to do this
- where do we stop

Councillor Neher stated, I agree, maybe all these streets need sidewalks. They should have been installed at the time of building the subdivision – at least on one side of the street

Why are we installing the sidewalk on this (proposed) side? Kevin Beggs, Director of Public Works responded.

Mayor Nowak stated, we need to look down the line, property owners change

Mayor Nowak asked are other communities being looked at for sidewalks, St. Clements, Linwood? Kevin Beggs, Director of Public Works responded, no one else has come forward requesting sidewalks at this time from other areas.

Councillor van der Maas spoke in support of the installation of the sidewalk, stating

- the aging population, with sidewalks, provides improved mobility and makes the experience of living in the village a benefit and improves the quality of life

COMMITTEE OF THE WHOLE MINTUES**May 9, 2017****Page 6 of 7**

Rik Louwagie, CAO stated at the end of the day, ensuring safe passage for all residents – both physically and emotionally is important

Property & Fire Committee

Chair: Carl Smit

Administration/Finance & Personnel Committee

Chair: Joe Nowak

- A./ F. & P. 35/17 – Drainage Works re: Kuepfer-Jantzi Drain 2017
- 7 Moved by: Herb Neher - Seconded by: Carl Smit
That the Council of the Township of Wellesley adopt the Drainage Report as presented by K. Smart & Associates for the Kuepfer-Jantzi Drain 2017; and further,
That the Provisional By-law xx/2017 be read a first and second reading at the May 23th Council Meeting; and further,
That the Council of the Township of Wellesley schedule and advertise the Court of Revision Meeting for June 20, 2017 convening at 6:15pm at the Council Chambers in Crosshill; and further
That the Peter van der Maas, Shelley Wagner and Joe Nowak be appointed to serve on the Court of Revision. Carried
- A./F. & P. 36/17 – 2017 Donation Requests
- 8 Moved by: Herb Neher - Seconded by: Peter van der Maas
That the Council of the Township of Wellesley approve donations of:
 \$200 to Christmas Tyme in Wellesley Parade Committee
 \$200 to St. Clements Parade Committee
 \$1,550 to Wellesley NEH Agricultural Society (Wellesley Township Fall Fair)
For a total donation allocation of \$1,950.00. Carried
- For Information Agenda
- 9 Moved by: Herb Neher - Seconded by: Shelley Wagner
That the information items be received as presented. Carried
- For Info. 61/17 - Letter from John Brick, Township of Wellesley Resident re: Park Street, St. Clements
Councillor Neher requested a report be prepared and brought back to a future meeting of Council regarding John Bricks' letter.
- For info 62/2017 – Scott Brubacher – active transportation committee – good to invite the committee to come to Council for a presentation – how do they see cycling as a way of life in the Township.
- For Info 55/2017 – Building Permit Summary - April 2017
Councillor Smit questioned the reason for the spike in building permits? Darryl Denny, CBO responded.

COMMITTEE OF THE WHOLE MINTUES**May 9, 2017****Page 7 of 7**

Unfinished Business

Other Business

Mayor Nowak stated My Sisters' Kitchen is holding a fundraising event this Saturday for from 12noon till 9pm. They are raising money to send a team of local women to participate in the Habitat for Humanity build in Wellesley.

Rik Louwagie, CAO provided an update Canada 150 celebration, further stating a report will be coming to the May 23rd Council meeting.

Closed Session

Next Meetings:

Regular Committee Meeting	June 6, 2017	6:45pm
Regular Committee/Council Meeting	July 4, 2017	6:45pm

- 10 On the motion from Shelley Wagner the Recreation Committee Meeting does now adjourn.



RECREATION

REPORT

To: Council

Meeting Date: June 6/2017

Prepared by: Brad Voisin
Director of Recreation

Date Prepared: May 30/2017

Subject: Recent Mechanical/Structural Deficiencies

Recreation

File No.: 17/2017

Recommendation:

That the Council of the Township of Wellesley receive this report for information.

Summary:

On May 18, 2017 the HVAC (Heating, Ventilation, Air Conditioning) unit at Wellesley Community Centre was found to not have power at the unit. After contacting a local electrical contractor it was found that 3 - 60 amp fuses were blown in the main disconnect for the unit. This caused the electrician to check the current on the underground lines, where a short was discovered. A roofing issue has also arisen at the Wellesley Arena. Two sections of metal roofing that were patched as a repair have deteriorated and now require replacement.

Report:

The HVAC unit for the Wellesley Community Centre was fed off the 600 volt service from the compressor room in the Wellesley Arena. The existing line from the main shutoff ran to a junction box in the Wellesley Apple Jacks dressing room. It then ran from the dressing room to a junction box on the exterior of the building beside the Apple Jacks gym door. It then ran to the HVAC unit from that junction box.

Under the recommendation of the electrical contractor, the best course of action was to eliminate all connections and direct bury a conduit and a new copper line from the main shutoff to the HVAC unit.

The scope of work completed included having the job site located for existing services and then having a new line torpedoed from the arena electrical room to the HVAC unit at the community centre. Torpedoing the new line caused minimal damage to the parking lot and reduced downtime of the unit. The existing underground wire was abandoned. This emergency repair was completed in a week and minimally affected rentals.

The main roof which covers the ice surface at the Wellesley arena has started to leak when a west driving rain is in progress. This can greatly affect rentals especially events like the Wellesley Home Show, the Township of Wellesley Fall Fair, and the Wellesley Apple Butter and Cheese Festival. Roof leaks can also negatively affect ice quality during the winter season. The scope of this repair includes removing the solar panels in the damaged areas, replace the deteriorated metal panels, replace low eave fasteners and gutter bolts, and reinstall the solar panels.

These two combined repairs could affect the bottom line of the Wellesley repairs and maintenance budget. Any further unexpected significant breakdowns could result in going over budget. These repairs are also time sensitive as they both can affect rentals.

Township Strategic Plan:

This report aligns with the initiative of Customer Service with the strategic goal of ensuring quality and accountability in providing effective and efficient customer services that match or exceed expectations and directly relates to the strategic objective of minimizing the risks associated with Township facilities and activities.

Financial Implications:

An estimate of between \$5,000 and \$7,000 has been obtained for the HVAC/electrical repairs at the Wellesley Community Centre.

An estimate of \$10,000.00 has been obtained for the roof repairs at the Wellesley Arena.

Funding of this work is to come from the Wellesley Maintenance and Repairs operating account.

Other Department / Agency Comments:

N.A.

Legal Considerations:

N.A.

Attachment(s):

N.A.

Approved by: , CAO

Date: June 1, 2017

WELLESLEY TOWNSHIP RECREATION COMMITTEE**June 6, 2017****Financial Information:****5% Fund –**

Balance as of May 31, 2017 <i>1-2-2010-9950</i>	\$ 162,065.27
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Recreation Reserve Funds – 1-2-2000-9700 + 1-2-2000-9705

Balance as of May 31, 2017	\$ 462,349.58
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Rec Equipment	\$ 32,000.00
Hawkesville Capital Projects	\$ 21,000.00
Linwood Capital Projects	\$ 5,000.00
St. Clements Capital Projects	\$ 112,173.00
Wellesley Capital Projects	\$ 24,119.00

Remaining Balance in Reserve	\$ 268,057.58
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Fundraising Reserves –

Balances as of May 31, 2017

Hawkesville Fundraising Reserve	<i>1-2-2000-9780</i>	\$ 7,191.06
St. Clements Service Board Reserve	<i>1-2-2000-9750</i>	\$ 40,133.86
Wellesley Fundraising Reserve	<i>1-2-2000-9765</i>	\$ 25,990.04
Linwood Service Board Fundraising	<i>1-2-2000-9775</i>	\$ 20,545.55



PLANNING & DEVELOPMENT

REPORT

To: Council

Meeting Date: June 6, 2017

Prepared by: Darryl Denny
Chief Building Official

Date Prepared: May 23, 2017

Subject: 2016 Financial Statement – Building Department

Planning & Development

File No.: 15/2017

Recommendation:

That the Council of the Township of Wellesley receive this report for information.

Summary:

In accordance with subsection 7(4) of the Building Code Act S.O. 1992, c23 as amended, the municipality is required to prepare a report on the permit fees received and the direct and indirect costs to administer and enforce the Building Code Act in its area of jurisdiction.

This requirement came out of O.Reg 305/03 (formerly known as Bill 124) to provide transparency to the public on the service costs in relation to the amount of fees being received. An annual report is prepared and available to the public as required by the regulation.

The regulations specify that the report shall break down the total costs into direct costs (i.e. operational expenses) and indirect costs (i.e. support costs including overhead, other departmental costs and municipal administration apportioned to the division). The report is also required to identify the revenues received through permit fees (building and septic) and the amount of any reserve fund. Such reserve funds are traditionally established to offset future revenue shortfalls attributable to seasonal or economic variations in the building industry.

Also, as per the legislation, the municipality is required to prepare the report and give notice to persons or organizations that have indicated that they wish to be notified of the information, and have provided an address for the notice to be sent. To date, no such requests for notification have been made.

Report:**Township of Wellesley Building Department 2016 Annual Financial Report**

1.	Total Building Permit fees received:	\$ 437,143.93
2.	Total costs to deliver services related to the administration and enforcement of the Building Code:	\$ 318,133.68
	a) Total Direct Costs to administer and enforce the Building Code Act including the review of applications for permits and inspection of buildings:	\$273,925.80
	b) Total Indirect Costs of administration and enforcement of the Building Code Act including support and overhead costs:	\$44,207.88
3.	Amount of Transfer to/(from) Reserve Fund established to administer and enforce the Building Code Act:	\$119,010.25
4.	Balance of Reserve Fund as of December 31, 2016	\$588,535.01

Township Strategic Plan:

This report aligns with the initiative of Customer Service with the strategic goal of ensuring quality and accountability in providing effective and efficient customer services that match or exceed expectations and directly relates to the strategic objective of effectively communicating to our residents on the services provided and their related costs.

Financial Implications:

N/A

Other Department / Agency Comments:

This report was completed in conjunction with the Finance Department.

Legal Considerations:

N/A

Attachment(s):

N/A

Approved by: , CAO

Date: June 1, 2017



ADMINISTRATION/FINANCE & PERSONNEL REPORT

To: Council

Meeting Date: June 6, 2017

Prepared by: Grace Kosch
Municipal Clerk

Date Prepared: May 16, 2017

Subject: Draft Dog & Dog Kennel By-law

Administration/Finance & Personnel

File No.: 40/2017

Recommendation:

Whereas Section 11(3) of the *Municipal Act, 2001*, S.O. 2001, Chapter 25, as amended, (the "*Municipal Act*") provides for the authority for lower tier municipalities to pass by-laws to regulate animals; and
Whereas legislation has been amended since the adoption of the Township of Wellesley Kennel By-law; and
Whereas, at the February 14, 2017 Committee of the Whole Meeting, Council requested a review of the current Kennel By-law; and
Whereas the Township of Wellesley staff has concluded, upon extensive review of the current By-law and legislations, there is a need to repeal By-law 48/2000; and
Whereas staff is recommending to rename the By-law to Dog and Dog Kennel By-law for clarity; now therefore
Be it resolved, that the Council of the Township of Wellesley hereby approve the draft Dog and Dog Kennel By-law as attached and direct staff to prepare a clear copy of the By-law forward at the next Council Meeting for adoption.

Summary:

At the February 14, 2017 Committee of the Whole Meeting, Council directed staff to review the current Kennel By-law and provide comments and recommendations, specifically focusing on governance and oversight of kennels.

Report:

Council has a statutory responsibility for the control of dogs in the Township of Wellesley. Council adopted Kennel By-law 48/2000 for controlling and ensuring that dogs are properly registered and managed by their owners.

Since the adoption of this By-law, Dog Owners' Liability Act (DOLA) has been amended (2005) to include:

1. legislation to ban pit bulls in Ontario,
2. placing restrictions on existing pit bulls, and
3. toughening the penalties for owners of any dog that poses a danger to the public.

This legislation has been included in the draft by-law (Sections 5 & 6).

Other additions include:

1. application fees for new and expanded kennels (Section 8.2 and Schedule “A”).
Note: kennel inspections fees have not been affected
2. remove the provision of a public meeting process for new and expanded kennels
3. restriction of 1 kennel per property (Section 8.16)
4. micro chipping dogs prior to registering at a kennel (Section 17.2)
5. breeding conditions have been expanded to include a separate outdoor run for the whelping bitch (Section 10.5)
6. grandfathering clause refers to the requirement for kennel owners to provide a separate outdoor run for the whelping bitch. Some of the existing kennels may not have this in place so we are suggesting to grandfather the requirement in so that the existing kennels are not required to install an outdoor run in order to be compliant with this by-law, but rather if any alteration or expansion applications come forward, the requirement of 10.5 would be implemented prior to approval. (Section 22)

Sections of the by-law have been identified as requiring housekeeping changes in order to align with our current administration structure and procedures.

Set fines receive final approval by the Chief Justice, or designate, of the Ontario Court of Justice. All provisions and set fines of the existing By-law No. 48/2000, continue to be in force and effect until such time as the Chief Justice approves the new set fine schedule.

Township Strategic Plan:

This initiative aligns with the Township of Wellesley’s Customer Service Strategic Goal to ensure quality and accountability in providing effective and efficient customer services that match or exceed expectations and Strategic Objective to effectively communicate to our residents on the services provided and their related costs

Financial Implications:

Kennel applications for new and expanded kennels are expected to impact revenue.

Other Department / Agency Comments:

N/A

Legal Considerations:

Comments have been received from the Township legal consultants and have been incorporated within the document

Attachment(s):

Draft Dog and Dog Kennel By-law
Schedule “A” Fee Structure
Proposed Set Fines

Department Head: _____

Treasurer: _____

Corporate Management Team (date): June 1, 2017

Approved by:

Chief Administrative Officer: _____

THE CORPORATION OF THE TOWNSHIP OF WELLESLEY

BY-LAW NO. xx/2017

BEING A BY-LAW TO REGULATE DOGS AND LICENCE DOG KENNELS AND TO REPEAL BY-LAW NO. 48/2000

WHEREAS Section 8(3) of the *Municipal Act* provides that a by-law under Section 11 respecting a matter may: a) regulate or prohibit respecting the matter; b) require Persons to do things respecting the matter; and, c) provide for a system of licences respecting the matter.

AND WHEREAS Section 103 (1) of the *Municipal Act* provides that municipalities may pass By-laws with respect to the being at large or trespassing of animals and the seizure, impounding and sale of such at large or trespassing animals within the municipality;

AND WHEREAS Section 20 of the *Animals for Research Act*, R.S.O. 1990, Chapter A.22, as amended, provides for rules and regulations for the keeping of dogs in a municipal pound;

AND WHEREAS *Ontario Regulation 557*, R.R.O. 1990, of the *Health Protection and Promotion Act*, R.S.O. 1990, Chapter H.7, as amended, provides for the isolation of animals suspected of being carriers of rabies, at municipal expense;

AND WHEREAS the *Ontario Society for the Prevention of Cruelty to Animals Act*, R.S.O., 1990, Chapter O.36, as amended, provides special powers to help animals in distress;

AND WHEREAS Section 11 of the *Dog Owners' Liability Act*, R.S.O. 1990, Chapter D.16, as amended, (the "DOLA") provides that where there is a conflict between provisions of DOLA and a by-law passed by a municipality relating to pit bulls, the provision that is more restrictive in relation to the control or bans on pit bulls prevails;

AND WHEREAS Section 12 of DOLA names Municipal Law Enforcement Officers as Peace Officers under DOLA;

AND WHEREAS it is considered desirable to pass a by-law relating to animal control within the Township of Wellesley.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WELLESLEY ENACTS AS FOLLOWS:

SHORT TITLE:

This By-law may be cited as the Dog and Dog Kennel By-law.

1. DEFINITIONS:

- 1.1. **"Animal Control Officer"** shall mean a Municipal Law Enforcement Officer, a Provincial Offences Officer, or Person(s) appointed by the Township to carry out the provisions of this By-law.
- 1.2. **"Blind Person"** shall mean a person to whom an identification card has been issued by the Attorney-General, or his/her designate, pursuant to the provisions of Section 4 of the *Blind Persons' Rights Act*, R.S.O. 1990, c. B.7 (the "*Blind Persons' Rights Act*").
- 1.3. **"Body Length"** shall mean the length of the dog measured from the point of the nose to the tip of the fully extended tail when the dog is fully stretched out.

- 1.4. **"Breeding Kennel"** shall mean a Kennel used for the purpose of breeding dogs.
- 1.5. **"Clerk"** shall mean the Clerk of the Township.
- 1.6. **"Control"** shall mean that a dog is on a leash, under the control of a responsible Person, or is otherwise physically restrained. Sound or voice commands are not deemed control under this by-law.
- 1.7. **"Council"** shall mean the Council of the Township.
- 1.8. **"Crossbred"** shall mean a dog whose sire and dam are of two different breeds.
- 1.9. **"Dog Canvasser"** shall mean a person employed by the Township to distribute and collect fees for Dog Licences and collect data for maintaining the dog database.
- 1.10. **"Dog Licence"** shall mean a licence issued for dogs pursuant to this by-law.
- 1.11. **"Farm Dog"** shall mean that a dog is classified as a farm dog only when herding farm animals, i.e., cattle, sheep, etc.
- 1.12. **"Fees and Charges By-law"** shall mean the current Fees and Charges By-law of the Township, as amended and replaced from time to time.
- 1.13. **"Guide Dog or Service Dog"** shall mean a dog required as a guide for a blind person and having the qualifications prescribed by the regulations under the *Blind Persons' Rights Act* or a dog required by the person for reasons relating to his or her disability as defined under *Ontario Regulation 429/07* under the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c.11.
- 1.14. **"Health Unit"** shall mean the Region of Waterloo, Public Health.
- 1.15. **"Hunting Dog"** shall mean a dog used primarily for the purposes of hunting.
- 1.16. **"Kennel"** shall mean a place which is used to house, groom, breed, board, train, sell or keep more than three (3) dogs, but shall not include an animal hospital, pet store or animal shelter.
- 1.17. **"Kennel Licence"** shall mean a licence issued by Council for the operation of a Kennel pursuant to this by-law.
- 1.18. **"Livestock"** shall mean livestock as defined by the Township's Zoning By-law, currently being By-law 28/2006, as amended and replaced from time to time.
- 1.19. **"Microchip"** shall mean an object which may be permanently implanted in a dog by injection or surgical procedure, which is programmed to store a unique and permanent identification number and is capable of using radio-frequency signals to relay the stored information to a scanning device; **"microchipped"** shall have a corresponding meaning.
- 1.20. **"Municipal Law Enforcement Officer"** means a police officer, municipal law enforcement officer of the Township appointed by Council pursuant to s. 15 of the *Police Services Act*, R.S.O. 1990, c. P.15, as amended and any other public officer engaged in the enforcement
- 1.21. **"Officer"** shall mean an Animal Control Officer.

- 1.22. **"Owner"** shall, when used in relation to a dog, include a Person who owns, keeps, possesses or harbours the dog and, where the owner is a minor, the person responsible for the custody of the minor. This definition shall include a Person who is temporarily the keeper of the dog. The terms "owns" or "owned" shall have a corresponding meaning.
- 1.23. **"Person"** shall mean an individual, partnership, corporation, business entity, trust, association, club or other entity to whom the context can apply.
- 1.24. **"Police Work Dog"** shall mean a dog trained to aid law enforcement officers and which dog is actually being used for law enforcement purposes, such as the protection of the public, including the investigation of crime and the apprehension of criminals.
- 1.25. **"Pound"** shall mean such premises and facilities designated by the Township for the purposes of impounding and caring for animals that are in violation of the by-law and taken up by the Township.
- 1.26. **"Poundkeeper"** shall mean a Person or agency designated by the Township to administer the Pound.
- 1.27. **"Provincial Offences Officer"** shall mean an individual designated as such under the *Provincial Offences Act*, R.S.O. 1990 c. P.33.
- 1.28. **"Purebred"** shall mean a dog registered, or eligible for registration, with an association incorporated in accordance with the *Animal Pedigree Act*, R.S.C. 1985, c. 8 (4th Supp.).
- 1.29. **"Township"** shall mean The Corporation of the Township of Wellesley.
- 1.30. **"Whelping Bitch"** shall mean a female dog which is preparing to give birth, is going into labour, or is birthing puppies.
- 1.31. **"Whelping Box"** shall mean a box constructed to protect puppies during birth.

2. **ANIMAL CONTROL OFFICERS:**

- 2.1. Council may appoint an Animal Control Officer(s) whose duties shall include:
 - a) issuing fines with respect to violations of this by-law;
 - b) maintaining accurate records of all licences issued pursuant to this by-law; such records must include the Owner's name, address, the serial number of the dog tag licence and copies of documents produced showing proof of rabies vaccination and proof of breed;
 - c) providing to Council quarterly reports outlining their activities, such as complaints and fines issued;
 - d) inspecting licensed Kennels once per year, as a minimum or more frequently as required;
 - e) seizing and impounding dogs found to be running at large; and,
 - f) carrying out any other provisions of this by-law as required.

3. **DOGS RUNNING AT LARGE:**

- 3.1. No Owner of a dog shall permit their dog to run at large in the Township or fail to prohibit their dog from running at large.
- 3.2. A dog is deemed to be running at large if found in any place other than the premises of the Owner of the dog, and not under the Control of any Person.
- 3.3. A dog shall not be considered running at large if it is:
 - a) a Guide Dog;
 - b) a Service Dog;
 - c) a Police Work Dog;
 - d) a Hunting Dog; or,
 - e) a Farm Dog;
 providing it is actively engaged in the performance of its trained duties.
- 3.4. Any dog running at large may be captured by a police officer or an Animal Control Officer and impounded at the Pound in accordance with the provisions outlined in Section 4 of this By-law.
- 3.5. An Animal Control Officer may enter on any public property, or private property, for the purpose of capturing any dog running at large.
- 3.6. Any Person may capture any dog that is running at large on his/her property and deliver the same to an Animal Control Officer or police officer, who may impound the said dog.
- 3.7. Where an Animal Control Officer impounds or otherwise detains a dog found running at large, contrary to the provisions of this by-law, and the Owner of the dog is known, the Officer shall return the dog to the owner.

4. IMPOUNDMENT:

- 4.1. It shall be the duty of an Animal Control Officer, or their designate, to capture dogs found running at large and return them to the Owner's habitual residence, if known, or to impound the dog in the Pound, when practical.
- 4.2. The Owner has the right to redeem the dog within four (4) days from the time of impoundment, exclusive of Sundays and holidays and the day of impoundment, by paying to the Township a poundage fee. In the event the dog is not redeemed within four (4) days as aforesaid, the dog shall become the property of the Township who may sell it or otherwise dispose of it as deemed fit. In either event aforesaid, no damages or compensation shall be recovered on account of the dog being sold or otherwise disposed.
- 4.3. Where a dog is impounded, the Owner, if known, shall be liable for the payment of the pound fee, the boarding fee, and any applicable euthanasia and disposal fees, and shall pay all fees on demand to the Pound.
- 4.4. The proceeds from any dog sold by the Poundkeeper shall belong to the Pound.
- 4.5. Where an injured dog is impounded or detained for running at large and requires the immediate services of a qualified veterinarian, the Township, or its Officer, may deliver the injured dog to a qualified veterinarian for care and shall notify the Owner, if known. If it is in the opinion of the veterinarian the dog is ill or injured and is incapable of being so cured or healed as to live thereafter without suffering, the veterinarian may order the dog to be euthanized in accordance with the laws of Ontario.

- 4.6. Where an injured dog has been delivered to a qualified veterinarian for care pursuant to section 4.5, the Owner of the dog shall be responsible for any and all costs or charges associated with the services provided by the veterinarian. No damages or compensation shall be recoverable by the Owner or any other Person.
- 4.7. Where a dog is alleged to have bitten any Person or domestic animal, such dog may be impounded and held by the Pound until proceedings under DOLA have been followed.

5. DOG BITES OR ATTACKS:

- 5.1. a) Where a dog has, or is alleged to have, bitten or attacked a Person or domestic animal, the Owner of the dog shall ensure that the dog is muzzled and leashed while the dog is on any property in the Township and on the premises of the Owner, as ordered by an Animal Control Officer or another duly appointed officer. Such order shall set out the conditions of muzzling.
- b) The Owner of the dog for which an order has been issued pursuant to section 5.1 (a) shall at all times comply with the provisions of the order in its entirety.
- (c) The Owner of the dog for which an order has been issued pursuant to section 5.1 (a) shall, at all times when the dog is on the Owner's premises and lands:
- 1) keep the dog confined within the premises; or,
 - 2) keep the dog in an enclosed pen of sufficient construction and dimension: to provide humane shelter for said dog, to prevent the said dog from escaping, and to prevent the entry into the pen of unsupervised children.
- (d) The order issued pursuant section 5.1(a) shall remain in effect unless the order is rescinded or varied by an Animal Control Officer or another duly appointed officer.
- (e) If the Township requires the muzzling of a dog under any circumstance, the Council shall, upon the request of the Owner of the dog, hold a hearing to determine whether or not to exempt the Owner in whole or in part from the requirements.
- 5.2. Notwithstanding section 5.1, where a dog has, or is alleged to have, bitten or attacked a Person or domestic animal, the Township may commence proceedings against the Owner of the dog under DOLA.

6. RESTRICTED PIT BULLS:

- 6.1. Every Person who is the Owner of a restricted pit bull, as defined within DOLA, section 7 (1), shall cause the dog to be registered with an Animal Control Officer or designate, within two (2) days of owning the restricted pit bull. Registration of restricted pit bulls is in addition to the annual licensing of said dog.

7. LICENSING OF DOGS (TAGS):

- 7.1. Every Person who is the Owner of a dog shall:
- a) within 21 days after the dog comes into his or her possession; or,
 - b) after the dog has reached the age of 12 weeks, whichever is the later, cause the dog to be licensed for a period which will expire on the 31st day of December in each year in which the same was issued.
- 7.2. Every Person residing within the Township being the Owner of a dog shall, on or before the 31st day of March in each and every year, cause such dog to be registered with the Township and shall obtain a licence. Such licence shall expire on the 31st day of December in each year in which the same was issued.
- 7.3. An annual licence fee shall be collected and enforced by the Township from the Owner of a dog or the owner of a Kennel in the Township. The licence fee shall be as set out in the Fees and Charges By-law, as amended from time to time.
- 7.4. A record shall be kept by the Township showing the name and address of the Owner and the serial number of the dog tag.
- 7.5. Every Owner shall cause the dog tag to be securely affixed on the dog at all times. The dog tag shall bear: 1) a serial number, and 2) the year the dog tag was issued. The dog tag shall be supplied by the Township, or designate, upon the payment of the licence fee.
- 7.6. No Person shall remove the dog tag from a licensed dog, except for a Hunting Dog, providing it is actively and legally engaged in hunting.
- 7.7. In the event a dog tag is lost, an Owner shall apply for a replacement dog tag and shall pay the fee as set out more particularly in the Fees and Charges By-law.
- 7.8. Upon application for a Dog Licence, the Township shall require the Owner to produce a certificate, signed by a practicing veterinarian, that the dog has been inoculated with an anti-rabies vaccine within a period of twenty-four (24) or thirty-six (36) months, dependent on the type of vaccination received, immediately preceding the date of the application for the licence. The certificate shall include:
- a) the identify of the dog,
 - b) the breed, gender, colour, and weight of the dog,
 - c) the name of the licensed rabies vaccine (trade name), and
 - d) the serial number and duration of the validity (up to 3 years) of the vaccine. If a validity date does not appear on the certificate, it will be considered a one year vaccine.
- A veterinarian may also certify that a vaccination is currently effective based on antibody titre tests that show the dog has effective immunity.
- 7.9. If required, the applicant for a license for a spayed female or neutered male dog shall produce a certificate from a qualified veterinarian that such dog has been spayed or neutered.
- 7.10. No Dog Licence shall be transferable.

- 7.11. An Owner of a Guide Dog, Service Dog or Police Work Dog, upon providing proof that the dog has been trained and certified as such, shall be granted an exemption to the licence fee.
- 7.12. Any resident that acquires a dog on a temporary basis, and resides at that residence for more than one (1) month, shall be required to have said dog licenced and pay a fee established under the Fees and Charges By-law.
- 7.13. A Senior Citizen (age 65 or more) shall be eligible for a fifty percent (50%) reduction in the license fee under the Fees and Charges By-law.

8. LICENSING OF KENNELS:

- 8.1. Kennel Licences shall only be issued by Council for all new and expanded Kennels, which may be subject to certain conditions, as determined and imposed by Council. The aforesaid conditions imposed by Council shall remain in full force and effect until Council agrees to change the conditions.
- 8.2. An application for a Kennel Licence shall be submitted to the Township in the proper form, including a detailed site plan and the appropriate fee.
- 8.3. Applications for a new Kennel Licence in the Township will only be permitted where Purebred/registered/recognized breeds are being maintained.
- 8.4. New Kennel Licences shall only be issued by Council once the Council is satisfied that the site plan required in subsection 8.2 has been completed in accordance with the specific standards for Kennels contained in this by-law.
- 8.5. Conditional Kennel Licences may be granted by the Clerk when a change of ownership occurs, within the corporate limits of the Township, subject to the following process:
 - a) an application fee shall be established under the Fees and Charges By-law;
 - b) a written request shall be submitted to the Clerk along with the appropriate application fee; and,
 - c) the conditional licence shall be subject to the closing transaction of the property.
- 8.6. All Kennel Licences shall be valid for a one-year period commencing on the date of issuance (typically January 1st) and expiring on December 31 of the same year.
- 8.7. Every owner of a Kennel shall pay an annual licence fee in accordance with the provisions of the Fees and Charges By-law.
- 8.8. Any new Kennels:
 - a) notwithstanding section 17.1, may contain a maximum number of thirty-five (35) dogs, subject to compliance with the requirements contained in this by-law.
 - b) may only license, keep or raise Purebred/registered or recognized breeds of dogs;
 - c) may keep Crossbred dogs provided that a minimum of three (3) Purebred dogs are maintained in the Kennel as part of the maximum thirty-five (35) dog.
- 8.9. Unsold puppies will be counted towards the total number of dogs kept at a Kennel upon reaching four (4) months of age.

- 8.10. A Kennel Licence issued prior to this by-law coming into effect is subject to certain conditions imposed by Council, those conditions shall remain in full force and effect, unless and until changed by Council.
- 8.11. Notwithstanding subsection 8.11, a Kennel existing on the day of passing of this by-law may continue to house the existing number of dogs, or the number of dogs permitted as a condition of Council.
- 8.12. After having given notice in writing, the Township may, at any time, cancel a Kennel Licence when it is of Council's opinion that the continued operation of the Kennel is not in the best interest of the Township. Such grounds for cancellation shall include but are not limited to: unresolved problems with noise, sanitation, care of dogs, and uses other than permitted by the Kennel Licence.
- 8.13. The written notice described in subsection 8.13 shall be delivered in person or mailed by prepaid registered mail to the registered owner of the Kennel. Service by prepaid registered mail shall be deemed served upon receipt of service.
- 8.14. Each Kennel must conform to the provisions of the Zoning By-law and no Kennel, run, pen or exercise yard shall be erected contrary to the provisions of such Zoning By-law.
- 8.15. The owner or operator of a Kennel shall erect and install a fence, with minimum height of four (4) feet, around every pen, run or exercise yard. Such fence is to be constructed to prevent visibility from the exterior and to provide acoustical barriers where necessary, as determined by the Township.
- 8.16. No more than one kennel per property will be allowed.
- 8.17. No Kennel shall be located within a minimum of one hundred fifty (150) metres (492 feet) of any adjacent habitable building, building used for the keeping of Livestock or any road allowance, excluding buildings of the owner of the property on which the Kennel is located. The Kennel facility must be separate from all other facilities. Separate from all other facilities shall mean:
 - a) a separate entrance way;
 - b) a solid wall, of impermeable material, separating the Kennel facility from habitable facilities or facilities used for the keeping of livestock; and,
 - c) separate ventilation and duct work.
- 8.18. No Person shall operate a Kennel except in accordance with the terms and conditions of the Kennel Licence issued by the Township.
- 8.19. No Person shall operate or continue to operate a Kennel without a valid licence.
- 8.20. No licence will be issued or renewed to any Kennel operator that does not comply with this by-law.
- 8.21. No person shall operate a kennel unless he/she is the owner of the property on which the kennel is located

9. KENNEL CONDITIONS:

- 9.1. Every Person who owns and operates a Kennel shall construct the Kennel facilities in accordance with the following regulations:

- a) No animal shall be kept in unsanitary conditions including an accumulation of feces, odour, insect or rodent infestation.
- b) The Kennel building shall have floors and walls made of sealed concrete or other impermeable material (including rigid plastic); wire floors will not be permitted.
- c) The floor of the Kennel building shall be self-draining with a maximum five (5) minute drain time.
- d) The yards and runways associated with Kennel operation shall be completely enclosed with a fence as required in subsection 8.16 of this By-law.
- e) Every Kennel shall be properly equipped with accessible fresh water and adequate feed both in clean, properly sized containers to maintain animals in a healthy condition.
- f) Every Kennel shall be provided with adequate natural or artificial light, proper ventilation and sufficient heat to maintain healthy conditions.
- g) Every Kennel shall be provided with adequately shaded, open air runs, properly fenced to maintain control of the dogs and with adequate space to accommodate the breed of dog being housed.
- h) Every Kennel shall be constructed to provide the following individual pen minimum space per dog:
 - i. less than 12 kgs: 1.0 sq. metre per dog
 - ii. 12 to 30 kgs: 2.0 sq. metre per dog
 - iii. 31 to 50 kgs: 2.5 sq. metre per dog
 - iv. more than 50 kgs: sufficient space for the animal to stretch or stand to its full body height and full Body Length (minimum 2.5 sq. metre per dog)

10. BREEDING KENNEL CONDITIONS:

- 10.1. Every Breeding Kennel owner or operator shall maintain accommodations, separate from the balance of the dogs in the Kennel, for a Whelping Bitch. The accommodations shall be a minimum of 2 ½ times the size of the Whelping Bitch.
- 10.2. A Whelping Box shall be constructed for the Whelping Bitch with four sides and floor made from impermeable materials. Within the Whelping Box, breed specific measures should be taken to prevent accidental suffocation of the puppies by the Whelping Bitch.
- 10.3. Adequate supplemental heat shall be provided.
- 10.4. All Breeding Kennels shall provide sufficient designated space for the proper enrichment and socialization of puppies to be offered for sale.
- 10.5. Every Breeding Kennel owner or operator shall provide a separate outdoor run for the Whelping Bitch to prevent transfer of diseases from other adult dogs to the puppies.

11. RECORDS:

11.1. Every Person who operates a Kennel shall maintain records of the following minimum information:

- a) The names and addresses of the Owners of all dogs cared for at the Kennels;
- b) The dates of arrivals and departures of the individual dogs from the Kennels;
- c) Breeding and identification records of all Whelping Bitches and stud dogs and the resulting litters;
- d) The names and addresses of the purchasers of the individual puppies; and,
- e) Veterinarian records on individual dogs maintained in the Kennel.

12. KENNEL INSPECTIONS/POSTING OF LICENCE:

12.1. Every Person who holds a Kennel Licence or the owner/operator of the Kennel shall, at all reasonable hours, be open to inspection by an Animal Control Officer, an inspector from the Ontario Society for the Prevention of Cruelty to Animals (the "OSPCA"), or any other such Person trained in the area of disease control and sanitation as may be appointed by the Council. Routine inspections will be conducted annually.

12.2. Every Person who holds a Kennel Licence or the owner/operator of the Kennel shall keep the licence posted in a conspicuous place on the premises and shall, when so requested by any Person authorized by the Township, produce such licence for inspection.

13. CODE OF PRACTICE FOR CANADIAN KENNEL OPERATIONS:

13.1. Every Person who owns or operates a Kennel shall comply with the requirements set out in "A Code of Practice for Canadian Kennel Operations" (Canadian Veterinary Medical Association, May 2007), as amended.

14. COMPLAINTS:

14.1. In the event that a complaint is received by the Township that the owner of a Kennel is not in compliance with the minimum standards set out in Section 9 of this By-law:

- a) an Animal Control Officer shall be directed to investigate the matter and prepare a report to the Township;
- b) upon receipt of the Officer's report, the Township may request, at the owner's expense, that the OSPCA or veterinarian re-inspect and provide an up-to-date approval of the Kennel; and
- c) in the event that the owner is found in contravention of this by-law and the owner is unable or unwilling to comply with the provisions of Section 9, the Animal Control Officer shall commence proceedings to revoke the License under section 15 of the by-law.

15. REVOCATION OF LICENSE:

15.1. Any Kennel License issued under the provisions of this by-law may be revoked prior to expiration for any breach of the provisions of this by-law on being given thirty (30) day written notice.

- 15.2. Prior to the revocation of the Kennel License, the Animal Control Officer shall give Notice in writing to the owner by regular mail or personal delivery.

16. DOG WASTE:

- 16.1. Every Person who owns, harbours, possesses or is in control of any dog within the Township shall remove forthwith and dispose of, in a sanitary manner, any excrement left by the dog on any property other than the premises of the Owner of the dog.
- 16.2. A Blind Person with a Guide Dog or special needs person with a Service Dog are exempt from the provisions of subsection 16.1.

17. MISCELLANEOUS MATTERS:

- 17.1. Subject to the provisions of this by-law, no owner or occupier of a premises shall keep more than three (3) dogs on the premises. For the purpose of this paragraph, puppies that have not been weaned shall not be counted in determining the number of dogs on the premises. The provisions of this section do not apply to:
- a) an animal hospital owned and operated by a veterinarian licensed by the Ontario Veterinary Association;
 - b) a pet store; or,
 - c) an Ontario Humane Society Shelter or the Pound which complies with this By-law.
- 17.2. All dogs, prior to registering at the Kennel, shall be microchipped.
- 17.3. All new adult dogs entering into the Kennel must be accompanied by a letter from a qualified veterinarian stating the dog has been examined and has no health issues and in acceptable body form.
- 17.4. All dogs, being adopted from the Kennel, must be certified by a qualified veterinarian to be healthy with no issues including teeth, weight, eyes etc. The Kennel must notify the Township or Animal Control Officer within 48 hours as to the new location and new Owner of the dog.
- 17.5. No Owner of a dog shall permit the dog to make noise likely to disturb the inhabitants of the Township.
- 17.6. Dogs shall only be euthanized by a qualified veterinarian pursuant to the laws of Ontario.
- 17.7. Every Person who holds a Kennel Licence or the operator of a Kennel shall not admit a dog into the Kennel unless it is immunized against distemper, hepatitis, rabies, parvovirus, para influenza and bordatella. If a veterinarian confirms that a Kennel has an outbreak of distemper, hepatitis, rabies, parvo virus, or any infectious or contagious disease, the Kennel may be closed forthwith by an Animal Control Officer, the OSPCA, the Chief Building Official, or his/her designate under the *Building Code Act 1992*, S.O. 1992, c. 23, the Health Unit or such other Person as may be appointed by Council and/or a police officer and the licence suspended. The Kennel may reopen and have its licence reinstated by Council upon a written report from the veterinarian that danger of disease is past.
- 17.8. The owner, operator, and/or manager of the Kennel shall reside on the property on which the Kennel is located.
- 17.9. Dogs shall reside on the property at which it is licensed/registered.

18. LIABLE FOR DAMAGE:

- 18.1. The Township, its agents and servants shall not be liable for damages or compensation for any dog euthanized under the provisions of this by-law and no such damages or compensation shall be paid to any Person.

19. PENALTY PROVISIONS:

- 19.1. Pursuant to section 425 of the *Municipal Act*, every Person who contravenes any of the provisions of this by-law is guilty of an offence and shall upon conviction be liable to a fine set herein.
- 19.2. Pursuant to section 429 of the *Municipal Act*, every Person convicted of an offence is liable to a maximum fine of Twenty-Five Thousand Dollars (\$25,000.00) for the first offence and a maximum fine of Fifty Thousand Dollars (\$50,000.00) for a subsequent offence.
- 19.3. Notwithstanding section 19.2, every corporation convicted of an offence is liable for a maximum fine of Fifty Thousand Dollars (\$50,000.00) for the first offence and One Hundred Thousand Dollars (\$100,000.00) for a subsequent offence.
- 19.4. Notwithstanding section 19.2 and 19.3, every person convicted pursuant to this by-law is liable to a set fine as provided for by the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended.

20. OUTSTANDING FEES AND CHARGES

- 20.1. Pursuant to s. 398 of the *Municipal Act*, if any part of a fee imposed pursuant to this by-law remains unpaid after the fee becomes due and payable, the Township may add the outstanding fees to the tax roll for any property owned by the Person and collect them in the same manner as taxes.

21. SEVERABILITY:

- 21.1. Each and every one of the foregoing provisions of the by-law is severable and if any provisions of this by-law should, for any reason be declared invalid by any court, it is the intention and desire of this Council that each and every one of the remaining provisions shall remain in full force and effect.

22. GRANDFATHERING:

- 22.1 Section 10.5 of this by-law shall not apply to an existing kennel if in lawful existence prior to the effective date of this by-law, until such time as an application comes forward for an alteration or expansion then shall be constructed in accordance with this by-law and applicable legislation.

23. EFFECTIVE DATE:

- 23.1. This by-law will come into force and effect upon the passing of this by-law by Council.

24. REPEAL

- 24.1. By-law No. 48/2000 will be repealed on the date this by-law comes into force and effect.

25. TRANSITION

- 25.1 Notwithstanding section 23.1, the set fines will come into force and effect

upon the final approval of the set fines schedule by the Chief Justice, or designate, of the Ontario Court of Justice pursuant to Part 1 of the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended. The set fines schedule, as approved, is attached hereto as Schedule “B” and forms part of this by-law.

- 25.2 By-law number 48/2000, of the Township and all by-laws amending the same and any other by-law inconsistent with the provisions of this by-law are hereby repealed on the date this by-law comes into force and effect
- 25.3. Notwithstanding Section 25.2, the provisions of By-law No. 48/2000, as amended, is deemed to continue in force and effect with respect to any and all orders, appeals or prosecutions issued, filed or commenced under that by-law and any assessment, rate, charge, tax, fee, liability or penalty outstanding under By-law 48/2000 may be collected as if such by-law had not been repealed.
- 25.4. Notwithstanding Section 25.2, By-law 48/2000, as amended, is deemed to continue in force and effect with respect to any enforcement under Part I of the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended, and the set fine schedule as approved by the Chief Justice until such time as the Chief Justice approves the set fine schedule as set out in section 24.2 above.

Read a first and second time this ____day of _____, 2017.

Mayor Joe Nowak

Clerk, Grace Kosch

Read a third and final time and passed this ____ day of _____, 2017

Mayor Joe Nowak

Clerk, Grace Kosch



ADMINISTRATION/FINANCE & PERSONNEL

REPORT

Administration/Finance & Personnel

File No.: 41/2017

To: Council

Meeting Date: 20 April, 2017

Prepared by: Todd Loveday

Date Prepared: 06 June 2017

By-law Enforcement & Animal Control Officer

Subject: New Kennel Application, 7833 Road 116, RR#1 Wallenstein, James and Elaine Gingrich

Recommendation:

That the Council of the Township of Wellesley approve the Kennel Application of James and Elaine Gingrich.

Summary:

The Gingrich's reside at 7833 Rd. 116, RR#1 Wallenstein. The Gingrich's are proposing to convert an existing garage into a dog kennel. The Gingrich's are requesting approval before proceeding with the necessary required construction.

Report:

The Gingrich's are requesting to convert an existing garage into a dog kennel.

The location of the kennel exceeds the minimum distance requirement from other residences of 150 m.

The Gingrich's are anticipating starting with 4-6 dogs.

The garage will require alterations including but not restricted to: installation of insulation, creation of separate dog runs with adequate drainage, creating outdoor runs and separate whelping rooms, and improving ventilation for the dogs. The site and kennel plans show that the Gingrich's proposals conform to the Townships requirements. Any modifications to the structure of the garage would require drawings and building permits.

Township Strategic Plan:

This initiative aligns with the Township of Wellesley Strategic Plan in the Customer Service Goals: To ensure quality and accountability in providing effective and efficient customer services that matches or exceed expectation

Financial Implications:

N/A

Other Department / Agency Comments:

Planning department consulted and no changes are required in zoning. Building department consulted and advised that any modifications to the garage would require engineered drawings and permits.

Legal Considerations:

N/A

Attach:

Application, site map and kennel plan

Department Head: _____

Treasurer: _____

Corporate Management Team (date): _____ June 1, 2017

Approved by:Chief Administrative Officer: _____ 

File No.: 41/2017



The Corporation of the Township of Wellesley
 4639 Lobsinger Line, R. R. # 1
 St. Clements, Ontario N0B 2M0
 Telephone: 519.699.4611 Fax: 519.699.4540
LOCATED AT CROSSHILL, ONTARIO

KENNEL LICENCE APPLICATION

New Application: Yes. Renewal/Transfer/Expansion: _____

Existing Licence # (if applicable): _____

Name of Applicant Elaine & James Gingrich

Name of Kennel: Fur-lain Kennels

Breed(s) of Dog: Labs

Name(s) of Kennel owners: Elaine & James Gingrich

Address of owner(s) and kennel: 7833 Road #116 RR#1 Wallerstein ON.

Telephone number(s): [REDACTED]

Date kennel was first established: (4-6 Adult dogs)

Kennel Licence Fees:

1 - For the 1st 3 Purebred dogs - \$125.00		\$ 125.00
2 - More than 3 purebreds - \$15.45/each	# ___ x \$15.45	\$ _____
3 - Crossbred dogs - \$30.90/each	# ___ x \$30.90	\$ _____
Total		\$ _____

New applications:

Complete a site plan and a kennel plan (both to scale)

Diagram of premises and surrounding area must include:

- 1 - Location of all buildings including: kennel areas, dog runs and facilities to be used.
- 2 - Kennel area floor plans.
- 3 - Any neighbouring buildings within 150 meters

Declaration

The undersigned hereby applies for a new Kennel License (or renewal) in accordance with the information shown on this application, supplied in the plans and documents filed and agrees to comply with the relevant By-laws, Codes and Legislation including the Township of Wellesley "By-law to Regulate and Licence the Keeping of Dogs and Dog Kennels" #48/2000, as amended. I hereby certify that the records made and kept in accordance with Section G of the current "By-law to Regulate and Licence the Keeping of Dogs and Dog Kennels" are available for review by the Licensing or By-Law Enforcement Officer at any reasonable hour.

I, (please print) James Gingrich, the undersigned, certify that the statements herein contained in the said application are true and made with a full knowledge of the circumstances connected with the same, and acknowledge that I have read the declaration contained above.

James Gingrich
 Signature of Kennel owner/operator

March 14/17
 Date

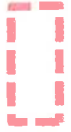
James H. Gingrich Farmstead Sketch





Farm A 92 tillable acres

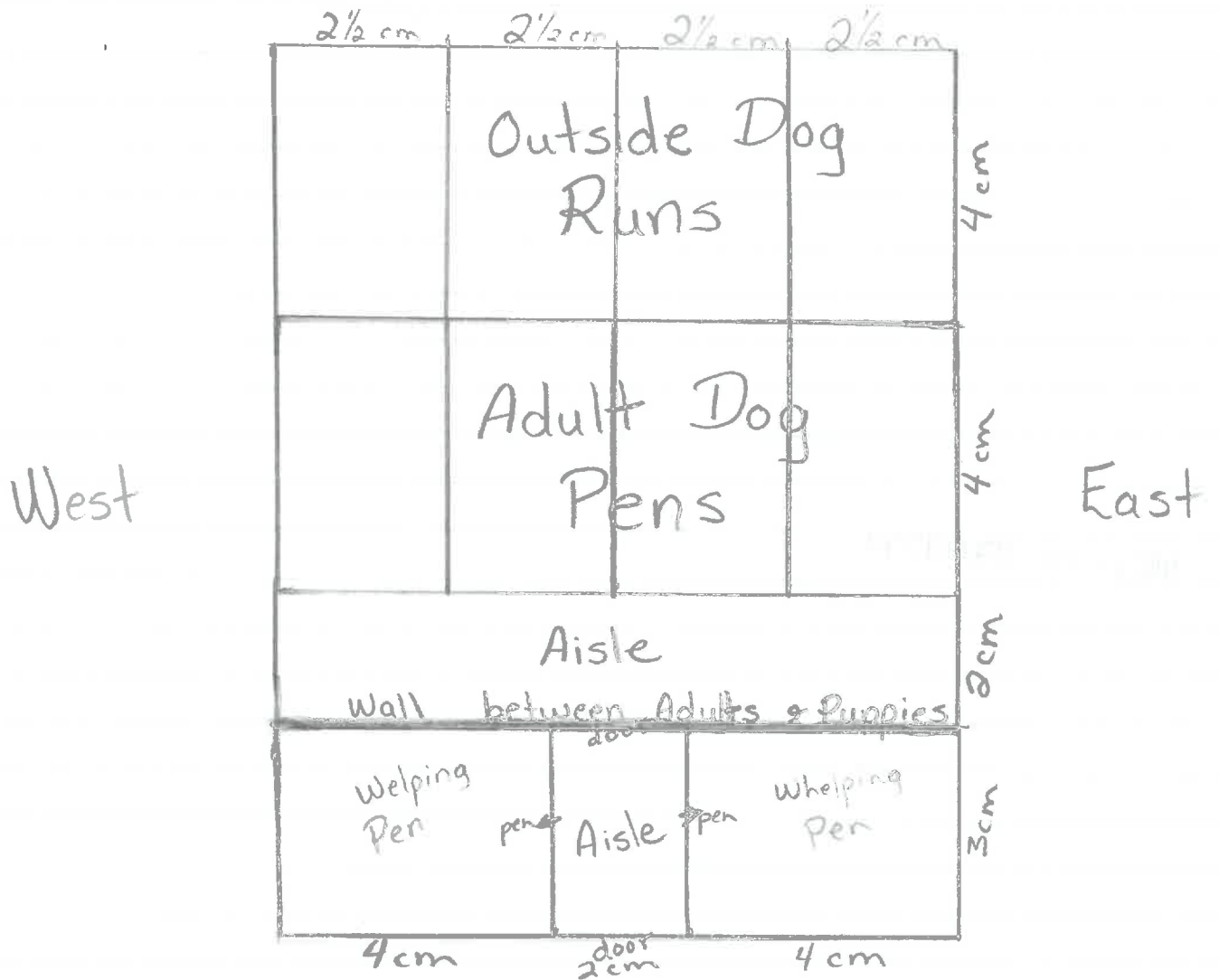
Surface water



James H. Gingrich Property Sketch



North



1 cm = 2 ft.

South

James & Elaine Gingrich
 7833 Rd. 116
 519 698 0342
 Inside Garage



ADMINISTRATION/FINANCE & PERSONNEL

REPORT

Administration/Finance & Personnel

File No.: 42/2017

To: Council

Date Prepared: 03 May 2017

Council Date: 06 June 2017

Prepared by: Todd Loveday

By-law Enforcement & Animal Control Officer

Subject: New Kennel Application, 7391 Rd. 116, Linwood, Nathaniel Martin

Recommendation:

That the Council of the Township of Wellesley approve the Kennel Application of Nathaniel Martin.

Summary:

Nathaniel Martin resides at 7391 Rd. 116, Linwood. Mr. Martin is proposing to convert the 2nd floor of an existing barn into a dog kennel. Mr. Martin is requesting approval before proceeding with the necessary required construction.

Report:

Mr. Martin wishes to convert a 2nd floor hayloft area into a dog kennel.

The location of the kennel exceeds the minimum distance requirement from other residences of 150 m.

Mr. Martin is anticipating starting with 15 dogs.

The barn will require alterations including but not restricted to: installation of heated floors, creation of separate dog runs with adequate drainage and improving the ventilation for the dogs,. The site and kennel plans show that the Martin's proposals conform to the Townships requirements. Any modifications to the structure of the barn would require engineered drawings.

Township Strategic Plan:

This initiative aligns with the Township of Wellesley Strategic Plan in the Customer Service Goals: To ensure quality and accountability in providing effective and efficient customer services that match or exceed expectation

Financial Implications:

N/A

Other Department / Agency Comments:

Planning department consulted and no changes are required in zoning. Building department consulted and advised that any modifications to the barn would require engineered drawings and permits.

Legal Considerations:

N/A

Attach:

Application, site map and kennel plan

File No.: 42/2017

Department Head: _____

Treasurer: _____

Corporate Management Team (date): June 1, 2017

Approved by:Chief Administrative Officer: _____




Administration & Finance REPORT

To: Council

Date Prepared: 03 May 2017

Council Date: 06 June 2017

Prepared by: Todd Loveday
By-law Enforcement & Animal Control Officer

Subject: New Kennel Application, 7391 Rd. 116, Linwood, Nathaniel Martin

Recommendation:

That the Council of the Township of Wellesley approve the Kennel Application of Nathaniel Martin.

Summary:

Nathaniel Martin resides at 7391 Rd. 116, Linwood. Mr. Martin is proposing to convert the 2nd floor of an existing barn into a dog kennel. Mr. Martin is requesting approval before proceeding with the necessary required construction.

Report:

Mr. Martin wishes to convert a 2nd floor hayloft area into a dog kennel.

The location of the kennel exceeds the minimum distance requirement from other residences of 150 m.

Mr. Martin is anticipating starting with 15 dogs.

The barn will require alterations including but not restricted to: installation of heated floors, creation of separate dog runs with adequate drainage and improving the ventilation for the dogs,. The site and kennel plans show that the Martin's proposals conform to the Townships requirements. Any modifications to the structure of the barn would require engineered drawings.

Township Strategic Plan:

This initiative aligns with the Township of Wellesley Strategic Plan in the Customer Service Goals: To ensure quality and accountability in providing effective and efficient customer services that match or exceed expectation

Financial Implications:

Other Department / Agency Comments:

Planning department consulted and no changes are required in zoning. Building department consulted and advised that any modifications to the barn would require engineered drawings and permits.

Legal Considerations:

Attach:

Application, site map and kennel plan

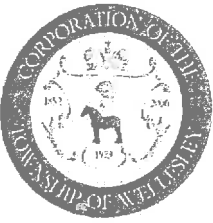
Department Head:

Treasurer:

Corporate Management Team (date):

Approved by:

Chief Administrative Officer:



The Corporation of the Township of Wellesley
 4639 Lobsinger Line, R. R. # 1
 St. Clements, Ontario N0B 2M0
 Telephone: 519.699.4611 Fax: 519.699.4540
 LOCATED AT CROSSHILL, ONTARIO

KENNEL LICENCE APPLICATION

New Application: NEW Renewal/Transfer/Expansion: _____

Existing Licence # (if applicable): _____

Name of Applicant NATHANIEL MARTIN

Name of Kennel: LINWAY INC.

Breed(s) of Dog: HUSKYS, YORKIES, BLUEHEELER, COCKER SPANIAL

Name(s) of Kennel owners: LINWAY INC. (NATHANIEL MARTIN - SUSANNAH MARTIN)

Address of owner(s) and kennel: 7391 RD 116 RR#1 LINWOOD ONT. N0B 2A0

Telephone number(s): NATHANIEL CELL [REDACTED] OR [REDACTED]

Date kennel was first established: _____

Kennel Licence Fees:

1 - For the 1st 3 Purebred dogs - \$125.00		\$ 125.00
2 - More than 3 purebreds - \$15.45/each	# [REDACTED] x \$15.45	\$ [REDACTED]
3 - Crossbred dogs - \$30.90/each	# [REDACTED] x \$30.90	\$ [REDACTED]
	Total	\$ [REDACTED]

New applications: Complete a site plan and a kennel plan (both to scale)
 Diagram of premises and surrounding area must include:
 1 – Location of all buildings including: kennel areas, dog runs and facilities to be used.
 2 – Kennel area floor plans.
 3 – Any neighbouring buildings within 150 meters

Declaration

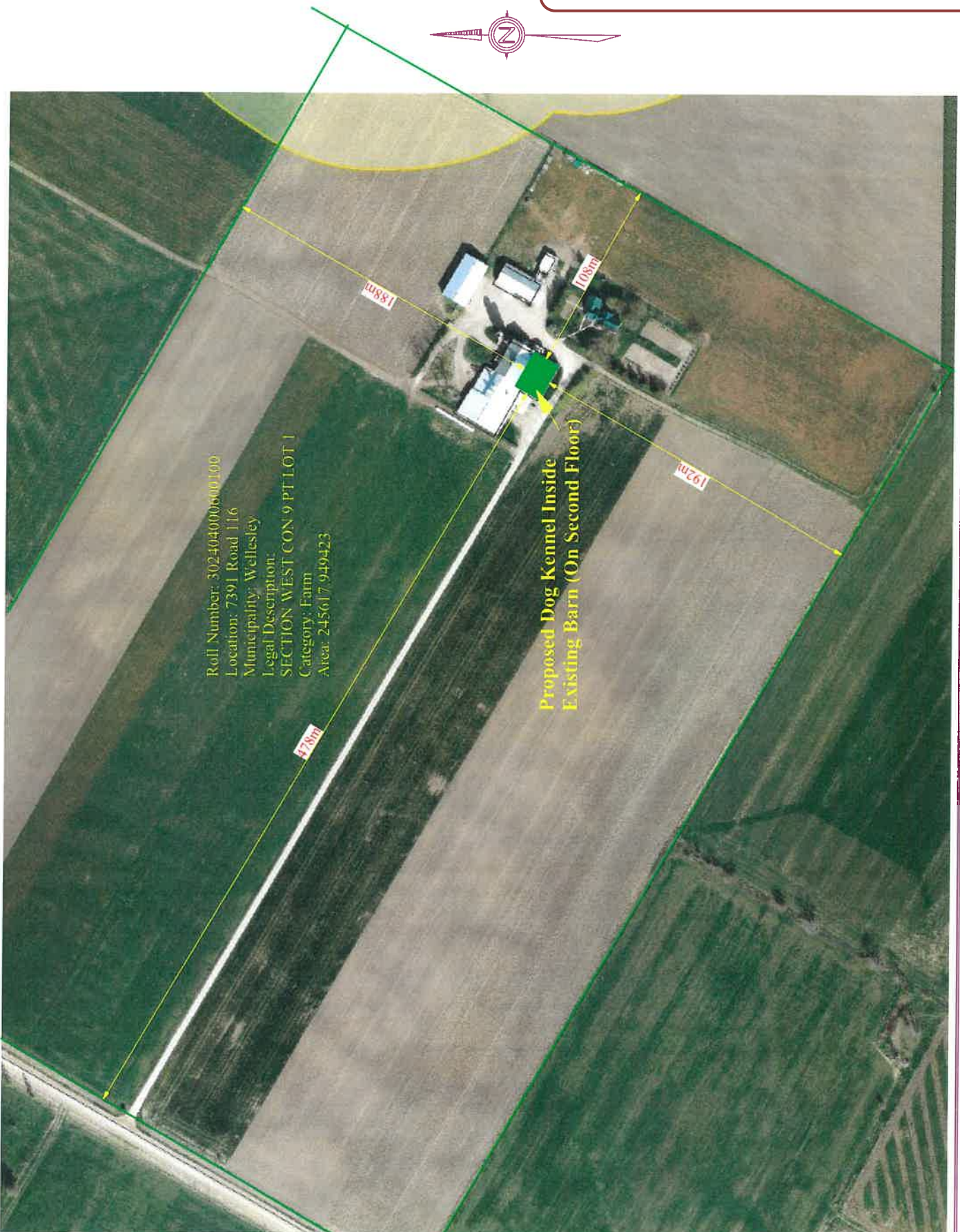
The undersigned hereby applies for a new Kennel License (or renewal) in accordance with the information shown on this application, supplied in the plans and documents filed and agrees to comply with the relevant By-laws, Codes and Legislation including the Township of Wellesley "By-law to Regulate and Licence the Keeping of Dogs and Dog Kennels" #48/2000, as amended. I hereby certify that the records made and kept in accordance with Section G of the current "By-law to Regulate and Licence the Keeping of Dogs and Dog Kennels" are available for review by the Licensing or By-Law Enforcement Officer at any reasonable hour.

I, (please print) NATHANIEL MARTIN, the undersigned, certify that the statements herein contained in the said application are true and made with a full knowledge of the circumstances connected with the same, and acknowledge that I have read the declaration contained above.

Nathaniel Martin
 Signature of Kennel owner/operator

APRIL 5 2017
 Date





FOR INFORMATION AGENDA

Items on the For Information Agenda can be approved in one motion of Committee. Prior to the motion being voted on, any member of Committee may request that one or more of the items be removed from the For Information Agenda and voted on separately.

PAGES

46 - 47	For Info. 73/17 - Request for Support - Municipality of East Ferris re: Trudeau Liberals removing the tax-exempt portion of remuneration paid to local officials
48 - 51	For Info. 74/17 - Request for Support - Champlain Township re: Champlain Township - Not a Willing Host for Wind Turbines
52 - 53	For Info. 75/17 - Request for Support - Municipality of Killarney re: Changes Under Consideration to the Municipal Act, 2001 re: End of Payments Out of Court for Municipalities
54 - 55	For Info. 76/17 - GRCA Application for Permission No. 171/17, to construct a 312 square metre dwelling and septic system at 4319 Weimar Ln

MUNICIPALITÉ · EAST FERRIS · MUNICIPALITY**For Information**

File No.: 73/2017

390 HIGHWAY 94, CORBEIL, ONTARIO P0H 1K0
TEL.: (705) 752-2740 FAX.: (705) 752-2452
Email: municipality@eastferris.ca

REGULAR COUNCIL MEETING

HELD

May 23rd, 2017

No. 2017-174

Moved by Councillor Champagne

Seconded by Councillor Rochefort

THAT Council for the Municipality of East Ferris supports the letter from Cheryl Gallant, Member of Parliament regarding the Trudeau Liberals removing the tax-exempt portion of remuneration paid to local officials from their 2017 Federal Deficit Budget;

AND FURTHER that copies of this resolution be forwarded to Premier of Ontario, Kathleen Wynne, Local MP, Anthony Rota and Ontario municipalities.

Carried Mayor Vrebosch

CERTIFIED to be a true copy of
Resolution No. 2017-174 passed by the
Council of the Municipality of East Ferris
on the 23rd, day of May, 2017.

Monica L. Hawkins, AMCT
Clerk



April 12th, 2017

Clerk-Treasurer
East Ferris Township
390 Highway 94
Corbeil, Ontario, POH 1K0

For Information

File No.: 73/2017

Dear Clerk-Treasurer,

As you may be aware, the 2017 Federal Deficit Budget raises personal taxes by targeting all municipal politicians, school board trustees, and elected members of municipal utilities boards, commissions, and corporations.

On Page 208 of the budget, the Trudeau Liberals removed the tax-exempt portion of remuneration paid to local officials.

Introduced in 1947 under the federal *Income Tax Act*, the purpose of the one-third tax-free expense allowance was to provide "an allowance for expenses incidental to the discharge of the person's duties as an elected officer."

Unlike some elected officials in cities who receive office budgets, car and expense allowances as well as six-digit salaries, this is not the case with most municipal politicians I know, with a majority of our councillors receiving a base salary of less than \$20,000.

As it was described to me by a local Mayor about this tax grab:

"Most municipal Council members in rural areas are already very poorly compensated for the work they do in their communities. As Mayor my hourly compensation is well below minimum wage. I make far less than any other municipal staff person working similar hours on behalf of the municipality. It is extremely difficult to attract good candidates into municipal politics now. Removing the 1/3 tax exemption on Council remuneration without compensating for that loss will make it nigh on impossible."

It is the expectation of debt-obsessed Ottawa that remuneration will be "grossed-up" (increasing the salary to offset the increased tax payment) so as not to impact the take-home pay received by a mayor and councillors. This in turn will boost individual tax bills for elected officials as well as costs to ratepayers, who are already struggling with increasing property taxes.

Rather than curbing the abuse of taxpayer money this tax grab claims to stop, by eliminating the tax-free provision, Municipalities will no longer be required to review their remuneration by law at a public meeting once during their four-year term.

Municipalities will now be forced to divert funds which would be spent on roads, bridges or clean water to reimbursing elected officials. This, along with the increased borrowing costs associated with the federal government's infrastructure bank scheme, will place increased pressure to raise property taxes, making home ownership more unaffordable.

This tax grab is an unfair burden on Canadian Municipalities and local ratepayers. The Trudeau Liberals need to be told their spending problem cannot be solved on the backs of home owners struggling to make ends meet.

Sincerely,

Cheryl Gallant, M.P.
Renfrew—Nipissing—Pembroke
CG:sf

Cheryl Gallant, M.P.
Constituency Office
84 Isabella St.
Pembroke, ON, K8A 5S5
(Tel) 613-732-4404
(Fax) 613-732-4697



LA CORPORATION DU / THE CORPORATION OF

CANTON DE **CHAMPLAIN** TOWNSHIP

BUREAU ADMINISTRATIF / ADMINISTRATION OFFICE
948 est, chemin Pleasant Corner Road East
Vankeek Hill, Ontario (K0B 1R0)

613-678-3003
(fax) 613-678-3363

May 16, 2017

The Honourable Kathleen O. Wynne
Premier of Ontario
Main Legislative Building – Room 281
Queen's Park
Toronto, ON M7A 1A1

Dear Premier,

RE: Champlain Township – Not a Willing Host for Wind Turbines

I am writing to advise that Champlain Township Council declared that it is not a willing host for wind turbines at its meeting of May 9, 2017.

At the same meeting, Champlain Township Council resolved to endorse the Municipality of Dutton Dunwich's Resolution No. 2017-06-27, supporting Sam Oosterhoff, MPP for Niagara-West Glanbrook's Private Member's Bill proposing the government halt all wind power approvals in unwilling host communities.

A copy of resolutions 2017-202 and 2017-207 are attached.

Council respectfully requests your consideration of its position.

Yours sincerely,

A handwritten signature in blue ink that reads "Alison Collard".

Alison Collard
Clerk

cc: The Honourable Glen Murray, Minister of the Environment and Climate Change
The Honourable Glen Thibeault, Minister of Energy
The Honourable Jeff Leal, Minister of Agriculture, Food and Rural Affairs
Grant Crack, M.P.P., Glengarry-Prescott-Russell
Sam Oosterhoff, M.P.P., Niagara-West Glanbrook
Ontario Municipalities by email

Attach.

**TOWNSHIP OF CHAMPLAIN****RESOLUTION****Agenda Number:** 13.7**Resolution Number** 2017-202**Title:** Dutton Dunwich - Support for Private Member's Bill - Wind Turbines**Date:** May 9, 2017**Moved By:** Pierre Perreault**Seconded By:** Paul Emile Duval

BE IT RESOLVED THAT the Resolution of the Municipality of Dutton Dunwich No. 2017-06-27, supporting the Private Member's Bill of Sam Oosterhoff, MPP for Niagara-West Glanbrook proposing the government halt all wind power approvals in unwilling host communities, be endorsed.

CARRIED

Certified True Copy of Resolution

A handwritten signature in blue ink that reads "Alison Collard May 15, 2017".

Alison Collard, Clerk

Date:

**TOWNSHIP OF CHAMPLAIN****RESOLUTION****Agenda Number:** 14.0**Resolution Number** 2017-207**Title:** CORRESPONDENCE (pour information)**Date:** May 9, 2017

Moved By: Paul Emile Duval**Seconded By:** Helen MacLeod

BE IT RESOLVED THAT the Township of Champlain declares that it is not a willing host for wind turbines;

BE IT FURTHER RESOLVED THAT this resolution be circulated to Premier Kathleen Wynne, as well as to the Minister of Environment and Climate Change, the Minister of Energy, the Minister of Agriculture, Food & Rural Affairs and to all Ontario municipalities for their support and endorsement.

CARRIED

Certified True Copy of Resolution

A handwritten signature in blue ink that reads "Alison Collard May 15, 2017".

Alison Collard, Clerk

Date:



COUNCIL RESOLUTION

#27

Res: 2017- 06.27

Wednesday April 12th, 2017

Moved by:

Bob

Seconded by:

Fleck

THAT the Council of the Municipality of Dutton Dunwich supports the Private Member's Bill of Sam Oosterhoff, MPP for Niagara-West Glanbrook proposing the government halt all wind power approvals in unwilling host communities.

AND THAT a copy of this resolution be sent to Honourable Kathleen Wynne, Premier of Ontario, the Honourable Minister of Energy Glenn Thibeault, Elgin-Middlesex-London MP Karen Vecchio, Elgin-Middlesex-London MPP Jeff Yurek, AMO and all Ontario Municipalities.

<u>Recorded Vote</u>	<u>Yeas</u>	<u>Nays</u>
I. Fleck	—	—
D. McKillop	—	—
M. Hentz	—	—
B. Purcell	—	—
C. McWilliam - Mayor	—	—

Carried:

Carried

Mayor

Defeated:

Mayor



Municipality of Killarney

May 18th, 2017.

MAIL & EMAIL: minister.mma@ontario.ca

Main Office:

32 Commissioner Street
Killarney, Ontario
P0M 2A0

Tel: 705-287-2424

Fax: 705-287-2660

E-mail:

inquiries@municipalityofkillarney.ca

Public Works Department:

1096 Hwy 637
Killarney, Ontario
P0M 2A0

Tel: 705-287-1040

Fax: 705-287-1141

website:

www.municipalityofkillarney.ca

The Honourable Bill Mauro,
Minister of Municipal Affairs,
777 Bay Street – 17th Floor,
Toronto, Ontario.
M5G 2E5

Dear Sir:

RE: Changes Under Consideration to the Municipal Act, 2001
Re: End to Payments Out of Court for Municipalities

It is our understanding that Bill 68 – Modernizing Ontario's Municipal Legislation Act is proposing changes to the tax registration proceedings which would end payments out of court for municipalities.

The proposed amendment to Section 380 (8) and (9) would see out of court payments revert back to the Crown.

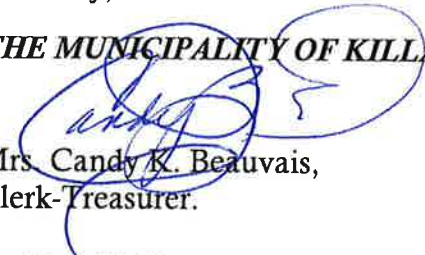
The Municipality of Killarney at their Regular Meeting of Council held May 17th, 2017 passed Resolution No. 17-198 as this proposed change will have a significant impact on small municipalities.

The Council for the Municipality of Killarney hereby appeals to you Honourable Minister, to reconsider this proposed change for the reasons outlined in the attached resolution.

Your consideration of this request is respectfully submitted.

Sincerely,

THE MUNICIPALITY OF KILLARNEY


Mrs. Candy K. Beauvais,
Clerk-Treasurer.

cc: Hon. Kathleen Wynne; Premier of Ontario
Local MPP's, FONOM, AMO, OSUM,
Ontario Municipalities



*The Corporation of the Municipality of Killarney
32 Commissioner Street
Killarney, Ontario
P0M 2A0*

MOVED BY: Pierre Paquette

SECONDED BY: Nancy Wirtz

RESOLUTION NO. 17-198

BE IT RESOLVED THAT the Municipality of Killarney appeal to the Minister of Municipal Affairs to reconsider the proposed change to the Municipal Act, 2001 as a result of Bill 68 regarding tax registration procedures which would end payments out of court for municipalities. The proposed amendment to Section 380 (8) and (9) would see out of court payments revert back to the Crown;

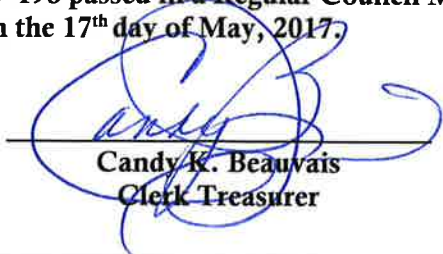
FURTHER THAT tax sale proceedings involve a significant amount of staff time which is an expense to a municipality and it is only fair that municipalities continue to be eligible for these payments out of court;

FURTHER THAT tax sale revenues assist municipalities with various expenditures which to some extent alleviate the burden of the reduction of revenues of various Provincial grants/programs and the continual "downloading" upon small municipalities.

FURTHER THAT this resolution be forwarded to the Premier of Ontario, the Minister of Municipal Affairs, our local MPP's, FONOM, AMO, Ontario Small Urban Municipalities as well as all Ontario municipalities.

CARRIED

I, Candy K. Beauvais, Clerk Treasurer of the Municipality of Killarney do certify the foregoing to be a true copy of Resolution #17-198 passed in a Regular Council Meeting of The Corporation of the Municipality of Killarney on the 17th day of May, 2017.


Candy K. Beauvais
Clerk Treasurer



May 9, 2017

Nelson Sherk
4369 Weimar Line,
Wellesley, ON
N0B 2T0

Dear Mr. Sherk,

Re: Application for Permission No. 171/17, Pursuant to Ontario Regulation 150/06 to construct a 312 square metre dwelling and septic system at 4319 Weimer Line, in the Township of Wellesley

The Grand River Conservation Authority approved your application for the above noted development on May 9, 2017. We have enclosed the permit with the attached schedules. The schedules form part of the permit and describe the approved work. Any changes to these plans must be reviewed and approved by the Grand River Conservation Authority.

Please note that permission is based on existing information, policies and practices and does not bind or imply that any other permission will be forthcoming.

Please notify our office on completion of the work.

If you have any questions regarding this letter or the conditions described on the permit, please contact me.

Yours truly,

A handwritten signature in blue ink, appearing to read "Amaraine Laven".

Amaraine Laven
Resource Planner
Resource Management Division

AL*dg

Encl.

c.c. Clerk, Township of Wellesley (letter only)
Building Inspector, Township of Wellesley
Eli Sherk

RECEIVED MAY 19 2017



Grand River Conservation Authority

Under Ontario Regulation 150/06 made under the Conservation Authorities Act, R.S.O. 1990, Chapter C.27, permission is granted to:

Nelson Sherk

Whose address for purposes pertaining to this project is:

4369 Weimar Line,
Wellesley, ON
N0B 2T0

To execute proposed works in accordance with the following particulars and conditions:

Location of Work: 4319 Weimer Line,
Township of Wellesley

Purpose of Work: To construct a 312 square metre dwelling and septic system.

This permit is valid from: **May 9, 2017**

And expires on: **May 9, 2019**

The attached Schedules form parts of this permit describing the approved work and must be implemented in order so that the true intent of the permit can be achieved.

The Permittee, by acceptance and in consideration of the issuance of this permit, agrees to the conditions listed on the reverse side of Schedule "A".

Dated at Cambridge, Ontario, this 9th day of May, 2017

GRAND RIVER CONSERVATION AUTHORITY

A handwritten signature in black ink, appearing to read "Joe Farwell".

Joe Farwell,
Chief Administrative Officer