1. Call to Order

2. Disclosure of Interest

3. Adoption of Previous Council Minutes
   a) Council, December 19, 2016

4. Delegations
   a) Chair Gordana Mosher and Chief Librarian Kathryn Drury
      • Grimsby Public Library Strategic Plan 2016-2020
   b) Adam Mottershead
      • 10 Windward Drive, application for zoning amendment
      • 10 Windward Drive, residents shadowing study
   d) Joe Panetta, Board Member and Sean Stragahan, Co-Chair of Grimsby Energy Inc. (GEI)
      • Update on Biodigester
5. Approval of Committee Minutes

39 - 41  
a) Administration & Finance, January 9, 2017

42 - 45  
b) Planning & Development, January 10, 2017

46 - 48  
c) Public Works, January 11, 2017

6. Memorandum

49  
a) Site Plan Application - LJM Developments, 560 North Service Road

50 - 51  
b) Façade Grants for 22 and 24 Main Street West

7. Correspondence

52 - 56  
a) Committee of Adjustment, January 3, 2017

57 - 66  
b) Niagara Region
  • T. Roy Adams Humanitarian of the Year Award

67 - 68  
c) Letter from a resident of the Township of Wainfleet
  • Niagara Peninsula Conservation Authority Board Selection Process and Direction from Minister of MNRF

69 - 72  
d) Niagara Peninsula Conservation Authority
  • acknowledge receipt of resolution passed by Township of Wainfleet and City of Niagara Falls regarding the NPCA Audit
  
e) Township of Wainfleet, City of Thorold, Town of Pelham, City of Welland, City of St. Catharines, City of Niagara Falls, City of Port Colborne, City of Hamilton
  • NPCA Audit
73  
f) City of Welland  
   • Reconsideration of the Final Decision of the Waukesha Application

74  
g) City of Welland  
   • Election Modernization Changes

75  
h) City of Welland  
   • Long-term, predictable, and formula-based funding in its Phase 2 programs for municipal governments

8. **By-laws**

76  
a) 17-01  
   To amend Parking and Administrative By-law 16-82 of the Town of Grimsby

77  
b) 17-02  
   To appoint a Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer for the Town of Grimsby

78 - 90  
c) 17-03  
   Respecting litter, yard waste and the maintenance of property for the Town of Grimsby

91 - 92  
d) 17-04  
   To authorize the Mayor and Treasurer to borrow certain sums to meet certain expenditures of the Town of Grimsby for the year 2017

93 - 96  
e) 17-05  
   To provide for Interim Tax Levies for the year 2017 for the Town of Grimsby
f) 17-06
To amend the Official Plan of the Town of Grimsby
(Official Plan Amendment 5, Building Height, 560 North Service Road)

17-07
To amend By-law No. 14-45 as amended
(560 North Service Road)

h) 17-08
To amend By-law No. 16-01 Respecting Planning Application Fees

i) 17-09
To authorize the Execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West

j) 17-10
To authorize the Execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West

k) 17-11
To authorize the Execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West

l) 17-12
To authorize the Execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West
To authorize the Execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West

9. New Business

10. Next Meeting

   a) The next Council meeting is scheduled for Monday, February 6, 2017 at 7:00 p.m. in the Town Hall Council Chambers, 160 Livingston Avenue, Grimsby.

11. Closed Session

   b) Closed Session under Sec. 239(2)(d) labour relations or employee negotiations and Sec. 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees
      • Vacation Accrual 2016
      • Hiring Practices
      • Retirement

12. By-laws

   a) 17-14
      To confirm the proceedings of the Council meeting of January 16, 2017.

13. Adjournment
The Corporation of the Town of Grimsby

Council Meeting Minutes

Town Hall Council Chambers
160 Livingston Avenue
December 19, 2016

Present: Mayor R. N. Bentley
Alderman S.D. Berry
Alderman N.A. DiFlavio
Alderman J. Dunstall
Alderman J.L Johnston
Alderman D. Kadwell
Alderman C.I. Mullins
Alderman M. Seaborn
Alderman D.B. Wilson
Regional Councillor T. Quirk

Town Manager, D. Brandt
Town Clerk, H. Soady-Easton
Director of Planning, M. Seaman (part time)

1. Call to Order
   a) The Mayor called the meeting to order at 7:00 p.m.

2. Disclosure of Interest
   a) There were no disclosures of interest.

3. Adoption of Previous Council Minutes
   a) Council, December 5, 2016
      C-16-274
      Moved by Alderman Mullins; Seconded by Alderman Dunstall;
      Resolved that the Council meeting minutes of December 5, 2016 be
      received and that the recommendations contained therein be
      approved.

      CARRIED
4. Delegations

a) Sarah Sweeney, Recreation Coordinator and the Parade Committee
   - Santa Claus Parade Awards

   There was a large crowd on hand to help Council, Sarah Sweeney, Recreation Co-ordinator and Robin Bradley, member of the Santa Claus Parade Committee congratulate the 2016 Grimsby Santa Claus Parade winners;
   Best Non-Profit Entry - Poultryfest
   Best Commercial Entry - Grimsby Power
   Best School or Church - Winona Gospel Church
   Best Walking Group - Niagara Academy of Performing Arts
   Crowd Pleaser Trophy Award - West Niagara Agricultural Society

   Mayor Bentley thanked the attendees for their part in the parade.

C-16-275
Moved by Alderman Dunstall; Seconded by Alderman Mullins;
Resolved that the delegation of Sarah Sweeney, Recreation Coordinator with the Town of Grimsby accompanied by the Santa Claus Parade Committee with reference to the presentation of the Santa Claus Parade Awards be received.

   CARRIED

b) Dennis Kar, Project Manager, Dillon Consulting
   - Town of Grimsby, Transit Investigation Study

   Mr. Kar made the same presentation to Council that he made at the December 12, 2016 Administration & Finance Committee meeting.

   Mr. Kar answered questions from members of Council.

   Mayor Bentley thanked the delegation for the presentation.

C-16-276
Moved by Alderman Berry; Seconded by Alderman Kadwell;
Resolved that the delegation of Dennis Kar Project Manager, Dillon Consulting regarding the Town of Grimsby, Transit Investigation Study be received.

   CARRIED
c) Hoordad Ghanehare, Icon Architect and Martin Quarcoopome, Associate, Weston Consulting
   - 2016 12 16 LJM Grimsby Council Presentation
   - 16-12-15 560 North Service Road
   - 16-12-15-shadow study 560 North Service Road

Mr. Ghanehare and Mr. Quarcoopome made a PowerPoint presentation for members of Council regarding the development and the decision of the Planning & Development Committee on December 13, 2016.

The delegation answered questions from members of Council.

Mayor Bentley thanked the presenters for their attendance.

C-16-277
Moved by Alderman Mullins; Seconded by Alderman Dunstall;
Resolved that the delegation of Hoordad Ghanehare, Icon Architect and Martin Quarcoopome, Associate, Weston Consulting regarding the LJM Development at 560 North Service Road Grimsby be received.

CARRIED

5. Approval of Committee Minutes
   a) Planning & Development, December 13, 2016

C-16-278
Moved by Alderman Berry; Seconded by Alderman Dunstall;
Resolved the Resolution PD-16-37 from the December 13, 2016 Planning & Development Committee meeting be lifted for separate consideration.

CARRIED

C-16-279
Moved by Alderman Berry; Seconded by Alderman Dunstall;
Resolved that Report PA 16-43, regarding applications to amend the Official Plan and Zoning By-law by LJM Developments (Grimsby) Inc., 560 North Service Road is received and that the applications are approved. Further, the zoning by-law amendment shall specify which facilities, services or matters will be given in exchange for the increase in the height of the development that is otherwise permitted by the by-law.
Recorded Vote requested by Alderman Kadwell

Yea: Aldermen Berry, DiFlavio, Dunstall, Johnston, Mullins, Seaborn, Wilson, Mayor Bentley
Nay: Alderman Kadwell

CARRIED

C-16-280
Moved by Alderman Dunstall; Seconded by Alderman Mullins;
Resolved that the Planning & Development Committee meeting minutes of December 13, 2016 be received and that the recommendations contained therein be approved as amended.

CARRIED

b) Administration & Finance, December 12, 2016

C-16-281
Moved by Alderman Berry; Seconded by Alderman Dunstall;
Resolved that the Administration & Finance Committee minutes of December 12, 2016 be received and that the recommendations contained therein be approved.

CARRIED

c) Public Works, December 14, 2016

C-16-282
Moved by Alderman Berry; Seconded by Alderman Dunstall;
Resolved that the Public Works Committee meeting minutes of December 14, 2016 be received and that the recommendations contained therein be approved.

CARRIED

6. Correspondence

a) Committee of Adjustment, December 6, 2016

C-16-283
Moved by Alderman Berry; Seconded by Alderman Dunstall;
Resolved that the Committee of Adjustment meeting minutes of December 6, 2016 be received and filed.

CARRIED

b) Grimsby Museum Board, December 14, 2016

C-16-284
Moved by Alderman DiFlavio; Seconded by Alderman Seaborn; 
Resolved that the Grimsby Museum Board meeting minutes of 
December 14, 2016 be received and filed. 

CARRIED 

c) National Eating Disorder Information Centre 
   • request to declare February 1 - 7, 2017 as Eating Disorder 
     Awareness Week 

C-16-285 
Moved by Alderman Seaborn; Seconded by Alderman DiFlavio; 
Resolved that the correspondence from the National Eating Disorder 
Information Centre with reference to a request to declare February 1 
- 7, 2017 as Eating Disorder Awareness Week be received and 
approved. 

CARRIED 

d) Crime Stoppers of Niagara 
   • request to declare January 1 - 31, 2017 as Crime Stoppers of 
     Niagara Month 

C-16-286 
Moved by Alderman DiFlavio; Seconded by Alderman Seaborn; 
Resolved that the correspondence from Crime Stoppers of Niagara 
with reference to a request to declare January 1 to January 31, 2017 
be received and approved. 

CARRIED 

e) Resolutions from Other Municipalities 

Niagara Falls 
   • public funding for dental health programs for low income 
     adults and seniors 

Region of Niagara 
   • Contraband Tobacco Trade 

City of St. Catharines 
Township of Wainfleet 
City of Port Colborne 
City of Niagara Falls
request for an independent third party audit of the Niagara Peninsula Conservation Authority (NPCA)

There was discussion regarding the support from area municipalities of an independent third party audit of the Niagara Peninsula Conservation Authority. Council didn't feel they had enough information and will revisit the matter in the New Year.

C-16-287
Moved by Alderman Seaborn; Seconded by Alderman DiFlavio;
Resolved that the Resolutions from Other municipalities be received.

CARRIED

f) Niagara Peninsula Conservation Authority (NPCA)
   • response to a request from the Township of Wainfleet regarding a request for an independent third party audit of the NPCA

C-16-288
Moved by Alderman DiFlavio; Seconded by Alderman Wilson;
Resolved that the correspondence from the Niagara Peninsula Conservation Authority (NPCA) with reference to a request for an independent third party audit of the NPCA be received.

CARRIED

7. By-laws

a) 16-90
   To amend the Official Plan of the Town of Grimsby
   (Official Plan Amendment No. 4 - Employment Area Concord Place)

b) 16-91
   To amend By-law 14-45 (as amended)
   (Concord Place and Windward Drive)

c) 16-92
   To amend By-law 14-45 (as amended)
   (8 Nelles Road North)
Council December 19, 2016

d) 16-93
To amend By-law 10-48, as amended being a By-law that regulates the erection of signs for Federal, Provincial and Municipal Elections.

e) 16-94
To amend Traffic By-law No. 16-82 of the Town of Grimsby (Kerman Avenue and South Service Road).

f) 16-95
To authorize an Agreement between Brite Developments Inc. and the Corporation of the Town of Grimsby

C-16-289
Moved by Alderman Wilson; Seconded by Alderman DiFlavio;
Resolved that leave be given to introduce By-law Nos. 16-90 to 16-96 and that same be read a first time.

CARRIED

8. New Business

a) Alderman Wilson:
- The outdoor rink at the Peach King Centre is open.

Alderman Seaborn:
- Attended the Author's Series with baker Anna Olsen. There are still tickets for the winter season on line or at the Library.
- The Library is open during the Christmas season and materials are available 24/7 on the Grimsby Library website.

Alderman Johnston:
- Reminded members of Council that early bird tickets for the Mayor's Gala are available until December 31.
- Was disappointed that there was no update on the biodigester as requested at the December 5 Council meeting.

Alderman DiFlavio:
- Informed members of Council of the winners of the Christmas Lights Contest; 378 Park Rd., 24 Garden St. and 85 Deborah.
Alderman Kadwell:
- Was a judge for the Christmas Lights Contest; 2 out of 3 of the winners are new residents. It was a difficult choice as so many residents have great displays.
- Asked about Snow Angels, a program to help seniors shovel their driveways. He will bring it up at the next Public Works Committee meeting.

Alderman Mullins:
- Updated Council on the Museum artifacts, which are now on the Museum website.

Regional Councillor Quirk
- Informed members of Council that he will be attending an Intermunicipal Transit Group meeting. The larger municipalities with transit systems may amalgamate to benefit smaller municipalities looking for transit service. He will keep Council posted.
- Growth estimates for the Region have been deferred.
- The Region had a presentation bid for the Canada Summer Games 2021. All municipalities in the Region will host events. See twitter @niagara2021 for more information.

Mayor Bentley
- Attended the graduation of "Bentley" from Guide Dog School last Wednesday in Oakville. Grimsby resident Pat Jaskula was recognized for many years of service to guide dogs. She helped train 12 to 14 dogs over the years for this service. It gives freedom and independence to many disabled people. Stephen Barker, Chair of the JAAC and guide dog Keegan were in attendance too.
- Will attend a Canada Summer Games meeting on Wednesday.
9. **Next Meeting**  
   a) The next Council meeting is scheduled for Monday, January 16, 2017 at 7:00 p.m. in the Grimsby Town Hall Council Chambers, 160 Livingston Avenue, Grimsby.

10. **Closed Session**  
   a) **C-16-290**  
      Moved by Alderman Berry; Seconded by Alderman Kadwell;  
      Resolved that Council of the Town of Grimsby go into a Closed Session under Sec. 239(2)(b) of the Municipal Act 2001, personal matters about an identifiable individual including municipal or local board employees  
      - Grimsby Museum staffing  
      **CARRIED**

   b) **C-16-291**  
      Moved by Alderman Johnston; Seconded by Alderman Seaborn;  
      Resolved that Council of the Town of Grimsby approve the recommendation of the Grimsby Museum Board as follows:  
      - Replace the .8 collection management position (maternity leave beginning January 1, 2017) with a contract .8 position  
      - Replace retiring Director/Curator with a contract position for a one year term, renewable for another year  
      - Retain current Director/Curator part-time until a replacement is hired on contract  
      - And also, move the museum in the Town’s organization structure into the Recreation Department  
      **CARRIED**

11. **By-laws**  
   a) **16-96**  
      To confirm the proceedings of the Council meeting of December 19, 2016

      **C-16-292**  
      Moved by Alderman DiFlavio; Seconded by Alderman Johnston;  
      Resolved that leave be given to introduce By-law Nos. 16-90 to 16-96 read a first time be now read a second and third time and finally passed; and that the Mayor and Town Clerk do sign and seal the same; any rule of Council to the contrary notwithstanding.  
      **CARRIED**
12. **Adjournment**

a) The meeting adjourned at 10:26 p.m.

_________________________     _____________________
R.N. Bentley                                   H. Soady-Easton
Mayor                                             Town Clerk
Mission

• Enriching Lives
• Connecting Community
• Inspiring Discovery
Vision

Fostering innovation and creating connections, Grimsby Public Library is a vital and accessible destination for culture, technology and relevant 21st century literacies.
Strategic Direction 1: **Extend Our Reach**

- Raise awareness of the physical and virtual library space
- Create partnerships to facilitate outreach participation in community events
- Enhance accessibility
- Extend the reach of programs, services and collections to all demographics
- Enrich the cultural landscape of Grimsby
Strategic Direction 2: Strengthen Community Connections

- Empower Library staff and Library Board to be library champions through advocacy efforts
- Cultivate collaborative community relationships
- Act as Community Hub for dialogue, information and communication
- Explore Philanthropy
- Stimulate volunteer opportunities
Strategic Direction 3: **Inspire Discovery**

- Maximize current technology offerings to stimulate use
- Scan technological environment
- Encourage staff curiosity
- Ensure budget infrastructure to support growth of new technologies and strengthen connectivity
More fun, entertaining and educational events coming in 2017.....
Thank you.

Anna Olson book signing: December 2016
GRIMSBY TOWN COUNCIL

January 16, 2017

A. Mottershead, Resident

Commentary on Zoning By-Law Amendment Application: 26Z-16-1603
10 Windward Drive
Proposal – Building Heights

- Proposal is officially for 14 & 18 storey towers
- Buildings show as 16 & 19 storeys
- Area zoned for 12 storeys
- 150+% increase in zoned height
Concern: WRN Compatibility

- Proposed building heights are inconsistent with surrounding developments
Winston: East View from Bravo
Winston: South View from Lake House
Concern: Gateway or Gauntlet?

- Proposal walls in the gateway to the Winston Road Neighbourhood (WRN)
Concern: Planning Report PA 17-01

• 18 & 14 storey towers within 30m of 2 storey family dwellings is not good planning
• Exemption from angular plane requirement proposed
• Angular plane is an important urban design principle and should not be dismissed
Importance of a 45° Angular Plane

- Privacy to adjacent low-rise residential
- Smoothly transitions high-rise to low-rise
- When using stepped design, taller buildings appear shorter from street level
- Essential in ensuring a minimum of 5-hours of sunlight on sidewalks between Mar 21 and Sep 21 -- Toronto Study (Bosselman et al. 1990)
Concern: Shadow Studies

- Studies requested and supplied are not comprehensive nor well defined
- Buildings will cast shadows onto both sidewalks of Winston Road for a significant amount of the day between Mar 21 and Sep 21
- Commercial outlets will remain mostly in the shadows
- The “New Main Street” should be open, sunny and inviting not cast in shadows
Winston Road Shadows – Mar 21
Consideration: Official Plan & Bonusing

• Land is zoned for 12 storeys, the OP is the master blueprint and should be adhered to
• Some variance is okay, but not 150% variance
• Section 37 Bonusing should reflect a percentage of “value added” to the developer’s project
• No amount of bonusing on this proposal can negate it’s detrimental effects on existing residents and those yet to move in
Consideration: The Message

• If this proposal is approved, consider the message to:
  - Existing residents
  - Potential new residents
  - Developers

• Clearly it sets precedence for other out-of-scale development
Conclusion

• Project is too ambitious
• Does not fit with the emerging WRN
• Detrimental effects outweigh gains with the proposal in its current form
• Alternate layouts including setting buildings back from Winston should be considered
Delegations for the 10 Windward Drive Zoning by-Law Amendment Application:

3. Mr. Silvio Guglietti, Owner of Rosebay Construction Inc.

We wish to delegate the matter noted above for the following reasons:

- To demonstrate to Council the importance and benefit of the proposed development
- To explain the merits of the development from a planning perspective
- To explain the merits of the development from an architectural perspective.
- To explain the merits of the development from a market perspective
- To answer any questions that Council may have regarding the development that Staff may not be able to answer
- To show our support for the proposed development
- To explain the history of events that have lead to the proposed design and the associated costs

We do not intend to make an electronic presentation to Council and will only be speaking to the matter.

Thank you Hazel and please let me know if you require anything further,

Franz Kloibhofer B.E.S. (Hons), MCIP, RPP
Planner
A. J. Clarke and Associates Ltd.
Tel: 905 528 8761 x233
1. Call to Order
   a) The Vice-Chair called the meeting to order at 4:30 p.m.

2. Disclosure of Interest
   a) There were no disclosures of interest.

3. Reports
   a) FIN 17-01
      2017 Interim Tax Levy and Tax Rates

   AF-17-1
   Moved by Mayor Bentley; Seconded by Alderman Kadwell;
   Resolved that the Administration & Finance Committee recommends to
   Town Council:

      1. That Report FIN 17-01, 2017 Interim Tax Levy and Tax Rates be
         received; and
      2. That a by-law authorizing the 2017 interim tax levy and tax rates
         as set out in Schedule B be approved; and
Administration & Finance Committee January 9, 2017

3. That the interim tax levy installment due dates be set as March 3rd and May 5th, 2017.

CARRIED

b) FIN 17-02
2017 Borrowing for Current Expenditures
AF-17-2
Moved by Alderman Kadwell; Seconded by Mayor Bentley;
Resolved that the Administration & Finance Committee recommends to Town Council:

1. That Report FIN 17-02, 2017 Borrowing for Current Expenditures be received; and
2. That temporary borrowing arrangements in the amount of $5,000,000 be approved; and
3. That the Town Clerk prepare the necessary by-law

CARRIED

c) FIN 17-03
Development Applications Fee Review
AF-17-3
Moved by Mayor Bentley; Seconded by Alderman Kadwell;
Resolved that the Administration & Finance Committee recommends to Town Council:

1. That Report FIN 17-03, Development Applications Fee Review be received; and
2. That staff be authorized to proceed with a RFP to review the Town's development applications fees.

CARRIED

d) TC 17-01
Town Clerk Department Staffing Needs Review
AF-17-4
Moved by Alderman Kadwell; Seconded by Alderman Dunstall;
Resolved that Report TC 17-01 dated January 3, 2017 be received and that the Council of the Town of Grimsby recommend that staff include the following for the 2017 budget deliberations:

1. A full time Administration Clerk
2. A one year contract position of Records Coordinator to establish a paper and electronic solution for the records of the Corporation.

CARRIED
4. **Correspondence**
   a) **Niagara Region**
      - **Tax Policy Change**

      **AF-17-5**
      Moved by Alderman Dunstall; Seconded by Mayor Bentley;
      Resolved that the correspondence from the Niagara Region dated December 14, 2016 with reference to the Niagara Region's 2017 Property Tax Policy be received and the recommendations contained therein be endorsed.

      **CARRIED**

5. **Closed Session**
   a) Closed Session under Sec. 239(2)(d) labour relations or employee negotiations and Sec. 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees
      - Vacation Accrual 2016
      - Hiring Practices

6. **Next Meeting**
   a) The next Administration & Finance Committee meeting is scheduled for Monday, February 13, 2016 at 4:30 p.m. in the Town Hall Escarpment Room, 160 Livingston Avenue, Grimsby.

7. **Adjournment**
   a) The meeting adjourned at 5:31 p.m.

______________________  ______________________
S.D. Berry, Vice Chair             D. Brandt, Town Manager
The Corporation of the Town of Grimsby
Planning & Development Committee Meeting Minutes

Town Hall Council Chambers
160 Livingston Avenue

January 10, 2017

Present: Alderman N. DiFlavio, Chair
Alderman D. Wilson
Alderman M. Seaborn
Alderman J. Johnston

Member J. Gillespie
Member K. Agnew

Regrets: Mayor R.N. Bentley and Member D. Finch

Also in Attendance: Alderman J. Dunstall

Staff: M. Seaman, Director of Planning, W. Basic, Senior Planner, J. Hogg, Planner 1 & A. Cooper, Assistant Planner

1. Call to Order
   a) The meeting was called to order at 7:00 p.m.

2. Disclosure of Interest
   a) There were no disclosures of interest.

3. Open House
   a) 556-564 Kemp Road East
   b) 480 Winston Road Condominium Application
      Prior to the Planning and Development meeting there were Open Houses regarding 556-564 Kemp Road and 480 Winston Road.
4. Public Meeting
   
a) 10 Windward Drive
   Prior to the Planning and Development meeting there was a Public Meeting regarding 10 Windward Drive.

5. Reports
   
a) Report P.A. 17-01, 26Z-16-1603, 10 Windward Drive
   Committee Members had a discussion regarding the proposal for two units at 18 stories and 14 stories and the varying of the heights of the two buildings. Comments were expressed regarding shadowing, emergency response, commercial uses and the orientation and streetscape of Windward Drive.

      PD-17-1
      Moved by Member J. Gillepsie; Seconded by Alderman M. Seaborn;
      That Report P.A. 17-01, regarding Zoning Amendment application by Rosebay Construction Inc. at 10 Windward Drive, be received and that the application be approved.
      Further, that the draft by-law attached to the report as Appendix ‘A’ be passed subject to:
      a) the Town agreeing with the applicant to the nature and extent of the community benefit(s) that is to be given in exchange for the increase in building height;
      b) the community benefit being included in the by-law; and
      c) the holding provisions be removed.

          CARRIED

      PD-17-2
      Moved by Alderman D. Wilson; Seconded by Member K. Agnew;
      That the Planning and Development Committee meeting be extended beyond 11:00 p.m.

          CARRIED

b) Report P.A. 17-02, Planning Application Fee Increases

      PD-17-3
      Moved by Alderman D. Wilson; Seconded by Alderman J.
That Report P.A. 17-02 regarding Planning Application Fees be received, and that the revised fee schedule attached as Appendix "A" be approved, and a by-law be passed implementing the revised rates effective January 19, 2017.

CARRIED

c) Report D.B.E. 17-1
Building Department Staffing
The Director of Building & By-law presented Report DBE 17-1.

PD-17-4
Moved by Alderman D. Wilson; Seconded by Member K. Agnew;
Resolved that Report DBE-17-1 regarding Building Department Staffing be received and that the position of Building Inspector/Deputy Chief Building Official be forwarded to Administration and Finance for consideration in the upcoming 2017 budget process.

CARRIED

d) Report D.B.E. 17-2
Clean Yards By-Law
The Director of Building & By-law presented Report DBE 17-2 and the recommendations contained therein.

PD-17-5
Moved by Alderman J. Johnston; Seconded by Member K. Agnew;
Resolved that Report DBE-17-2, dated January 10, be received and that the Clean Yards By-Law be forwarded to Council for approval.

CARRIED

6. Correspondence

a) E-Mail from Dorothy Bothwell - Section 37 Height Bonusing – received – Alderman DiFlavio agreed with the comments that a procedural guideline for height bonussing was needed.
7. **Adjournment**

There being no further business the meeting adjourned at 11:18 p.m.

Alderman N. DiFlavio  
M. Seaman, Director of Planning
The Corporation of the Town of Grimsby

Public Works Committee Meeting Minutes

Town Hall, Lakeside Room

160 Livingston Avenue

January 11, 2017

Present: Alderman S. Berry, Chair
Alderman D. Kadwell
Alderman J. Dunstall
Alderman N. DiFlavio
Mayor R.N. Bentley

Staff: Director of Public Works, R. LeRoux
EHS Compliance Manager, B. Wartman

1. **Call to Order**
The Public Works Committee Meeting was called to order at 4:30 p.m.

2. **Disclosure of Interest**
None declared.

3. **Reports**
   a) DPW17-01 - Release of Holdback for Contract PWC15-02-320005 - Sidewalk Construction & Replacement Spot Repairs
   
   **PW17-1**

   Moved by Alderman John Dunstall; Seconded by Alderman D. Kadwell;

   Resolved that the Public Works Committee recommends the approval of Report DPW17-01 dated January 3, 2017, regarding Release of Construction Lien Holdback for contract PWC15-02-320005 Sidewalk Construction & Replacement Spot Repairs be received and that the Director be authorized to release the 10%
Public Works Committee January 11, 2017

Construction Lien in the amount of $10,266.30 plus HST to Sacco Construction Limited and further that $2,877.36, plus HST be retained to guarantee works for the one year maintenance period and upon satisfactory rectification of any deficiencies the Director be authorized to release the $2,877.36 plus HST after September 30, 2017.

CARRIED

b) DPW17-02 - Noise Attenuation Walls for the Turbine/Cogen Station and the Outdoor Rink Ice Chiller Equipment

PW17-2
Moved by Mayor R.N. Bentley; Seconded by Alderman J. Dunstall; Resolved that the Public Works Committee recommends that Report DPW17-02 dated January 3, 2017 regarding the Noise Attenuation Walls for the Turbine/Cogen Station and the Outdoor Rink Ice Chiller Equipment be received and that the low quotation provided by Peninsula Construction Inc. in the total amount of $100,000 plus tax be approved.

CARRIED

c) DPW17-03 - Release of Holdbacks - PWC16-06-440035 - 2016 Capital Watermain Rehabilitation

PW17-3
Moved by Mayor R.N. Bentley; Seconded by Alderman J. Dunstall; Resolved that the Public Works Committee recommends approval of Report DPW17-03 dated January 6, 2017, regarding the release of the 10% Construction Lien Holdback, and the 2% One-Year Maintenance Holdback – Contract PWC16-06-440035, 2016 Capital Watermain Rehabilitation be received, and that the Director be authorized to release the 10% Construction Lien Holdback in the amount of $141,444.05 (Excluding HST) and further upon satisfactorily rectifying all deficiencies, release the 2% One-Year Maintenance Holdback in the amount of $25,044.35 (Excluding HST) when due on October 27, 2017 to Nexterra Substructures Inc.

CARRIED
4. **Correspondence**
   
a) **2017 Ride to Conquer Cancer - June 10, 2017**
   
   **PW17-4**
   
   Moved by Alderman D. Kadwell; Seconded by Mayor R.N. Bentley;
   
   Resolved that Public Works Committee recommends that the Enbridge Ride to Conquer Cancer on Saturday, June 10, 2017 on Park Road, Elm Tree Road and Ridge Road West be approved subject to all required and applicable documentation, insurance, permits and notices are received prior to the event.
   
   **CARRIED**

5. **Other Business**
   
   None discussed.

6. **Next Meeting**
   
   The next scheduled Public Works Committee Meeting will be held **Tuesday, February 14, 2017 at 4:00 p.m.** in the Town Hall Offices, Lakeside Room.

7. **Adjournment**
   
   The Public Works Committee Meeting was adjourned.

   ____________________________
   Alderman S. Berry, Chair

   ____________________________
   R. LeRoux, Director of Public Works
TO: Mayor Bentley, and Members Council
FROM: Walter Basic, Senior Planner
RE: Site Plan Application – LJM Developments, 560 North Service Road
DATE: January 13, 2017

On December 19, 2016, Council passed Resolution Number C-16-279 which stated the following:

"Resolved that Report PA 16-43, regarding applications to amend the Official Plan and Zoning By-law by LJM Developments (Grimsby) Inc., 560 North Service Road is received and that the applications are approved. Further, the zoning by-law amendment shall specify which facilities, services or matters will be given in exchange for the increase in the height of the development that is otherwise permitted by the by-law."

Please note that the amending by-law to approve the development is on the agenda for the January 16, 2017 Council meeting (By-law 17-07). At the Planning and Development Committed meeting of December 13, 2016, it was noted that the applicant has offered $200,000 as the "community benefit" in exchange for the increase in the height of the development that is otherwise permitted by the by-law. The amending by-law (17-07) is being brought forward for Council's consideration that includes a clause that states the following:

"2. Pursuant to Section 37 of the Planning Act whereby the council of a local municipality may, in a by-law passed under section 34, authorize increases in the height and density of development otherwise permitted by the by-law that will be permitted in return for the provision of such facilities, services or matters as are set out in the by-law, the increase in height authorized by clause 1 a) of this by-law shall be subject to the provision of the following:

a) A payment of $200,000 which will be spent in a manner determined by Council following consultation with the immediate community.”

It should be noted that, at the Planning and Development Committee meeting of January 10, 2017, the Committee, in response to a letter from a constituent regarding the Town's practice of dealing with "community benefits", verbally directed Planning staff to investigate the Town's policy, regulation and procedure going forward.

[Signature]
Walter Basic
Senior Planner
PLANNING DEPARTMENT
MEMORANDUM

TO: Mayor Bentley and Members of Council
FROM: Michael Seaman, Director of Planning
RE: Façade Grants for 22 and 24 Main Street West
DATE: January 16, 2017

1.0 Background

Conditional approval for façade grant applications at 22 Main Street West and 24 Main Street West was recommended by the Planning and Development meeting at their November 10, 2015 meeting. These applications had conditions that had to be addressed before entering into the grant agreements.

The applicant addressed the conditions which included the re-submission of a design to the satisfaction of the Director of Planning that addressed the comments in the staff reports and the re-submission of new quotes which reflect the new designs as well as a breakdown of the quotes by façade. The Façade Program allows for up to $20,000/ façade in the public realm. The Town’s portion of this being $10,000/ façade.

The applicant has provided quote breakdowns for five public realm facades between the two properties. Each façade is eligible per the program guidelines of up to $20,000 per façade.

The work on the properties has been undertaken. Although the grant agreements had not yet been executed, the applicant had received conditional approval and fulfilled the conditions prior to undertaking the work. The grant agreements represent a formality of finalizing the grant payment procedure.

A summary of the by-laws and their associated grant agreements is as follows:

1. By-Law 17-09: 22 Main Street West, south façade: $44,736 construction value ($10,000 Town portion);
2. By-Law 17-10: 22 Main Street West, east façade: $16,615 construction value ($4,153.75 Town portion);
3. By-Law 17-11: 24 Main Street West, south façade: $50,013 construction value ($10,000 Town portion);
4. By-Law 17-12: 24 Main Street West, east façade: $30,006 construction value ($7,501.50 Town portion); and
5. By-Law 17-13: 24 Main Street West, west façade: $31,100 construction value ($7,775 Town portion).

The above grants represent the only five applications that the Town has received for the Façade Program since November of 2015.
2.0 Summary

The applicant has fulfilled the criteria for entering into the Façade Grant agreements for 22 and 24 Main Street West.

Prepared by: Janice Hogg, MCIP, RPP
Planner I

Approved by: Michael Seaman, MCIP, RPP
Director of Planning
1. **Call to Order**  
The meeting was called to order at 7:00 p.m., Tuesday January 3, 2017 in the Council Chambers.

2. **Disclosure of Interest**  
The Chairperson outlined the procedures of the Committee for all in attendance and asked if any members had any disclosure of interest. No interest was declared.

3. **Minutes**  
Minutes of the Committee of Adjustment meeting December 6, 2016.

   a) Minutes of the Committee of Adjustment Meeting December 6, 2016

   **CA-17-1**  
   Moved by N. Andreychuk; Seconded by P. Settimi; Resolved that the minutes of the Committee of Adjustment meeting of December 6, 2016 be approved as circulated.

   **CARRIED**
4. **Land Consent**

a) **B-01/17; B-02/17 & A-01/17**

Koornneef Adrian, Evelyn, Frederick & Katherine
314 Main Street East
Grimsby Ontario
L3M 1R2

The Committee then considered Submissions B-01/17, B-02/17 and A-01/17 by Koornneef Adrian, Evelyn, Frederick & Katherine namely:

B-01/17 - for consent to convey 7294 square metres of land shown as Part 1 for continued residential use. Parts 2 & 3, being 20.84 hectares of land with frontage on Terrace Drive and Riesling Street, is to be retained for future residential development and continued agricultural use.

B-02/17 - for consent to convey a 18.70 hectares of land shown as Part 3 continued agricultural use. Part 2, being 2.148 hectares of land with frontage on Riesling Street is to be retained for future residential development.

A-01/17 - to legalize new lot areas for Part 1 being 7294 square metres, Part 2 being 2.148 hectares, Part 3 being 18.70 hectares and new lot frontages for Parts 2 & 3 being 20 metres as the result of proposed consent to sever applications (B-01, 02/17) in a Neighbourhood Development (ND) Zone at #314 main Street East, Grimsby.

The Secretary filed an Affidavit with respect to the foregoing application pursuant to Section 7, Ontario Regulation #787/80.

Correspondence was received from:
Town Planning Department - No objections, conditions noted.
Region of Niagara - No objections, conditions noted.
Niagara Escarpment Commission - No objections, conditions noted.
Niagara Peninsula Conservation Authority - No objections, conditions noted

Mr. Leo Rosetto, authorized agent for the owner, appeared before the Committee to support the applications and stated that he has conditionally purchased the property to develop Part 2 for residential uses upon receipt of all necessary re-zoning and all other approvals which should take a couple of years. The current owner will retain Part 1 and Part 3 for the existing agricultural and open space as it has been for many years.

Mr. Brian Cleer of Lawrence Avenue questioned the access for the proposed Part 3.

Mr. Walter Spoja of Lawrence Avenue questioned the use of Part 3 and the suitability of the access.

Mr. Steve Metelsky of Riesling Street questioned the location of the drainage ditch.

Mr. David Manuel of Golf Woods Drive questioned the potential for development on Part 3 similar to the proposal south of Golf Woods Drive.

CA-17-2
Moved by N. Andreychuk; Seconded by P. Settimi;
Resolved that Submission B-01/17 by Koornneef Adrian, Evelyn, Frederick & Katherine for consent to convey be granted as per the Notice of Decision.

CARRIED

CA-17-3
Moved by P. Settimi; Seconded by N. Andreychuk;
Resolved that Submission B-02/17 by Koornneef Adrian, Evelyn, Frederick & Katherine for consent to convey be granted as per the Notice of Decision.

CARRIED
Committee of Adjustment January 3, 2017

CA-17-4
Moved by P. Settimi; Seconded by N. Andreychuk;
Resolved that Submission A-01/17 by Koornneef Adrian, Evelyn, Frederick & Katherine to legalize new lot areas for Part 1 being 7294 square metres, Part 2 being 2.148 hectares, Part 3 being 18.70 hectares and new lot frontages for Parts 2 & 3 being 20 metres as the result of proposed consent to sever applications (B-01, 02/17) in a Neighbourhood Development (ND) Zone at #314 Main Street East, Grimsby be granted for the following reasons:

1. The Variance is minor in nature.

2. The intent of the Official Plan and Zoning By-law is maintained.

3. The proposal is desirable for the appropriate development of the land.

CARRIED

5. Travel Expenses

a) The Secretary/Treasure outlined the 2016 travel expenses report.

CA-17-5
Moved by K. Antonides; Seconded by P. Settimi;
Resolved that the Secretary Treasurer be authorized to pay travelling expenses for 2016 to members of the Committee of Adjustment in the total amount of $2501.28 detailed in Secretary-Treasurers Report CA-17-1 dated January 3, 2017.

CARRIED

6. Adjournment
January 4, 2017

Mayor Bentley
Town of Grimsby
160 Livingston Avenue
Grimsby, ON
L3M 4G3

Dear Mayor Bentley:

We are pleased to announce the fifteenth year of the T. Roy Adams Humanitarian of the Year Award. The award honours the memory of the late T. Roy Adams and will be presented annually to a current resident of Niagara who best exemplifies his values and dedication to community service; a person who sees volunteerism as an integral part of their life.

We want to reach as many potential nominees as possible and encourage you to announce this award information at your next council meeting. A Nomination Kit is attached for your information that includes the eligibility criteria, nomination procedures and biography. Nominations are to be submitted to the Clerk’s Office by March 31, 2017.

Thank you for your assistance.

Sincerely,

Ralph Walton
Regional Clerk

Attach.
T. ROY ADAMS HUMANITARIAN OF THE YEAR AWARD

T. Roy Adams was an eminent Niagaran, well known throughout the Region, Canada, and abroad for his service to God, his country and his fellow citizens.

In memory of the late Councillor T. Roy Adams, Niagara Region initiated a memorial award in 2003 in his name to honour a resident of Niagara who best exemplifies Roy’s values and dedication to community service; a person who sees volunteerism as an integral part of their life.

Eligibility Guideline:
- a current resident of Niagara
- evidence that the spirit of volunteerism and community service plays an integral part of the individual’s life
- a person whose community service has involved the citizens of Niagara

Nomination Process:

A nominee for the T. Roy Adams Humanitarian Award may be sponsored by:
- an organization, or
- two individuals – a sponsor and one co-sponsor not related to the nominee

The nomination must include the following information:
- the completed Nomination Form
- a detailed description, approximately two pages in length, that highlights the nominee’s lifetime of community service and volunteerism (see Evaluation Matrix for criteria)
- an explanation as to why the sponsors feel the nominee deserves to be recognized with this award
- in addition, letters of support may be included

Nominees will remain eligible for three (3) years. For applications made for this year, the three (3) runners up will automatically be forwarded to the next two (2) years. Active politicians and active regional staff are not eligible. Candidates will not be considered posthumously.

Selection Process

A Committee comprised of Regional Councillors, Regional Staff and one member of the community will review the nominations and select the recipient. (see Evaluation Matrix)

The award will be presented at the Regional Council meeting in July. The recipient’s name will also be engraved on the commemorative plaque which is displayed in the lobby of the Regional Headquarters Building.

Nomination Form

Nominations can be submitted by e-mail to sharon.mcnames@niagararegion.ca, online at www.niagararegion.ca or mailed to: Regional Clerk, Niagara Region, 1815 Sir Isaac Brock Way, Thorold, Ontario L2V 4T7

Deadline for submitting nominations is March 31, 2017

More Information or a Nomination Kit:
Call Sharon McNames at (905) 685-4225, Ext. 3224, or visit the Regional Clerk’s Office.
T. Roy Adams Biography

Thomas 'Roy' Adams was born and raised in St. Catharines, the second eldest of 10 children (seven boys and three girls). Born to parents who encouraged their children to serve the Lord, Roy committed his life to service through the Salvation Army. He served as a leader of the youth (Sunday School Teacher, Young People's Sergeant Major, Young People's Band Leader, and Chairman of the Group Committee of the Boy Scouts) and through adult ministries (Songster Leader and Deputy Bandmaster). When not in active leadership, his steady participation in the music ministries exemplified the faithfulness of his purpose.

Roy enlisted in the Lincoln and Welland Regiment in June 1940, served overseas and was honourably discharged in 1945. He remained a member of the Regimental Association, and was Director for 3 years, and President until his death. He also was a member of the Royal Canadian Legion, and enjoyed planning, organizing and arranging charter flights to Holland, as well as annual reunions, for many years.

Roy was employed by Foster Wheeler for more than 20 years in various capacities, including personnel supervisor. In 1972 he joined ARC Industries as workshop director and was then appointed Executive Director of the St. Catharines Association for the Mentally Retarded. He was elected Mayor of the City of St. Catharines in 1976 and served in that capacity for 9 years, and served on Regional Council from 1988 until 2002. During Roy's terms on Regional Council, he was a member of several standing committees, served as Chair of the Community and Health Services Committee for many years, and Chair of the Police Services Board.

Roy was actively involved in many organizations including: the Association of Municipalities of Ontario; the St. Catharines General Hospital Board of Governors; the Niagara District Health Council, Executive Committee; the Niagara Rehabilitation Centre; the St. Catharines Hydro Electric Commission; the St. Catharines South Rotary Club; the Christian Business Men, St. Catharines; President, Canadian Bible Society, St. Catharines; President, Probus Club, St. Catharines and District; Christian Connections; the Lincoln and Welland Regiment Band; the Thorold Reed Band; the Niagara Falls Concert Band; the Port Colborne Band; the Clown Band/Hungry Seven; and the Bandmaster/Director of Holland's Glorie Band.

Roy believed that "every person matters", and had a sincere interest in people, particularly those less fortunate, whether because of disability or misfortune. He was a man respected for his service and dedication to the people of St. Catharines, Niagara Region, and the country.
T. ROY ADAMS HUMANITARIAN OF THE YEAR AWARD
2017 NOMINATION FORM

NOMINEE
Surname: ________________________ Given Name(s): ________________________
Occupation: ____________________ Phone: ________________________
Address: ________________________

SPONSORS
A nominee for the T. Roy Adams Humanitarian of the Year Award may be sponsored by an organization, OR two individuals - a sponsor and a co-sponsor, not related to the nominee. Nominees will remain eligible for three (3) years. For applications made for this year, the three (3) runners up will automatically be forwarded to the next 2 years.

ORGANIZATION:
Corporate Address: ________________________

Contact Person: Surname: ________________________ Given Name: ________________________
E-mail: ________________________ Phone: ________________________

INDIVIDUALS
Sponsor (Contact Person): Surname: ________________________ Given Name: ________________________
Address: ________________________

E-mail: ________________________ Phone: ________________________
Co-Sponsor: Surname: ________________________ Given Name: ________________________
Address: ________________________

E-mail: ________________________ Phone: ________________________

The nomination must include the following information:
• the completed Nomination Form
• a detailed description, approximately two pages in length, that highlights the nominee's lifetime of community service and volunteerism (see Evaluation Matrix for criteria)
• an explanation as to why the sponsors feel the nominee deserves to be recognized with this award
• in addition, letters of support may be included

All nominations will be kept Confidential
The deadline for nominations is March 31, 2017

This information is collected under the authority of the Municipal Freedom of Information and Protection of Privacy Act for the purpose of administering the T. Roy Adams Humanitarian of the Year Award. Any questions relating to the collection of personal information may be directed to Else Khoury, Manager of Records and Information Services, at (905) 685-1571, ext 3741.
<table>
<thead>
<tr>
<th>Comparative Candidate Evaluation Criteria</th>
<th>Explanation of Criteria</th>
<th>Weight (%)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Quality of the ‘humanitarian’ service</td>
<td>Is it truly humanitarian?</td>
<td>20</td>
</tr>
<tr>
<td>Scope of Humanitarian Impact</td>
<td>Who does it affect?</td>
<td>16</td>
</tr>
<tr>
<td>Personal commitment/ sacrifice (time, cost)</td>
<td>What is the degree of sacrifice/commitment (e.g. time commitment)?</td>
<td>16</td>
</tr>
<tr>
<td>Need for the community service</td>
<td>What is the community demand?</td>
<td>14</td>
</tr>
<tr>
<td>New, unique initiative/idea</td>
<td>Is it a common/ubiquitous community service?</td>
<td>12</td>
</tr>
<tr>
<td>Niagara benefit</td>
<td>Is it region-wide or strictly local?</td>
<td>10</td>
</tr>
<tr>
<td>Extent of volunteer/professional capacity</td>
<td>Is it an extension of the nominee’s current job (remuneration)?</td>
<td>8</td>
</tr>
<tr>
<td>References</td>
<td>What is the relative quality &amp; content of submission through additional support information?</td>
<td>4</td>
</tr>
</tbody>
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**Total Weighted Scores:** 100
Town and City Clerks of the Niagara Local Area Municipalities (LAM): agenda item for municipal council.

Re: NPCA Board Selection Process and Direction from Minister of MNRF

The events of the past year have revealed a collapse of confidence in the NPCA Board and in the governance of the organization. On June 9, 2016, Regional Council rejected a call for an independent forensic audit of the NPCA. Nevertheless, beginning with St. Catharines on Dec. 6, 2016, eight Niagara municipal councils have passed resolutions calling for such an audit (although Wainfleet and Niagara Falls have asked the NPCA itself to select the auditor).

Regional Council is clearly at odds with its own municipalities on the issue of the NPCA. At issue is the make-up of the NPCA Board, eleven of whose members are regional councillors, and the current appointment process, by which Niagara Region makes the appointments on behalf of the local area municipalities,* with the notable exception of Thorold.

In her response of December 28, to the call for the province to step in to order a forensic audit of the NPCA, Minister McGarry, in addition to stating that the government lacks the jurisdictional authority under the Conservation Authorities Act, made this statement: "...The province oversees the policy relating to the conservation authorities but it is municipalities like you, who have the sole authority to appoint the boards." (Italics mine).

It seems that Minister McGarry is calling on Niagara’s local area municipalities to take a more active part in the selection of their NPCA Board members, and that she suggests that it is within their authority to do so.

Therefore, one way forward might be to change the current process, one which is not mandated by either provincial nor municipal regulation, but is, in the Region’s own words, simply “past practice”. I note that, conversely, the practice of other two-tier councils in making appointments to their Conservation Authority’s Board gives authority to the lower tier municipality to propose members for its Conservation Authority’s Board.** This process gives more agency to the local municipality, and provides for broader democratic participation, since community residents with appropriate education, experience and a demonstrated concern and interest in conservation and environmental issues may thus be considered for appointment.

I therefore propose that each Niagara local municipality do the following:

1. Inform Niagara Regional Council and the NPCA Board that their municipality is recalling its representative on the NPCA Board;
2. Hold an open and democratic selection process to determine who among its residents and/or elected council members is best suited by education and relevant experience to sit on the Conservation Authority Board for the balance of the current electoral term;
3. Once the above process has been completed, ask Regional Council to approve the municipality’s appointment so that he or she may then assume her/his seat on the NPCA Board.

My intent in submitting this request is that this proposal will be received and debated at each of the twelve municipalities in Niagara - irrespective of any other discussions, past or future, regarding appeals for audits etc.

Further, each individual councilor in each municipality can expect to be contacted seeking their support to have this matter debated at a council meeting in the very near future.

Sincerely,

Donna Cridland
Wainfleet
289-690-5253
* For the NPCA, the Board of Directors consists of the following representation from the three (3) participating municipalities: 12 Members from the Region of Niagara, 2 Members from the City of Hamilton, and 1 Member from Haldimand County.

The Councils of each of the respective participating municipalities has the responsibility to appoint their Members. At the end of the respective appointed terms, the NPCA formally requests each participating municipality to appoint their members.

For Niagara Region, the responsibility of appointing members belongs to their regional council. The past practice of the regional council has been to offer a single appointment from each of their twelve local municipalities, in the following order:

1. The appointment is offered to the Regional Councillor or the Mayor of the local municipality:
   a. For St. Catharines, the offer is made to the 6 Regional Councillors and the Mayor. In the event there is more than one elected representative that seeks the appointment, the regional council will vote on the representative that will be appointed;
   b. For Niagara Falls, the offer is made to the 3 Regional Councillors and the Mayor. In the event there is more than one elected representative that seeks the appointment, the regional council will vote on the representative that will be appointed;
   c. For Welland, the offer is made to the 2 Regional Councillors and the Mayor. In the event there is more than one elected representative that seeks the appointment, the regional council will vote on the representative that will be appointed;
   d. For Fort Erie, Grimsby, Lincoln, Niagara-on-the-Lake, Pelham, Port Colborne, and Thorold, the offer is made to the Regional Councillor and the Mayor respectively. In the event there is more than one elected representative that seeks the appointment, the regional council will vote on the representative that will be appointed from each of the respective local municipalities;
   e. For Wainfleet and West Lincoln, the offer is respectively made to each Mayor.

2. If neither a Regional Councillor nor the Mayor seeks the appointment from a respective local municipality, the regional council contacts the local municipality for a recommendation. In the past, upon being notified of a recommendation by the regional municipality, the local municipality has selected an elected member from their council. The local councillor is then recommended to the regional council for approval, and the appointment is made.

3. If no elected member of the local council seeks the appointment, the council selects a citizen residing in their local municipality. The citizen is then recommended to the regional council for approval, and the appointment is made.

For the City of Hamilton, it has been the past practice of their city council to advertise NPCA appointments on the city's website and local media. Citizens apply for the appointment via an application form. If more than two citizens apply, the council's selection committee interviews the candidates and makes recommendations to city council. Upon receiving the recommendations, city council approves the recommendations and the appointment is made.

For Haldimand County, it has been the past practice of their county council to select an elected representative to be appointed.

** For example, the Upper Thames River Conservation Authority:
http://thamesriver.on.ca/about-us/boardofdirectors/
December 8, 2016

Mayor Jeffs
Township of Wainfleet

Sent via email: ajeffs@wainfleet.ca

Dear Mayor Jeffs:

We acknowledge receipt of the resolution passed by the Township of Wainfleet Council at its December 6, 2016, meeting.

The motion that passed stated:

"That, Wainfleet Town Council request the NPCA Board to consider obtaining an independent third party audit, such as a value-for-money audit and/or forensic audit, above and beyond their annual financial audits."

I thank Mayor April Jeffs for her leadership in recognizing the proper process to prompt action on this matter by bringing a request directly to the NPCA Board. We, at the Board and staff level, are all interested in continuous improvement and welcome an open dialogue toward bettering our organization. I look forward to discussing this matter at our earliest opportunity, which is our January 18, 2017, Board of Directors meeting.

I take great pride in the high level of transparency and accountability that has already been achieved by the NPCA. We believe in fair and reasonable processes that embrace extensive public consultation. We have engaged our community in several projects this year, including; Welland River Flood Plain Mapping, Living Landscape Policy Review, Cave Springs Management Plan, and the Lakefront Conservation Areas Master Plan. We have also made our Audited Financial Statements, Annual Reports, Quarterly Reports, and Board Meeting videos available on our website.

We remain committed to hearing the concerns of our community. I believe that consideration of this matter will further our transparency and accountability. You may rest assured that the consideration of a third party value-for-money and/or forensic audit will be addressed by our Board now that a direct request has been received.
Sincerely,

D. Bruce Timms,
Chair, Niagara Peninsula Conservation Authority

NPCA Board of Directors:
Councillor, Bruce Timms (Chair, St. Catharines)
Councillor, Sandy Annunziata (Vice-Chair, Fort Erie)
Councillor, Brian Baty (Pelham)
J. Stewart Beattie (Hamilton)
Mayor, Frank Campion (Welland)
Lord Mayor, Patrick Darte (Niagara-on-the-Lake)
Dominic DiFruscio (Thorold)
Mayor, Jim Diodati (Niagara Falls)
Councillor, Bill Hodgson (Lincoln)
Mayor, April Jeffs (Wainfleet)
Mayor, Douglas Joyner (West Lincoln)
James Kasperstecz (Hamilton)
Mayor John Maloney (Port Colborne)
Councillor, Tony Quirk (Grimsby)
Councillor, Rob Shirton (Haldimand)

cc: Honourable Kathleen Wynne; Premier of Ontario
    Kathryn McGarry; Minister of Natural Resources & Forestry
    Bonnie Lysyk; Auditor General of Ontario
    MPP Jim Bradley;
    MPP Wayne Gates
    MPP Cindy Forster
    MPP Sam Oosterhoff
    Regional Municipality of Niagara Council
    City of Fort Erie Council
    Township of Grimsby Council
    Township of Lincoln Council
    City of Niagara Falls Council
    Township of Niagara-on-the-Lake Council
    Township of Pelham Council
    City of Port Colborne Council
    City of St. Catharines Council
    City of Thorold Council
    City of Welland Council
    Township of West Lincoln Council
    City of Hamilton Council
    Haldimand County Council
    Niagara Peninsula Conservation Authority Board of Directors
January 9, 2017

Mayor J. Diodati
City of Niagara Falls

Sent via email: jdiodati@niagarafalls.ca

Dear Mayor Diodati:

We acknowledge receipt of the resolution passed by the City of Niagara Falls Council at its December 13, 2016, meeting.

The motion that passed stated:

"That Niagara Falls City Council requests that the Niagara Peninsula Conservation Authority (NPCA) Board consider obtaining an independent third party audit, such as a value-for-money audit and/or forensic audit, above and beyond their annual financial audits."

We thank the City of Niagara Falls Council for bringing this request directly to the NPCA Board and for recognizing the appropriate steps required to initiate action in this matter. You may rest assured that the consideration of a third party value-for-money and/or forensic audit will be addressed at our next Board of Directors meeting, which is scheduled for January 18, 2017.

We believe in fair and reasonable processes that embrace extensive public consultation and as such, have engaged our community in several projects in 2016, including; Welland River Flood Plain Mapping, Living Landscape Policy Review, Cave Springs Management Plan, and the Lakefront Conservation Areas Master Plan.

I take great pride in the high level of transparency and accountability that has already been achieved by the NPCA including the livestreaming of our board meetings since March 2016, the Audited Financial Statements, Annual Reports, Quarterly Reports, and the last 10 years of monthly Minutes and Agendas. These resources and more are available to the public on our website. Further, in 2015, the contact information for all board members was made available to the public through our website should anyone in the community want to engage their municipal representative on NPCA matters.
The NPCA Board and staff collectively, are interested in the continuous improvement of this Organization and remain committed to hearing the concerns of our community. I believe that consideration of this matter will further our transparency and accountability.

Sincerely,

D. Bruce Timms,
Chair, Niagara Peninsula Conservation Authority

NPCA Board of Directors:
Councillor, Bruce Timms (Chair, St. Catharines)
Councillor, Sandy Annunziata (Vice-Chair, Fort Erie)
Councillor, Brian Baty (Pelham)
J. Stewart Beattie (Hamilton)
Mayor, Frank Campion (Welland)
Lord Mayor, Patrick Darte (Niagara-on-the-Lake)
Dominic DiFruscio (Thorold)
Mayor, Jim Diodati (Niagara Falls)
Councillor, Bill Hodgson (Lincoln)
Mayor, April Jeffs (Wainfleet)
Mayor, Douglas Joyner (West Lincoln)
James Kasperstez (Hamilton)
Mayor John Maloney (Port Colborne)
Councillor, Tony Quirk (Grimsby)
Councillor, Rob Shirton (Haldimand)

cc: Honourable Kathleen Wynne; Premier of Ontario
    Kathryn McGarry; Minister of Natural Resources & Forestry
    Bonnie Lysyk; Auditor General of Ontario
    MPP Jim Bradley;
    MPP Wayne Gates
    MPP Cindy Forster
    MPP Sam Oosterhoff
    Regional Municipality of Niagara Council
    City of Fort Erie Council
    Township of Grimsby Council
    Township of Lincoln Council
    City of Niagara Falls Council
    Township of Niagara-on-the-Lake Council
    Township of Pelham Council
    City of Port Colborne Council
    City of St. Catharines Council
    City of Thorold Council
    City of Welland Council
    Township of West Lincoln Council
    City of Hamilton Council
    Haldimand County Council
    Niagara Peninsula Conservation Authority Board of Directors
December 9, 2016

Great Lakes and St. Lawrence Cities Initiative
20 North Wacker Drive, Suite 2700
Chicago, Illinois, USA
60606

Attention: David A. Ullrich, Executive Director

Dear Mr. Ullrich:

Re: December 6, 2016 – WELLAND CITY COUNCIL

At its meeting of December 6, 2016, Welland City Council passed the following motion:

"THAT THE COUNCIL OF THE CITY OF WELLAND affirms its commitment to the protection of our water resources by calling on the Governors of Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania and Wisconsin, and their representatives on the Compact Council to reconsider their Final Decision to approve the Waukesha Application; and

THAT Welland City Council supports challenges by the Great Lakes and St. Lawrence Cities Initiative to the Compact Council’s approval of the Waukesha Application under procedures adopted by the Compact Council, which may include requesting a hearing and initiating judicial review of the Final Decision; and further

THAT Welland City Council urges the Governors and Premiers of the Regional Body and Compact Council, consistent with good public policy, to reverse its approval of the Waukesha diversion application and ensure that the provisions of the Compact are strictly applied in this and any future application in order to protect the finite water resources of the Great Lakes and St. Lawrence River Basin."

Yours truly,

[Signature]
Tara Stephens
City Clerk

TS:kl

c.c.: Mr. Vance Badawey, M.P.
Ms. Cindy Forster, M.P.P.
Area Municipalities
December 22, 2016

Kathleen Wynne, Premier
Legislative Building
Queens Park
Toronto, ON M7A 1A1

Attention: Kathleen Wynne, Premier

Dear Ms. Wynne

Re: December 20, 2016 – WELLAND CITY COUNCIL

At its meeting of December 20, 2016, Welland City Council passed the following motion:

“THAT THE COUNCIL OF THE CITY OF WELLAND requests the Premier of Ontario reconsiders the Election Modernization Changes, and further

THAT Welland City Council requests a copy of this resolution be submitted to all area municipalities, Associations of Municipalities Ontario (AMO), and Federation of Canadian Municipalities (FCM).”

Yours truly,

COPY

Tara Stephens
City Clerk
TS:kl

c.c.: Area Municipalities
Association of Municipalities of Ontario
Federation of Canadian Municipalities

Bridging the past, present and future
December 22, 2016

Association of Municipalities of Ontario
200 University Ave., Suite 801
Toronto, ON M5H 3C6

Attention: Ms. Lynn Dollin, President

Dear Ms. Dollin

Re: December 20, 2016 – WELLAND CITY COUNCIL

At its meeting of December 20, 2016, Welland City Council passed the following motion:

"THAT THE COUNCIL OF THE CITY OF WELLAND calls on the federal government to provide long-term, predictable, and formula-based funding in its Phase 2 programs for municipal governments; and further

THAT Welland City Council calls on the federal government to change incremental requirements in Phase 2 to recognize in Ontario that a municipal government asset management plan meets a municipal incremental infrastructure requirement."

Yours truly,

Tara Stephens
City Clerk

TS:kl

c.c.: Area Municipalities
The Corporation of the Town of Grimsby

By-law 17-01

A By-law to amend Parking and Administrative By-law 16-82
of the Town of Grimsby

Whereas the Council of the Town of Grimsby deems it expedient to amend
By-law 16-82 being a By-law to regulate stopping, standing and parking of
vehicles on roads in the Town;

And further that section 6.06 be amended to include 01-58;

And further that Schedule “A” of By-law 16-82 be amended by removing
sections:

6. A person’s right to request an extension of time expires if it has not
been exercised within the time limit set out in Section 8 at which
time;
And replaced with:
6. A person’s right to request an extension of time expires if it has not
been exercised within the time limit set out in Section 5 at which
time;

Removing section:
8. A review or request for an extension of time for review shall only be
scheduled by the Town if the person has exercised his or her right to
request a review or an extension for review within the time limits set
out in sections 8.
And replaced with:
8. A review or request for an extension of time for review shall only be
scheduled by the Town if the person has exercised his or her right to
request a review or an extension for review within the time limits set
out in sections 5 and 6.

1. That all other Sections of By-law 16-82 shall be deemed to remain in force.

2. That this By-law shall take effect at such time as properly worded signs
have been erected and are on display.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

___________________________
R.N. Bentley, Mayor

___________________________
H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-02

A By-law to appoint a Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer for the Town of Grimsby

Whereas Section 15 (1) of the Police Services Act, R.S.O. 1990, Chapter P.15, a Council may appoint Municipal Law Enforcement Officers for the enforcement of the by-laws of the municipality;

And whereas under By-law 84-26 of the Town of Grimsby, as amended, the Council may appoint an assistant to the Property Standards Officer;

And whereas under By-law 16-82 of the Town of Grimsby, as amended, the Council may appoint a Screening Officer.

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

1. That Chris Nokes is hereby appointed to be Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer for the Town of Grimsby under the direction of the Chief Building Official.

2. That the powers and duties of the said Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer shall be as set out in the said Acts and Regulations thereto and the by-laws for the Town of Grimsby.

3. That the salary, allowances and remuneration payable to the said Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer shall be fixed and set by Council from time to time.

4. That the term of office of the said Municipal Law Enforcement Officer, Property Standards Officer and Screening Officer shall commence on the 2nd day of January 2017.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-03

A By-law respecting litter, yard waste and the maintenance of property for the Town of Grimsby

Whereas Section 11 of the Municipal Act, 2001, S.O. 2001, c.25, as amended, authorized municipalities to pass by-laws for requiring the owner or occupant of land to clean and clear the land, not including buildings, or to clear refuse and debris from the land, not including buildings and to regulate when and how such matters shall be done and to prohibit the depositing of refuse or debris on land without the consent of the owner or occupant of the land and to define “refuse” for the purpose of the by-law;

And whereas Section 128 (1) of the Municipal Act, 2001, S.O. 2001, c.25, as amended, authorizes municipalities to prohibit and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become public nuisances;

And whereas Section 131 of the Municipal Act, 2001, S.O. 2001, C.25, as amended, authorizes municipalities to prohibit and regulate the use of any land for the storage of motor vehicles for the purpose of wrecking or dismantling them or salvaging parts from them for sale or other disposition;

And whereas Section 446 of the Municipal Act, 2001, S.O. 2001, c25, as amended, authorizes municipalities to direct that where an owner has defaulted, the municipality may have the default remedied at the owner’s expense and add the cost to the tax roll and the municipality may recover the expense incurred by adding the cost to the tax roll and collecting them in the same manner as property taxes;

And whereas Council desires to pass a by-law:

1) for the maintenance of yards by owners and occupants;
2) prohibiting the keeping of domestic and industrial waste on lands;
3) prohibiting littering on public and private land;
4) regulating the salvage of motor vehicles and their components with the intent of promoting proper recycling and reuse of resources, the limiting of waste and wasteful practices, the limiting or eliminating of nuisances, particularly from waste and naturalized areas to other properties in the municipality and the limiting and eliminating of other unhealthy practices and conditions arising from litter, refuse or neglect.

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

Section 1 - General Provisions

1.1 Short Title
1.1.1 This By-law shall be known as the “Clean Yards By-law”.

1.2 - Definitions
1.2.1 In this By-law:
   1. “Agricultural operation” means an agricultural operation as defined by the Farm and Food Protection Act”;

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2. “Town” means the Corporation of the Town of Grimsby or the geographical area of the municipality, as the context requires;

3. “Chief building official” means the Chief Building Official appointed by Council under the Building Code Act, S.O. 1992, c.23 as amended, or the person who is appointed to act in that capacity during his or her absence;

4. “Domestic waste” means any debris, rubbish, refuse, sewage, effluent, discard, or garbage of a type arising from a residence belonging to or associated with a house or residential property, which for greater certainty includes all garbage, discarded material or things, broken or dismantled things, and materials or things exposed to the elements, deteriorating or decaying on a property due to exposure or the weather, and for even greater certainty, it is hereby declared that “domestic waste” includes but is not limited to the following classes of materials regardless of the nature or condition of the material, article or thing:
   a. broken or torn bits of twigs, splinters or rages, tree cuttings or cut limbs and brush from any shrub or tree, waste lumber, except only cut and stacked firewood for use in a fireplace on the property;
   b. paper, paper cartons, and other paper products;
   c. rotting vegetable matter, or rotting animal matter, unless it is contained in an appropriate composting container;
   d. disconnected appliances, including refrigerators, stoves, dishwashers, microwaves, freezers, washers, dryers or any part or parts of such things;
   e. electronic devices, including televisions, computers and related components, radios, amplifying devices, speakers, audio and visual players and any parts of such things;
   f. furnaces or furnace parts, air-conditioners, ducting, pipes, heat pumps, fittings, pipes and wire;
   g. water or fuel tanks;
   h. inoperative vehicles or machinery, inoperative motor vehicles, and parts or accessories of such items;
   i. inoperative bicycles, lawnmowers, engines, and mechanical tools;
   j. accumulations, deposits, leavings or sweepings of litter, remains, rubbish, or trash or any sort, whether animal, mineral or vegetable;
   k. broken or indoor furniture
   l. crockery, dishes, pots and pans, and small kitchen appliances;
   m. sewage;
   n. animal waste product, hides, parts of carcasses other than those arising from industrial businesses legally operation on the land;
   o. construction, demolition, repair or renovation debris or leftover from such work; and
   p. accumulation of broken concrete, asphalt pavement, brick pavers and side walk slabs;

Domestic waste as defined in this By-law does not cease to become domestic waste by reason only that it may be commercially saleable or recyclable.

5. “Indoor furniture” means and includes any furniture intended for and made of such material that would require the furniture be sheltered from the natural elements such as rain and snow and shall include but not be
limited to items such as couches, sofas, love seats, fabric covered chairs and mattresses;

6. “Industrial waste” means debris, rubbish, refuse, sewage, effluent, discard or garbage of a type arising from industrial or commercial operations, or belonging to or associated with industry or commerce or industrial or commercial property, which for greater certainty includes all garbage, discarded material or things, broken or dismantled things, and materials or things exposed to the elements, deteriorating or decaying on the property due to exposure or the weather, and for even greater certainty it is hereby declared that “industrial waste” includes but is not limited to the following classes of material regardless of the nature or condition of the material, article or thing:

   a. debris discarded things or matter, or effluent which in whole or in part are derived from or are constituted from or consist of,
      i. animal or vegetable matter, paper, lumber or wood; or
      ii. mineral, metal or chemicals or fill contaminated with petrochemical or petroleum products;
   b. piles of miscellaneous plastic, wood or metal parts, or combinations of such materials;
   c. automotive parts not packaged for immediate shipment, inoperative vehicles, vehicle parts, inoperative mechanical equipment, mechanical parts, accessories or adjuncts to the vehicles and mechanical equipment not contained in a legal salvage yard;
   d. motor vehicle parts, including tires, wheel rims, engines, body parts, windows, drive train components etc.;
   e. inoperative vehicles or machinery, inoperative vehicles, and parts or accessories of such items;
   f. piping, ducting, tubing, conduits, cable, wire and fittings or related accessories, with or without adjuncts and not packaged for immediate shipment;
   g. material resulting from or as a part of, construction, demolition, repair or renovation projects including debris and leftovers;
   h. rubble or fill;
   i. bones, feathers, hides or other animal parts or carcasses;
   j. sewage;
   k. dust emanating from the operation of the enterprise;
   l. ashes; and
   m. broken bricks, concrete or asphalt.

7. “Inoperative motor vehicle” means and includes any motor vehicle other than a motor vehicle which is currently licensed, and operable and regularly driven by an owner or occupant of the property on which it is stored, unless it is permitted for the operation of a business enterprise lawfully situated on the property;

8. “Inoperative vehicles, machinery, trailers or boats” means such items that are unable to operate as a result of being dismantled, broken or incomplete, decayed or dilapidated, and in particular includes vehicles with missing part(s), wheel(s), tire(s), engine(s), drive train or body components or window(s), unless such item is operable, not dismantled, broken or incomplete, decayed or dilapidated and its use is permitted under the zoning by-law or is necessary for the operation of a business enterprise lawfully situated on the property;
9. “Last known address” means the address, which appears on the last revised assessment rolls of the Corporation of the Town of Grimsby; 
10. “Medical Officer of Health” means the Medical Officer of Health for the Regional Municipality of Niagara; 
11. “Municipally owned land” means property owned or maintained by the Corporation of the Town of Grimsby shown on the last revised assessment roll and shall include all municipal road allowances and rights of way; 
12. “Naturalized area” means land or a portion of lands covered by vegetation which is landscaped and maintained with a variety of flowers or plants, with or without grasses, or left to grow a variety of indigenous plants; 
13. “Occupant” means any person or persons over the age of 18 years in possession of the property; 
14. “Officer” means a Municipal Law Enforcement Officer, a Building Inspector, a Fire Chief, a Deputy Fire Chief, a Fire Prevention Officer or a Health Inspector or other person appointed or employed by the City for enforcement of by-laws and includes both Police and Peace officers; 
15. “Order” means any notice of non-compliance issued under this by-law; 
16. “Owner” means 
   a. the person for the time being managing or receiving the rent of the land or premises in connection with which the word is used, whether on the person’s own account or as an agent or trustee of any other person, or who would so receive the rent if such land or premises were let, and 
   b. a lessee or occupant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property; 
17. “Person” means and includes an individual, firm, corporation, association or partnership and includes an occupant or an owner of a property; 
18. “Property” means any grounds, yard or vacant lands; 
19. “Refuse” means and shall include all manner of waste, debris and sewage as provided for or defined in this by-law but does not include a building or buildings on a property, but does include parts or pieces of such structures on the property that are dismantled or are rubble, or which have become detached from a building, whether by construction, demolition, damage or deterioration and any article, thing, matter, substance or effluent that: 
   a. has been cast aside, discharged or abandoned, or 
   b. is disused from its usual and intended use, or 
   c. is used up, in whole or in part, or expanded or worn out, in whole or in part; and 
   d. shall include domestic waste and industrial waste. 
20. “Regionally owned land” means property owned or maintained by the Regional Municipality of Niagara shown on the last revised assessment roll and shall include all Regional road allowances and rights of way; 
21. “Sewage” means and includes any liquid waste containing human, vegetable, or mineral matter, waste that is in suspension whether domestic or industrial or any other waste whether in suspension or precipitated, but does not include roof water or storm run-off; 
22. “Standing water” means any water on a property other than a natural moving body of water that exists on a permanent bases;
a. a body of water that is maintained in such a way so as to prevent
the breeding of and/or larvae growth of mosquitos, through the
operation of a re-circulation and filtration system and/or the
additive of an approved substance that will prevent the breeding of
and/or larvae growth of mosquitos;
b. any body of water containing live fish;
c. any body of water natural to its surrounding environment
including natural ponds, bogs, marshes and wetlands;
d. any body of water within a municipally owned or regionally
owned storm water management facility;
e. any body of water contained for less than four (4) days.
23. “Turf grass” means ground cover comprised of one or more species of
growing grass with or without trees, shrubbery or maintained planting
beds for other vegetation;
24. “Vacant lands” means lands with no building(s) or having no land uses
established;
25. “Vehicle” means an automobile, motorcycle, motor assisted bicycle,
traction engine, farm tractor or farm machinery, road building machine,
construction vehicle, bulldozer, backhoe, excavator, grader, asphalter,
earth mover, compactor, crane, lift, skid steer, generator, welder, street
car or other vehicle running only upon rails, motorized snow vehicle, off
road vehicle, trailer, boat, bicycle, or any vehicle drawn propelled or
driven by any kind of power, including but not limited to mechanical
power, muscular power or wind power;
26. “Vehicle parts” means and shall include any component or element
whether operable or not, used in the assembly, construction, maintenance
or repair of a vehicle;
27. “Visual barrier” means a barrier that acts as a screen consisting of:
a. a wall or fence;
b. a continuous planting of suitable and healthy trees or shrubs;
c. an earth berm; or
d. any combination of the above.
28. “Water course” means an identifiable depression in the ground in which
a natural flow of water occasionally, regularly or continuously flows,
even if the bed is sometimes dry, and even if the banks are sometimes
overflowed or submerged;
29. “Weed” means a noxious weed designated by or under the Weed Control
Act, R.S.O. 1990, c. W.5, including any weed designated as a local or
noxious weed under a by-law of the Town passed under that Act;
30. “Yard” means land, other than publicly owned land, around and
appurtenant to the whole or part of a building (and used, or capable of
being used in connection with the building) whether or not the land is
owned by the owner of the buildings.

1.3 - Interpretation
1.3.1 In this By-law statutory references are to statutes of Ontario and the
regulations made thereunder and shall be deemed to refer to such statutes
and regulations as amended, consolidated, re-enacted and in force from
time to time.

1.3.2 In this By-law the numbering system shall be referenced in accordance
with the following:
1 section
1.1 subsection
1.1.1 article
1.1.1(1) sentence
1.1.1(1)(a) clause
1.1.1(1)(a)(i) sub clause

1.3.3 This By-law shall be read with all changes of gender and number required by the context or circumstances.

1.4 - Exemption
1.4.1 The provisions and regulations of this By-law do not apply to materials or equipment directly related to construction works on lands on which construction is actively proceeding in accordance with a permit issued pursuant to the Building Code Act.

1.4.2 This By-law does not apply so as to prevent a farm, meeting the definition of “agricultural operation” under the Farming and Food Production Protection Act, 1998, S.O. c.1, from carrying out a normal farm practice as provided for and defined under that Act.

Section 2 - Applicable Provisions

2.1 Maintenance of Property and Drains
2.1.1 Every owner or occupant of land shall keep the vegetation on the property clean and cleared-up.

1.1.2 For the purpose of article 2.1.1, “clean” or “cleared-up” shall mean:

1. The removal of weeds from all turf grass areas, naturalized areas, buffer strip and perimeter strips;
2. In turf grass areas, the cutting of grass so that its height is maintained below 200mm (8 in.) in height;
3. In a naturalized area on a residentially used parcel abutting another residential parcel, the cutting of vegetation other than trees or shrubbery so that its height it maintained below 200 mm (8 in.) along a minimum one (1) meter (3.28 ft.) wide strip immediately adjacent to the lot lines and along all boundaries of the whole lot or parcel of land which strip is herein called a “buffer strip”; or
4. In a naturalized area other than an area described by sentence 2.1.2(3), the cutting of vegetation other than trees or shrubbery, so that its height is maintained below 200 mm (8 in.), along a minimum ten (10) metre (32.8 ft.) wide strip immediately adjacent to the lot line where the lot line adjoins a roadway or an occupied property, which strip is herein called a “perimeter strip”.

2.1.3 For the purpose of sentence 2.1.2(1), weeds shall be destroyed by the following means:

1. Pulling or otherwise removing the plants from the soil;
2. Cutting the roots or stalks of the plants before the seeds have developed sufficiently to ripen after cutting;
3. Turning the soil in which the plants were growing so as to bury or kill the weeds; or
4. In the case of poison ivy, treating it with a herbicide that causes the plants to be destroyed, or which prevents the growth of plants or the ripening of their seeds, provided that nothing in this clause exempts...
the application of such a herbicide from the requirement for any applicable permits nor does it authorize the use of any herbicide that is contrary to any municipal by-law or other law in force in Ontario.

2.1.4 No owner or occupant of land shall obstruct, or cause or permit the obstruction of a watercourse on the land.

2.1.5 Every owner or occupant of land on which there is a private drain shall keep the drain operational and in repair, and no owner or occupant of land shall obstruct, or cause or permit the obstruction of a private drain on the land, provided only that the subsequent connection of the property's private sewage system to a municipal sanitary sewer system to the municipal sanitary sewer in a manner approved by the Town, shall be permitted as a replacement to the private sanitary drain.

2.1.6 Article 1.1.1, does not apply to crops being grown by an agricultural operation.

2.2 - Standing Water

2.2.1 Every owner or occupant of land shall keep the land free of standing water.

2.2.2 Every owner or occupant of land shall keep the land free of containers or debris capable of holding standing water in such a manner as to be exposed to the breeding of and/or larvae growth of insects.

2.2.3 Every owner or occupant of land shall ensure that any swimming pool, hot tub, wading pool, or artificial pond is maintained in proper operating conditions, and in good repair.

2.2.4 Every owner or occupant of land shall ensure that land is free and clear of excavations capable of holding standing water.

2.2.5 Every owner of land that contains a natural pond, bog, marsh and/or wetland shall, when advised by the Medical Officer of Health that a medical hazard exists, take steps contained in any order issued by the Medical Officer of Health to immediately remedy the situation.

2.3 - Litter

2.3.1 No person shall cause, permit, throw, place or deposit refuse and/or debris on private land without the written authority of the owner or occupant of the land.

2.3.2 No person shall throw, place or deposit refuse and/or debris on owned or occupied land by the Town or a local board of the Town without the written authority of the Town or the local board where such land is occupied by a person other than the owner without the written authority of the occupant.

2.3.3 A person does not breach articles 2.3.1 and 2.3.2 by placing garbage out for collection on their property in accordance with municipal by-laws and collection schedules, but no person shall leave out garbage contrary to such by-laws or schedules.
2.3.4 Every owner or occupant of property shall ensure that all waste which accumulates on their property is:
   1. When not placed out for collection in accordance with applicable Town by-laws, in containers:
      i. Made rigid, watertight construction;
      ii. Provided with a tight-fitting cover, which may be removed only when the container is empty or is being actively loaded;
      iii. Maintained in good condition without holes or spillage; and
      iv. Closed, or emptied, rinsed and cleaned when not in use, to prevent the escape of offensive odour or waste.

2. Not allowed to accumulate for longer than 10 days.

2.3.5 Every owner or occupant of a property where an exterior bulk or roll-off container disposal system is used shall ensure the containers are:
   1. Equipped with covers or similar devices which shall be readily operable but not left open except when actively being loaded;
   2. Large enough to contain all waste generated between collections by the occupants served; and
   3. Not loaded beyond the top of the container.

2.3.6 An owner or occupant of land shall clean or clear exterior walls of any building or structure on the land and their components so as to be free of posters, which are for the giving of notice for an event that has already occurred, or where the message contained is not readable due to damage or deterioration to the poster or its content, or where the posters are loosened, dislodged, torn or otherwise in a condition that may permit them to detach and become litter.

2.3.7 Pursuant to the Municipal Act, S.O., c.25 as amended, the cost of removal of posters by the Town is collectable against the owner of the advertising device under the terms of the Municipal Act, notwithstanding the content of this by-law.

2.4 - Garbage and Waste Disposal
2.4.1 Every owner or occupant of land shall keep the property free and clear of domestic waste or industrial waste, or any other thing in their possession that may constitute a health, fire or safety hazard to the yard or vacant lands of another person or to any municipally owned lands.

2.4.2 No person shall use any land or structure within the Town for dumping or disposing of domestic waste or industrial waste, or any other thing in their possession that may constitute a health, fire or safety hazard to the yard or vacant lands of another person or to any municipally owned lands.

2.4.3 The owner or occupant of land used contrary to or on which there is a contravention of articles 2.4.1 and 2.4.2, regardless of whether the use or contravention occurred prior to the enactment of this by-law, shall at the persons own expense clean, clear and cease using such land or structure for such prohibited purposes.
2.4.4 Articles 2.4.1 and 2.4.2 do not apply to:
   1) land or structures used by the Town for the purpose of dumping or disposing of waste; or
   2) land or structures designated by by-law for the Town for the purpose of dumping or disposing of waste.

2.4.5 No person, other than the Town or its agents, without the prior authorization of the Town and except in accordance with such authorization, shall dump or dispose of garbage, refuse or domestic water or industrial waste or any kind of lands mentioned in article 2.4.4.

2.4.6 Notwithstanding the provisions of this section, used lumber, used building materials, inoperative motor vehicles, inoperative vehicles, machinery trailers or boats, or vehicle parts may be stored on property used for an agricultural operation provided that:
   1) such material is screened from view from any residential parcel or public highway tithing 150 m (492 ft.); and
   2) the material used is required for use as replacement parts, vehicles or materials as part of the agricultural operation.

2.5 - Motor Vehicle Salvage
2.5.1 No owner or occupant of land shall use any land or structure in the Town for storing used or inoperative motor vehicles or vehicle parts for the purpose of wrecking or dismantling them or salvaging vehicle parts thereof for sale or other disposal including the purposes of repairing other vehicles.

2.5.2 Article 2.5.1 does not apply if Zoning by-laws permit the land to be used for such purposes and the owner or occupant of the land holds a current and valid licence for the land issued by the Town or the body holding jurisdiction, permitting motor vehicle salvage.

2.6 - Health and Safety
2.6.1 Every owner or occupant of property shall ensure that any well, cistern, cesspool, privy vault, pit or excavation:
   1) In active use, is secured by a fence with a warning signs;
   2) Not in active use, is permanently sealed or secured by a fence, cover or other means.

2.6.2 Every owner or occupant of property shall keep the surfaces of steps, walks, driveways, parking spaces and similar areas of their property maintained so as to afford safe passage under their normal use.

2.6.3 Every owner or occupant of property shall keep the yard of their property clean and free from any objects or conditions that might create a health, fire or accident hazard or an unsafe condition

Section 3 - Administration and Enforcement
3.1 - Enforcement
3.1.1. The Chief Building Official or an Officer may inspect the land or structures, for the purpose of determining whether:
   1. properties and drains are being maintained in accordance to this by-law;
2. the land or structure is used for dumping or disposing of garbage, refuse, fill, domestic waste, or industrial waste of any kind;
3. the land or structure is used for the storage of used motor vehicles for the purpose of wrecking or dismantling them or salvaging parts thereof for sale or disposal;
4. the owner or occupant has complied with any Order sent by the Chief Building Official or an Officer, or
5. there is compliance or non-compliance with any other provision of this by-law.

3.1.2 The Chief Building Official or an Officer may make an Order, sent by prepaid regular mail to the last known address, posted on site or personally delivered to an owner or occupant requiring the owner or occupant with the time specified in the Order to:
1. clean and clear-up the property and to bring the property into compliance with the section of this by-law;
2. repair or remove obstruction from private drains and ensure drainage and proper connection of private drains to storm or sewage systems of the Town or otherwise provide for the sanitary disposal of sewage or drainage from the lands;
3. alter or relay a private drain or fill up any property or part of a property;
4. remove obstructions from watercourses;
5. clean, clear or remove from the land or structure any or all garbage, refuse, fill, inoperative motor vehicle, vehicles, machinery, trailers or boats, vehicle parts, sewage, long grass, weeds, domestic waste or industrial waste of any kind or any other thing that may constitute a health, fire or safety hazard, or public nuisance;
6. cease using the land or structure for the dumping or disposing of garbage, refuse, fill, inoperative motor vehicle, vehicles, machinery trailers or boats, vehicle parts, sewage, long grass, weeds domestic waste or industrial waste of any kind or any other thing that may constitute a health, fire or safety hazard, or public nuisance;
7. clean or clear exterior walls of a building or structure, and their components free of posters which are:
   a) for an event which has already occurred or where the message contained is unreadable, or
   b) loosened, dislodged, torn or otherwise in a condition that may permit them to detach and become litter; or
8. indicating the time for complying with the notice and advising the owner or occupant that if the remedial action is not carried out within the time prescribed in the Order that the Town may carry out the required remedial action at the owner’s expense.

3.1.3 Every owner or occupant shall permit the Chief Building Official or an Officer employed, upon production of identification and for the purpose of the inspection by the Town, to inspect the land or structure for the purpose of article 3.1.1.

3.1.4 Where the owner or occupant fails to comply with an Order issued under this By-law within the time specified for compliance, the Chief Building Official or an Officer, with such assistance by others as may be required and upon reasonable notice as may be required in one or more of the methods provided in article 3.1.2, may:
1. clean or clear up a property and bring it into compliance with any section of this by-law;
2. repair, maintain or remove obstructions from private drains, and ensure drainage and property connection of private drains to storm or sewage systems of the Town or otherwise provide for the sanitary disposal of sewage or drainage from the land;
3. alter or relay a private drain or fill-up any property or part of a property;
4. remove obstructions from watercourses;
5. clean, clear or remove from the land or structure any or all garbage, refuse, fill, inoperative motor vehicle, vehicles, machinery, trailers or boats, vehicle parts, sewage, long grass, weeds, domestic waste or industrial waste of any kind or any other thing that may constitute a health, fire or safety hazard, or public nuisance;
6. remove used motor vehicles, inoperative motor vehicles and any vehicle parts, stored for the purpose of wrecking or dismantling the materials or the salvaging parts thereof for sale or other disposal; or
7. clean or clear exterior walls of a building or structure, and their components free of posters which are:
   a) for an event which has already occurred or where the message contained is unreadable, or
   b) loosened, dislodged, torn or otherwise in a condition that may permit them to detach and become litter;
8. issue a fine to the owner of the property in accordance with Schedule “B” of this by-law.

31.5 Where any of the materials or things are removed in accordance with article 31.4, the materials or things may be immediately disposed of by the Chief Building Official or an Officer, and any recovered salvage value or other actual recovery of money made upon such disposal shall be credited first against costs, the balance shall be refunded to the person who was in possession of the materials or things prior to their removal from the land.

3.1.6 Upon completion of the work, repairs or demolition by or on behalf of the Town, the Town shall have a lien on the land for the amount spent on the repair or demolition, and the amount shall be deemed to be municipal real property taxes and may be added by the Clerk of the municipality to the tax roll and collected in the same manner and with the same priority as municipal real property taxes as provided for by statute.

3.1.7 The Chief Building Official or an Officer is authorized to give immediate effect to any Order issued under Section 3 of this by-law, that has not been complied with by the owner, under the provisions of the Town of Grimsby Procurement Policy, as amended from time to time.

3.2 - Notices
3.2.1 For the purpose of this by-law reasonable time permitted for compliance with an Order issued by the Chief Building Official or an Officer shall be as stipulated in Schedule “A” of this by-law.

3.2.2 Where an Order is required to be issued for a repeat violation, Personal Delivery and/or Posting of the Order on Site as stipulated in Schedule
“A” of this by-law shall be deemed to be sufficient provided the Order issued respecting the first violation indicated that any subsequent offence would be dealt with in this manner.

3.3 - Offences
3.3.1 The following penalties shall apply:
1. Every person you contravene any provision of this by-law is guilty of an offence and upon conviction is subject to a fine of not more than $10,000 for a first offence and $25,000 for any subsequent offence;
2. Every corporation who contravene any provision of this by-law is guilty of an offence and upon conviction is subject to a fine of not more than $50,000 for a first offence and $100,000 for any subsequent offence.

3.3.2 No person shall hinder or obstruct an Officer, appointed under this by-law or employed to enforce this by-law, from carrying out an inspection of lands, nor shall any person obstruct any employee or agent authorized to carry out work for the Town specified in an Order issued hereunder.

3.4 - Validity
3.4.1 Should a court of competent jurisdiction declare a part or whole of any provision of this by-law to be invalid or of no force and effect, the provision or part is deemed severable from this by-law, and it is the intention of Council that the remainder survive and be applied and enforced in accordance with its terms to the extent possible under the law so as to protect the public by ensuring a minimum standard for maintenance and occupancy is maintained.

3.4.2 Where a provision of this by-law conflicts with the provision of another by-law, Act, or Regulation in force within the Town of Grimsby, the provisions that establish the higher standards to protect the health and safety of persons shall prevail.

3.5 - Transition Rules
3.5.1 After the date of the passing of this by-law, those by-laws identified under subsection 4.1 shall apply only to those properties in which an Order has been issued prior to the date of passing of this by-law, and then only to such properties until such time as the work required by such Order has been completed or any enforcement proceedings with respect to such Order, including any demolition, clearance, or repair carried out by the Town shall have been concluded.

3.5.2 In the recovery or enforcement of penalties and forfeitures incurred, or in any other proceeding in relation to matters in respect of a clean yards by-law of any former area municipality, including the predecessor to by-laws mentioned in subsection 4.1, the process may be continued and carried out under this by-law.

3.6 - Penalties
3.6.1 Every person who contravene any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act R.S.O. 1990, c.P.33.
3.6.2 The Set Fines for offences under this by-law are described in Schedule “B” to this by-law and shall establish penalties associated with infractions of the regulations set out in the by-law.

3.6.3 Where an Order is required to be issued for a repeat violation, a fine shall be issued to the owner of the property in accordance with Schedule “A” of this by-law.

Section 4 - Repealed and Enacted

4.1 - By-Laws to be Repealed
4.1.1 By-Law 88-5 of the Corporation of the Town of Grimsby and any amendments made thereto are hereby repealed.

4.2 - Date of enactment
4.2.1 This By-law shall come into force and effect on the date after it is passed.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law No. 17-04

A By-law to authorize the Mayor and Treasurer to borrow certain sums to meet certain expenditures of the Town of Grimsby for the year 2017

Whereas subsection 407(1) of the Municipal Act 2001 provides that at any time during a fiscal year, a municipality may authorize temporary borrowing until the taxes are collected and other revenues are received of the amount council considers necessary to meet the current expenditures of the municipality for the year;

And whereas the Council of the Corporation of the Town of Grimsby deems it necessary to borrow from time to time sums not exceeding five million dollars ($5,000,000) to meet, until the taxes are collected and other revenues are received, the current expenditures of the Corporation;

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

1. That the Mayor and the Treasurer be authorized to borrow from time to time by way of a promissory note, bankers’ acceptance, operating credit line from the Corporation’s financial institution or any other bank, person, firm or corporation a sum or sums not exceeding at any one time $5,000,000 to meet, until the taxes are collected and other revenues are received, the current expenditures of the Corporation including amounts required for the purposes mentioned in subsection 407(1) of the Act.

2. The Mayor and the Treasurer are hereby authorized to provide by agreement that all of the sums borrowed for any and all of the purposes mentioned in section 407 of the Act shall with interest thereon, be a charge upon the whole or any part or parts of the revenues of the Corporation for the current years as and when such revenues are received.

3. The Mayor and the Treasurer are hereby authorized to sign on behalf of the Corporation and to furnish to the lender an agreement or agreements of the Corporation charging the said revenues of the Corporation with payment of all sums borrowed from the lender and any interest thereon and any other charges in connection therewith.

4. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of taxes levied for the current year and preceding years or from any other source which may lawfully be applied for such purposes.

5. That this By-law shall come into force and take effect on the day which it is finally passed.
Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law No. 17-05

A By-law to provide for Interim Tax Levies for the
year 2017 for the Town of Grimsby

Whereas Section 317(1) of The Municipal Act 2001, c.25, provides that a local municipality, before the adoption of the estimates for the year under Section 290, may pass a by-law levying amounts on the assessment of property in the local municipality rateable for local municipal purposes;

And whereas the Council of this Municipality deems it appropriate to provide for such interim levy on the assessment of property in this Municipality;

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

In this By-law, the following words shall be defined as;

“Collector” shall mean the Treasurer.

1. The amounts to be levied are subject to the following rules:
   a. The amount levied on a property shall not exceed the prescribed percentage or 50 per cent if no percentage is prescribed of the total amount of taxes for municipal and school purposes levied on the property for the previous year.
   b. The percentage under Paragraph 1 may be different for different property classes but shall be the same for all properties in a property class.
   c. For purposes of calculating the total amount of taxes for the previous year under Paragraph 1, if any taxes for municipal and school purposes were levied on a property for only part of the previous year because assessment was added to the tax roll during the year, an amount shall be added equal to the additional taxes that would have been levied on the property if the taxes for municipal and school purposes had been levied for the entire year.
   d. If a By-law is passed under Subsection 1. before the assessment roll for taxation in the current year is returned, the amounts under Subsection 1. shall be levied on the assessment according to:
   e. The tax roll for taxation in the previous year as most recently revised before the By-law is passed, or
   f. Preliminary assessment roll provided by the assessment corporation for that purpose.
   g. A By-law under Subsection 1. may provide for the levying of amounts on assessment added, after the By-law is passed, to the tax roll for the current year that was not on the assessment roll upon which the amounts are levied.
   h. An amount levied under Subsection a. on a property in a year shall be deducted from other amounts levied on the property for the year that are payable to the local municipality.

2. The provisions of this By-law apply in the event that assessment is added for the year 2017 to the collector’s roll after the date this By-law is passed and
an interim levy shall be imposed and collected. The rates applied will be the rates as outlined in Schedule A as attached to this By-law.

3. All taxes levied under this By-law shall be payable into the hands of the Collector in accordance with the provisions of this By-law.

4. There shall be imposed on all taxes a penalty for non-payment or late payment of taxes in default of the installment dates set out below. The penalty shall be one and one-quarter percent (1.25%) of the amount in default on the first day of default and on the first day of each calendar month during which the default continues.

5. The interim tax levy imposed by this By-law shall be paid in two installments due on the following dates:
   a. One-half (1/2) thereof on the 3rd day of March 2017;
   b. One-half (1/2) thereof on the 5th day of May 2017.

6. The Collector may mail or cause to be mailed to the address of the residence or place of business of each person taxed under this By-law, a notice specifying the amount of taxes payable.

7. The notice to be mailed under this By-law shall contain the particulars provided for in this By-law and the information required to be entered in the collector’s roll under Section 340 of The Municipal Act.

8. The subsequent levy for the year 2017 to be made under The Municipal Act shall be reduced by the amount to be raised by the levy imposed by this By-law.

9. The provisions of s.317 of The Municipal Act, as amended, apply to this By-law with necessary modifications.

10. The Collector shall be authorized to accept part payment from time to time on account of any taxes due and to give a receipt of such part payment, provided that acceptance of any such part payment shall not affect the collection of any percentage charge imposed and collectable under Section 6. of this By-law in respect of non-payment or late payment of any taxes or any installment taxes.

11. Nothing in this By-law shall prevent the Collector from proceeding at any time with the collection of any tax, or any part thereof in accordance with the provisions of the statues and by-laws governing the collection of taxes.

12. In the event of any conflict between the provisions of this By-law and any other by-law, the provisions of this By-law shall prevail.

13. This By-law shall come into force and take effect on the day of the final reading thereof.
By-law 17-05

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
### 2017 INTERIM TAX RATES

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<tr>
<th>TAX CLASS</th>
<th>RTC/RTQ</th>
<th>2017 TAXABLE ASSESSMENT</th>
<th>TAX RATE LEVY</th>
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</table>

**Total:** $3,873,711,661  $24,280,393
The Corporation of the Town of Grimsby

By-Law 17-06

A By-law to amend the Official Plan of the Town of Grimsby
(Official Plan Amendment 5, Building Height, 560 North Service Road)

Now therefore the Council of the Corporation of the Town of Grimsby in accordance with the provisions of Section 17 of The Planning Act, R.S.O. 1990, hereby enacts as follows:

1. Official Plan Amendment 5, to increase the maximum height requirement to a 16 storeys within the Winston Road Neighbourhood Secondary Plan for 560 North Service Road is hereby adopted.

2. Official Plan Amendment No. 5 shall come into force and take effect the day of the final approval thereof.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

______________________________
R.N. Bentley, Mayor

______________________________
H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-07

A By-law to Amend By-Law 14-45, as Amended
(560 North Service Road)

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to amend By-law No.14-45, as amended;

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

1. Table 18: Permitted Use, Lot, Building and Structure Exceptions of Section 9.0 Commercial Zones of By-law No. 14-45, as amended, is hereby further amended by adding the following clauses to the Description of Special Provisions Lot, Building and Structure Exceptions column of Site Specific Exception Number 271:
   a) Maximum Building Height - 15 storeys
   b) Minimum number of parking spaces - 447

2. Pursuant to Section 37 of the Planning Act whereby the council of a local municipality may, in a by-law passed under section 34, authorize increases in the height and density of development otherwise permitted by the by-law that will be permitted in return for the provision of such facilities, services or matters as are set out in the by-law, the increase in height authorized by clause 1 a) of this by-law shall be subject to the provision of the following:
   a) A payment of $200,000 which will be spent in a manner determined by Council following consultation with the immediate community.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law No. 17-08

A By-law to amend By-law 06-01 respecting Planning Application fees.

Whereas the Council of the Town of Grimsby passed By-law No. 06-01 to prescribe a tariff of fees related to the development application approval process, building and sign permits and Fire Department services and false fire alarms;

And whereas the Council of the Town of Grimsby deems it expedient to amend By-law 06-01 to increase the fees relating to the development application approval process;

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

1. That By-law 06-01 is hereby amended by deleting there from the Section entitled “Planning Act Fees on Page 1 of Schedule ‘A’” to the said By-law, and substituting Schedule ‘A’ attached hereto.
2. That all other Sections of By-law No. 06-01 shall be deemed to remain in force.
3. That By-law 15-21 is hereby repealed.
4. This By-law shall take effect and become in full force and effect on the 17th day of January, 2017.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
Schedule A to By-law 17-08

<table>
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<tr>
<th>Application Type</th>
<th>Current Fees</th>
<th>Proposed Fees</th>
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<tr>
<td>Application for Consent</td>
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<td>Final Consent Certificate</td>
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<td>Minor Variance</td>
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<td>• Type 1</td>
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<td>• Type 2</td>
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<tr>
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</tbody>
</table>
1. Major Official Plan Amendment: A review of land uses and development which is considered to be far beyond the expectations of the Town’s Official Plan in terms of factors such as character, size and/or function; and which may render implications on the land uses and policies of the Town as a whole; and which therefore require significant alterations to the current Official Plan policies.

2. Standard Official Plan Amendments: An application that is a small scale amendment to the Official Plan Policies and designations, having limited impact or policy implications beyond the subject lands.

3. Major Zoning By-law Amendment: A review of land uses and/or revised zoning standards which are considered to be significantly different from the given standards of the municipal zoning by-law in terms of factors such as use, scale and/or function; and which are not considered to implement the established land use policies of the Town’s Official Plan.

4. Standard Zoning By-law Amendment: An application for small to medium scale land uses or development having no envisioned impact upon the municipality as a whole. Standard Applications may include a request for an additional permitted use or a change in use which is considered not to impose a significant impact upon the municipality as a whole; and which may include changes in development standards to accommodate a minor variance, severance, plan of subdivision or site plan development which conforms to the policies of the Official Plan.

**Site Plan**

**Type 1**
Applies to all site plans not defined as Type 2 or Type 3.

**Type 2**
Site Plans that include the following:
- a) Site changes only, without new buildings.
- b) Minor additions to existing buildings (up to 464.5 square metres of 50% of the existing floor area).
- c) Modifications to existing site plans within the designated industrial area for additions up to 1,395.5 square metres.
- d) Street townhouse developments where internal servicing is not required.

**Type 3**
Site plans that encompass minor applications where an applicant is requesting the waiver of site plan agreement requirements and where no planning, engineering or environmental studies are required and no agency circulation is required.
Engineering Fees
Site Plan/subdivision/Condominium
Development Servicing: Engineering Review and Administration fee

In addition to the application fees noted above, Engineering Review and Administration fees are calculated as percentage based upon one hundred percent (100%) of the Town's estimated total costs of construction of all services (internal and external) as shown in the development agreement's Financial Schedule and charged as follows:

a) Total cost of services less than $1,000.00 - no charge;
b) Total cost of services less than $5,000.00 - $250.00 total charge;
c) Total cost of services less than $30,000.00 - $1,500.00 total charge;
d) Total cost of services less than $60,000.00 - $3,000.00 total charge;
e) Total cost of services less than $100,000.00 - $4,000.00 total;
f) For total costs of services over $100,000.00 the total fee cost shall be:
   i) $4,000.00 for the cost of services up to $100,000.00 plus
   ii) Three and a half percent (3 1/2%) of the total costs of any services
        in excess of $100,000.00 to $500,000.00; plus;
   iii) Three-percent (3%) of the total cost of any services in excess of
        $500,000.00.

Pre-consultation
Pre-consultation fees are to be paid at or in advance of a formal pre-consultation meeting. Pre-consultation fees for one pre-consultation meeting are to be discounted from the full application fee on the submission of an application.

Potential applications requiring multiple pre-consultation meetings would, however, receive a deduction only for the first pre-consultation meeting. Subsequent pre-consultation fees incurred would not be deducted.

Consulting Services
Where any application requires the Town to hire a consultant to review supporting materials and technical studies on behalf of the Town, the applicant shall be responsible for all costs and those costs shall be payable upon submission of an invoice from the Town.
The Corporation of the Town of Grimsby

By-law 17-09

A By-law to authorize the execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to enter into a Downtown Grimsby Façade Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West;

And whereas Section 28(11) of the Planning Act, R.S.O. 1990, c. P.13 provides that a municipality may enter into an agreement concerning a grant or loan;

And whereas the Council of the Town of Grimsby approved the recommendation of Report P.A. 15-43 at a Council meeting held on November 16, 2015;

Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

1. Entry by the Corporation of the Town of Grimsby into a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. substantially in the form annexed as Schedule ‘A’ to this By-Law be and the same is hereby approved and authorized.

2. The Mayor and the Town Clerk are hereby authorized to execute under corporate seal a Downtown Grimsby Façade Agreement substantially in the form of Schedule ‘A’ to this By-Law with 2296569 Ontario Ltd. and to effect registration of the same on title, if such be required and to deliver the same.

3. That this By-Law shall have effect immediately upon final passing.

Read a first time this 16th day of January 2017

Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-10

A By-law to authorize the execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to enter into a Downtown Grimsby Façade Grant Agreement with 2296569 Ontario Ltd. at 22 Main Street West;

And whereas Section 28(11) of the Planning Act, R.S.O. 1990, c. P.13 provides that a municipality may enter into an agreement concerning a grant or loan;

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Read a second and third time and finally passed this 16th day of January 2017

______________________________
R.N. Bentley, Mayor

______________________________
H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-11

A By-law to authorize the execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to enter into a Downtown Grimsby Façade Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West;

And whereas Section 28(11) of the Planning Act, R.S.O. 1990, c. P.13 provides that a municipality may enter into an agreement concerning a grant or loan;

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R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-12

A By-law to authorize the execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to enter into a Downtown Grimsby Façade Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West;

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Now therefore the Council of the Corporation of the Town of Grimsby enacts as follows:

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Read a second and third time and finally passed this 16th day of January 2017

R.N. Bentley, Mayor

H. Soady-Easton, Town Clerk
The Corporation of the Town of Grimsby

By-law 17-13

A By-law to authorize the execution of a Downtown Grimsby Façade Improvement Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West

Whereas the Council of the Corporation of the Town of Grimsby deems it expedient to enter into a Downtown Grimsby Façade Grant Agreement with 2296569 Ontario Ltd. at 24 Main Street West;

And whereas Section 28(11) of the Planning Act, R.S.O. 1990, c. P.13 provides that a municipality may enter into an agreement concerning a grant or loan;

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R.N. Bentley, Mayor

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