

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING**

**WEDNESDAY, MAY 18, 2022
(To follow Committee of the Whole)**

AGENDA

Members of the public wishing to attend can do so by attending in person to the Council Chambers located in the Administration Centre at 5786 County Road 21, Utopia. As Council has returned to in-person meetings, meetings will no longer be live-streamed.

- 1. OPENING OF MEETING BY THE MAYOR**
- 2. DISCLOSURE OF PECUNIARY INTEREST**
- 3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS**

- p. 1 Recommendation: *Be it resolved that the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and That the minutes of the Committee of the Whole and Regular Council meetings held on the 4th day of May, 2022 be adopted as circulated.*

4. CONSENT AGENDA

Recommendation: *Be it resolved that the items listed in the Consent Agenda dated May 18, 2022 be received for information, and that the necessary actions be taken.*

5. COMMITTEE REPORTS

p. 9 **a. Traffic Advisory Committee**

Recommendation: *Be it resolved that the minutes of the Traffic Advisory Committee dated April 5, 2022 be received.*

p. 13 **b. Healthy Community Committee**

Recommendation: *Be it resolved that the minutes of Healthy Community Committee dated April 21, 2022 be received.*

6. PETITIONS

7. MOTIONS AND NOTICES OF MOTIONS

- a. National AccessAbility Week – May 29 to June 4, 2022
Flag Raising Ceremony Monday May 30, 2022 – 9:00am at the
Administration Centre.**

WHEREAS the Accessible Canada Act came into force July 2019, and determined that National AccessAbility Week take place every year beginning on the last Sunday in May; and

WHEREAS National AccessAbility Week brings together all Canadians in recognizing the valuable contributions of Canadians with disabilities and strengthening the collaborative effort needed to create a country that is fully accessible and inclusive; and WHEREAS each year, we look at the gains we have made in removing barriers and improving access for all who live, work and play in the Township of Essa, and look forward to the work that still needs to be done;

NOW THEREFORE BE IT RESOLVED THAT Council of the Corporation of the Township of Essa hereby proclaims the week of May 29 to June 4, 2022 as "National AccessAbility Week" and encourages all residents to support equality of access and opportunity for persons with disabilities.

b. Seniors Month – June 1 – 30, 2022

WHEREAS Seniors Month is an annual province-wide celebration; and WHEREAS Seniors have contributed to and continue to contribute immensely to the life and vibrancy of this municipality; and

WHEREAS Seniors continue to serve as leaders, mentors, volunteers, and important and active members of the community; and

WHEREAS contributions from seniors past and present warrant appreciation and recognition, and their stories deserve to be told; and

WHEREAS the health and well-being of seniors is in the interest of all, and further adds to the health and well-being of the community; and

WHEREAS the knowledge and experience seniors pass on to others continues to benefit us all;

NOW THEREFORE BE IT RESOLVED that Council of the Corporation of the Township of Essa hereby proclaims June 1st to 30th, 2022, as "Seniors Month" and encourages all citizens to recognize and celebrate the accomplishments of our seniors.

c. Deaf-blind Awareness Month – June 1 – 30, 2022

WHEREAS Deaf-blindness is a unique disability that incorporates the loss of both sight and hearing; and

WHEREAS Individuals who are deafblind can live full, meaningful lives as independently as possible with the right supports in place, such as intervenor services; and

WHEREAS on December 21, 2000, the Ontario Legislature officially proclaimed the month of June in each year as Deaf-Blind Awareness Month, to recognize that "Deaf-blindness is a unique disability that incorporates the sensory loss of both sight and hearing", and was created to help recognize that increased public awareness of this disability is crucial to increase opportunities for those who live with it; and

WHEREAS the Canadian Senate passed a motion on May 28, 2015 also recognizing June as Deafblind Awareness Month across Canada; and

WHEREAS June is also the birth month of Helen Keller, an internationally recognized person who was deaf-blind;

NOW THEREFORE BE IT RESOLVED THAT Council of the Corporation of the Township of Essa hereby proclaims June 1 to 30, 2022 as "National Deafblind Awareness Month" and encourages all citizens to attend a virtual awareness event in June to recognize and celebrate the contributions that individuals who are deafblind make in their communities with the support of intervenors who serve as a bridge to communications for individuals who are deafblind.

8. UNFINISHED BUSINESS

9. BY-LAWS

p. 14 a. **By-law 2022-26 Fireworks - Diwali**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2022-26, that being a By-law to regulate the use of Fireworks within the Township of Essa, and to amend By-law 2020-59; and, that said By-law be read a first, and taken as read a second and third time and finally passed.*

p. 15 b. **By-law 2022-27 ZBA – 62 Centre Street (Angus)**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2022-27, that being a By-law to amend the Township of Essa Comprehensive Zoning By-law 2003-50; and, that said By-law be read a first, and taken as read a second and third time and finally passed.*

p. 17 c. **By-law 2022-28 ZBA – ARUs**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2022-28, that being a By-law to amend Township of Essa Comprehensive Zoning By-law, as amended; and, that said By-law be read a first, and taken as read a second and third time and finally passed.*

p. 22 d. **By-law 2022-29 Registry – ARUs**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2022-29, that being a By-law to establish a Registry for Additional Residential Unit(s); and, that said By-law be read a first, and taken as read a second and third time and finally passed.*

10. QUESTIONS

11. CLOSED SESSION

Recommendation: *Be it resolved that Council proceed to a Closed Session in order to address matters pertaining to:*

- *Litigation or Potential Litigation [Municipal Act, s.239(2)(e)]*
- *Plans and Instructions for Negotiations [Municipal Act, s.239(2)(k)]*

Note: Livestream does not run during Closed Session Deliberations.

Motion to Rise and Report from Closed Session Meeting of May 18, 2022.

Recommendation: *Be it resolved that Council rise and report from the Closed Session Meeting at _____ p.m.*

12. CONFIRMATION BY-LAW

p. 26 **By-law 2022-30**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2022-30, that being a By-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 18th day of May, 2022; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

13. ADJOURNMENT

Recommendation: *Be it resolved that this meeting of Committee of the Whole of the Township of Essa adjourn at _____ p.m. to meet again on the 1st day of June, 2022 at 6:00 p.m.*

**THE CORPORATION OF THE TOWNSHIP OF ESSA
VIRTUAL COMMITTEE OF THE WHOLE MEETING
WEDNESDAY, MAY 4, 2022**

MINUTES

A Committee of the Whole meeting was held virtually on Wednesday, May 4, 2022 and was livestreamed to the public on the Township of Essa's YouTube Channel.

In attendance: Mayor Sandie Macdonald
Deputy Mayor, Michael Smith
Councillor Pieter Kiezebrink
Councillor Henry Sander
Councillor Ron Henderson (arrived at 6:23 p.m.)

Staff in attendance: C. Healey-Dowdall, Chief Administrative Officer
A. Powell, Manager of Planning and Development
C. Traynor, Manager of Finance
J. Coleman, Manager of Parks and Recreation
M. Mikael, Manager of Public Works
K. Pascoe, Deputy Clerk
L. Lehr, Manager of Legislative Services

1. OPENING OF MEETING BY THE MAYOR

Mayor Macdonald opened the meeting at 6:01 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Based on advice received from the Township's Integrity Commissioner, Councillor Kiezebrink declared a direct interest on item 4(a). The general nature of the conflict is due to property that he owns in Essa Township that currently has a built-in ARU that is not presently occupied at this time.

3. DELEGATIONS / PRESENTATIONS / PUBLIC MEETINGS

STAFF REPORTS

Councillor Kiezebrink declared an interest on Item 4(a). He was removed from this portion of the virtual meeting. He did not participate in any discussion or vote on the Item.

4. PLANNING AND DEVELOPMENT

- a. **Staff Report PD013-22 submitted by MHBC Planning, re: Zoning By-law Amendment – Additional Residential Units.**

Resolution No: CW057-2022 Moved by: Sander Seconded by: Smith

*Be it resolved that Staff Report PD013-22 be received: and
That Council adopt a Zoning By-law Amendment for Additional Residential Units in*

accordance with the draft By-law attached to Staff Report No. PD013-22; and That Council adopt a Registry By-law for Additional Residential Units in accordance with the draft By-law attached to Staff Report No. PD013-22.

----Carried----

Councillor Kiezebrink was re-admitted to the virtual meeting for the remainder of the meeting.

5. PARKS AND RECREATION / COMMUNITY SERVICES

- a. Staff Report PR009-22 submitted by The Manager of Parks and Recreation, re: Simcoe County Student Transportation Consortium (SCSTC).**

Resolution No: CW058-2022 Moved by: Kiezebrink Seconded by: Smith

Be it resolved that Staff Report PR009-22 be received; and That Council consider snow removal and sanding of the parking lot located at Mike Hart Park in the 2023 Budget Deliberations.

----Carried----

6. FIRE AND EMERGENCY SERVICES

7. PUBLIC WORKS

8. FINANCE

- a. Staff Report TR005-22 submitted by the Manager of Finance, re: 2022 Development Charges Background Study.**

MOTION AS AMENDED:

Resolution No: CW059-2022 Moved by: Sander Seconded by: Smith

Be it resolved that Staff Report TR005-22 be received; and That Council consider authorizing the Manager of Finance to arrange for Hemson Consulting Ltd. to deliver the Development Charges Background Study and draft By-law; and That a steering committee consisting of all Department Heads be formed to provide information and work with this consulting firm in order to provide interim reports back to Council.

----Carried----

- b. Reduction of Securities – Birchwood Estates Subdivision.**

Resolution No: CW060-2022 Moved by: Sander Seconded by: Smith

Be it resolved that Council approve a reduction in securities relating to Birchwood Estates Subdivision, as recommended by AECOM as follows:

<i>Current Securities Held by Township of Essa:</i>	\$1,161,820.04
<i>Security to be Released as recommended by AECOM:</i>	\$588,560.62
<i>Securities to be Retained by Township of Essa:</i>	\$573,259.42

And,

That this approval is conditional upon the Developer providing the municipality with a Statutory Declaration indicating that all accounts have been paid in full, including all of the Township's legal and engineering costs.

----Carried----

9. CLERKS / BY-LAW ENFORCEMENT / IT

a. Staff Report C009-22 submitted by the Deputy Clerk, re: Fireworks – Diwali.

MOTION AS AMENDED:

Resolution No: CW061-2022 Moved by: Smith Seconded by: Kiezebrink

*Be it resolved that Staff Report C009-22 be received: and
 That Council approve the request to permit the discharge of fireworks during the Diwali Celebration only on the third day of the Diwali Celebration of Lights; and
 That Council direct staff to bring forward the appropriate amending By-law.*

----Carried----

10. CHIEF ADMINISTRATIVE OFFICER (C.A.O.)

a. Staff Report CAO016- 22 submitted by the Chief Administrative Officer, re: Update on Affordable Housing and Homelessness.

Resolution No: CW062-2022 Moved by: Sander Seconded by: Smith

*That Staff Report CAO16-22 be received for information; and
 That a letter be drafted and sent to the County of Simcoe and Province to request that they specifically consider their lands in Angus for affordable or other types of needed housing as discussed in the framework of the Province's More Homes for Everyone Plan and the County's initiatives on housing, with a portion of the same lands to include community eco-tourism and an eco-debt component, and to keep some historical features on the properties, with Council supporting this ask of the residents that have been spearheading this initiative; and
 That staff be directed to draft policies for Essa's new Official Plan which would:*

- promote mixed uses of housing,*
- instill housing "as a right" on institutional or commercial lands,*
- require a range of housing types, and*
- consider development charge incentives and new type of development charges to be collected to provide for future housing.*

----Carried----

- b. **Staff Report CAO017- 22 submitted by the Chief Administrative Officer, re: Zoning By-law Amendment, Housekeeping.**

Resolution No: CW063-2022 Moved by: Sander Seconded by: Smith

*That Staff Report CAO17-22 be received for information; and
That Council authorize staff to commence the rezoning of certain properties to incorporate for some housekeeping measures and to advertise for a public meeting in accordance with the Planning Act.*

----Carried----

11. OTHER BUSINESS

- a. **World Clean-up Day – Peacekeepers Park (Angus) - May 7, 2022 (8:00 a.m.)**

Mayor Macdonald reminded those in attendance to meet at Peacekeepers' Park (Angus) at 8:00 a.m. on May 7th to participate in a clean-up of Mill Street (Angus). She advised that gloves, masks and garbage bags will be provided.

- b. **Council to Resume In-Person Meetings Effective May 18, 2022**

Mayor Macdonald notified staff and members of the public that tonight's meeting would be the last virtual meeting, as Council will be returning to in-person meetings on May 18, 2022. In accordance with the Township's Procedural By-law, the in-person Council meetings will be held in the Council Chambers located at the Administration Centre (5786 County Road 21, Utopia) with a start time of 6:00 p.m.

Council thanked staff for the efforts put towards assisting with virtual meetings during the COVID-19 Pandemic.

12. ADJOURNMENT

Resolution No: CW063-2022 Moved by: Smith Seconded by: Kiezebrink

Be it resolved that this meeting of Committee of the Whole of the Township of Essa adjourn at 6:25 p.m. to meet again on the 18th day of May, 2022 at 6:00 p.m.

----Carried----

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services

**THE CORPORATION OF THE TOWNSHIP OF ESSA
VIRTUAL REGULAR COUNCIL MEETING
WEDNESDAY, MAY 4, 2022**

MINUTES

The Regular meeting of Council was held virtually on Wednesday, May 4, 2022 following Committee of the Whole, and was livestreamed to the public on the Township of Essa's YouTube Channel.

In attendance: Mayor Sandie Macdonald
Deputy Mayor, Michael Smith
Councillor Pieter Kiezebrink
Councillor Henry Sander
Councillor Ron Henderson

Staff in attendance: C. Healey-Dowdall, Chief Administrative Officer
A. Powell, Manager of Planning and Development
C. Traynor, Manager of Finance
J. Coleman, Manager of Parks and Recreation
M. Mikael, Manager of Public Works
K. Pascoe, Deputy Clerk
L. Lehr, Manager of Legislative Services

1. OPENING OF MEETING BY THE MAYOR

Mayor Macdonald opened the meeting at 6:25 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

None.

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Amend Section 3 of Regular Council Minutes from meeting of April 20, 2022 to remove "Based on advice received from the Integrity Commissioner".

Resolution No: CR083-2022 Moved by: Sander Seconded by: Henderson

*Be it resolved that the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and
That the minutes of the Committee of the Whole meeting held on the 20th day of April be adopted as circulated; and
That the minutes of the Regular Council meeting held on the 20th day of April, 2022 be adopted as amended.*

----Carried-----

4. CONSENT AGENDA

Resolution No: CR084-2022 Moved by: Henderson Seconded by: Sander

Be it resolved that the items listed in the Consent Agenda dated May 4, 2022 be received for information, and that the necessary actions be taken.

----Carried-----

5. COMMITTEE REPORTS

a. Essa Public Library Board

Resolution No: CR085-2022 Moved by: Smith Seconded by: Sander

Be it resolved that the minutes of the Essa Public Library Board dated March 28, 2022 be received.

----Carried-----

6. PETITIONS

7. MOTIONS AND NOTICES OF MOTIONS

a. Proclamation – Apraxia Awareness Day

Resolution No: CR086-2022 Moved by: Kiezebrink Seconded by: Smith

WHEREAS, childhood apraxia of speech is a challenging speech disorder that affects nearly 1-in-1,000 children; and

WHEREAS, children with childhood apraxia of speech will not learn to speak without frequent, intensive and appropriate speech therapy; and

WHEREAS, a lack of appropriate speech therapy intervention may impact not only communication but also individual outcomes in education, independence, mental wellness, and employment; and

WHEREAS, public awareness about childhood apraxia of speech in the Township of Essa is essential for families of children with childhood apraxia of speech and the professionals who support them to best advocate for needed services for children learning to use their own voice; and

WHEREAS, our highest respect goes to children with childhood apraxia of speech and to their families for their effort, determination and resilience in the face of obstacles;

THEREFORE be it resolved that Council of the Corporation of the Township of Essa hereby proclaims May 14th, 2022 as Apraxia Awareness Day in the Township of Essa.

----Carried-----

8. UNFINISHED BUSINESS

9. **BY-LAWS**

a. **By-law 2022-24**

Resolution No: CR087-2022 Moved by: Sander Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2022-24, that being a By-law delegating authority to the Chief Administrative Officer to make decisions related to Restricted Acts, pursuant to Section 275 of the Municipal Act, 2001; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried-----

10. **QUESTIONS**

11. **CLOSED SESSION**

Resolution No: CR088-2022 Moved by: Sander Seconded by: Henderson

Be it resolved that Council proceed to a Closed Session in order to address matters pertaining to:

- *Personal Matters about an Identifiable Individual [Municipal Act, s.239(2)(b)]*
- *Labour Relations or Employee Negotiations [Municipal Act, s.239(2)(d)]*

----Carried-----

Note: Livestream does not run during Closed Session Deliberations.

Council proceeded into Closed Session Deliberations at 6:30 p.m.

Motion to Rise and Report from Closed Session Meeting of May 4, 2022.

Resolution No: CR089-2022 Moved by: Sander Seconded by: Henderson

Be it resolved that Council rise and report from the Closed Session Meeting at 6:35 p.m.

----Carried-----

- a. **PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL [s.239(2)(b)]
LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS [s.239(2)(d)]
Confidential Staff Report CAO015-22 submitted by the Chief
Administrative Officer, re: HRT0 File No. 2021-43624-I.**

Resolution No: CR090-2022 Moved by: Kiezebrink Seconded by: Smith

*Be it resolved that Confidential Staff Report CAO015-22 be received; and
That the Chief Administrative Officer be authorized to proceed with Option No.1 as
contained within this Report; and
That the Chief Administrative Officer be authorized to proceed with Option No. 2 as
amended within this Report.*

----Carried-----

12. CONFIRMATION BY-LAW

By-law 2022-25

Resolution No: CR091-2022 Moved by: Sander Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2022-25, that being a By-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 4th day of May, 2022; and that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried-----

13. ADJOURNMENT

Resolution No: CR092-2022 Moved by: Smith Seconded by: Kiezebrink

Be it resolved that this meeting of Committee of the Whole of the Township of Essa adjourn at 6:37 p.m. to meet again on the 18th day of May, 2022 at 6:00 p.m.

----Carried-----

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services



TOWNSHIP OF ESSA
TRAFFIC ADVISORY COMMITTEE

TUESDAY, APRIL 05 2022 – 3:15 p.m.
ZOOM MEETING
MINUTES

5a

In attendance: Mayor Sandie Macdonald
Councillor Henry Sander
Michael Mikael, Manager of Public Works
John Kolb, Roads Supervisor
Eric Steele, OPP
Wade Beebe, OPP
Michael Owen, Ward 1 Representative
Rick Foley, Ward 2 Representative
Mike Jerry, Ward 3 Representative
Cate Hurley, Secretary

Regrets: Paul Does, OPP

1. OPENING OF THE MEETING

OPP opened the meeting at 3:20 p.m.

2. APPROVAL OF AGENDA

Moved by: Macdonald Seconded by: Mikael

Be it resolved that the Agenda as presented be approved.

3. ADOPTION OF MINUTES OF PREVIOUS MEETING

Moved by: Owen Seconded by: Sander

Be it resolved that the minutes of the Traffic Advisory Committee meeting dated January 18, 2022 be approved as printed.

4. BUSINESS ARISING FROM PREVIOUS MEETING

4.1 CR 27 Request from Committee to Council to present to County

Manager of Public Works reported that a request has been sent to County regarding this speed limit reduction request. Council is waiting on the County's response and/or comments.

4.2 Bicycle Parking Request from Committee to BIA

The Committee discussed moving the letter forward to be presented to the BIA. Ward 1 Representative and Manager of Public Works discussed the finalization of the letter regarding this request.

4.3 Resident concern: High volume of vehicles dropping off students on Park Road

This item has been deferred to the next meeting.

5. NEW BUSINESS

5.1 Ward 1 Representative proposal to TAC committee

Ward 1 Representative presented traffic calming measures to the committee

- Leading Pedestrian Intervals (LPI)
- Inverting traffic calming post islands
- Street trees along Mill Street
- BCRY active transportation trail pedestrian crossings
- High intensity activated crosswalk for Mill Street
- Raised pedestrian cross on Greenwood Drive
- Pedestrian plaza at Cross Street
- Protected bicycle lanes on Mill Street
- Parking lot cross access on Mill Street

The committee discussed increasing traffic calming measures on King Street and Centre Street. Manager of Public works stated that additional speed humps will be installed.

The Manager of Public Works discussed the effectiveness of speed humps on Centre Street and that the transportation master plan will review other traffic calming solutions.

5.2 2022 Traffic Calming Strategy

The Manager of Public Works discussed the 2022 Traffic Calming Strategy, including locations of speed humps, radar speed signs, red flashing beacons (RFBs) and zebra line paint crossings. The option for 3D speed signs was discussed with the committee.

Ward 2 Representative inquired about speed humps on Camilla. Manager of Public Works noted they will be installed this year.

5.3 Resident Concerns:

DATE	CONCERN LOCATION:	CONCERN:
FEB 23, 2022	Willoughby & CR 10	Resident requesting traffic lights Request to be addressed with potential new developer
FEB 07, 2022	5127 10TH SDRD	Resident requesting speed limit reduction and a 4 way stop installed Request to be addressed with Public Works department
JAN 10, 2022	Edenbridge Dr Cul-de-sac	Resident concerned with reckless driving To be investigated and monitored

6. OTHER BUSINESS

6.1 Round Table Comments/Questions.

OPP Eric Steele stated focus patrols have been rotated every few weeks and significant charges were made for excessive speeds of drivers.

Mayor discussed "Slow Down, Save a Life" campaign. OPP Eric Steele suggested campaign begins prior to end of school year. Mayor inquired of inventory of signs and suggestion of ideas for this campaign, such as presentations at the town office and Essa Township schools and signs displayed until September.

Mayor noted the creation of a video from Essa Township discussing speeding within the township.

7. ESTABLISH DATE AND TIME OF NEXT MEETING

The next Traffic Advisory Committee meeting will be scheduled for May 24, 2022 at 3:15 p.m.

8. RESOLUTION REQUEST FROM COUNCIL

5a

9. ADJOURNMENT

Moved by: Steele Seconded by: Foley

Be it resolved that this meeting of the Traffic Advisory Committee of the Township of Essa adjourn at 3:56 PM.

HEALTHY COMMUNITY COMMITTEE MEETING MINUTES

April 21, 2022

5:00 – 6:00 PM

Attendees: Anne Learn-Sharpe, Angelica Tang, Susan Antler,

Regrets: Judith Hunter, Michael Smith, Aimee Powell

Staff: Audra Marshall

Review

- Discussed new site location for new pollinator garden.
- Discussed approval for No Mow May initiatives.

Sign at LeClair Garden

- Will be delivered to Township- Building Department will see that sign is installed in park

Next Steps

- Timeline set for creating pollinator garden.
- Create signs to populate social media to create buzz for No Mow May
- Set reminders to discuss Fall visits to gardens
- Next meeting May 19, 2022

End of meeting 6:12 pm

9a

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2022 – 26

A By-Law to regulate the use of Fireworks within the Township of Essa, and to amend By-law 2020-59.

WHEREAS subsection 121(1) of the *Municipal Act*, 2001, S.O. 2001 c.25 provides that By-laws may be passed by a local municipality prohibiting and regulating the sale of fireworks and the setting off of fireworks; and

WHEREAS subsection 121(2) of the Act provides that Council may prohibit the activities described in Section 121(1), unless a permit is obtained from the municipality for those activities and may impose conditions for obtaining, continuing to hold and renewing the permit, including requiring submission of plans; and

WHEREAS Council of the Corporation of the Township of Essa deems it necessary and expedient to regulate the sale and discharge of fireworks;

NOW THEREFORE Council of the Corporation of the Township of Essa hereby enacts as follows:

1. That section 2.1 of By-law 2020-59 be amended to read as follows:

2.1 "Designated Days" shall mean:

- a) *Victoria Day and one (1) calendar day immediately preceding, between dusk to 10:00 p.m.*
- b) *and Canada Day and one (1) calendar day immediately preceding, between dusk to 10:00 p.m.*
- c) *the third day of Diwali, between dusk to 10:00 p.m.*

2. That section 5.2.1 of By-law 2020-59 be amended to read as follows:

5.2.1 Exceptions

Family fireworks may be discharged on Designated Days only, those being:

- a) *Victoria Day and one calendar day immediately preceding Victoria Day;*
- b) *Canada Day and one calendar day immediately preceding Canada Day; and*
- c) *The third day of Diwali Celebrations only.*

3. This By-law shall come into force and take effect upon passing.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the 18th day of May, 2022.

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2022 - 27

A By-Law to amend Township of Essa Comprehensive Zoning By-law 2003-50, as amended – 62 Centre Street, Angus.

WHEREAS, pursuant to Section 34 of the *Planning Act*, R.S.O., 1990, c.P.13, as amended, the Council of the Township of Essa has passed a comprehensive Zoning By-Law No. 2003-50 for the Township of Essa; and

WHEREAS, an application to amend By-Law No. 2003-50 has been received with respect to lands known legally as Plan 160A PT LOT 248, also described as 62 Centre Street, Township of Essa, County of Simcoe; and

WHEREAS the provisions of this By-law conform to the Official Plan of the Township of Essa; and

WHEREAS, Council deems it advisable and expedient to amend Zoning By-Law No. 2003-50;

NOW THEREFORE Council of The Corporation of the Township of Essa hereby enacts as follows:

- 1) That Zoning By-Law 2003-50, as amended, is hereby amended as follows:
 - a) That Schedule "B", as amended, is hereby further amended by changing the zoning of a portion of the subject property from the "Residential, Low Density, Detached (R1)" to "Residential Low-Density, Semi-Detached (R2-10)", as depicted on Schedule 1 attached hereto, forming part of this By-Law.
 - b) That Section 10: Residential, Low Density, Semi-Detached (R2), as amended, is hereby further amended:
 - i) by the addition of a new subsection 10.4.10 entitled, "R2-10: Plan 160A PT LOT 248, 62 Centre Street (2022- 27)
 - ii) by numbering the existing R2-10.4 special zoning provision as subsection 10.4.10, and
 - iii) by the addition of a new subsection 10.4.10 as follows
R2-10: : Plan 160A PT LOT 248, 62 Centre Street (2022- 27)",

Notwithstanding any provisions of this Zoning By-Law No. 2003-50 to the contrary on those lands zoned "R2-10" on Schedule "A" of this By-law, residential uses on lands zoned "Residential, Low Density, Semi-Detached Exception (R2-10)" shall be permitted subject to the following provisions:

- Minimum Lot Area with Full Municipal Services: 370 m²
- Minimum Lot Frontage with Full Municipal Services: 8 m

9b

- 2) That all other respective provisions of the Zoning By-law 2003-50, as amended, shall apply.
- 3) That this By-law shall come into force and take effect on the date of passing thereof, subject to the provisions of Section 34 of the *Planning Act*, R.S.O., 1990, c.P.13 as amended.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED THIS 18th day of May, 2022.

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services

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9c

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2022-28

A By-Law to amend Township of Essa Comprehensive Zoning By-Law 2003-50, as amended.

WHEREAS, pursuant to Section 34 of the *Planning Act*, R.S.O., 1990, c.P.13, as amended, the Council of the Township of Essa has passed Comprehensive Zoning By-Law No. 2003-50 for the Township of Essa; and

WHEREAS, authority is granted under Section 34 and 35.1 of the *Planning Act*, R.S.O. 1990. C.P.13 as amended, to enact such amendments; and

WHEREAS the provisions of this By-law conform to the Official Plan of the Township of Essa; and

WHEREAS, Council deems it advisable and expedient to amend Zoning By-Law No. 2003-50;

NOW THEREFORE Council of The Corporation of the Township of Essa hereby enacts as follows:

1) That Zoning By-Law No. 2003-50, as amended, is hereby amended by adding the following new subsection 4.38 Additional Residential Unit(s) to Section 4 immediately following subsection 4.37 as follows:

"4.38 Additional Residential Unit(s)

4.38.1 Additional Residential Unit(s) shall be developed in accordance with the following provisions:

- a) Additional Residential Unit(s) shall be permitted where permitted by this By-law within a permitted single detached dwelling, semi-detached dwelling, or rowhouse or located within a detached accessory building/structure on the same lot as the primary residence where permitted by this By-law.
- b) A maximum of one Additional Residential Units shall be permitted on a lot, one within the primary residence or one located in a detached accessory building/structure to the primary residence in the specified zones.
- c) Additional Residential Unit(s) shall not be permitted on properties that are accessed from a private street.
- d) In accordance with the Off-Street Parking Requirements provided within this by-law, a minimum of two (2) parking spaces per

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Additional Residential Unit are required to be provided and maintained on site for the sole use of the occupants of an Additional Residential Unit and may include tandem parking spaces.

- e) Additional Residential Unit(s) shall be appropriately serviced and shall comply with all applicable health and safety standards, including but not limited to those set out in the Ontario Building Code and the Ontario Fire Code.
- f) The maximum floor area of an Additional Residential Unit within or attached to the primary residence shall be 50% of the gross floor area of the primary residence.
- g) Additional Residential Unit(s) shall be connected to both municipal water supply and municipal sanitary sewers, where available, and the Township confirms there is sufficient capacity to service the Additional Residential Units.
- h) Despite section 4.38.1.g), Additional Residential Unit(s) may be permitted where municipal water supply and municipal sanitary sewer are unavailable provided that it can demonstrated, to the satisfaction of the Township, that all private servicing is appropriately complied with including but not limited to the requirements of the Ontario Building Code.
- i) Additional Residential Unit(s) shall have separate washroom and kitchen facilities from the primary dwelling.
- j) Additional Residential Unit(s) shall not be permitted on a lot that is used for a Garden Suite, Bed and Breakfast, Group Home, Private Home Tutor, Private Home Daycare, or Correctional use.
- k) No Additional Residential Unit(s) shall be permitted within the flooding and erosion hazard limits of any/all watercourses.
- l) Home occupations shall only be permitted in the primary dwelling.
- m) The civic address of a lot containing an Additional Residential Unit(s) shall clearly indicate the existence of an Additional Residential Unit(s) by adding signage in accordance with By-law 2008.15 as amended.
- n) A separate entrance shall be required for the Additional Residential Unit(s).

- 4.38.2 An Additional Residential Unit within a Primary Dwelling shall be developed in accordance with the following additional provisions:
- a) A separate entrance shall be required for the Additional Residential Unit and shall be located on the rear or side of the primary residence.
 - b) All other provisions of the respective zone are complied with.

- 4.38.3 Additional Residential Unit within a Detached Accessory Building/Structure shall be developed in accordance with the following provisions:

- a) The maximum gross floor area of an Additional Residential Unit in a Detached Accessory Structure shall be the lessor of 102 square metres or 50% of the gross floor area of the principle dwelling unit.
 - b) The maximum building height of an Additional Residential Unit is one (1) storey and shall not exceed the height of 4.5 metres.
 - c) All applicable setbacks for a detached accessory building/structure within the applicable zone shall also apply to the Additional Residential Unit accessory structure.
 - d) A minimum of 1.5 metres shall be provided between the Additional Residential Unit in a detached accessory building/structure on the same lot and any other structure permitted on the lot.
 - e) That a minimum 1.2 metre walkway shall be provided from the Additional Residential Unit to the main access to the property.
 - f) An Additional Residential Unit within a detached accessory building/structure in the "A" and "RL" Zones shall be located no more than 30 metres from the Primary Residence.
 - g) The Additional Residential Unit shall not have a basement.
 - i) All other provisions of the respective zone are complied with.
- 2) That By-Law 2003-50 as amended, is hereby further amended by deleting the following definition in Section 3:

"Dwelling, Row" means a building divided vertically into three or more dwelling units, situated on one lot.

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3) That By-Law 2003-50 as amended, is hereby further amended by adding the following definitions to Section 3 alphabetically as follows:

“Rowhouse”

means a consecutive series of similar residential units that shall share a maximum of two common walls with the adjacent units, situated on one lot.”

“Primary Residence”

means a single detached dwelling, semi-detached dwelling, or rowhouse.”

“Primary Dwelling”

means the main dwelling unit to which additional residential units shall be secondary and subordinate.”

“Additional Residential Unit”

means a separate and self-contained dwelling unit that is subordinate to the Primary Dwelling and located within the same building or within a detached accessory building/structure on the same lot as the Primary Dwelling.”

5) That By-Law 2003-50 as amended, is hereby further amended by inserting a new permitted use a “j)” immediately following “i)” in Section 6.2 AGRICULTURAL (A) ZONE as follows:

“j) Accessory Residential Unit(s) in accordance with Section 4.38.”

6) That By-Law 2003-50 as amended, is hereby further amended by inserting a new permitted use a “j)” immediately following “i)” in Section 7.2 RURAL (RL) ZONE as follows:

“j) Accessory Residential Unit(s) in accordance with Section 4.38.”

7) That By-law 2003-50 as amended, is hereby further amended by inserting a new permitted use row in the table in Section 14 PERMITTED USES FOR RESIDENTIAL ZONES as follows:

Permitted Uses	R1 Zone	R2 Zone	R3 Zone	R4 Zone	R5 Zone
Accessory Residential Unit(s) in accordance with Section 4.38	√	√	√		

8) That By-Law 2003-50 as amended, is hereby further amended by inserting a new permitted use a “c)” immediately following “b)” in Section 15.2 ESTATE RESIDENTIAL (RS1) ZONE as follows:

“c) Accessory Residential Unit(s) in accordance with Section 4.38.”

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- 9) That all other respective provisions of the Zoning By-law 2003-50, as amended, shall apply.
- 10) That this By-law shall come into force and take effect on the date of passing thereof, subject to the provisions of Section 34 of the *Planning Act*, R.S.O., 1990, c.P.13 as amended.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this 18th day of May, 2022.

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services

THE CORPORATION OF THE TOWNSHIP OF ESSA**BY-LAW 2022 - 29****Being a By-law to establish a Registry for Additional Residential Unit(s).**

WHEREAS the Council of the Corporation of the Township of Essa deems it desirable to establish a Registration By-law for Additional Residential Units in 'R1', 'R2', 'R3', 'RS1', 'RL' and 'A' Zones, subject to certain exclusions in the Zoning By-law;

NOW THEREFORE Council of the Corporation of the Township of Essa hereby enacts as follows:

1. DEFINITIONS

In this By-law, the following definitions apply:

- (a) "Single detached dwelling", "semi-detached dwelling", "row housing", "primary residence", and "accessory building/structure", shall have the meanings assigned to such terms as defined in the Zoning By-law;
- (b) "Inspector" means a Building Inspector, Municipal Law Enforcement Officer or Fire Prevention Officer;
- (c) "Registrar" means the Chief Building Official or his or her designate;
- (d) "Township" means The Corporation of the Township of Essa; and
- (e) "Two-unit lot" means a lot which contains a primary residence and one (1) additional unit.

2. PROHIBITION

No person shall operate or permit the occupancy of more than one (1) dwelling unit in a two-unit lot, unless the two-unit lot is registered as required by this By-law.

3. REGISTRATION

- (a) Every person who owns a two-unit lot shall register the two-unit lot with the Registrar as required by this Bylaw.
- (b) Prior to registration:
 - (i) the owner shall apply for and obtain the proper building permit and each dwelling unit in a two-unit lot shall be inspected to ensure that it complies with all relevant standards set out in the Building Code and the Fire Code;
 - (ii) the owner shall ensure that each unit is equipped with an operable smoke alarm and carbon monoxide detector to the satisfaction of the Inspector;

- (iii) the owner shall provide the Registrar with a letter of compliance from the Electrical Safety Authority;
- (iv) the owner shall pay a one-time, non-refundable registration fee, and where the Registrar deems it necessary a re-inspection fee may be required, as set out in Schedule "A" to this By-law;
- (v) Notwithstanding (iv) above, the registration application fee of \$150.00 shall be waived for 2022;
- (vi) where a unit was constructed legally with a Building Permit prior to the enactment of this By-law, appropriate documentation is required to show the unit was built to meet all applicable requirements of the Zoning By-law, Building Code, and Fire Code; and
- (vii) the owner shall submit a completed application form provided by the Township.

4. REFUSAL AND REVOCATION

- (a) The Registrar may refuse to register any two-unit lot that does not meet the requirements set out in this By-law;
- (b) The Registrar may revoke the registration of any two-unit lot which, at any time after registration, ceases to meet the requirements set out in this By-law;
- (c) The onus of proving that each dwelling unit in a two-unit lot meets the requirements set out in this By-law is on the owner of the building;
- (d) Where the Registrar has revoked the registration of a two-unit lot, the owner may re-apply for registration in accordance with this By-law and will be required to pay the applicable fees.

5. NOTIFICATION OF REVOCATION

- (a) Prior to the revocation of the registration of a two-unit lot, the Registrar shall notify the owner of the two-unit lot of his or her "intent to revoke" and provide an explanation of the reasoning behind this intention;
- (b) Such notice shall be sent by registered mail to the owner of the two-unit lot, at the address of the two-unit lot and the address supplied on the application for registration;
- (c) The owner shall have a period of not more than sixty (60) days to comply with the requirements of registration as set out in this By-law. Where the owner fails to comply, the Registrar shall revoke the registration of the two-unit lot.

6. MUNICIPAL ADDRESSING

Upon registration of the two-unit lot, the Township shall assign a municipal address to indicate that the house contains two-units and the owner shall be required to display any/all applicable municipal address(s) in accordance with the Township's Sign By-law 2008-15, as amended.

7. OFFENCES

Any person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.

8. EXCEPTION

The owner of a two-unit lot that are existing and currently have a valid Temporary Use, Zoning By-law Amendment/Agreement that permits a two unit lot, shall not be required to register said two-unit lot as required by this By-law

9. SEVERABILITY

If any section of this By-law, or parts thereof, are found by any court of law to be illegal or beyond the power of Council to enact, such section, sections, part, or parts shall be deemed to be severable, and all other sections or parts shall be deemed to be separate and independent therefrom and to be enacted as such.

10. COMING INTO FORCE

The provisions of this By-law shall come into force and take effect upon third reading in conjunction with the accompanying Zoning By-law Amendment.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this 18th day of May, 2022.

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services

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SCHEDULE "A" TO BY-LAW 2022-29
FEE SCHEDULE

1. REGISTRATION FEE: \$150.00
 - Upon Application (Non-refundable, includes one inspection)

2. RE-INSPECTIN FEE: \$75.00
 - Payable if more than one inspection is required and/or the works do not require a building permit (payment due prior to release of registration)

Note: Building permit fees and all other agency application or inspection fees are not included in the above and are payable by the applicant, as required.

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2022 – 30

Being a By-law to confirm the proceedings of the Council meeting held on the 18th day of May, 2022.

THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESSA
HEREBY ENACTS AS FOLLOWS:

THAT the action of the Council at its meeting held on the 18th day of May, 2022 and, in respect of each recommendation contained in the Minutes of the Regular Council meeting held on the 4th day of May, 2022 and the Committee of the Whole meeting held on the 4th day of May, 2022; and, in respect of each motion, resolution and other action passed and taken by Council at the said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

THAT the Mayor and the proper officials of the Township of Essa are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary in that behalf and the Clerk is hereby authorized and directed to affix the Corporate Seal to all such documents.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND
FINALLY PASSED on this the 18th day of May, 2022.

Sandie Macdonald, Mayor

Lisa Lehr, Manager of Legislative Services