

VIRTUAL MEETING / RÉUNION VIRTUELLE

AGENDA / ORDRE DU JOUR

- A) Declaration of Pecuniary Interest / Déclaration d'intérêts pécuniaires
- B) Addendum and Agenda / Addenda et Ordre du jour
- B-1 Approve the Addendum
B-2 Adopt the Agenda
- C) Delegations & Petitions / Délégations et pétitions *NIL*

COMMITTEE OF THE WHOLE / COMITÉ PLÉNIER

- D-1) Planning / Planification
- D-1(a) Planning Act New Regulations – Covid-19
D-1(b) Camping Trailer By-law – Update
D-1(c) Land Purchase – Holditch Street (Encroachment)
D-1(d) Industrial Park Street Name (*Request from Eugene Cardinal*)
- D-2) Emergency Measures and Public Safety / Mesures d'urgence et sécurité publique
- D-2(a) COVID-19 - Planning
D-2(b) Cannabis By-Law (*L. Sénécal*)
- D-3) Economic Development / Développement économique
- D-3(a) CANO Funding Agreement (*C. Fisher*)
- D-4) Community Services / Services communautaires
- D-4(a) WN Pride Committee – Permission to Paint Crosswalks (*J. Seguin*)

REGULAR COUNCIL / SÉANCE RÉGULIÈRE

- E) Planning / Planification
- F) Correspondence and Accounts / Courier et comptes
- F-1 Receive the disbursements of accounts payables

G) Unfinished business / Affaires en marche

H) Notice of Motion / Avis de motion

I) New Business / Affaires nouvelles

- I-1** Authorize By-Law **2020/30** to set the Tax Ratios for 2020
- I-2** Authorize By-Law **2020/31** to set the Solid Waste Rates for 2020
- I-3** Authorize By-Law **2020/32** to set the Sewer & Water Rates for 2020
- I-4** Award the tender for Asphalt Sheeting
- I-5** MTO – Confirmation of funding for detailed design for Front St/Champlain Bridge

J) Addendum / Addenda

K) Information, Questions & Mayors' Report / Information, questions et rapport du Maire

- K-1** Mayor's Report

L) Adjournment / Ajournement

- L-1** Resolution to adopt By-law **2020/33** confirming proceedings of meeting
- L-2** Resolution to adjourn the meeting

MEMORANDUM

TO: Mayor and Council

FROM: Melanie Ducharme, Municipal Clerk/Planner

DATE: May 11, 2020

RE: Planning Act – New Regulations Update

Since the onset of the provincial restrictions implemented in mid March, no public meetings or gatherings of more than 5 persons have been permitted. As a result, West Nipissing and most other municipalities across the province have suspended the statutory public meetings required under the Planning Act.

On April 15, 2020, the Province of Ontario issued new regulations under the *Planning Act* to address applications whose notice periods and decision periods were caught in the time in which the restrictions began. The new regulations created a “pause” for all ongoing applications. The new regulations also provided all municipalities with the flexibility to choose whether to proceed with new applications during this time. Under the existing act, there are specific timelines for processing new applications. The new regulation gives municipalities the choice to suspend applications without fear of appeal for failure to process.

A summary prepared by Edward Veldboom for all of the municipalities he represents is attached as the actual regulation is very complicated. In the summary, he provides a plain language breakdown of the new regulation as well as advice for municipalities regarding new applications.

Given that the option of holding an “in person” public meeting is not available at this time, the issue of how to provide the public with the opportunity to see and hear the information as well as to be able to provide input and ask questions, is very complicated. In the summary attached, commentary has been included which states that where internet availability is not certain and the technical expertise of participants cannot be guaranteed, electronic or telephone meetings are largely impractical and may have the effect of “misinforming” rather than informing.

West Nipissing, like most other municipalities remains in a state of “waiting” until the Province provides lifts some of the gathering restrictions or, alternatively, provides guidelines for safely holding public meetings. In the interim, the Planning department continues to receive and review applications, provide advice and information as well as meeting with clients by phone and email.

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PLANNING ACT, REGULATION 149/20

Pre April 15th Decisions, Notices and Appeals

Decision and Notice Issued After February 26 and before April 15

If a decision, and notice thereof, occurred after February 26th but before April 15th, the decision remains valid, but the notice is deemed not to have been given.

Presumably to overcome the uncertainty initially created as a result of Regulation 73/20, the notice must be re-issued no later than 15 days after the (Provincial) State of Emergency has been declared to be over.

Decisions After March 2 and Before April 15

For decisions made after March 2, the decision is valid, however, regardless of whether any notice has been issued or not, a “fresh” notice of decision would have to be issued no later than 15 days after the State of Emergency has been declared to be over.

Applications in Progress Before April 15

If an application was in process before April 15, no decision is required to be made until the State of Emergency has been declared to be over. However, if the Municipality so chooses, the process could continue and would be treated in the same manner explained with respect to Post April 15th Decision Making, Notices and Appeals.

Under all three scenarios above, the appeal timelines in relation to an approval or a refusal do not run until the notice has been reissued (or issued for the first time).

Reissuing Notice During the State of Emergency

Of particular note: it is permissible to issue or reissue a notice during the State of Emergency. If that is done, it would be treated in the same manner explained with respect to Post April 15th Decision Making, Notices and Appeals (explained below).

Again, any notice that must be re-issued must be given no later than 15 days after the State of Emergency has been declared to be over.

Non-Decision Situations

Where an application was previously deemed complete and the time within which a decision was required to be made falls after March 17th but before April 15th, (e.g. Zoning By-law Amendments, Site Plans, Subdivisions and Severances), the appeal period is deemed not to have commenced and any appeal filed in that time period is also deemed not to have been filed.

For all intents and purposes, any non-decision is not appealable until after the State of Emergency has been declared to be over.

Special Rules for Committee of Adjustment Decisions Made After February 26 and Before April 15

If a committee of adjustment made a decision under section 45 of the Planning Act after February 26th but before April 15th, the decision remains valid but any notice issued must be re-issued.

This issuance or re-issuance of the notice must occur no later than 10 days after the State of Emergency has been declared to be over.

Appeals relating to decisions during this time period must be filed within 20 days after the giving of the notice is completed.

Whether the notice is given by personal service, e-mail, mail or fax, the giving of the notice will be deemed to be completed on the day that the serving of all notices is completed.

Post April 15th Decision Making, Notices and Appeals

Section 1(5) of the Regulation does act as a “pause button” for many **but not all** *Planning Act* stipulated timelines. It also does not preclude an approval authority from continuing to consider existing or new applications. What it does is gives the approval authority the choice whether or not to do so.

Choosing Not to Process

If a municipality/approval authority does not wish to proceed with applications and processes related thereto, it cannot be forced to so. That “protection” is provided through subsection 1(5) which pauses the timeline for a variety of the components of the process. Among other things, the timeline for declaring applications to be complete or incomplete, the giving of notice of the application and making materials available for public inspection are paused. Thus, an applicant cannot initiate the first point of appeal

concerning the completeness (or “incompleteness”) of an application. As noted previously appeals of non-decisions are not available during the State of Emergency.

Choosing to Move Forward to Approval Stage (in a Nutshell)

Even though some timelines are suspended, where an approval authority wishes to move forward it can do so. For example, although the time within which an application must be deemed to be incomplete or complete may be suspended, the authority can deem the application complete and move to the next step. Thus, if they choose not to make the determination, the suspension of the timelines insulates it from an appeal, however, the suspension of the timelines does not preclude the approval authority from acting within the normal timelines.

Using section 34 as an example, although the time frame in section 34(10.7) may be suspended, the approval authority can make the required information available to the public and move to the next step.

This approach can continue to the point of a decision being made and notice thereof being issued. Appeal rights and timelines are triggered and if no appeals are filed the approval will be final; however, if an appeal is filed the process comes to a stop and will have to wait until the State of Emergency is declared to be over. Below are references to the time frames that are not suspended with respect to common applications.

Zoning By-law Amendments

The Regulation does not pause the time line for giving of notice or for filing appeals in relation to an approval of a Zoning By-law Amendment (34(18/19)).

It also does not pause the timeline for giving notice of a refusal (34(10.9)) or for filing appeals of a refusal (34(11.0.3)). That said it does pause the timeline for an appeal of a non-decision (34(11)).

If an appeal of an approval or refusal is filed, the Municipality is not required to forward the appeal package to LPAT as the timeline in subsection 34(23) has been paused.

If there are no appeals of an approval, the decision is final.

Severances

The Regulation does not pause the time line for giving of notice or for appeals in relation to approval or refusal of Consents to Sever or in relation to a change in conditions (53(23/24/27)). However, if an appeal is received/filed, the approval authority is not required to forward the appeal package to LPAT as subsection 53(28) has been paused. If no appeals of any decision are received the decision is final.

Plans of Subdivision

The effect of Regulation 149/20 on Plans of Subdivision are the same as those set out for severances.

It does not pause the time line for giving of notice or for appeals in relation to an approval or refusal or a change in conditions (51(37/39/43/48))). However, if an appeal is received or filed, the approval authority is not required to forward the appeal package to LPAT as the time period in subsection 51(50) has been paused. If no appeals of any decision are received the decision is final.

Minor Variances

For decisions made after April 15th, the timelines for the giving of notice of decisions and appeals under subsection 45(10/12) have not been paused.

Oddly, unlike with the previously discussed applications, upon receiving an appeal the municipality remains obliged under subsection 45(13) to forward the appeal package to the LPAT “promptly” after receiving a notice of appeal. It is unclear if this is an oversight or intentional.

The gist of the foregoing regulatory provisions is to allow a municipality, if it so chooses, to continue to process applications and to grant approvals. Where no appeals are filed, the decision will be final. However, once an appeal is received the process will come to a halt until such time as the State of Emergency has ended.

Public Meetings

For any applications where a/the public meeting has occurred, continuing with the process would appear to be straightforward and simple. However, the question for new processes is whether a proper public meeting can be convened in the absence of the ability to conduct an “in person” meeting. In the normal course, interested persons (including those who are entitled to receive direct notice under the regulations) would have the option/ability to attend a public meeting to view materials (as well as to hear presentations) and make an oral representation. Interested parties could also opt to send in written comments (without need to attend the public meeting).

That option is not available at the present time.

Thus, the question is how can the public meeting requirement be satisfied. An electronic or virtual meeting appears to be the most obvious potential solution. In order to fulfill the basic requirements of the public meeting, persons must be able to 1) see and hear what transpires at the “virtual public meeting” and 2) make an oral representation.

Meetings that are live streamed or broadcast and where participants have the opportunity to join the meeting electronically (through a video or at least telephone conference link) where they are afforded the opportunity to speak would appear to meet the requirements of the Act, however the true question is whether the intent of the public meeting requirement is satisfied.

In those areas of the Province where internet availability is limited, of lower quality or consistency, it begs the question: Can a proper public meeting be convened that meets the intent of convening a public meeting? Any "electronic" meeting will have to attempt to replicate the "experience" or level of public access that is afforded in a "regular in person" public meeting. If there is uneven internet coverage in a municipality "streamed" or "zoomed" meetings may not replicate that access. Thus, there could be questions as to the legitimacy of any public meeting that is conducted in those circumstances.

One could argue that the option of sending written comments in without seeing or attending a public meeting suffices to protect a right of appeal. However, the purpose of a public meeting is not solely about protecting a right of appeal. It is intended to ensure that there is a fulsome disclosure of the particulars about the proposal by those who wish to receive that information. If a person cannot go to a meeting place and is precluded from accessing an "electronic meeting" (for example due a complete lack of internet access or internet with limited capabilities) is there proper public participation/engagement in the process?

For those municipalities that have knowledge of internet issues/deficiencies, could those issues/deficiencies be overcome through simple telephone access? As the person may not be able to see maps, diagrams and documents as they are referenced by those persons presenting the information there is some potential for the person to be "misinformed" rather than informed.

It would seem that any decision to proceed with a public meeting should be made with careful consideration of how public access will be offered and, most importantly, whether that form of access is available throughout the municipality. In assessing public engagement, the nature of the application (i.e. a minor variance vs. a plan of subdivision approval) may affect the determination.



Français

Planning Act

ONTARIO REGULATION 149/20

SPECIAL RULES RELATING TO DECLARED EMERGENCY

Consolidation Period: From April 15, 2020 to the e-Laws currency date.

No amendments.

This is the English version of a bilingual regulation.

Definition

1. In this Regulation,

"COVID-19 emergency" means the emergency declared pursuant to Order in Council 518/2020 (Ontario Regulation 50/20) on March 17, 2020 pursuant to section 7.0.1 of the *Emergency Management and Civil Protection Act*.

Non-application of orders under s. 7.1 (2) of the EMCPA

2. Despite the *Emergency Management and Civil Protection Act*, an order made under subsection 7.1 (2) of that Act after April 15, 2020 does not apply with respect to the *Planning Act*, the regulations or section 114 of the *City of Toronto Act, 2006*.

Non-application of O. Reg. 73/20

3. Despite the *Emergency Management and Civil Protection Act*, Ontario Regulation 73/20 (Order under subsection 7.1 (2) of the Act - Limitation Periods) made under that Act does not apply and is deemed to have never applied with respect to the *Planning Act*, the regulations or section 114 of the *City of Toronto Act, 2006*.

Rules re giving notice

4. (1) If the giving of notice of a decision required by a provision set out in subsection (3) was completed on or after February 26, 2020 and before April 15, 2020, the giving of the notice is deemed not to have been completed and the notice shall be given again in accordance with the provision, except that the notice shall be given no later than 15 days after the COVID-19 emergency is terminated or disallowed.

(2) The following rules apply if a notice is required to be given under a provision set out in subsection (3) in respect of a decision that was made on or after March 2, 2020 and before April 15, 2020:

1. If the notice was given to one or more persons or public bodies but the giving of the notice was not completed before April 15, 2020, the notice is deemed not to have been given and the notice shall be given again in accordance with the provision, except that the notice shall be given no later than 15 days after the COVID-19 emergency is terminated or disallowed.
2. If the notice was not given before April 15, 2020, the notice shall be given in accordance with the provision, except that the notice shall be given no later than 15 days after the COVID-19 emergency is terminated or disallowed.

(3) The provisions referred to in subsections (1) and (2) are as follows:

1. Subsections 17 (23) and (35) of the Act.

2. Subsection 22 (6.6) of the Act.
3. Subsections 34 (10.9) and (18) of the Act.
4. Subsections 51 (37) and (45) of the Act.
5. Subsections 53 (17) and (24) of the Act.
6. Subsection 10 (13) of Ontario Regulation 173/16 (Community Planning Permits) made under the Act.

(4) The following rules apply if a decision in respect of an application under section 45 of the Act was made on or after February 26, 2020 and before April 15, 2020:

1. The secretary-treasurer of the respective committee of adjustment shall give notice of the decision in accordance with subsection 45 (10) of the Act regardless of whether such notice had previously been given, except that the reference in that subsection to "not later than ten days from the making of the decision" shall be read as "not later than ten days after the emergency declared pursuant to Order in Council 518/2020 (Ontario Regulation 50/20) on March 17, 2020 pursuant to section 7.0.1 of the *Emergency Management and Civil Protection Act* is terminated or disallowed".
2. The reference in subsection 45 (12) of the Act to "within 20 days of the making of the decision" shall be read as "within 20 days after the day that the giving of notice in accordance with paragraph 1 of subsection 4 (4) of Ontario Regulation 149/20 (Special Rules Relating to Declared Emergency) made under the *Planning Act* is completed".
3. For the purposes of paragraph 2, the giving of notice shall be deemed to be completed,
 - i. where notice is given by personal service, on the day that the serving of all required notices is completed,
 - ii. where notice is given by e-mail, on the day that the sending by e-mail of all required notices is completed,
 - iii. where notice is given by mail, on the day that the mailing of all required notices is completed, and
 - iv. where notice is given by telephone transmission of a facsimile of the notice, on the day that the transmission of all required notices is completed.

(5) For greater certainty, nothing in this section prevents the filing of a notice of appeal in connection with a matter for which a notice of decision is required to be given in accordance with subsections (1), (2) or (4) before the notice of decision is given in accordance with the applicable provision.

Application of periods of time during COVID-19 emergency

5. (1) The period of the COVID-19 emergency shall not be included for the purposes of counting the periods of time described in the following provisions:

1. Subsections 17 (29), (29.1), (29.2), (31), (34.1), (40), (40.2), (42), (42.1), (42.2) and (42.3) of the Act.
2. Subsections 22 (6.1), (6.2), (6.4), (7.0.2), (9), (9.1), (9.1.1), (9.2) and (9.3) of the Act.
3. Subsections 33 (4) and (15) of the Act.
4. Subsections 34 (10.4), (10.5), (10.7), (11), (11.0.0.0.1), (23), (23.2) and (23.3) of the Act.
5. Subsection 36 (3) of the Act.
6. Subsections 38 (1) and (2) of the Act, but only in respect of interim control by-laws in effect on March 17, 2020.
7. Subsections 41 (12) and (12.0.2) of the Act.
8. Subsections 42 (12) and (13) of the Act.
9. Subsections 45 (4), (13.1) and (13.2) of the Act.
10. Subsections 51 (19.1), (19.2), (19.4), (34), (35), (35.1), (35.2), (50), (50.1), (50.2) and (59) of the Act.

11. Subsections 53 (14), (15), (16.1), (16.2), (28), (29.1), (29.2), (41) and (43) of the Act.
12. Subsection 69 (3) of the Act.
13. Subsection 12 (1) and section 13 of Ontario Regulation 173/16 (Community Planning Permits) made under the Act.
14. Subsections 114 (15) and (15.2) of the *City of Toronto Act, 2006*.

(2) The following rules apply if a period of time described in a provision set out in subsection (1) ended on or after March 17, 2020 and before April 15, 2020:

1. The period of time is deemed not to have ended.
2. An appeal that was filed on or after March 17, 2020 and before April 15, 2020 under any of the following provisions is deemed not to have been filed:
 - i. Subsection 17 (40) of the Act.
 - ii. Subsection 22 (7) of the Act, but only in respect of an appeal brought in accordance with paragraph 1 or 2 of subsection 22 (7.0.2) of the Act.
 - iii. Subsection 33 (4) of the Act, but only in respect of an appeal with respect to the neglect to make a decision on an application.
 - iv. Subsection 33 (15) of the Act, but only in respect of an appeal with respect to the neglect to make a decision on an application.
 - v. Subsection 34 (11) of the Act, but only in respect of an appeal with respect to the failure to make a decision on an application.
 - vi. Subsection 36 (3) of the Act, but only in respect of an appeal with respect to the failure to make a decision on an application.
 - vii. Subsection 41 (12) of the Act.
 - viii. Subsection 51 (34) of the Act.
 - ix. Subsection 53 (14) of the Act.
 - x. Subsection 12 (1) of Ontario Regulation 173/16 (Community Planning Permits) made under the Act.
 - xi. Subsection 114 (15) of the *City of Toronto Act, 2006*.
3. A motion that was made on or after March 17, 2020 and before April 15, 2020 under any of the following provisions is deemed not to have been made:
 - i. Subsection 22 (6.3) of the Act.
 - ii. Subsection 34 (10.6) of the Act.
 - iii. Subsection 51 (19.3) of the Act.

Interim control by-laws

6. (1) If an interim control by-law was in effect on March 17, 2020 and has not been repealed before April 15, 2020, and would, but for this section, expire after April 15, 2020 and before the COVID-19 emergency terminates or is disallowed, the by-law is deemed not to expire and is deemed to remain in effect for the remainder of the COVID-19 emergency and is deemed to remain in effect after the COVID-19 emergency for a period that is equal to the number of days between March 17, 2020 and the day the by-law would have expired.

(2) If an interim control by-law was in effect on March 17, 2020, has not been repealed before April 15, 2020, and does not expire before the COVID-19 emergency terminates or is disallowed, the by-law is deemed to remain in effect after the day it would otherwise expire for a period that is equal to the number of days between March 17, 2020 and the day the COVID-19 emergency is terminated or is disallowed.

(3) Nothing in subsections (1) or (2) limit the ability of a municipality to amend or repeal the interim control by-law.

7. OMITTED (PROVIDES FOR COMING INTO FORCE OF PROVISIONS OF THIS REGULATION).

Français

MEMORANDUM

TO: Mayor and Council

FROM: Melanie Ducharme, Municipal Clerk/Planner

DATE: May 11, 2020

RE: **CAMPING TRAILERS**

On March 3, 2020, Council received feedback regarding the public consultation(s), which took place in the latter part of 2019 as well as a report from staff with recommendations for the proposed regulation of camping trailers. The purpose of this memo is to summarize the direction of Council and address any misinterpretation or incompleteness of my recollection of the discussion.

- The majority of Council did not support licensing or registration of campers or the levying of any fees annual or otherwise;
- A maximum of one (1) trailer shall be permitted on a lot zoned for residential use (R1-R4) within the urban service boundaries of Sturgeon Falls, Verner, Field and Cache Bay (**this regulation currently exists in the West Nipissing Zoning By-Law**).
- In all other areas, on a lot zoned primarily for residential use, (R1, R2, R3, R4 and RS), a maximum of two (2) trailers will be permitted. Any person wishing additional trailers may apply through the minor variance process under the Planning Act, but in no case, shall the number exceed four(4) on a residentially zoned lot;
- On a lot zoned RR (Rural Residential), RU (Rural) or (A1) Agriculture, the maximum number of trailers shall be (6). Any increase shall be dealt with through the minor variance process under the Planning Act;
- All trailers must be able to demonstrate that septic effluent and grey water are being properly disposed of.
- A lot containing six (6) or more trailers shall have a field/septic bed or a pit privy and legal grey water disposal pit;
- Existing sites with six (6) or more trailers shall have until August 31, 2022 to install a field bed or sufficient pit-privy/grey water disposal facilities, approved by the North Bay Mattawa conservation Authority;
- All trailers shall be set back a minimum distance of 15m from any lot line (including roadways and waterbodies).
- Any existing trailer which can comply with the required setbacks, shall do so by August 31, 2020. Any existing trailer which is unable to comply due to attached structures or physical lot impediments, may remain, but may not renovate or in any way increase the non-compliance.

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The foregoing is a summary of that which included in the by-law draft attached for Council's consideration.

Many of the items contained in this by-law will also need to be included in a Zoning By-law Amendment, the process for which will be commenced as soon as the Province relaxes some of the restrictions on gatherings so that the legislated public meeting can take place.

Melanie

BY-LAW 2020/

**BEING A BY-LAW TO REGULATE CAMPING TRAILERS AND
RECREATIONAL VEHICLES USED FOR HUMAN HABITATION
IN THE MUNICIPALITY OF WEST NIPISSING**

WHEREAS Section 10(2) of the *Municipal Act*, 2001 authorizes municipalities to pass by-laws respecting the economic, social and environmental well-being of the municipality;

AND WHEREAS Sections 164(1) of the *Municipal Act*, 2001 authorizes municipalities to prohibit or license trailers within a municipality;

AND WHEREAS Council for the Municipality of West Nipissing deems it necessary to pass a by-law to regulate trailers within the Municipality of West Nipissing;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST NIPISSING ENACTS AS FOLLOWS:

SECTION 1 - TITLE

- 1.1 This By-law shall be cited as the "Camping Trailer By-law".

SECTION 2 - DEFINITIONS

- 2.1 **"Campground"** means lands designated in the Zoning By-Law as C-3 (Tourist Commercial) and used for the parking and temporary use for at least six (6) campsites occupied by tents, trailers, motor homes, truck campers and recreation vehicles and accessory uses and facilities such as administrative offices, sanitary facilities, recreational facilities and an accessory convenience store.
- 2.2 **"Existing Trailer"** means a trailer which is located on any lands including a Legal Non Conforming Campground as of the date of the passing of this By-Law;
- 2.3 **"Legal Non-Conforming Campground"** means lands which are not zoned C3 (Tourist Commercial), but used for the parking and temporary use for at least six (6) campsites occupied by tents, trailers, motor homes, truck campers or recreational vehicles, accessory uses and facilities such as administrative offices and sanitary facilities, recreational facilities and accessory conveniences stores, but which have been established as legal non-conforming by virtue of their existence prior to the passing of the West Nipissing Zoning By-Law 2014-45.
- 2.4 **"Municipality"** means the Corporation of the Municipality of West Nipissing and shall be defined as the lands and premises within the corporate limits.
- 2.5 **"Property"** shall mean any separately assessed parcel of land which is legally owned, in fee simple.
- 2.6 **"Stored Trailer"** means any trailer located on the property only for the purpose of sale or storage but shall not include any trailer used at any time for living, sleeping or eating accommodations of persons while located on that property.
- 2.7 **"Trailer"** shall mean any vehicle so constructed that is suitable for being attached to a motor vehicle for the purpose of being drawn or is propelled by the motor vehicle and is capable of being used for the living, sleeping or eating accommodation of persons, even if the vehicle is jacked up or its running gear is removed. Examples include a tent trailer, a camper trailer, a recreational trailer, a fifth wheel, a recreational vehicle (motor home), a bus converted into a motor home and park model trailer.
- 2.8 **"Transient Trailer"** means any trailer which is placed on a property for a period not exceeding fourteen (14) consecutive days during the months of June, July, August in any year.
- 2.9 **"Zoning By-Law"** shall mean the Municipality of West Nipissing Zoning By-Law No. 2014-45, as amended.

SECTION 3 - PROHIBITIONS

- 3.1 No person shall use nor shall an owner of Property permit a person to use and/or keep a Trailer on any Property within the Municipality except as provided in this By-law and the Zoning By-Law .
- 3.2 No person shall use or permit a person to use, store or keep a Trailer on any property which is zoned Residential One (R1), Residential Two (R2), Residential Three (R3) or Residential Four (R4) within the urban service boundary of Sturgeon Falls, Cache Bay, Field and Verner, except as provided in the Zoning By-Law.
- 3.3 On any Property which is zoned Residential One (R1), Residential Two (R2), Residential Three (R3) or Residential Four (R4) or Shoreline Residential (SR), which is located outside the urban service boundary of Sturgeon Falls, Cache Bay, Field or Verner, no person shall locate more than two (2) Trailers, which shall not include a Stored Trailer unless an amendment to the Zoning By-Law has been granted pursuant to Section 34 of the *Planning Act*.
- 3.4 No person shall locate more than six (6) trailers, which shall not include a stored trailer, on a Property which is zoned (RR) Rural Residential, RU (Rural) or A1 (Agriculture) unless an amendment to the Zoning By-Law has been obtained pursuant to Section 34 of the *Planning Act*.
- 3.5 No person shall locate more than six (6) trailers on a property unless the provisions of Section 3.10(a) or (b) are complied with. The provisions of 3.10(c) and (d) shall not apply to properties with more than six (6) trailers.
- 3.6 No person shall occupy a Trailer from December 1st to April 30th of any given year.
- 3.7 No person shall add or cause to be added to a Trailer any addition such as a sunroom, porch, roof canopy or deck without obtaining a building permit from the Municipality, regardless of whether such structures may have been constructed at or moved from a different location.
- 3.8 No person shall discharge or caused to be discharged from any Trailer any septic effluent or grey water other than in accordance with Section 3.10 hereof.
- 3.9 No Trailer or Transient Trailer shall be placed any closer than 15m to any property boundary.
- 3.10 No person shall locate a Trailer or a Transient Trailer on a property unless:
- (a) the Trailer or Transient Trailer is connected to an approved Class 3 System (leaching bed);
 - (b) the property contains an approved Class 1 system (a chemical toilet, an incinerating toilet, a recirculating toilet, a self-contained portable toilet, an earth pit privy, a pail privy, a privy vault or a composting toilet system,) and an approved Class 2 system (grey-water);
 - (c) the septage is being removed from the Trailer or Transient Trailer by a licensed hauler. The Municipality reserves the right to require an owner to provide receipts and/or contracts as evidence of such an arrangement;
 - (d) The septage and grey water is being hauled from the property in a portable tank designed for such purpose and disposed of in a licensed transfer (dump) station. The Municipality reserves the right to conduct regular inspections of properties utilizing portable haulage systems.

SECTION 4 - EXISTING TRAILERS AND LEGAL NON-CONFORMING CAMPGROUNDS

- 4.1. Existing Trailers which are not affixed to additions, decks, porches, etc., shall be required to comply with the setback provisions set out in Section 3.9 on or by August 30, 2020.
- 4.2. Existing Trailers which are located closer than 15m to any Property boundary which are affixed to structures such as sunrooms, porches, decks, etc., shall be permitted as long as all other provisions of this By-Law are complied with. In the event an Existing Trailer or any appurtenant structure is destroyed or voluntarily removed, no replacement thereof shall be permitted. In the event that other physical structures on the lot or physical site constraints preclude compliance with the set-backs, the owner of an Existing Trailer shall be required to comply insofar as possible with the required setbacks.
- 4.3. No person shall cause to be added to an Existing Trailer any addition, sunroom, porch, roof canopy or deck which, would further increase the situation of non-compliance with respect to set-backs from any property boundary;

- 4.4. No owner of a Legal Non-Conforming Campground, shall from the date of the passing of this by-law, increase the number of Existing Trailers without obtaining an Amendment to the Zoning By-law pursuant to Section 34 of the *Planning Act*.
- 4.5. Legal Non-Conforming Campgrounds shall, by August 31, 2022, comply with the provisions of Section 3.10(a) or (b).

SECTION 5 - EXEMPTIONS

The following shall be exempt from the provisions of this By-law:

- 5.1 A Stored Trailer;
- 5.2 A Transient Trailer;
- 5.3 A trailer located in a Campground;

SECTION 6 - ADMINISTRATION AND ENFORCEMENT

- 6.1 Any person who contravenes any of the provisions of this by-law shall be guilty of an offence and shall be liable, for each contravention and each day of contravention shall constitute a separate offence.
- 6.2 No person being the registered owner of any lot or parcel of land within the Municipality shall permit any person to locate a Trailer on his or her property except in accordance with the provision of this by-law.
- 6.3 The enforcement of the By-law is assigned to the Municipal Law Enforcement Officer for the Municipality of West Nipissing.
- 6.4 Any Trailer used, maintained or located in contravention of this By-law shall be removed from the lot, at the expense of the Owner of the lot. Failure to remove any trailers from a lot within the time prescribed by the Municipal Law Officer may result in the removal of said trailer by the Municipality, at the expense of the Owner of the lot.

SECTION 7 - INSPECTIONS

- 7.1 Any person designated by Council to enforce this By-law may, at any reasonable time and upon producing proper identification, enter and inspect any property licensed under or in contravention of the provisions of this By-law.
- 7.2 No person shall obstruct, hinder or in any way interfere with any person designated to enforce this By-law.

SECTION 8 - PENALTY

- 8.1 Any person who contravenes any of the provisions of this by-law shall be guilty of an offence and, upon conviction, shall be liable to a fine pursuant to Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33, for each contravention and each day of contravention shall constitute a separate offence. Schedule "C" attached.
- 8.2 Upon registering a conviction for a contravention of any provision of this By-law, the Ontario Court, Provincial Division, may, in addition to any penalty imposed by this By-law, make an order prohibiting the continuation or repetition of the offence by the person convicted.

SECTION 9 - VALIDITY

- 9.1 If any section, clause or provision of this By-law is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-law as a whole or any part

thereof other than that section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all remaining sections, clauses or provision of the By-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions thereof shall have been declared to be invalid.

SECTION 10 - EFFECTIVE DATE

10.1 This By-law shall come into effect on the date it is passed.

**ENACTED AND PASSED THIS DAY OF , 2020 AS WITNESSED BY THE SEAL OF THE CORPORATION
AND THE HANDS OF ITS PROPER OFFICERS.**

JOANNE SAVAGE
MAYOR

MELANIE DUCHARME
CLERK

NEW: 2020

Municipality of West Nipissing
TRAILER LICENSING BY-LAW
SCHEDULE "A" TO BY-LAW 2020/

FEE SCHEDULE

PERMIT FEE

TRAILERS LOCATED IN THE RURAL RESIDENTIAL (RR) AND SHORELINE RESIDENTIAL (SR) ZONE AS SET OUT IN THE MUNICIPALITY OF WEST NIPISSING ZONING BY-LAW :

Trailer License Fee

\$ 50.00 per year

and each year thereafter until such time the fee is amended by Council

TRAILERS LOCATED IN THE RURAL ZONE AS SET OUT IN THE MUNICIPALITY OF WEST NIPISSING ZONING BY-LAW

Trailer License Fee

\$ 50.00 per year

and each year thereafter until such time the fee is amended by Council

NEW: 2020

Municipality of West Nipissing
TRAILER LICENSING BY-LAW
SCHEDULE "B" TO BY-LAW 2020/

APPLICATION FOR A TRAILER/CAMPER PERMIT

Name:	
Address:	
Telephone:	

Site Address:			
Property Roll No.:			
Applicant's Interest in land:	<input type="checkbox"/> Owner	<input type="checkbox"/> Tenant	<input type="checkbox"/> Leasee
Dimensions of land:	Frontage: _____	Depth: _____	
	Area: _____	Zoning: _____	

Detailed description of Recreational Vehicle:			
Length: _____	Colour: _____	Model: _____	
VIN #: _____		License Plate: _____	

What provisions have been made for:	
Septic/Black Water:	
Grey Water:	
Drinking Water:	
Garbage Disposal:	
Landfill Access #:	
Electricity (if applicable):	
Expected dates of occupancy:	

A Site Plan of property should be attached showing the following (where applicable)	
<input type="checkbox"/> Property dimensions	<input type="checkbox"/> The position of the recreational vehicle of site including setbacks from all lot boundaries, roadways and waterbody courses as set out the Municipality of West Nipissing Zoning By-law
<input type="checkbox"/> Location of Septic system	
<input type="checkbox"/> Parking spaces	<input type="checkbox"/> Location of well
<input type="checkbox"/> Fire pit	<input type="checkbox"/> Driveway

SUPPORTING DOCUMENTS

- ☐ Attach approved permit from the North Bay Mattawa Conservation Authority (if applicable)
- ☐ Attach Sketch of property/trailer location.

✓ BY SIGNING BELOW, I CONFIRM THAT THE INFORMATION PROVIDED ON THIS APPLICATION IS TRUE AND FACTUAL TO THE BEST OF MY KNOWLEDGE AND BELIEF.

✓ BY SIGNING BELOW, I AGREE TO COMPLY WITH THE PROVISIONS OF BY-LAW 2020/.

DATE:	SIGNATURE OF APPLICANT:
-------	-------------------------

RESERVED FOR THE MUNICIPAL OFFICE:	
Reviewed by the Municipality of West Nipissing on the _____ day of _____, 20____	SIGNATURE OF MUNICIPAL OFFICIAL:

NEW: 2020

Municipality of West Nipissing
TRAILER LICENSING BY-LAW
SCHEDULE "C" TO BY-LAW 2020/

PART I – PROVINCIAL OFFENCES ACT
PENALTY PROVISION

ITEM	SHORT FORM WORDING	PROVISION CREATING OR DEFINING OFFENCE	SET FINE

NOTE: The general penalty provision for the offences listed above is section 8.1 of By- Law 2020/ a certified copy of which has been filed.

MEMORANDUM

TO: Mayor and Council
FROM: Melanie Ducharme, Clerk
DATE: May 11, 2020
RE: Offer to Purchase Land – Holditch Street

In 2007 an offer was made to purchase a 20' strip of land on the north boundary of the property located at 87 Holditch Street on which the owner had inadvertently constructed a garage. Council agreed to the sale and the property was subsequently appraised at \$8,000.00 and surveyed. Unfortunately, the transaction did not proceed.

In 2017, the owner again approached the municipality to purchase the lands. Council requested that an updated appraisal be sought since 10 years had elapsed since the original appraisal. The new appraisal indicated a value of \$13,000 to \$16,000. The purchase price was communicated to the owner, however the transaction did not proceed.

The owner now wishes to sell the property and needs to rectify the encroachment prior to the sale. I am seeking direction as to whether the appraisal obtained in 2017 is satisfactory or if a new appraisal needs to be obtained.

Melanie

Joie de vivre



www.westnipissingouest.ca

SCALE: 1 INCH = 10 FEET
PA. BLACKBURN OLS



STURGEON RIVER

PIN 49079-0667 (LT)

BLOCK J
REGISTERED PLAN No. 39
PIN 49079-0477 (LT)

MACKIE STREET
(CLOSED BY JUDGE'S ORDER)
WDE BY-LAW 1310 AND
INSTRUMENT N047068

PIN 19079-0470 (LT)

PART 2. PLAN JGR-7704

PART 2, PLAN 300-2704
PIN 49079-0471 (LT)

No. 39
79-0489 (LT)

PART 1

LOT 35
SIDE
LOT 34
WEST
LOT 33

I RESOLVE THIS PLAN TO BE DEPOSITED AS THE LAND TITLES ACT. <i>Frederick R. Shaw</i> DATE <i>Feb 8/2008</i> <i>P. A. SLAGBURN</i> CHANDLER LAND SURVEYOR		PLAN JOR-12414 RECEIVED AND DEPOSITED DATE <i>Feb 8/2008</i> <i>Joe Buehler</i> ASST COUNTY LAND RECORDS FOR THE LAND TITLES DIVISION OF ARIZONA	
POINT	LOCATION	FIG	AREA
1	POINT OF LOT 36 WEST END OF HOLSTEN STREET BETWEEN PLOT 1 AND PLOT 2	PART OF LOT 36 NORTH-50' E	23689 Sq Ft

[illegible]

SURVEYORS CERTIFICATE

(CERTIFY THAT)

1. THE SURVEY WAS MADE IN ACCORDANCE WITH THE SURVEY ACT, THE SURVEYORS ACT AND THE LAND REVENUE AND THE FORESTLANDS (PRICE) ACT 1981

2. THE SURVEY WAS COMPLETED ON THE 16th DAY OF NOVEMBER, 2002

SURVEYOR GENERAL, CHANDIGARH

NOVEMBER 16th, 2002

P.A. BLACKBURN LIMITED		
ONTARIO LAND SURVEYORS		
PLG	19112	PLG

May/11/2020

West Nipissing Ouest

101-225 Holditch St

Sturgeon Falls On P2B 1T1

West Nipissing Ouest Council

Att: Melanie Ducharme

Re: Purchase of 20' ft x 100'ft of Municipal Property

Part 1, 36R-12414

It was agreed up on between [REDACTED] who was working at the time for Municipality in 2007, that the said strip of land 20x100 was to be sold to [REDACTED] for the price of 8,000.00\$ due to the flood zone attached to that strip of city excess land. At my own cost, I have raised the lot by 3' feet so it wouldn't be a flood zone. I maintain the strip of land all the way to the river by cutting the grass, and keep up with the garbage that the boaters left on the city property for 11 years at no cost to the Municipality, it should count for something. I'm asking the city council to sell the strip of land at the price we had agreed on which I would pay immediately.

I never received anything from [REDACTED] or from the Municipality. Meanwhile [REDACTED] retired that year and it was forgotten by both parties involved. Never the less I realize that I don't have much choice into the matter

Thanking you in advance

Regards

[REDACTED]

MEMORANDUM

TO: Mayor and Council
FROM: Melanie Ducharme, Clerk
DATE: May 11, 2020
RE: Request to Name Road in Industrial Park (Bay & Leblanc)

Please see attached request from Eugene Cardinal, who is assisting in the construction of the new crematorium, which is to be built in the industrial subdivision on lands which Mr. Bourgeois purchased from the Municipality of West Nipissing in 2017.

Mr. Cardinal is requesting that council consider naming the street, which remains un-named, "Bourgeois Street".

Melanie

Joie de vivre



West Nipissing Ouest

Joie de vivre

www.westnipissingouest.ca

RECEIVED
MAR 03 2020

March 2, 2020

Dear Mayor and Council Members,

I was talking to Melanie Ducharme about the Crematorium that Collin Bourgeois will be building in the Sturgeon Falls Industrial Park.

We are in the process of having that built by October this year. This will help the community by creating 1.5 jobs and will also increase the "Hub" of services we have in West Nipissing.

To that effect, I am requesting that council look at naming the street that the Crematorium will be built on, be called "**Bourgeois Street**".

As you know some of the streets in Sturgeon Falls have been named after people that were considered community minded individuals. Collin bourgeois is involved in several key roles in the community and helping West Nipissing keep their services up to date.

As a citizen of West Nipissing, I feel that naming the street "**Bourgeois Street**" would be a sign of respect and gratitude for everything Mr. Bourgeois is doing for the municipality and its residents.

Thank you for taking the time to consider my request. I really appreciate it.


Eugene Cardinal

MEMORANDUM

TO: Mayor and Council
FROM: Jay Barbeau, CAO
DATE: March 15, 2020
RE: COVID-19 - PLANNING

A verbal update regarding COVID-19 planning will be provided at the meeting and any supporting documentation will be distributed at that time.

As the Ontario Provincial Government rolls out its plan to slowly reopen businesses in a safe and strategic manner, we will closely monitor Premier Ford's daily announcements to determine how these plans may impact our municipality.

Thank you,

from the desk of: Jay Barbeau,
CAO

Joie de vivre



West Nipissing Ouest

Joie de vivre

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MEMORANDUM

TO: Mayor and Council
FROM: Melanie Ducharme, Clerk
DATE: May 11, 2020
RE: Cannabis Odours

Pursuant to the request from Councillor Lise Sénécal attached regarding concerns raised by residents due to odours emanating from cannabis plants, attached please find copy of a By-Law recently adopted by the City of Hamilton with respect to nuisances which include, but are not limited to, odours and lighting relating to the personal cultivation of cannabis plants.

Melanie

Joie de vivre




West Nipissing Ouest

Joie de vivre

www.westnipissingouest.ca

SCHEDULE "B" OF BY-LAW 2019/24

 AGENDA ITEM REQUEST FORM			
PLEASE PRINT CLEARLY:			
Requested Council Meeting Date:		May 05, 2020	
Name of Requestor:	Lise Senecal	Date submitted: November 6, 2019	
Address:	Full mailing address: 188 Dovercourt RD		
Phone:	Home:	Business / Cell: 705 690-4267	Fax:
E-Mail:	lsenecal@westnipissing.com		
Requested Agenda Item/Subject:		Cannabis bylaw	
Additional details / background information:		<input checked="" type="checkbox"/> see below <input type="checkbox"/> Supporting documents attached separately <i>Please attach/include pertinent information to support this item. This will assist staff in conducting any research or obtaining background information; which may be required to make an informed decision in the best interest of the municipality.</i>	
<p>Could you please add the following on our next council meeting; "Cannabis bylaw".</p> <p>I have received numerous complaints about an issues that a family and surrounding neighbors are facing on a daily based on Belanger street.</p> <p>Thank you Lise Senecal Counselor ward 1</p>			
ADMINISTRATIVE APPROVAL			
STEP 1 → Submit your completed form to the CAO or designate for required review and approval. Every effort will be made to accommodate requests however the complexity of subject may require the matter to be heard on another date other than the original date requested and the requestor will be notified.			
Signature of CAO or designate:		Date:	
MUNICIPAL OFFICE USE			
STEP 2 → This form must be returned to the Clerk's office no later than 12 noon on the Wednesday preceding the Council Meeting at which the item is to be considered, subject to CAO approval and scheduling.			
Date Received:		Received from:	COUNCILLOR L. SÉNÉCAL
Meeting Date Requested:	MAY 05, 2020	Mode of Notification:	<input type="checkbox"/> in person <input type="checkbox"/> by telephone <input checked="" type="checkbox"/> by e-mail <input type="checkbox"/> other: _____
Processing of request:	<input type="checkbox"/> Information only <input type="checkbox"/> Action Item <input checked="" type="checkbox"/> Discussion/Action Item <input type="checkbox"/> Report Required <input type="checkbox"/> Public Hearing <input type="checkbox"/> Closed Session		
APPROVED FOR AGENDA:			
Scheduled for (date):	MAY 19, 2020		<input type="checkbox"/> Regular meeting <input checked="" type="checkbox"/> Committee of Whole meeting
Requestor Notification:	The above requestor _____ was notified on _____ (date)		
Action Taken:			
Notes / Comments:			

CITY OF HAMILTON

BY-LAW NO. 20-077

To Repeal and Replace By-law No. 09-110, being a By-law to Prohibit and Regulate Certain Public Nuisances within the City of Hamilton; and to Amend By-law No. 17-225, a By-law to Establish a System of Administrative Penalties

WHEREAS the Council of the City of Hamilton deems it appropriate to enact a by-law to prohibit and regulate certain public nuisances within the City of Hamilton pursuant to sections 128 and 129 of the *Municipal Act, 2001*, S.O. 2001, c. 25, ("*Municipal Act, 2001*") as amended;

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

AND WHEREAS sections 445 and 446 of the *Municipal Act, 2001* authorize municipalities to issue work orders and in default of a work order being completed by the person directed or required to do it, the work shall be done by the City at the person's expense by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes;

AND WHEREAS in the opinion of the Council for the City of Hamilton, the following are or could become a public nuisance:

- (a) the act of urinating or defecating in public places;
- (b) the act of knocking over mailboxes, relay boxes, newspaper boxes, recycling boxes and other waste containers located on highways; or
- (c) odours and lighting from the cultivation of cannabis plants.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

PART I - INTERPRETATION

Definitions

1. In this By-law:

"Act" means the *Cannabis Act* S.C. 2018, c. 16 and its regulations, and if applicable, any predecessor or successor acts and its respective regulations, all as amended;

"By-law" means this by-law to prohibit and regulate certain nuisances within the City of Hamilton;

“Canada Post” means Canada Post Corporation established by the *Canada Post Corporation Act*, R.S.C., 1985, c. C-10;

“City” means the municipal corporation of the City of Hamilton;

“Cannabis Plant” means a plant that belongs to the genus *Cannabis* and, in the absence of evidence to the contrary, includes any plant described as cannabis or by a name that is commonly applied to cannabis;

“Cultivate, Cultivated, Cultivating or Cultivation” in respect of cannabis, means to grow, propagate or to harvest cannabis plants and includes the possession of cannabis plants;

“Defecate” means to discharge excrement from the human body;

“Highway” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, part of which is intended for use or used, by the general public for the passage of vehicles or persons, and includes the area between the lateral property lines thereof, including sidewalks and boulevards;

“Nuisance” means anything that is injurious to health, indecent, offensive to any of the Senses, or results in the loss of enjoyment of normal use of property;

“Officer” means a Police Officer or a Municipal Law Enforcement Officer appointed under any federal or provincial statute or regulation or City by-law or any other person assigned or appointed by Council of the City to administer or enforce this By-law and includes a person employed by the City whose duties are to enforce this By-law;

“Porta Potty” means a portable building containing a toilet;

“Public Place” includes a Highway and any place to which the public has access and private property that is exposed to public view, whether or not the property is owned by the person contravening the By-law, but does not include a Washroom Facility;

“Senses” means a faculty by which the human body perceives an external stimulus and includes one or more of the faculties of sight, smell, hearing, taste and touch;

“Urinate” means to discharge urine from the human body; and

“Washroom Facility” means a room inside a building that is equipped with toilet facilities and includes a Porta Potty.

Application

2. This By-law applies to all persons, lands and properties in the City of Hamilton.

PART II - RESTRICTIONS

Urinating or Defecating in a Public Place

3. No person shall Urinate or Defecate in a Public Place.

Knocking over Personal and Public Property

4. No person shall knock over or attempt to knock over a Canada Post mailbox, Canada Post relay box, newspaper box, recycling container, garbage container or other similar waste container located on a Highway. This section shall not apply to:
 - (a) City employees or any person under contract to the City who is acting under the City's Solid Waste Management By-law;
 - (b) City employees or any person under contract to the City while performing work in the normal course of their duties; or
 - (c) Canada Post employees or any person under contract to Canada Post while performing work in the normal course of their duties.

Lighting from the Cultivation of Cannabis Plants

5. No person shall cause, create or permit light from the Cultivation of cannabis plants to shine upon the land of others so as to be or to cause a Nuisance to any person or to the public generally.
6. Every owner or occupier of land shall ensure that no light from the Cultivation of cannabis plants on his or her land shines upon the land of others so as to be or to cause a Nuisance to any person or to the public generally.
7. Outdoor lighting and indoor lighting from the Cultivation of cannabis plants that can be seen outdoors shall be operated, placed and maintained, or have a barrier placed and maintained, so as to prevent or block direct illumination of the interior of a building on adjoining land or lands regardless of whether such a building has or may have a barrier, shades, drapes or other interior window coverings.

Odours from the Cultivation of Cannabis Plants

8. No person shall cause, create or permit the emission of an odour from the Cultivation of cannabis plants so as to be or to cause a Nuisance to any person or to the public generally.
9. Every owner or occupier of land shall ensure that no emission of an odour from the Cultivation of cannabis plants on his or her land is or causes a Nuisance to any person or to the public generally.

PART III - ENFORCEMENT

Enforcement

10. The provisions of this By-law may be enforced by an Officer.
11. If an Officer is satisfied that a contravention of this By-law has occurred, he or she may make an order requiring the person who contravened the By-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred, to discontinue the contravening activity.
12. An order under section 11 shall set out:
 - (a) reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred; and
 - (b) the date or dates by which there must be compliance with the order.
13. If an Officer is satisfied that a contravention of this By-law has occurred, he or she may make an order requiring the person who contravened the By-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred, to do work to correct the contravention.
14. An order under section 13 shall set out:
 - (a) reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred;
 - (b) the work to be completed;
 - (c) and the date by which the work must be complete.
15. An order under section 13 may require work to be done even though the facts which constitute the contravention of the By-law were present before the By-law making them a contravention came into force.
16. An order made under sections 11 or 13 may be served personally or by registered mail to the last known address of:
 - (a) the person who caused, created or permitted the offence; and
 - (b) the owner or occupier of the lands where the contravention occurred.
17. Where an owner or occupier of the land on which the contravention occurred, who has been served with an order and fails to comply with the order, then an Officer, or any authorized agent on behalf of the City may enter on the land at any reasonable time

and complete the work required to bring the land into compliance with the provisions of this By-law as set out in the order.

18. Where the work required to bring the land into compliance with the By-law has been performed by or for the City, the costs incurred in doing the work may be collected by action or the costs may be added to the tax roll for the land and collected in the same manner as taxes.
19. An Officer may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether any provision of this By-law or an order made under this By-law is being complied with.
20. For the purposes of conducting an inspection pursuant to this By-law, an Officer may:
 - (a) require the production for inspection of documents or things relevant to the inspection;
 - (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
 - (c) require information from any person concerning a matter related to the inspection; and
 - (d) alone, or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purpose of the inspection.
21. No person shall prevent, hinder or obstruct, or attempt to hinder or obstruct an Officer who is exercising a power or performing a duty under this By-law.

Offence and Penalty

22. Any person other than a corporation who contravenes any provision of this By-law or who fails to comply with an order made under this By-law or who obstructs or attempts to obstruct an Officer in carrying out his or her duties under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$5,000 for a first offence, and a maximum fine of \$10,000 for a subsequent offence.

Same re Corporations

23. Any corporation which contravenes any provision of this By-law or who fails to comply with an order made under this By-law or who obstructs or attempts to obstruct an Officer in carrying out his or her duties under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$50,000 for a first offence and \$100,000 for any subsequent offence.

Other Remedies

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

Continuing Offence

25. Each day or a part of a day that a contravention of this By-law continues is deemed to be a separate offence.

Administrative Penalties

26. In the alternative to a charge for the offences described in this By-law and listed in Schedule A of the City of Hamilton's By-law 17-225, an Officer may issue an administrative penalty notice for the applicable contraventions.

PART IV – MISCELLEOUS

Severability

27. Where a court of competent jurisdiction declares any provision of this By-law invalid, or to be of no force or effect, the provision shall be deemed conclusively to be severable from the By-law and every other provision of this By-law shall be applied and enforced in accordance with its terms to the extent possible according to law.

Administrative Penalty Table

28. Administrative Penalty By-law No 17-225 is amended by adding Table 23 to Schedule A:

TABLE 23: BY-LAW NO. 20-078 NUISANCE BY-LAW				
ITEM	COLUMN 1 DESIGNATED BY- LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 SET PENALTY
1	20-077	3	Urinate in public place	\$205.00
2	20-077	3	Defecate in public place	\$305.00
3	20-077	4	Cause to knock over a mailbox	\$205.00
4	20-077	4	Attempt to knock over a mailbox	\$155.00
5	20-077	4	Cause to knock over a relay box	\$205.00
6	20-077	4	Attempt to knock over a relay box	\$155.00
7	20-077	4	Cause to knock over a newspaper box	\$205.00
8	20-077	4	Attempt to knock over a newspaper box	\$155.00
9	20-077	4	Cause to knock over a waste container	\$205.00
10	20-077	4	Attempt to knock over a waste container	\$155.00

Short Title

29. The short title of this By-law is the "Public Nuisance By-law".

Proceedings and Other Actions Continued

30. Any proceeding being conducted, or other action being carried out under By-law No. 09-110 shall be deemed to continue under this By-law, and any reference to By-law 09-110 in such proceeding or other action shall be deemed to refer to this By-law.

Repeal

31. By-law No. 09-110 is hereby repealed.

Enactment


32. This By-law comes into force and effect on the day it is passed.


PASSED this 22nd day of April, 2020

F. Eisenberger
Mayor

A. Holland
City Clerk

SCHEDULE "B" OF BY-LAW 2019/24

 AGENDA ITEM REQUEST FORM			
PLEASE PRINT CLEARLY:			
Requested Council Meeting Date:		May 2020	
Name of Requestor:		Chris Fisher	Date submitted: May 6th 2020
Address:		Full mailing address: 3636 B Hwy 539 Field Ontario	
Phone:		Home: 705-758-1632	Business / Cell: 705-492-6784
E-Mail:		Cfisher@westnipissing.ca	
Requested Agenda Item/Subject:		CANO	
Additional details / background information: <input checked="" type="checkbox"/> see below <input type="checkbox"/> Supporting documents attached separately <i>Please attach/include pertinent information to support this item. This will assist staff in conducting any research or obtaining background information; which may be required to make an informed decision in the best interest of the municipality.</i> As general guidelines are saying that there will be no concerts or large gathering this year it makes no sense to give tax payer \$ to CANO, Why would we give them money for nothing? Can we either break or defer this contract?			
ADMINISTRATIVE APPROVAL			
STEP 1 → Submit your completed form to the CAO or designate for required review and approval. Every effort will be made to accommodate requests however the complexity of subject may require the matter to be heard on another date other than the original date requested and the requestor will be notified.			
Signature of CAO or designate:			Date:
MUNICIPAL OFFICE USE			
STEP 2 → This form must be returned to the Clerk's office no later than 12 noon on the Wednesday preceding the Council Meeting at which the item is to be considered, subject to CAO approval and scheduling.			
Date Received:		MAY 7, 2020	
Meeting Date Requested:		MAY 19, 2020	
Processing of request:		Received from: Councillor Fisher Mode of Notification: <input type="checkbox"/> in person <input type="checkbox"/> by telephone <input checked="" type="checkbox"/> by e-mail <input type="checkbox"/> other: _____	
		<input type="checkbox"/> Information only <input type="checkbox"/> Action Item <input checked="" type="checkbox"/> Discussion/Action Item <input type="checkbox"/> Report Required <input type="checkbox"/> Public Hearing <input type="checkbox"/> Closed Session	
APPROVED FOR AGENDA:			
Scheduled for (date):		MAY 19, 2020	
Requestor Notification:		<input type="checkbox"/> Regular meeting <input checked="" type="checkbox"/> Committee of Whole meeting	
The above requestor _____ was notified on _____ (date)			
Action Taken:			
Notes / Comments:			

 AGENDA ITEM REQUEST FORM			
PLEASE PRINT CLEARLY:			
Requested Council Meeting Date:		As soon as possible	
Name of Requestor:	Jeremy Séguin (West Nipissing Pride Committee)	Date submitted: May 7th 2020	
Address:	Full mailing address: 3 Laurier st		
Phone:	Home: 705 618 1815	Business / Cell:	Fax:
E-Mail:	Jseguin@westnipissing.ca		
Requested Agenda Item/Subject:		Painting crosswalks on King Street and William Street	
Additional details / background information:		<input checked="" type="checkbox"/> see below <input type="checkbox"/> Supporting documents attached separately	
<p><i>Please attach/include pertinent information to support this item. This will assist staff in conducting any research or obtaining background information; which may be required to make an informed decision in the best interest of the municipality.</i></p> <p>This request to council is on behalf of West Nipissing Pride and is in regards to having the permission to paint the 4 crosswalks on the corner of King and William streets. Two crosswalks would be painted in the traditional Pride colours, and two other would be painted in the Trans colours (representing both flags).</p> <p>The painting would start on the first week of June (weather dependant) to celebrate Pride month.</p> <p>Thank you for your attention,</p>			
ADMINISTRATIVE APPROVAL			
STEP 1 → Submit your completed form to the CAO or designate for required review and approval. Every effort will be made to accommodate requests however the complexity of subject may require the matter to be heard on another date other than the original date requested and the requestor will be notified.			
Signature of CAO or designate:		Date:	
MUNICIPAL OFFICE USE			
STEP 2 → This form must be returned to the Clerk's office no later than 12 noon on the Wednesday preceding the Council Meeting at which the item is to be considered, subject to CAO approval and scheduling.			
Date Received:	MAY 7, 2020	Received from:	COUNCILLOR SÉGUIN
Meeting Date Requested:	MAY 19, 2020	Mode of Notification:	<input type="checkbox"/> in person <input type="checkbox"/> by telephone <input checked="" type="checkbox"/> by e-mail <input type="checkbox"/> other: _____
Processing of request:	<input type="checkbox"/> Information only <input type="checkbox"/> Action Item <input checked="" type="checkbox"/> Discussion/Action Item <input type="checkbox"/> Report Required <input type="checkbox"/> Public Hearing <input type="checkbox"/> Closed Session		
APPROVED FOR AGENDA:			
Scheduled for (date):	MAY 19, 2020	<input type="checkbox"/> Regular meeting <input checked="" type="checkbox"/> Committee of Whole meeting	
Requestor Notification:	The above requestor _____ was notified on _____ (date)		
Action Taken:			
Notes / Comments:			

MEMORANDUM

TO: Mayor and Council

FROM: Alisa Craddock CPA, CMA Director of Corporate Services/Treasurer

DATE: May 15, 2020

RE: TAX IMPACT AND TAX RATIOS

Tax ratios determine how municipal taxes impact other classes of property, such as commercial and multi residential classes. The ratios are set by the Municipality but there are limits set by the province.

The status quo tax ratio structure is

Property Class

Residential	1.000000
New Multi-Res	1.000000
Multi-Res	2.000000
Commercial	1.799721
Industrial	1.464117
Pipelines	2.910600
Farm	0.250000
Managed Forest	0.250000
Landfill	1.799721

Provincial ranges of fairness and range of flexibility for tax ratios

Class	Range of Fairness		Range of Flexibility	
	Low	High	Low	High
Residential	1.000000	1.000000	1.000000	1.000000
Multi-residential	1.000000	1.100000	1.000000	2.000000
Commercial	0.600000	1.100000	0.600000	1.799721
Industrial	0.600000	1.100000	0.600000	1.464117
Landfills	0.600000	1.100000	0.600000	1.930585
Pipelines	0.600000	0.700000	0.600000	2.910600
Farm	0.010000	0.250000	0.010000	0.250000
Managed Forests	0.250000	0.250000	0.250000	0.250000

Joie de vivre



West Nipissing Ouest

Joie de vivre

www.westnipissingouest.ca

The provincial ranges are target ranges. If West Nipissing's ratios are outside of these target ranges, we are limited in proposed changes to tax ratios.

At a 4.07% levy increase, the tax rate increase is 1.55%. The impact of a 4.07% tax levy increase on \$100,000 of assessment, at the current tax ratios, for every \$100,000 of assessment

Assessment	Tax Class	Tax Ratio	Tax Rate	Total
\$ 100,000	Residential	1.000000	1.074149	\$ 1,074.15
	Multi			
\$ 100,000	Residential	2.000000	2.148298	\$ 2,148.30
\$ 100,000	Commercial	1.799721	1.933169	\$ 1,933.17

Based on average assessments

Assessment	Tax Class	Tax 2019	Tax 2020	Change
\$ 204,575	Residential	\$ 2,163.86	\$ 2,197.44	\$ 33.58
\$ 511,346	Multi Residential	\$ 10,817.34	\$ 10,985.24	\$ 167.90
\$ 233,200	Commercial	\$ 4,439.25	\$ 4,508.15	\$ 68.90

The attached scenarios evaluate the impact on residential taxes by changes to commercial and/or multi residential ratios. These changes are based on \$100,000 of assessment. As West Nipissing's assessment base is predominantly residential, changes in ratio produce small variations in residential tax while producing much larger variations in commercial and residential taxes.

Impact of reduction of Commercial ratios

Reduce Commercial by 1%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.075115	\$1,075.12	\$0.97
\$100,000	Multi Residential	2.000000	2.15023	\$2,150.23	\$1.93
\$100,000	Commercial	1.781724	1.915558	\$1,915.56	-\$17.61

Reduce Commercial by 2%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.076081	\$1,076.08	\$1.93
\$100,000	Multi Residential	2.000000	2.152162	\$2,152.16	\$3.86
\$100,000	Commercial	1.763727	1.897913	\$1,897.91	-\$35.26

Reduce Commercial by 5%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.078994	\$1,078.99	\$4.84
\$100,000	Multi Residential	2.000000	2.157988	\$2,157.99	\$9.69
\$100,000	Commercial	1.709735	1.844794	\$1,844.79	-\$88.37

Impact of reduction of Multi Residential ratio

Reduce Multi Res by 1%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.074525	\$1,074.53	\$0.38
\$100,000	Multi Residential	1.980000	2.127560	\$2,127.56	-\$20.74
\$100,000	Commercial	1.799721	1.933845	\$1,933.85	\$0.68

Reduce Multi Res by 2%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.074902	\$1,074.90	\$0.75
\$100,000	Multi Residential	1.960000	2.106808	\$2,106.81	-\$41.49
\$100,000	Commercial	1.799721	1.934524	\$1,934.52	\$1.36

Impact of reduction of Commercial and Multi Residential ratios

Reduce Multi Res and Commercial by 1%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.075492	\$1,075.49	\$1.34
\$100,000	Multi Residential	1.980000	2.129474	\$2,129.47	-\$18.82
\$100,000	Commercial	1.781724	1.916230	\$1,916.23	-\$16.94

Reduce Multi Res and Commercial by 2%

Assessment	Tax Class	Tax Ratio	Tax Rate	Total	Change
\$100,000	Residential	1.000000	1.076837	\$1,076.84	\$2.69
\$100,000	Multi Residential	1.960000	2.110601	\$2,110.60	-\$37.70
\$100,000	Commercial	1.763727	1.899246	\$1,899.25	-\$33.92



BY-LAW 2020/30

**BEING A BY-LAW TO SET TAX RATIOS FOR
MUNICIPAL PURPOSES FOR THE YEAR 2020**

WHEREAS the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, requires the Council of a municipality to establish the tax ratios for 2020;

AND WHEREAS the tax ratios determine the relative amount of taxation to be borne by each property class;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST NIPISSING ENACTS AS FOLLOWS:

- 1) That By-Law no. **2019/43** be hereby repealed.
- 2) That for the taxation year 2020, the tax ratios are as follows:

(a) Residential/Farm property class	1.000000
(b) New Multi-residential property class.....	1.000000
(c) Multi- residential property class	2.000000
(d) Commercial occupied property class	_____
(e) Commercial excess land property class	_____
(f) Commercial vacant land property class	_____
(g) Industrial occupied property class	1.464117
(h) Industrial excess land class.....	0.951676
(i) Industrial vacant land class	0.951676
(j) Large Industrial occupied property class	6.747749
(k) Large Industrial excess land class.....	4.386037
(l) Large Industrial vacant land class	4.386037
(m) Pipeline property class	2.910600
(n) Landfills.....	1.799721
(o) Farmlands property class	0.250000
(p) Managed Forest property class.....	0.250000
- 3) That this By-law shall come into force and take effect on the day its passing.

ENACTED AND PASSED THIS 19th DAY OF MAY 2020 AS WITNESSED BY THE SEAL OF THE CORPORATION AND THE HANDS OF ITS PROPER OFFICERS.

JOANNE SAVAGE
MAYOR

MELANIE DUCHARME
CLERK



BY-LAW 2020/31

BEING A BY-LAW TO SET THE RATES FOR A SOLID WASTE MANAGEMENT SYSTEM IN THE MUNICIPALITY OF WEST NIPISSING

WHEREAS Section 326(2)(b) of the *Municipal Act* states as follows:

“**Special Service**” means a service or activity of a municipality or local board of the municipality that is being provided or undertaken at different levels or in a different manner in different parts of the municipality.

WHEREAS the solid waste management for the Corporation of the Municipality of West Nipissing shall be segregated in two areas, being:

- Sturgeon Falls, Springer Township and Cache Bay, Verner and Field, being one area, and
- all other outlying areas being the other area;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST NIPISSING HEREBY ENACTS AS FOLLOWS:

1) THAT THE FOLLOWING SOLID WASTE MANAGEMENT RATES FOR THE YEAR 2020:

Sturgeon Falls, Springer and Cache Bay, Verner and Field:
Per household unit: \$ 274.50
Each additional unit:..... \$ 166.80
Seasonal units:..... \$ 166.80

OUTLYING AREA:

Residential:

- A) Where landfill access and garbage pickup is provided:
Per household unit: \$ 237.75
Each additional unit:..... \$ 130.55
Seasonal units:..... \$ 130.55
- B) Where landfill access only is provided:
Per household unit: \$ 130.55
Each additional unit:..... \$ 64.00
Seasonal units..... \$ 64.00
Island Units..... \$ 64.00

Commercial and Industrial:

- A) Group 1 consisting of Lodges, Trailer Parks, Restaurants, Grocery Stores and Confectionaries:\$ 385.50
- B) Group 2 consisting of Professional Office, Banks, Motels, Garages, Bell, and all others not captured in Group 1:
- Where landfill access and garbage pickup is provided\$ 237.75
 - Where landfill access only is provided\$ 130.55

2) That By-law **2019/37** be hereby repealed.

ENACTED AND PASSED ON THIS 19th of MAY 2020, AS WITNESSED BY THE SEAL OF THE CORPORATION AND THE HANDS OF ITS PROPER OFFICERS.

JOANNE SAVAGE
MAYOR

MELANIE DUCHARME
MUNICIPAL CLERK

BY-LAW 2020/32

**BEING A BY-LAW WITH RESPECT TO SETTING
THE WATER AND SEWER RATES
WITHIN THE MUNICIPALITY OF WEST NIPISSING FOR THE YEAR 2020**

WHEREAS Part II, Section 10. (2) 3. of the *Municipal Act* provides for single-tier municipalities to pass by-laws respecting financial management of the municipality and its local boards; and

WHEREAS Section 398 (2) of the *Municipal Act*, 2001, S.O. 2001 provides that: 'The Treasurer of a local municipality may add fees and charges imposed by the municipality, to the tax roll for the following property in the local municipality and collect them in the same manner as municipal taxes';

- (1) In the case of fees and charges for the supply of public utility, the property to which the public utility was supplied;

AND WHEREAS Section 391 (3) of the *Municipal Act* provides that: The costs included in a fee or charge may include costs incurred by the municipality or local board related to administration, enforcement and the establishment, acquisition and replacement of capital assets;

AND WHEREAS the Council of the Corporation of the Municipality of West Nipissing deems it desirable and expedient to revise and amend its water and sewer rates for the year 2020;

NOW THEREFORE THE COUNCIL FOR THE CORPORATION OF THE MUNICIPALITY OF WEST NIPISSING ENACTS AS PER SCHEDULES ATTACHED HERETO AND FORMING PART OF THE BY-LAW:

- (1) **THAT** all Single Family dwellings in the Municipality be charged the same flat fee for water and sanitary sewer services as follows:

	Single Family Dwelling	Term
Water service	\$618.10	year
Sanitary sewer service	\$772.63	year
Both water and sewer	\$1,390.73	year

- (2) **THAT** all Multiple dwellings in the Municipality be charged the same flat fee for water and sewers services as follows:

	First dwelling	Each Additional Dwelling	Term
Water service	\$618.10	\$309.05	year
Sanitary sewer service	\$772.63	\$386.31	year
Both water and sanitary sewer	\$1,390.73	\$695.36	year

- (3) **THAT** all Cache Bay residents not connected to sanitary sewer services, the annual fee shall be : \$309.04

- (4) **THAT** all Cache Bay residents not connected to sanitary sewer services, the annual rate for multiple-dwellings is as follows: \$309.05 year for the first dwelling and \$154.53 year for each addition dwelling

- (5) **THAT** all Residential and Commercial pools be charged the following fee: \$75.52 year

- (6) **THAT** all Buildings within the Municipality of West Nipissing, other than Residential Buildings be charged for the use of municipal water and sewer based upon **Schedule "A"** of rates attached.

- (7) **THAT** the following water rate be the one charged to all clients within the Municipality of West Nipissing who have water meters.

(a)	All metered services Industrial, Commercial and Residential	\$7.23524 per 1,000 i.g.
(b)	All Commercial Water Tankers	\$7.23524 per 1,000 i.g.

- (8) **THAT** the Sanitary Sewer surcharge rate charged to all clients within the Municipality be the water rate multiplied by 1.25

- (9) **THAT** non-payment of outstanding charges will be handled as follows:

- 9.1 In case of non-payment of assessed rates or charges by any owner or consumer when the same becomes due and payable, the Collector's office will charge a monthly interest charge of 1.25% of the outstanding balance to the account on the (1st) day of each month.
- 9.2 When a consumer has neglected to pay the assessed rates or charges for ninety (90) days, the arrears balance, including any interest charges and administrative fee, shall be added to the tax roll and shall become due and payable, and shall be collected as if the same had originally been imposed and formed part of such tax levy.
- 9.3 Penalties and interest on the principle outstanding amount in default of the utility charges so added to the tax roll shall continue to be computed until the clearance of the tax roll balance.
- 9.4 An administration fee of \$25.00 shall be added to the outstanding utility charge before the total outstanding balance is added to the tax roll.

- (10) **THAT** By-law 2019/36 be hereby repealed.

- (11) **THAT** this By-Law shall be retroactive to the first day of the Year 2020.

ENACTED AND PASSED THIS 19th DAY OF MAY 2020 AS WITNESSED BY THE SEAL OF THE CORPORATION AND THE HANDS OF ITS PROPER OFFICERS.

JOANNE SAVAGE
MAYOR

MELANIE DUCHARME
DEPUTY CLERK

SCHEDULE "A" TO BY-LAW NO. 2020/32
BEING A BY-LAW WITH RESPECT TO SETTING THE WATER AND SEWER RATES
WITHIN THE MUNICIPALITY OF WEST NIPISSING FOR THE YEAR 2020

1	Bath tubs or showers	Hotels and Motels & Institutions	150.80
		Each additional	70.22
2	Basins		122.73
	Each additional	Institutions & Commercial	52.81
3	Bait Dealers & Minnow Ponds	(Per season X 4 yearly)	
		Min. ponds with Cont. Flow	702.76 quarter
		Min. Ponds with Reg. Systems	351.57 quarter
4	Barber Shops	First chair	150.80
		Each additional	88.09
5	Building (during const.)	New commercial building	583.70
		New residential building	116.64
		New industrial building	1,758.56
6	Bakeries	Each	527.34
7	Banks	Each	351.57
8	Beauty Salons, Spa's and other Health Related Businesses	First Chair	150.80
		- Each additional	88.09
9	Brewer's Warehouse	Each	1,061.23
10	Steam Boilers	Manufacturing establishments	351.57
11	Bowling Alleys	First lane	141.45
		Each additional lane	52.81
12	Water closets (toilets)	Stores, offices, restaurants, bars	105.59
		Each additional	63.39
		Manufacturing establishment	175.80
		Hotels, Motels, Institutions	88.09
		Schools, public buildings, (Halls)	88.09
		Each additional	70.28
		Continuous Flow	150.80
13	Churches	Base Rate - First 2,000 sq. ft.	105.59
		Each additional 1,000 sq. ft. (Based on main floor area)	23.29
14	Golf Course	Base rate (no irrigation)	140.53
15	Club Rooms	Base rate	140.53
16	Curling Rinks	Base rate	703.07
17	Cleaning, Drying,	Base rate	351.57
	Pressing Shops		
18	Fountains (drinking)	Self Closing	210.18
		Continuous Flow	527.34
		Ornamental display - public	210.18
		Ornamental - swimming pools	210.18
		Ornamental - private property	105.24
		In restaurant	245.43

SCHEDULE "A" TO BY-LAW NO. 2020/32
BEING A BY-LAW WITH RESPECT TO SETTING THE WATER AND SEWER RATES
WITHIN THE MUNICIPALITY OF WEST NIPISSING FOR THE YEAR 2020

19	Gas Station, Service Station	Base rate	527.34
	Car Wash Manual	Each bay	417.91
	Car Wash	Semi-automatic	1,313.28
20	Garages	Base rate	527.34
21	Greenhouses	Private- per season	105.59
		Commercial - per person	437.76
22	Hospital West Nipissing Flat Rate		10,505.75
23	Car Wash	Base rate	527.34
		Manual each bay	417.91
		Semi-automatic	1,313.28
24	Hotels, Motels, Boarding Houses		
		Each room	35.34
		Bars in hotels	490.84
		Cocktail lounges	875.51
25	Home for the Aged	Base rate first 2,500 sq. ft.	105.59
		Each additional 1,000 sq. ft.	52.81
26	Heating	Central heating system	
		(Hot water)	
		Hotel, commercial establishments, industrial	175.78
27	Private Hydrants	Each per year	1,061.23
28	Liquor Store	Base rate	620.18
29	Laundromats	Base rate	175.80
		Each additional washing machine	175.80
30	Municipal Buildings and Government buildings	Base rate	281.96
31	Market	Base rate	212.29
32	Offices	Printing	199.02
	Dental	First Chair	421.20
		Each additional chair	175.80
	Law	Base rate	105.59
	Medical	Base rate	183.80
	All others	Base rate	105.59
33	Schools, Day Care Buildings	Base rate	875.51
		Each additional room	52.81
34	Photograph Galleries	Base Rate	490.84
35	Pool rooms & billiards	Base rate	88.09
36	Restaurants and Chip stands	No seating inside	421.20
		With seating inside	875.51
37	Rinks & Skating	Closed	703.07
		Open - Institutions	527.34
		Open - Commercial	1,748.81

SCHEDULE "A" TO BY-LAW NO. 2020/32
BEING A BY-LAW WITH RESPECT TO SETTING THE WATER AND SEWER RATES
WITHIN THE MUNICIPALITY OF WEST NIPISSING FOR THE YEAR 2020

38 Stores	General, provisions groceries	245.43
	Confectionery	351.57
	Drug Stores	351.57
	Department Stores	703.07
	Dry Goods & Hardware	245.43
	Stationery Stores	245.43
	Butcher Shop	315.10
	Shoemaker & Tinsmith Shops	141.45
	Butcher Shops with grocery store	421.20
39 Swimming pools	Maintenance fee	75.52
40 Siphon Water	Each	437.81
41 Taxi Stands	Base rate	175.80
42 Tubs (wash)	In Hotels & Commercial	105.59
	Each additional	52.81
43 Theatres or Bingo Halls	Each	315.27
	Hall attached to Church or School	262.62
44 Tourist Cabins	Each single cabin without water service from system	28.42 year
	Each single cabin with water service from system	44.06 year
	Double cabins to be treated as two (2) cabins when calculating water rates	
45 Urinals Self Acting Only	Hotels & Motels	158.02
	Public Buildings, schools, etc.	158.02
46 Warehouses	Base rate	175.80
47 Welders	Base rate	175.80
48 Washer	Commercial buildings	
	Automatic washer	60.33
	Automatic dishwasher	60.33
49 Jacuzzi	Hotels & Motels	211.07
50 Outside taps	Each tap	30.19
51 Shut off and turn on water box	Each time during regular hours	90.03
52 Buildings with sprinkler systems	Base rate	448.99
53 Ice machines in building	Base rate	112.29
54 Manufacturing buildings & Industrial Building (No water meter)	Base rate	875.51



Project	Asphalt Sheeting 2020	
Closing Information	May 6, 2020 @ 9:30 am	
Opened By	Alisa Craddock and Shawn Remillard	
Name	Date Received	Bid Submission
Interpaving	May 6, 2020	\$238,140.00
Miller Paving	May 5, 2020	\$197,550.00
Pioneer Construction	May 5, 2020	\$214,920.00



**The Corporation of the Municipality of West Nipissing /
La Corporation de la Municipalité de Nipissing Ouest**

Resolution No.

2020 /

MAY 19, 2020

Moved by / *Proposé par* :

Seconded by / *Appuyé par* :

WHEREAS quotations for Asphalt Sheeting Projects were opened on May 6, 2020 by the Director of Corporate Services and the Public Works Manager;

AND WHEREAS three (3) quotations were received;

AND WHEREAS the quotation have been reviewed and the award being recommended herein consists of the best price meeting all of the specifications;

AND WHEREAS Council concurs with the recommendation received;

BE IT THEREFORE RESOLVED THAT the quotation for the Asphalt Sheeting Projects be awarded to **MILLER PAVING**, having submitted the lowest quotation of \$197,550.00 meeting all the specifications.

	YEAS	NAYS
DUHAIME, Yvon		
FISHER, Christopher		
LARABIE, Roland		
MALETTE, Léo		
ROVEDA, Dan		
SÉGUIN, Jeremy		
SÉNÉCAL, Denis		
SÉNÉCAL, Lise		
SAVAGE, Joanne (MAYOR)		

CARRIED: _____

DEFEATED: _____

DEFERRED OR TABLED: _____

**Ministry of
Transportation**

Office of the Minister

777 Bay Street, 5th Floor
Toronto ON M7A 1Z8
416 327-9200
www.ontario.ca/transportation

**Ministère des
Transports**

Bureau de la ministre

777, rue Bay, 5^e étage
Toronto ON M7A 1Z8
416 327-9200
www.ontario.ca/transports



May 6, 2020

Her Worship Joanne Savage
Mayor
Municipality of West Nipissing
101-225 Holditch Street
Sturgeon Falls ON P2B 1T1

Dear Mayor Savage:

The Ontario government is committed to building a safer and more reliable transportation system that will help keep goods moving and better connect municipalities throughout the province.

I am pleased to advise you that the Municipality of West Nipissing has been selected for funding through the Ministry of Transportation 2020-21 Connecting Links Program. Your project may now proceed without delay upon receipt of this letter subject to the conditions noted below.

The ministry's maximum provincial contribution for your project is \$113,000 towards the detailed design for Front Street/Champlain Bridge rehabilitation.

Ministry staff will follow up with your municipality to provide the contribution agreement and discuss the milestones and other requirements that must be met. The ministry will require a signed agreement, accompanied with a council resolution before funding can be provided; however, as noted above, your project may proceed without delay upon receipt of this letter. Any eligible costs incurred in the interim will be reimbursable through the payment and reporting process.

I look forward to continuing our cooperative relationship and wish you success with your project.

Sincerely,

A handwritten signature in cursive script that reads "Caroline Mulroney".

Caroline Mulroney
Minister of Transportation

c. Jean-Pierre (Jay) Barbeau, CAO