

MUNICIPALITY



OF ASSIGINACK

**BOX 238, MANITOWANING, ONT., P0P 1N0
(705) 859-3196 or 1-800-540-0179**

www.assiginack.ca

**REGULAR MEETING OF COUNCIL
Tuesday, September 20, 2022 5:00 pm
AGENDA**

For Consideration:

1. OPENING:

- a) Adoption of Agenda
- b) Disclosure of Pecuniary Interest and General Nature Thereof

2. ANNOUNCEMENTS

3. ADOPTION OF MINUTES:

- a) Minutes of Regular Meeting of September 6, 2022

4. DELEGATIONS

5. REPORTS

6. ACTION REQUIRED ITEMS

- a) Accounts for Payment : General \$ 99,847.37
Payroll: \$ 25,121.78
- b) Federal Electoral Districts Redistribution Position
- c) Manitoulin Planning Board: Natural Heritage System Draft Policies
Comments
- d) Recommendations to Manitoulin Planning Board Consent Applications B30-02, B 31-02, B 32-02 and B 33-02.

7. INFORMATION ITEMS

- a) Evacuation Plan Annex to Emergency Response Plan

- b) 2022 Ombudsman Report Excerpts
- c) Plympton-Wyoming: Strong Mayors Building Homes Act
- d) Transport Canada: Water Aerodrome Supplement 2022

8. BY-LAWS

9. CLOSED SESSION

10. ADJOURNMENT

THE CORPORATION OF THE TOWNSHIP OF ASSIGINACK
MINUTES OF THE REGULAR COUNCIL MEETING

The Regular Meeting of the Council of the Corporation of the Township of Assiginack was held in the Council Chambers on Tuesday, September 6, 2022 at 5:00 pm.

Present: Mayor Dave Ham
Councillor Dave McDowell
Councillor Rob Maguire
Councillor Christianna Jones
Councillor Hugh Moggy

Staff: Alton Hobbs, CAO, Deputy Clerk
Deb MacDonald, Treasurer
Freda Bond, Tax and Utilities Manager
Ron Cooper, PW Superintendent
Dwayne Elliott, Fire Chief
Jackie White, PEC

Press: Tom Sasvari, Expositor

Public: Brenda Reid, Anna and Ben Peca, Denis Marion, Ray Scott, Peter Baumgarten, Claude Begin, John Cannard, Mike and Christy Case, Sharon Duxbury, Karen Maguire.

OPENING:

231-18-2022 D. McDowell – R. Maguire

THAT the Regular Meeting of the Council of the Corporation of the Township of Assiginack be opened for business at 5:00 pm, with a quorum of members present, with Mayor Ham presiding in the Chair.

CARRIED

AGENDA:

#232-18-2022 C. Jones - R. Maguire

THAT we adopt the agenda as amended by adding: 6d) Matching Donations Request and 6e) Planning Board Natural Heritage Policies.

CARRIED

DISCLOSURE OF PECUNIARY INTEREST:

NONE

ANNOUNCEMENTS:

Councillor Moggy inquired about out of order washroom at medical clinic. Staff agreed to investigate and report back.

ADOPTION OF MINUTES:

#233-18-2022 D. McDowell – C. Jones

THAT the Minutes of the Regular Council Meeting of August 16, 2022 be accepted.

CARRIED

DELEGATIONS:

#234-18-2022 R. Maguire – H. Moggy

THAT we thank Ray Scott for attending this meeting to discuss Burns Wharf Theatre Players future plans.

CARRIED

#235-18-2022 H. Moggy – C. Jones

THAT we thank Mike Phillips for attending this meeting to discuss concerns regarding tendering practices.

CARRIED

#236-18-2022 D. McDowell – R. Maguire

THAT we thank John Cannard from JL Richards for attending this meeting to secure clarification on Council's wishes regarding the waterfront study.

CARRIED

REPORTS:

NONE

ACTION REQUIRED ITEMS:

#237-18-2022 D. McDowell – C. Jones

THAT Council authorizes the following Accounts for Payment:

General: \$ 361,626.49;

AND THAT the Mayor and administration be authorized to complete cheques #32299 through #32321 and #32257 and #32285 as described in the attached cheque register report.

CARRIED

#238-18-2022 C. Jones - R. Maguire

THAT Council authorizes the following Accounts for Payment:

Payroll: \$ 53,876.67

AND THAT the Mayor and administration be authorized to complete cheques #32246 through #32256 and #32286 through #32298 as described in the attached cheque register report.

CARRIED

#239-18-2022 R. Maguire – D. McDowell

THAT we approve the following Lottery Licence, subject to the application submitted: Manitowaning Agricultural Society: Raffle

CARRIED

#240-18-2022 M. Moggy – C. Jones

THAT we inform the Manitoulin Planning Board that we have no objections to Consent Application B026-22, but would ask that the MTO review all existing driveways accessing Highway # 6 from a sight and safety perspective. That we confirm that no part of the unopen, unused road allowance adjacent to the property is to be used for parking, and ask the Board for clarification regarding deeded hunting rights on the lands to be severed.

CARRIED

#241-18-2022 H. Moggy – D. McDowell

THAT we agree to match the \$210 donation to the Manitoulin Family Resources Food Bank from the proceeds of the August 19, 2022 Community Exhibition softball game.

CARRIED

#242-18-2022 C. Jones – R. Maguire

THAT we inform the Manitoulin Planning Board that we will require more time to prepare a response to the inquiry regarding the Natural Heritage System Strategy section of the Official Plan.

CARRIED

INFORMATION ITEMS:

#243-18-2022 D. McDowell – C. Jones

THAT we acknowledge receipt of the following correspondence items:

- a) Hanover: Physician Shortages
- b) Owen Sound: Changes to Amber Alert System

CARRIED

BY-LAWS:

NONE

CLOSED SESSION:

NONE

CLOSING:

#244-18-2022 C. Jones - R. Maguire

THAT we adjourn until the next regular meeting or call of the Chair.

CARRIED

David Ham, MAYOR

Alton Hobbs, CAO/DEPUTY CLERK

5:40 pm

These Minutes have been circulated but are not considered Official until approved by Council.

CHEQUE DISTRIBUTION REPORT
Payables Management

ChqNo:	Date:	Vendor:	Amount:
0032342	2022-09-12	MANITOWANING MILL & HOME BUILDING CENTRE	\$605.62
InvNo: 0251302	InvDesc: arena-cleaner	InvAmt: \$88.64	
InvNo: 0251303	InvDesc: marina-watering can	InvAmt: \$15.81	
InvNo: 0251749	InvDesc: pavillion-caulking/memb.coatin	InvAmt: \$151.95	
InvNo: 0251782	InvDesc: pavillion-2x8s/insecticide	InvAmt: \$46.07	
InvNo: 0251845	InvDesc: bylaw enforce-batteries	InvAmt: \$30.50	
InvNo: 0251970	InvDesc: pavillion-paint supplies	InvAmt: \$59.71	
InvNo: 0253146	InvDesc: pavillion-padlock/keys	InvAmt: \$31.10	
InvNo: 0254515	InvDesc: arena/marina-glue gun/padlocks	InvAmt: \$181.84	
0032343	2022-09-12	MANITOWANING FRESHMART	\$13.77
InvNo: 00116307	InvDesc: admin-tea	InvAmt: \$9.78	
InvNo: 00116903	InvDesc: admin water refill	InvAmt: \$3.99	
0032344	2022-09-12	MINISTER OF FINANCE	\$22,759.00
InvNo: 302408220754011	InvDesc: july policing	InvAmt: \$22,759.00	
0032345	2022-09-12	NORTHERN 911	\$460.08
InvNo: 21216-09012022	InvDesc: sept 911 dispatch	InvAmt: \$460.08	
0032346	2022-09-12	NORTHERN AIR & MECHANICAL SYSTEMS INC	\$931.12
InvNo: 59866646	InvDesc: clinic-hvac repairs	InvAmt: \$931.12	
0032347	2022-09-12	ONTARIO CLEAN WATER AGENCY	\$4,212.25
InvNo: INV00000024066	InvDesc: july ssmtg wtp add'l services	InvAmt: \$4,212.25	
0032348	2022-09-12	PACIFIC TIER SOLUTIONS INC	\$1,105.84
InvNo: INV-0421	InvDesc: oct-dec booking subscription	InvAmt: \$1,105.84	
0032349	2022-09-12	PERRY NEWMAN	\$207.17
InvNo: SEPT 12 2022	InvDesc: bylaw enforcement mileage	InvAmt: \$207.17	
0032350	2022-09-12	RECEIVER GENERAL	\$30,667.08
InvNo: AUGUST 2022	InvDesc: august source deductions	InvAmt: \$30,667.08	
0032351	2022-09-12	SUPERIOR PROPANE INC.	\$35.60
InvNo: 40173830	InvDesc: pw-cylinders	InvAmt: \$11.87	
InvNo: 40173831	InvDesc: arena-cylinder rental	InvAmt: \$23.73	
0032352	2022-09-12	ST. PAUL'S ACW	\$50.00
InvNo: AUG 2022	InvDesc: lib retirement party lunch	InvAmt: \$50.00	
0032353	2022-09-12	TOM HUGHSON	\$125.00
InvNo: AUG 29 2022	InvDesc: livestock call (1)	InvAmt: \$125.00	
0032354	2022-09-12	MANITOULIN FAMILY RESOURCES	\$420.00
InvNo: AUG 2022	InvDesc: donation re-community ballgame	InvAmt: \$420.00	
0032355	2022-09-12	POLYJOHN CANADA	\$14,531.80
InvNo: ORDER #00038475	InvDesc: otf grant-portapotties	InvAmt: \$14,531.80	

CHEQUE DISTRIBUTION REPORT
Payables Management

ChqNo:	Date:	Vendor:	Amount:
0032356	2022-09-12	OWEN CHANDLER	\$252.48
InvNo: SEPT 2022	InvDesc: reimb tx overpyt	InvAmt:	\$252.48
0032357	2022-09-12	WAT SUPPLIES	\$479.84
InvNo: 273835	InvDesc: mun.office-t.tissue/g bags	InvAmt:	\$90.78
InvNo: 273854	InvDesc: marina-t.tissue	InvAmt:	\$100.21
InvNo: 273855	InvDesc: po bldg-t.tissue/p.twl/g.bags	InvAmt:	\$288.85

*** End of Report ***

Report Total:

\$99,847.37

Payment #	Amount	Date	Batch #	Employee ID	Employee Name	Status	Payment Method
0032322		2022-09-12	09/12COMB	122	HOBBS, ALTON	OUTSTANDING	Cheque
0032323		2022-09-12	09/12COMB	126	MacDONALD, DEBORAH	OUTSTANDING	Cheque
0032324		2022-09-12	09/12COMB	133	BOND, FREDA	OUTSTANDING	Cheque
0032325		2022-09-12	09/12COMB	219	JONES, CHRISTIANNA	OUTSTANDING	Cheque
0032326		2022-09-12	09/12COMB	367	QUACKENBUSH, MICHAEL	OUTSTANDING	Cheque
0032327		2022-09-12	09/12COMB	372	LENTIR, KATELYN	OUTSTANDING	Cheque
0032328		2022-09-12	09/12COMB	378	MILLETTE, SHELBA	OUTSTANDING	Cheque
0032329		2022-09-12	09/12COMB	383	MENDE, JONATHAN	OUTSTANDING	Cheque
0032330		2022-09-12	09/12COMB	390	GERHARD, KARI	OUTSTANDING	Cheque
3163		2022-09-12	09/12COMB	118	COOPER, RONALD	OUTSTANDING	Direct Deposit
3164		2022-09-12	09/12COMB	165	STRONG, GERRY	OUTSTANDING	Direct Deposit
3165		2022-09-12	09/12COMB	169	MAGUIRE, KELSEY	OUTSTANDING	Direct Deposit
3166		2022-09-12	09/12COMB	211	MOGGY, HUGH	OUTSTANDING	Direct Deposit
3167		2022-09-12	09/12COMB	218	MCDOWELL, DAVID	OUTSTANDING	Direct Deposit
3168		2022-09-12	09/12COMB	220	HAM, DAVID	OUTSTANDING	Direct Deposit
3169		2022-09-12	09/12COMB	221	MAGUIRE, ROBERT	OUTSTANDING	Direct Deposit
3170		2022-09-12	09/12COMB	301	ROBINSON, DEBBIE	OUTSTANDING	Direct Deposit
3171		2022-09-12	09/12COMB	323	WHITE, JACQUELINE	OUTSTANDING	Direct Deposit
3172		2022-09-12	09/12COMB	362	SAGLE, EDDY	OUTSTANDING	Direct Deposit
3173		2022-09-12	09/12COMB	364	BOND, KYLE	OUTSTANDING	Direct Deposit
3174		2022-09-12	09/12COMB	365	BOWERMAN, COLE	OUTSTANDING	Direct Deposit
3175		2022-09-12	09/12COMB	370	LENTIR, CRYSTAL	OUTSTANDING	Direct Deposit
3176		2022-09-12	09/12COMB	381	COOPER, JEREMY	OUTSTANDING	Direct Deposit
3177		2022-09-12	09/12COMB	386	NEWMAN, PERRY	OUTSTANDING	Direct Deposit

Total : \$25,121.76

FEDERAL ELECTORAL DISTRICTS REDISTRIBUTION 2022

Public participation – Ontario

The Federal Electoral Boundaries Commission for Ontario is holding public hearings, in person and virtually, to gather comments and feedback on the [proposed boundaries and electoral district names](#).

How to participate

If you wish to make a representation at a hearing, you must complete a [Public Hearing Participation Form](#). The Commission has set **September 25, 2022** as the date by which the Public Participation Hearing Form is to be filed.

A submission may be made in writing as an alternative to appearing at an in-person or virtual hearing.

Should you wish to send comments and feedback to the Commission, without attending a public hearing, you can do so by mail or email, or by using the [Interactive Mapping Tool](#).

The Public Hearing Participation Form, or alternatively written submissions (for those who only wish to make a submission in writing), may be filed by email or by mail to:

ON@redecoupage-federal-redistribution.ca

Ms. Paula Puddy

Commission Secretary

Federal Electoral Boundaries Commission for Ontario

PO Box 37018 Southdale

London, Ontario N6E 3T3

In the interest of transparency, the Commission will make public all written submissions that it receives in response to the proposed redistribution plan. These will be published on the Commission's website and will include the person's name and the date of the submission. The home address of those making written submissions will not be shared.

Public Hearing dates: September 26th-October 29th.

	14 Mountjoy Street South		
Milton	FirstOntario Arts Centre Milton 1010 Main Street East	Wednesday, October 12, 2022	6:30 p.m.
Brampton	Peel Art Gallery, Museum and Archives, 9 Wellington Street East	Thursday, October 13, 2022	6:30 p.m.
Whitchurch-Stouffville	Whitchurch-Stouffville Museum & Community Centre 14732 Woodbine Avenue	Monday, October 17, 2022	6:30 p.m.
Scarborough	Scarborough Civic Centre Committee Rooms 1 and 2 150 Borough Drive	Tuesday, October 18, 2022	6:30 p.m.
Toronto	Beeton Hall, Toronto Reference Library 789 Yonge Street	Wednesday, October 19, 2022	6:30 p.m.
Ottawa	Rotunda, Canadian Museum of Nature 240 McLeod Street	Thursday, October 20, 2022	6:30 p.m.
St. Catharines	Pond Inlet, Mackenzie Chown Complex, Brock University 1812 Sir Isaac Brock Way	Friday, October 21, 2022 footnote	6:30 p.m.

RECEIVED
SEP 06 2022

MOTION REGARDING ELECTORAL BOUNDARY CHANGES FOR NORTHERN ONTARIO

WHEREAS, the Electoral Boundary Commission has proposed to remove one of the electoral ridings from Northern Ontario; and

WHEREAS, the proposal to diminish Northern Ontario's voice in Parliament will have a detrimental effect on participatory democracy and regional development as the issues in Northern Ontario are significantly different than the issues facing the urban south; and

WHEREAS, the Federal Boundary Commission proposal to cut representation in the north is contrary to the 2017 electoral boundary changes for Ontario that recognized the need to add two seats to ensure fair participation for northern residents; and

WHEREAS, many of the existing ridings in Northern Ontario are already larger than many European countries, a situation that will only be worsened by the addition of massively new regions to service; and

WHEREAS, the proposed new super ridings will force municipalities to compete for a limited amount of riding funding which will further exacerbate inequities in the north; and

WHEREAS, Northern Ontario's population per riding is already much higher than many other rural and isolated regions in Canada's north; and

WHEREAS, the courts have ruled that representation in Canada's democracy is not based merely on population but on regions of interest and the right of citizens to engage with their elected representatives; and

WHEREAS, any changes to electoral boundaries should be based on the principles of maintaining communities of interest within boundaries that are equitable in terms of population and geography

NOW, THEREFORE BE IT RESOLVED that this Council calls on the Electoral Boundary Commission to maintain the electoral representation of Northern Ontario and ensure that any boundary changes are done in a manner that responds to regional and local need.

Natural Heritage System Draft Policies

Prepared August 23 2022

This is a draft revision of the Natural Heritage policies of the District of Manitoulin Official Plan (the OP), specifically, D.4 through D.7. The revisions are to implement the recommendations received from North-South Environmental in the *Manitoulin Planning Area Natural Heritage Policy Review and Recommendations Final Report* as part of the Natural Heritage System project.

The major revisions are to Section D.4(a) – Natural Heritage System, which has new policies to bring the OP into conformity with the PPS. Requirements for development and site alteration within the Natural Heritage System and its component features have also been moved here from their individual sections in order to streamline the text.

Section D.4(b) now contains the sub-sections related to individual Natural Heritage Features. These sub-sections have had changes for clarity or better conformity to provincial policy language. The section on Unevaluated Wetlands has been changed to 'Other Wetlands' to take into account wetlands that have been evaluated but found not provincially significant, and Coastal Wetlands.

Generally speaking, requirements for studies and the buffer distances of adjacent lands for Natural Heritage Features have remained the same or similar to before.

D.4(a) Natural Heritage System

A natural heritage system is an ecologically based delineation of nature and natural function – a system of connected or to be connected green and natural areas that provide ecological functions over a longer period of time and enable movement of species. Natural heritage systems encompass or incorporate natural features, functions and linkages (also referred to as "corridors") as component parts within them and across the landscape. They also enable the linking of different landscapes.

A natural heritage system informs and supports land use planning and resource management while providing a strategic focus for restoration, stewardship, securement and the conservation of biodiversity. It also serves to:

- Limit landscape fragmentation;
- Mitigate the effects of climate change by facilitating migrations to more suitable habitats;
- Facilitate the maintenance of ecosystem health resilience and enjoyment / use by humans; and
- Provide ecosystem services such as clean air, flood attenuation, erosion prevention, and productive soils

The following Natural Heritage Features and Areas will make up the Natural Heritage System:

- Provincially Significant Wetlands
- Coastal Wetlands, including Significant Coastal Wetlands
- Significant Wildlife Habitat
- Areas of Natural and Scientific Interest (A.N.S.I)
- Fish Habitat
- Habitat of Endangered and Threatened Species
- Alvars
- Linkages

Natural heritage features and areas shall be protected for the long term. The significant Natural Heritage Features and Areas are lands that represent the legacy of the natural landscape of the area and as a result have important environmental and social value. Natural Heritage Features and Areas in the District have been identified on Schedule D. The Planning Board and municipalities will work to conserve, restore and enhance them, wherever possible.

The following policies apply to Natural Heritage Features and Areas:

1. Natural Heritage Features and Areas have been identified and mapped to the extent possible and are based on data from the Province and its partners as well as, in some cases, Environmental Impact Studies undertaken during Planning Act applications. The accuracy of the feature limits is based on that of available data. The boundaries of the features and areas making up the Natural Heritage System may be refined, with additions, deletions and/or boundary adjustments, through individual Environmental Impact Studies prepared in accordance with section D.7 of this plan or other similar studies as outlined in later sub-sections, and accepted by the Manitoulin Planning Board and/or the Municipalities. Once approved through an approval process under the Planning Act, these refinements are in effect on the date of such approval. The Board will maintain mapping showing such refinements and incorporate them as part of the Planning Area's statutory review of its Official Plan.
2. The Planning Board and municipalities will encourage, wherever possible and appropriate, the enhancement and restoration of features and areas of the Natural Heritage System, including maintenance or re-naturalization of shoreline areas.
3. Features and areas considered part of the Natural Heritage System may occur on the landscape that are not mapped, or cannot be readily mapped. Any feature or area that meets the criteria set out in D(4)(a) and (b) is part of the Natural Heritage system and is subject to the policies of this plan.
4. The Planning Board and municipalities will encourage, wherever possible and appropriate, that trees be planted to replace trees removed if a development proceeds. The Planning Board and municipalities will also encourage the conservation or replanting of roadside and fence-line shrubs and trees, and riparian area vegetation, wherever possible and appropriate in the context of new development. Financial compensation for tree loss is not considered as the preferable means of appropriate mitigation for development.
5. When considering development proposals, the Planning Board and municipalities will encourage the exploration of opportunities for creating new habitats, natural vegetation regeneration, conserving natural landforms and functions for protecting and enhancing groundwater and surface water resources, and for promoting environmental education and interpretation.
6. Where components of Natural Heritage Features and Areas are held in private ownership, nothing in this Plan will require that these lands be free and available for public use, and the identification of land will not oblige the Planning Board, municipalities, or other public agencies to purchase the land.
7. Subject to Provincial and Federal statutes, the policies of this Plan will not prevent the continuation of existing agricultural uses within or adjacent to Natural Heritage Features and Areas.
8. The Planning Board and municipalities will, to the extent feasible, ensure that required maintenance of existing drains is carried out in a manner that mitigates impacts of the maintenance of drains on Natural Heritage Features, Areas, and their functions.

9. When considering applications or initiating projects under the *Drainage Act* or *Water Resources Act* for drainage works, the Planning Board and municipalities, in consultation with the Province, will be satisfied that the works will be engineered and constructed to ensure no negative impact on Natural Heritage Features, Areas, and their functions. Such considerations may include completion of an EIS or an environmental evaluation/appraisal carried out under the *Drainage Act*.
10. The following policies will apply whenever a planning application proposes development and/or site alteration within a Natural Heritage Feature or Area that is part of the Natural Heritage System. More detailed policies for specific feature types are outlined in section D.4.1 to D.4.6 of this plan.
- a. Development and Site Alteration will not be permitted in:
 - i. Provincially Significant Wetlands; and
 - ii. Provincially Significant Coastal Wetlands

 - b. Development and site alteration will not be permitted in:
 - i. Coastal Wetlands
 - ii. Other Wetlands
 - iii. Alvars
 - iv. Significant Wildlife Habitat
 - v. Areas of Natural and Scientific Interest; and
 - vi. Linkages

Unless it can be demonstrated through an E.I.S or equivalent study (as per Section D.7) that there will be no negative impacts to the natural features or their ecological functions.

- c. Development and site alteration will not be permitted in:
 - i. Fish Habitat
 - ii. Habitat of Endangered or Threatened Species

Except in accordance with provincial and federal requirements, and supported by an E.I.S or equivalent study (as per Section D.7).

11. Development and site alteration in the *adjacent lands* of features identified in Sections 10 above will not be permitted unless it can be demonstrated through an E.I.S or equivalent study (as per Section D.7) that there will be no negative impacts to the natural features or their ecological functions. The distances used to determine the adjacent lands of the features comprising the Natural Heritage System are set out in the chart below and based on the criteria of the Natural Heritage Reference Manual:

Feature or Area Type	Adjacent Lands Distance
Provincially Significant Wetlands	120 metres
Coastal Wetlands	120 metres
Alvars	120 metres
Significant Wildlife Habitat	120 metres
Areas of Natural or Scientific Interest (A.N.S.I.) – life science	120 metres
Areas of Natural or Scientific Interest (A.N.S.I.) – earth science	50 metres
Fish Habitat	120 metres, or 300 metres for a Lake Trout Lake that is designated an at-capacity lake.
Habitat of Endangered or Threatened Species	120 metres

12. If an E.I.S or equivalent study is required under preceding section 10 or 11, it may be appropriately scoped or waived if the proposal meets certain criteria as laid out in the specific sub-sections for these features later in the plan.

Section D.4(b) Feature-Specific Policies

In addition to the policies in section D.4(a) regarding features and areas composing the Natural Heritage System, the following policies apply to specific features that may or may not form part of the Natural Heritage System.

D.4.(b).1 – Provincially Significant Wetlands

Existing Provincially Significant Wetlands in the District of Manitoulin will be protected. If any additional Provincially Significant Wetlands are identified during the life of this Plan, this Plan will be amended in accordance with Section F.2.1. The boundaries of PSWs will be defined based on information from the Province. The boundaries of PSWs may be refined without an amendment to this Plan provided approval is obtained by the Province. The addition or removal of a PSW will *not* require an amendment to this Plan.

D.4.(b).2 – Other Wetlands

The following policies apply to Other Wetlands:

1. Other Wetlands (OWs) are delineated on Schedule D, and include Unevaluated Wetlands, Coastal Wetlands, and Evaluated (Not Significant) Wetlands.
2. The boundaries of OWs will be defined based on information from the Province, which may be amended from time to time. Where new information becomes available, the Planning Board will review and update the policies related to unidentified wetlands as part of any subsequent review to this Official Plan.
3. The Planning Board may require that a Wetland Evaluation be prepared for any development or site alteration adjacent to an OW in accordance with the Province's Ontario Wetland Evaluation System (OWES) for Southern Ontario, or other provincial guidance document as may be created or amended from time to time, to determine their status under policies of the Provincial Policy Statement and this Plan. Evaluations are to be accepted by the responsible Provincial Ministry. Where an evaluation is completed and an OW is determined to be Provincially Significant, the policies applicable to Provincially Significant Wetlands shall apply.
4. Wetlands may be subject to additional regulations or legislation. No policy of this Plan is intended to and does not imply waiving, permission or authorization of any kind.

D.4.(b).3 – Habitat of Endangered and Threatened Species

The following policies apply to Habitat of Endangered or Threatened Species:

1. Habitat of Endangered Species and Threatened Species will be defined based on the *Endangered Species Act* and the Species at Risk in Ontario (SARO) list.
2. The Province is the responsible authority to approve the delineation of habitat of endangered and/or threatened species identified by an ecological site assessment or as part of an environmental impact study.
3. In accordance with common practices to protect the associated features from disturbance, the Habitat of Endangered or Threatened Species are not illustrated on the schedules to this Plan. Instead, a screening map, prepared by the Province showing areas of potential habitat of endangered and/or threatened species has been provided to the Planning Board for reference, which may be updated from time to time. Where the screening map

identifies the potential habitat of endangered and/or threatened species, an ecological site assessment (EcoSA) will be required in support of a planning application. The EcoSA will assess the potential for habitat and delineate the extent of habitat of endangered and/or threatened species within or adjacent to an area proposed for development or site alteration. In cases where an environmental impact study (EIS) is triggered by this Plan, the above requirements may be addressed as part of the EIS, provided it is undertaken by a qualified individual.

D.4.(b).4 - Fish Habitat

The following policies apply to Fish Habitat:

1. The Planning Board and municipalities recognize that the health of the aquatic environment is a fundamental indicator of the health of the overall ecosystem in the District and beyond. The harmful alteration, disruption or destruction of fish habitat is prohibited under the *Fisheries Act*.
2. Through a fish habitat mitigation/compensation assessment, in consultation with the Planning Board and the Department of Fisheries and Oceans (DFO), it is the Planning Board's objective to secure a "no net loss" of productive capacity of fish habitat, and where possible, secure a net gain of productive capacity of fish habitat.
3. Any development or change in land use within or adjacent to an existing fish habitat area, or potential fish habitat area along lands adjacent to any lake, river, stream, or wetland, will be reviewed by the Planning Board in consultation with the DFO with respect to the potential impact. Adjacent lands will be defined by the Planning Board, in consultation with the Province and DFO, and will generally be 30-120 metres from the edge of the identified Fish Habitat. Any such proposal may be subject to a scoped Environmental Impact Study, in accordance with Section D.7, to determine if proposed development will adversely impact the fish habitat. If it is determined that development will impact the fish habitat, development will not be permitted. If it is determined, through consultation with DFO, that development will not impact fish habitat then the requirement for an EIS may be waived, in accordance with Section D.7. An example of this may include development on full municipal services and nearby, intervening development between the site and the identified fish habitat.
4. Where it has been determined by the DFO that the development or change in land use will affect the natural functions of the fish habitat, the preparation of a fish habitat mitigation/compensation assessment will be required. The assessment will typically be required to include the following information:
 - a. identify the nature and extent of potential impacts;
 - b. determine appropriate mitigative measures to protect the affected fish habitat;
 - c. specify compensation for loss of fish habitat through near-site replacement of habitat, off-site replacement of fish habitat or an on-site increase of fish habitat capacity;
 - d. determine appropriate buffering and how such buffering will be protected in the future; and
 - e. address other matters as determined by the DFO.
5. Any requirements imposed through a fish habitat mitigation/compensation assessment will be implemented by the proponent with input from, and to the satisfaction of the Planning Board and the DFO.
6. Any development or site alteration within 20 metres above the high water mark will have regard to the Shoreline Management Plan (SMP), which was developed by the Province.

D.4.(b).5 – Significant Wildlife Habitat

Significant wildlife habitats are ecologically important and includes species ecologically important in terms of features, functions, representation or amount, and contributing to the quality and diversity of an identifiable geographic area or natural heritage system. Significant wildlife habitat is an area where plants, animals and other organisms live and find adequate amounts of food, shelter, water and space needed to sustain their populations. All plants and animals have individual habitat requirements, which vary for different periods in their life cycles. Specific wildlife habitats of concern may include areas where species concentrate at a vulnerable point in their life cycle, and areas, which are important to migratory or nonmigratory species. An example of this includes Deer Wintering Areas, which are identified on Schedule D to this Plan.

The following policies apply to Significant Wildlife Habitat:

1. Significant Wildlife Habitat is to be screened for an assessed in accordance with the Significant Wildlife Habitat Criteria Schedules for Ecoregion 6E (M.N.R.F. 2015) as may be amended from time to time.
2. Significant Wildlife Habitat is generally not mapped on Schedules to the Plan, with the exception of Deer Wintering Areas.
3. A screening assessment for Significant Wildlife Habitat is to be completed to determine potential presence of this feature type in accordance with Section D.7.

D.4.(b).5.1 Deer Wintering Areas

The following policies apply to Deer Wintering Areas:

1. Deer populations provide a broad range of economic, social and cultural benefits to Manitoulin Island residents. These include both direct benefits (e.g. hunting, viewing, tourism) and indirect benefits (e.g. contributions to biodiversity, bequest to following generations). It is the intent of the Planning Board to conserve important Core Deer Yards as part of the natural ecology of Manitoulin. Core deer yard boundaries are shown on Schedule D of this Plan.
2. Core deer yards consist mainly of coniferous trees (pines, hemlock, cedar, spruce) with a conifer canopy closure of more than 60% and may include interspersed areas of deciduous forest. Core deer yards provide suitable areas of cover, food, and adjacent natural lands. Lands surrounding the core deer yard can be agricultural, or mixed/deciduous forest; however, a core deer yard is predominantly woodland habitat with minor components of cultural lands. These areas are traditionally used by deer and are absent of barriers to migration to and from the yard itself.
3. Development and site alteration can be beneficial when it maintains cover and provides winter browse. It can be detrimental when excessive amounts of conifer cover are removed or converted to mixed woods or hardwoods. The three most important features of a successful yard are traditional use, cover and browse.
4. Policies aim to be enabling and flexible to allow for local land use planning decisions to address local circumstances and needs, while still contributing to the broader landscape-based deer management needs.
5. In areas identified as Core Deer Yard or adjacent lands, shown on the land use schedules to this Official Plan, and outside of the identified urban areas and village areas, new development or site alteration may be permitted without an Environmental Impact Study provided:
 - a. The proposed new lots have a minimum 90 metre frontage and 90 metre depth, and vegetation retention is maximized through the use of tools such as a development agreement or a subdivision agreement, miscellaneous notification agreement (and subject to the other policies of this plan). Smaller lot sizes may be considered if

through means of an Environmental Impact Study it can be demonstrated that no adverse impact will occur to the habitat or herd.

b. An Environmental Impact Study as set out in Section D-7 will be required for the creation of more than three new lots as a means to determine the extent of conifer habitat to be retained and other mitigation measures. A Township lot as originally surveyed, i.e. 40 hectare lot, may be severed from an entire holding without affecting the three lot limit.

c. Where development is proposed in shoreline areas, coniferous fringe habitat along the shoreline (providing deer browse and shelter habitat) shall be conserved.

6. For development proposals within or adjacent to deer habitat, the Planning Board will require an applicant to provide the following information:

a. a map or sketch indicating the property and the location of the deer habitat on or adjacent to the proposed development and identifying all adjacent land uses;

b. identify existing land use and proposed land use;

c. identify alternative development locations or forms considered;

d. describe the existing forest cover of the area including species, extent of existing forest types etc., including pictures and maps to assist in review of the application;

e. describe other identified natural heritage features or development constraints present on the site;

f. provide any previous habitat assessments or studies that exist;

g. identify the potential impacts of the proposal on key ecological functions including loss of existing conifer cover, food production areas, and linkages;

h. identify how the identified deer wintering habitat will be protected or enhanced;

i. outline the proposed mitigation measures which will be employed to reduce potential impacts to the deer wintering area as a result of the proposed development; and

j. specify the net predicted effect of the development and proposed mitigation measures.

7. Where requested to be completed by Planning Board an Environmental Impact Study must be completed by a qualified professional, the cost of which will normally be borne by the applicant. Planning Board may require a peer review of an Environmental Impact Study.

8. An Environmental Impact Study may be required for a planning application, other than new lot creation, for a change in land use to a commercial, industrial, or institutional use where the proposed building coverage and clearing may result in negative impacts to the natural features and their ecological functions.

9. An Environmental Impact Study will be required when a planning application is made for a large scale recreational use (e.g. a golf course, serviced campground, tourist lodge, motor sport track) that will require large scale site alteration, or the large scale removal of the natural vegetation coverage.

10. On existing lots of record, where planning approvals are not required and residential uses permitted, new residential uses do not require the submission of an Environmental Impact Study.

D.4.5.3 Alvars

Alvars are naturally open areas of thin or no soils over essentially flat limestone, dolostone, or marble rock, supporting a sparse vegetation cover of mostly shrubs and herbs. Alvars are shown on Schedule D. Policies regarding development and/or site alteration within or on the adjacent lands of Alvars are contained in section D.4(a).10.

D.4(b).6 Areas of Natural and Scientific Interest (ANSI)

ANSIs are areas of land and water containing natural landscapes or features, which have been identified as having values related to protection, appreciation, scientific study or education. These areas have been identified, mapped, and ranked by the Province. The boundaries of all known ANSIs have been shown on Schedule D. Changes to the boundaries of an ANSI require the approval of the Province.

D.4(b).7 Linkages

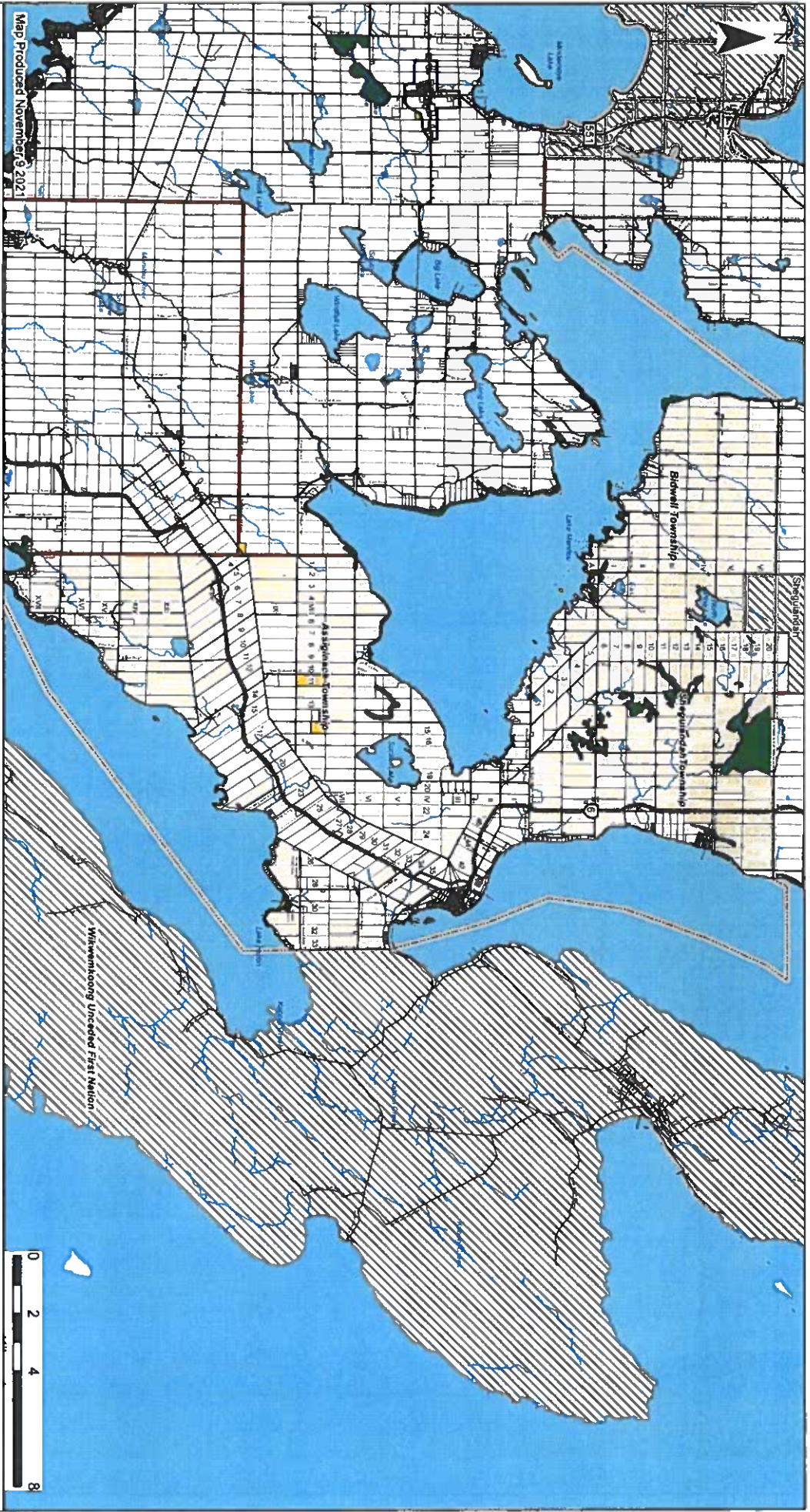
The Natural Heritage System intends to protect the ecological function of Natural Heritage Features and Areas by ensuring connectivity between identified features. This connectivity is meant to ensure that hydrological and ecological function is preserved and to allow the free movement of wildlife.

The mapping of linkages on the Schedules is general in nature and is meant to recognize and highlight connectivity in the landscape.

Smaller site-scale linkages are intended to provide connection within and between natural heritage features and areas in close proximity. Linkages at the site-level scale, as may be assessed and identified through a site specific study such as an EIS, do not appear on the schedules; however, the policies of this plan continue to apply.

The following policies apply to Linkages in the Natural Heritage System:

1. The mapping of landscape-level linkages is done via a modeled approach, using the best currently available mapping of the features and areas that make up the NHS. Landscape level linkages will vary in size and shape depending on the habitat types being linked and the species that use them. This scale of mapping is general in nature and minor shifts may be permitted when informed by more detailed assessment.
2. Existing uses on lots of record within Linkages will be permitted to continue.
3. Development and Site Alteration for low-intensity uses may be permitted in landscape-scale linkages within this plan if it can be demonstrated through that the development will have no negative impacts on the function of the Linkage.
4. When considering waiving or scoping an EIS supporting a proposed development within a Linkage, the Board will have consideration for the criteria applied to the Natural Heritage Features for which the Linkage is providing connectivity, and for the nature of the land uses proposed.
5. Smaller site-scale linkages are intended to provide connection within and between natural heritage features and areas in close proximity. Linkages at the site-level scale, as may be assessed and identified through a site specific study such as an EIS, do not appear on the schedules; however, the policies of this plan continue to apply.
6. Development and Site Alteration within site-scale linkages will not be permitted except for portions of naturalized stormwater management facilities or similar infrastructure that does not disrupt the function of the Linkage.



Map Produced November 9, 2021

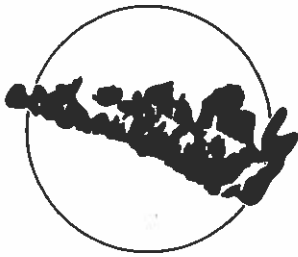
**District of Mantoulin
Official Plan
Township of Assiniboine
Natural Heritage and
Open Space System
Draft Mapping**

- Legend**
- Highway 6
 - Secondary Highway
 - Local Road
 - First Nation Reserve
 - Mantoulin Planning Area
 - Municipal Boundary
 - Urban Settlement Boundary
 - Provincial Park
 - Proposed Provincial Park
 - Water Body
 - Conservation Reserve
 - Geographic Township
 - NHS Open Space Candidates
 - NHS Core Area Candidates
 - NHS Linkage Candidates



Mapping of Core Areas, Linkages and Open Space Areas for the Natural Heritage System is based on data available for Natural Heritage Features. Precise scaling of the mapping should not be made. The mapping is in draft form and significant changes may be made as more information is available and public input is received.





MANITOULIN PLANNING BOARD

40 WATER STREET - UNIT 1 - P.O. BOX 240 - GORE BAY - ONTARIO - P0P 1H0
☎ 705-282-2237 📠 705-282-3142

September 06, 2022

Mr. Alton Hobbs, CAO
Municipality of Assiginack
P.O. Box 238
Manitowaning ON P0P 1N0

NOTICE OF APPLICATION FOR CONSENT TO SEVER

File No. B30-22
Owner: Ryan Yiu
Location: Part Lot 20, Conc. IV
Surveyed as Part 1, Plan 31R-4211
(#93 High Falls Road)
Township of Sheguiandah
Municipality of Assiginack
District of Manitoulin

Purpose and Effect: To provide for the creation of a new ±0.5 Hec. lot
for residential uses.

In order that the application may be properly considered in accordance with requirements set out in Sections 50 and 53 of the Planning Act, would you please fill out the attached questionnaire, returning one to us and keeping the other for your records.

If your Council have any suggestions, information, or conditions to add to the questionnaire form, please send them out in an attached letter.

Last Day for Receiving Comments: September 20th, 2022.

Additional information, if required, may be available by contacting the Planning Board Office.

Decision and Appeal

If you wish to be notified of the Decision of Planning Board in respect of the proposed consent, you must make a written request to the Planning Board at the address of the Planning Board Office as stated above.

Any person or public body may, not later than 20 days after the giving of the notice of decision, appeal the decision or any condition imposed by Planning Board or appeal both the decision and any condition to the Ontario Land Tribunal (OLT) or appeal both the decision and any condition to the Ontario Municipal Board by filing with the Secretary-Treasurer of the Planning Board a notice of appeal setting out the reasons for the appeal, accompanied by the prescribed fee prescribed under the Ontario Land Tribunal (OLT) Act.

If a person or public body that files an appeal of a decision of the Manitoulin Planning Board in respect of the proposed consent does not make written submission to the Manitoulin Planning Board before it gives or refuses to give a provisional consent, the Ontario Land Tribunal (OLT) may dismiss the appeal.

Dated at the Town of Gore Bay, this 6th Day of September, 2022.

Please Complete This Form and Return to:
The Manitoulin Planning Board
P. O. Box 240
Gore Bay, Ontario - POP 1H0

File No. B30-22
 Owner: Ryan Yiu
 Location: Part Lot 20, Conc. IV
 Surveyed as Part 1, Plan 31R-4211
 (#93 High Falls Road)
 Township of Sheguiandah
 Municipality of Assiginack, District of Manitoulin

Return of this form and any additional comments in support of or in objection to this proposal is requested by **September 20th, 2022.** If there is insufficient space on this form to fully express councils position please attach a separate letter in addition.

<u>MUNICIPAL CONTROLS</u>	Enter Yes or No
Is this proposal in conformity with the Official Plan?	
Is this proposal in conformity with the Zoning By-law.	
Is this proposal in conformity with the Provincial Policy Statement 2020?	
ADDITIONAL INFORMATION	
Which of these services will be available to this land?	
Hydro	
School Bus	
Municipal Water	
Sanitary Sewers	
Garbage Collection	
Municipal Drains	
Will a re-assessment and Section 65 of the Drainage Act Apply?	
Do the lots concerned have frontage on a maintained Public Road?	
Is this public road snow plowed in the winter?	
Do the lots have legal right-of-way to a maintained public road?	
Does the location and status of the access cause any safety concerns?	
What is the surrounding land presently used for? To the North - To the East - To the South - To the West -	
If this application results in a new building lot, does Council consider the location to be conducive to surrounding development, etc.?	
Does Council foresee any new demands for municipal services as a result of this kind of application?	
Does Council intend to provide any new municipal services as a result of this application?	
RECOMMENDATIONS:	
Has Council passed a By-law that land be set aside for public purpose under Section 42(1) of The Planning Act?	
Or, alternatively, does Council wish to require cash-in-lieu of conveyance under Section 42(6) of the Act?	
Having regard to the matters noted in the attached application, does Council recommend consent be given? If not, why?	
Should consent be granted, would Council wish to recommend any specific conditions? If so, please set out, with reasons, on a separate letter.	

Date: _____ Signed: _____

Title: _____

Municipality/Township of _____

APPLICATION FOR CONSENT UNDER SECTION 53 OF THE PLANNING ACT

Note to Applicants: This application form is to be used if the Manitoulin Planning Board is the consent granting authority. In this form the term "subject" land means the land to be severed and the land to be retained.

Completeness of the Application

The information in this form that must be provided by the applicant is prescribed by the Planning Act, Schedule to Ontario Regulation 197/96, as amended. The mandatory information must be provided with the appropriate fee. If the mandatory information and fee are not provided, the Manitoulin Planning Board will return the application or refuse to further consider the application until the information and fee have been provided.

The application form also sets out other information that will assist the Manitoulin Planning Board and others in their planning evaluation of the consent application. To ensure the quickest and most complete review, this information should be submitted at the time of application. In the absence of this information, it may not be possible to do a complete review within the legislated time frame for making a decision. As a result, the application may be refused.

Submission of the Application

- A fee of \$725.00 for each parcel/consent proposed must accompany the application.
- A certification fee of \$125.00 to be submitted prior to the Certificate of the Secretary-Treasurer.
- The original and 3 copies of the completed application form and 3 copies of the sketch are required by the Manitoulin Planning Board. The copies will be used to consult with other ministries or agencies that may have an interest in the application.

Measurements are preferred in metric units.

For Help

To help you understand the consent process and information needed to make a planning decision on the application, refer to the "Application Guide Q & A" or contact the Manitoulin Planning Board Office at 705-282-2237 or e-mail mpbcarlisle@belting.ca

WHO MUST SIGN THE APPLICATION

- 1) All registered owners, or an owner with written authorization of all of the owner(s); or
- 2) An agent or solicitor appointed by all registered owners of the property with the submission of written authorization of all registered owners; or
- 3) If the registered owner is a corporation, an officer who has the authority to bind the corporation.

Please Print and Complete or (✓) Appropriate Box(es)

1. Applicant Information

An owner's authorization is required in Section 11.1, if the applicant/agent is not the owner.

1.1 Name of Owner(s) <i>Ryan Yiu</i>		Home Telephone No. <i>705-920-0164</i>	Business Telephone No.
Address <i>2255 Bay Estates Rd. N. Sheguiandah, ON P0P1W0</i>		Cell No.	E-mail &/or Fax <i>ryansnorthernros@gmail.com</i>
1.2 Name of Agent/Applicant <i>Same as owner</i>		Home Telephone No.	Business Telephone No.
Address		Cell No.	E-mail &/or Fax
1.3 Name of Contact Person			

2. Location of the Subject Land (Complete applicable boxes in 2.1)

2.1 Township/Municipality <i>Sheguiandah/Assiginack</i>			Property Identification No. <i>47134-0091</i>
Concession Number(s) <i>4</i>	Geographic Lot Number(s) <i>Pt. 20</i>	Name of Street/Road <i>High Falls Road</i>	House No./911 No. <i>93</i>
Survey Plan No. <i>31R-4211</i>	Survey Part/Lot Number(s) <i>1</i>	Island No./Name	Section/Mining Loc. No.

2.2 Are there any easements or restrictive covenants affecting the subject land?
 No Yes If Yes, describe the easement or covenant and its effect.

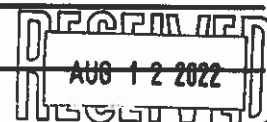
3. Purpose of this Application

3.1 Type and Purpose of proposed transaction (check appropriate box)

- Transfer: Creation of a new lot Addition to a lot Easement/Right-of-way
- Other: A charge A lease A correction of title

3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged

3.3 If a lot addition, describe the lands to which the parcel will be consolidated with and the current land use. (Also to be identified on sketch)



4. Description of Subject Land and Servicing Information (Complete each subsection.)

4.1 Description		Severed #1	Severed #2	Retained
	Frontage (m.)	63.3m		290m
	Depth (m.)	63.3m (irr.)		97.75m (irr.)
	Area (ha.)	0.51 ha		2.1 ha
4.2 Use of Property				
	Existing	Rural		Rural
	Proposed	Rural		Rural
4.3 Buildings or Structures				
	Existing	None	dwelling and 4 wood sheds	900sq ft residence
	Proposed	Dwelling		none at this time
4.4 Access				
	Provincial Highway			
(Check appropriate space)	Municipal Road, Maintained All Year	✓		✓
	Municipal Road, Seasonally Maintained			
	Other Public Road			
	Right of way			
	Water Access			
Describe in section 9, the parking and docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road.				
4.5 Water Supply				
(Check appropriate space)	Publicly owned/operated piped water system			
	Privately owned/operated individual well			
	Privately owned/operated communal well			
	Lake or other water body			
	Other means	✓		✓ (cistern)
4.6 Sewage Disposal				
(Check appropriate space)	Publicly owned & operated sanitary sewage system			
	Privately owned & operated individual septic tank ¹	✓		✓
	Privately owned & operated communal septic system			
	Privy			
	Other means			
¹ A certificate of approval from the local Health Unit or Ministry of the Environment and Energy submitted with this application will facilitate the review.				
4.7 Other Services				
	Electricity	✓		✓
	School Bussing	✓		✓
	Waste Collection/Disposal	✓		✓
4.8 If access to the subject land is by private road, or if "other public road" or "right of way" was indicated in section 4.4, indicate who owns the land or road, who is responsible for its maintenance and whether it is publicly maintained seasonally or all year.				

5. Land Use

5.1 What is the existing official plan designation(s) of the subject land?

Rural and Conservation

5.2 What is the zoning of the subject land?

Rural area

5.3 Are any of the following uses or features on the subject land or within 500 metres of the subject land?
Please check the appropriate boxes, if any apply.

Use or Feature	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (Indicate approximate distance)
An agricultural operation, including livestock facility or stockyard.		
Utility Corridor		✓ Hydro at rear of property
A landfill, closed or active		
A sewage treatment plant or waste stabilization plant (lagoon)		
A provincially significant wetland or significant coastal wetland		
A significant wildlife habitat and/or habitat of endangered species and threatened species		
Fish Habitat		
Flood plain		
An active or rehabilitated or abandoned mine site or mine hazards		
An active mine site or aggregate operation site within 1 km of the subject land		
A contaminated site or a gas station or petroleum/fuel storage		
An industrial or commercial use, and specify the use(s)		
Known archaeological resources or areas of archaeological potential		
A municipal or federal airport		

6. Is the application consistent with Provincial Policy Statements issued under subsection 3(1) of The Planning Act?

Yes

7. History of the Subject Land

7.1 Has the subject land ever been the subject of any other planning applications, i.e. Official Plan or Zoning By-law Amendment, Plan of Subdivision, Consent, Site Plan, under the Planning Act?

Yes No If Yes and if known, provide the application file number and the decision made on the application.

B29-21 - consent was approved.

90202BL-22-001

7.2 Past Land Uses -

8. Current Applications

Is the subject land currently the subject of an application for an Official Plan and/or Zoning By-law amendment minor variance, consent or a plan of subdivision that has been submitted for approval?

Yes No Unknown If Yes, and if Known, specify the appropriate file number and status of the application

9. Other Information

Is there any other information that you think may be useful to the Planning Board or other agencies in reviewing this application?

If so, explain below or attach on a separate page.

10. AFFIDAVIT OR SWORN DECLARATION

I/We, Ryan Frew of the Township of Sheguineh
in the District of Manitoulin, make oath and say (or solemnly declare) that the information contained

in this application is true and that the information contained in the documents that accompany this application is true.

Sworn (or declared) before me

at the Town of Gore Bay
in the District of Manitoulin

this 12th day of August 2022

Thomas A Carlisle
Commissioner of Oaths

THOMAS CARLISLE, a Commissioner, etc.
District of Manitoulin, for Manitoulin Planning Board.
Expires February 13, 2024

[Signature]
Owner(s) or Authorized Agent/Applicant

Owner(s) or Authorized Agent/Applicant

11. AUTHORIZED AGENT

Authorization of Owner for Agent to Make the Application

X

I/We, _____, am/are the registered owner(s) of the subject lands for which this application is to apply. I/We do hereby grant authorization to _____ to act on my/our behalf in regard to this application.

Date

Signature of Owner(s)

Date

Signature of Owner(s)

12. PERMISSION TO ENTER

I/We hereby authorize the members of the staff of the Manitoulin Planning Board to enter upon the subject lands and premises for the limited purpose of evaluating the merits of this application. This is their authority for doing so.

Aug 12/22
Date

[Signature]
Signature of the Owner(s)

Date

Signature of the Owner(s)

The Planning Board will assign a File Number for complete applications and this should be used in all communications.

Applicant's Checklist:	Have you remembered to attach:	Yes
	- 3 copies of the completed application form?	<input type="checkbox"/>
	- 3 copies of the sketch?	<input type="checkbox"/>
	- The required fee, payable to the Manitoulin Planning Board?	<input checked="" type="checkbox"/>

Forward to: **The Manitoulin Planning Board**
40 Water Street, Unit 1, P. O. Box 240
GORE BAY, Ontario POP 1H0

> Sketch Required

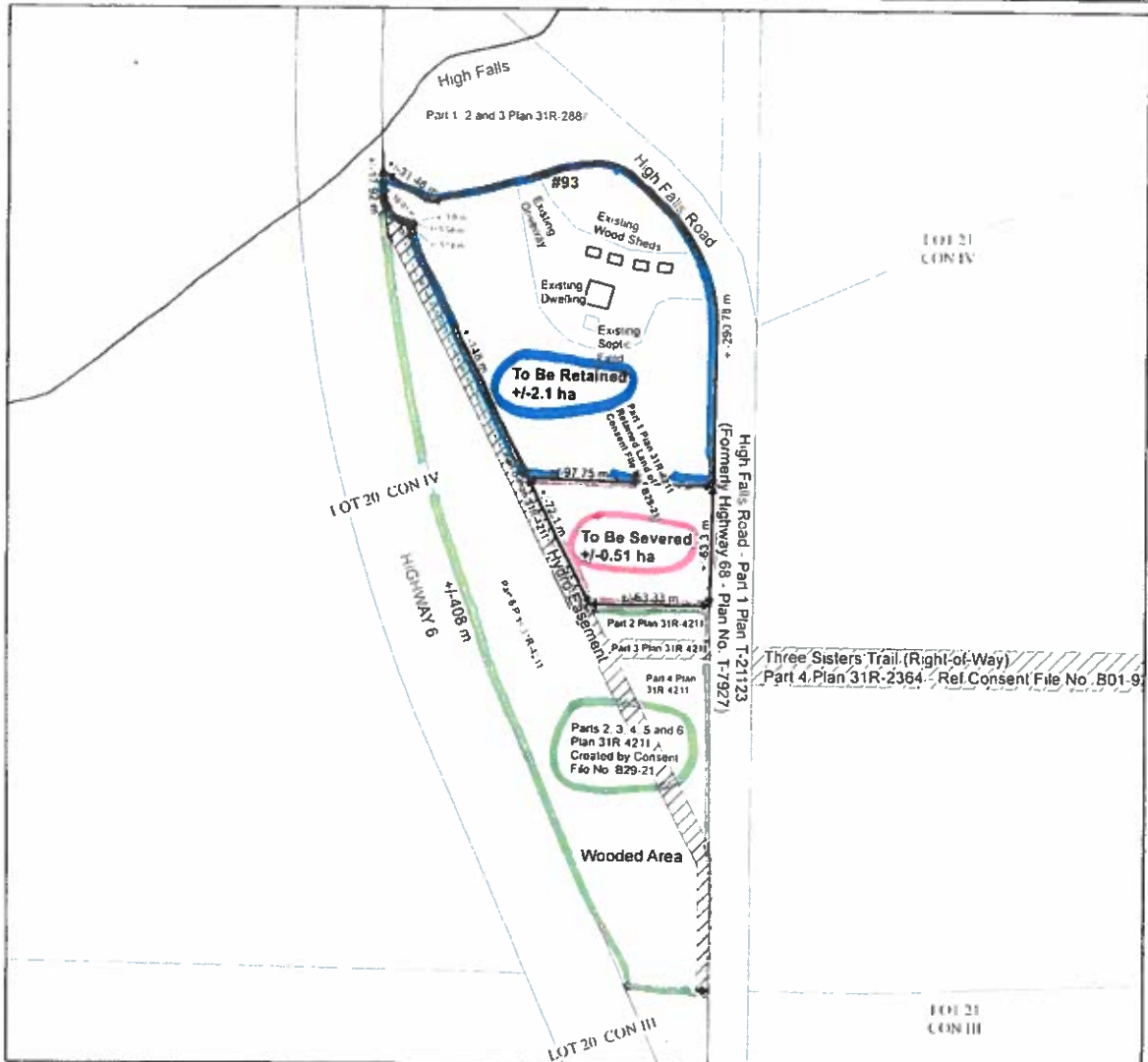
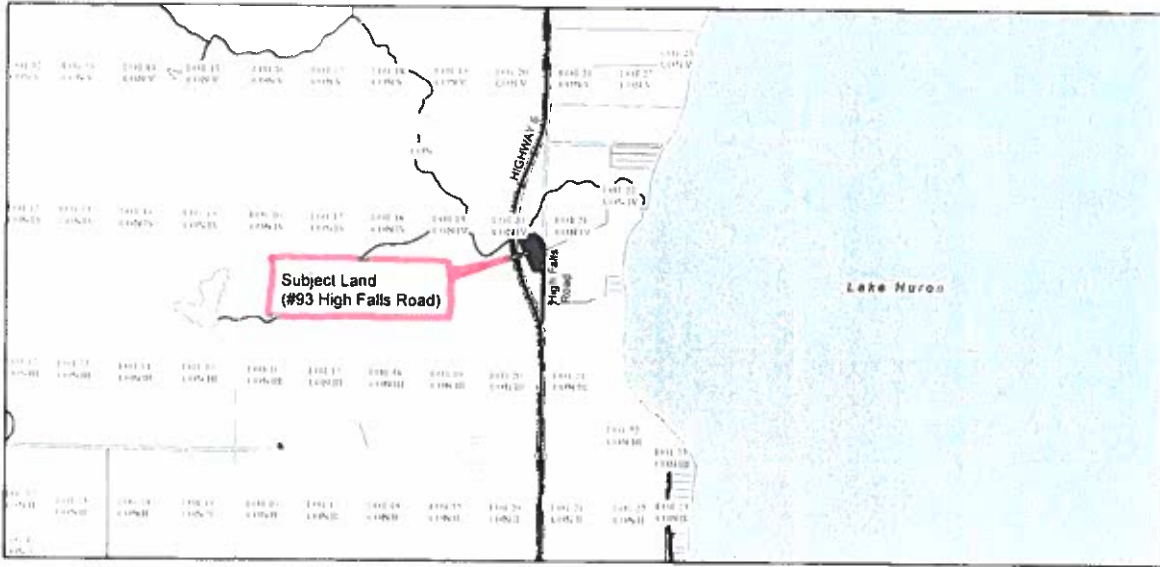
The Application shall be accompanied by a sketch showing the following, in metric units:

- (a) the boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
- (b) the approximate distance between the subject land and the nearest township lot line or landmark such as a bridge or railway crossing;
- (c) the boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained and, in the case of a lot addition, the lands the addition is to be consolidated with;
- (d) the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
- (e) the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that:
 - (i) are located on the subject land and on land that is adjacent to it, and
 - (ii) in the applicant's opinion, may affect the application;
- (f) the current uses of land that is adjacent to the subject land (for example, residential, agricultural or commercial);
- (g) the location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right of way;
- (h) if access to the subject land will be by water only, the location of the parking and boat docking facilities to be used; and
- (i) the location and nature of any easement affecting the subject land.

The preferred size is on paper no larger than 8.5" by 14", larger plans will be accepted provided a reduction for circulation purposes is provided.

Part Lot 20 Concession IV
 Surveyed As Part 1 Plan 31R-4211
 (#93 High Falls Road)
 Township of Sheguiandah
 Municipality of Assiginack
 District of Manitoulin

FILE NO: B30-22



MANITOULIN PLANNING BOARD

FOR OFFICE USE
FILE NO. B31-22, B32-22
B33-22

APPLICATION FOR CONSENT UNDER SECTION 53 OF THE PLANNING ACT

Note to Applicants: This application form is to be used if the Manitoulin Planning Board is the consent granting authority. In this form the term "subject" land means the land to be severed and the land to be retained.

Completeness of the Application

The information in this form that must be provided by the applicant is prescribed by the Planning Act, Schedule to Ontario Regulation 197/96, as amended. The mandatory information must be provided with the appropriate fee. If the mandatory information and fee are not provided, the Manitoulin Planning Board will return the application or refuse to further consider the application until the information and fee have been provided.

The application form also sets out other information that will assist the Manitoulin Planning Board and others in their planning evaluation of the consent application. To ensure the quickest and most complete review, this information should be submitted at the time of application. In the absence of this information, it may not be possible to do a complete review within the legislated time frame for making a decision. As a result, the application may be refused.

Submission of the Application

- A fee of \$725.00 for each parcel/consent proposed must accompany the application.
- A certification fee of \$125.00 to be submitted prior to the Certificate of the Secretary-Treasurer.
- The original and 3 copies of the completed application form and 3 copies of the sketch are required by the Manitoulin Planning Board. The copies will be used to consult with other ministries or agencies that may have an interest in the application.

Measurements are preferred in metric units.

For Help

To help you understand the consent process and information needed to make a planning decision on the application, refer to the "Application Guide O & A" or contact the Manitoulin Planning Board Office at 705-282-2237 or e-mail mpb@cityofmanitoulin.ca

WHO MUST SIGN THE APPLICATION

- 1) All registered owners, or an owner with written authorization of all of the owner(s); or
- 2) An agent or solicitor appointed by all registered owners of the property with the submission of written authorization of all registered owners; or
- 3) If the registered owner is a corporation, an officer who has the authority to bind the corporation.

Please Print and Complete or (✓) Appropriate Box(es)

1. Applicant Information

An owner's authorization is required in Section 11.1, if the applicant/agent is not the owner.

1.1 Name of Owner(s) RICHARD AND DOUGLAS MCLAY			Home Telephone No.	Business Telephone No.
Address			Cell No.	519 378 4619
			E-mail &/or Fax MCLAY DOUGLAS @ GMAIL.COM	
1.2 Name of Agent/Applicant DOUGLAS MCLAY			Home Telephone No.	Business Telephone No.
Address 532 STOKES BAY RD STOKES BAY ONT N0H 2M0			Cell No.	✓
1.3 Name of Contact Person SAME			E-mail &/or Fax	

2. Location of the Subject Land (Complete applicable boxes in 2.1)

2.1 Township/Municipality/ ASSIGINACK (BIDWELL)			Property Identification No.	
Concession Number(s) 6	Geographic Lot Number(s) 11 & 12	Name of Street/Road RED LODGE AP.	House No./911 No.	
Survey Plan No.	Survey Part/Lot Number(s)	Island No./Name	Section/Mining Loc. No.	

2.2 Are there any easements or restrictive covenants affecting the subject land?
 No Yes If Yes, describe the easement or covenant and its effect.

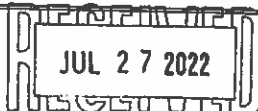
3. Purpose of this Application

3.1 Type and Purpose of proposed transaction (check appropriate box)

- Transfer: Creation of ³ new lots Addition to a lot Easement/Right-of-way
- Other: A charge A lease A correction of title

3.2 Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged
UNKNOWN

3.3 If a lot addition, describe the lands to which the parcel will be consolidated with and the current land use. (Also to be identified on sketch)



4. Description of Subject Land and Servicing Information (Complete each subsection.)

4.1 Description	Severed #1	Severed #2	Severed #3	Retained
Frontage (m.)	330'	831-22	832-22	833-22-3
Depth (m.)	660'	✓	✓	✓
Area (ha)	5 AC	✓	✓	✓
4.2 Use of Property				
Existing	VACANT	✓	✓	✓
Proposed	HOUSE / CAMP	✓	✓	✓
4.3 Buildings or Structures				
Existing	NONE	✓	✓	✓
Proposed	HOUSE / CAMP	✓	✓	✓
4.4 Access				
Provincial Highway				
(Check appropriate space)	Municipal Road, Maintained All Year	✓	✓	✓
	Municipal Road, Seasonally Maintained			
	Other Public Road			
	Right of way			
	Water Access			
Describe in section 9, the parking and docking facilities to be used and the approximate distance of these facilities from the subject land and the nearest public road.				
4.5 Water Supply				
(Check appropriate space)	Publicly owned/operated piped water system			
	Privately owned/operated individual well	✓	✓	✓
	Privately owned/operated communal well			
	Lake or other water body			
	Other means			
4.6 Sewage Disposal				
(Check appropriate space)	Publicly owned & operated sanitary sewage system			
	Privately owned & operated individual septic tank	✓	✓	✓
	Privately owned & operated communal septic system			
	Privy			
	Other means			
* A certificate of approval from the local Health Unit or Ministry of the Environment and Energy submitted with this application will facilitate the review.				
4.7 Other Services				
	Electricity	✓	✓	✓
	School Bussing	✓	✓	✓
	Waste Collection/Disposal	✓	✓	✓

4.8 If access to the subject land is by private road, or if "other public road" or "right of way" was indicated in section 4.4, indicate who owns the land or road, who is responsible for its maintenance and whether it is publicly maintained seasonally or all year.

5. Land Use

5.1 What is the existing official plan designation(s) of the subject land?

RURAL AREA

5.2 What is the zoning of the subject land?

RURAL + AGRICULTURE

5.3 Are any of the following uses or features on the subject land or within 500 metres of the subject land?
Please check the appropriate boxes, if any apply.

Use or Feature	On the Subject Land	Within 500 Metres of Subject Land, unless otherwise specified (indicate approximate distance)
An agricultural operation, including livestock facility or stockyard	NO	NO
Utility Corridor	NO	
A landfill, closed or active	NO	
A sewage treatment plant or waste stabilization plant (lagoon)	NO	
A provincially significant wetland or significant coastal wetland	NO	
A significant wildlife habitat and/or habitat of endangered species and threatened species	NO	
Fish Habitat	NO	
Flood plain	NO	
An active or rehabilitated or abandoned mine site or mine hazards	NO	
An active mine site or aggregate operation site within 1 km of the subject land	NO	
A contaminated site or a gas station or petroleum/fuel storage	NO	
An industrial or commercial use, and specify the use(s)	NO	
Known archaeological resources or areas of archaeological potential	NO	
A municipal or federal airport	NO	

6. Is the application consistent with Provincial Policy Statements issued under subsection 3(1) of The Planning Act?

UNKNOWN

7. History of the Subject Land

7.1 Has the subject land ever been the subject of any other planning applications, i.e. Official Plan or Zoning By-law Amendment, Plan of Subdivision, Consent, Site Plan, under the Planning Act?
 Yes No Unknown If Yes and if known, provide the application file number and the decision made on the application.

7.2 Past Land Uses -

BUSH LAND / HUNT CAMP

8. Current Applications

Is the subject land currently the subject of an application for an Official Plan and/or Zoning By-law amendment, minor variance, consent or a plan of subdivision that has been submitted for approval?
 Yes No Unknown If Yes, and if known, specify the appropriate file number and status of the application

9. Other Information

Is there any other information that you think may be useful to the Planning Board or other agencies in reviewing this application?
 If so, explain below or attach on a separate page.

NONE KNOWN

10. AFFIDAVIT OR SWORN DECLARATION

I/We, RICHARD MCLAY of the TWP OF ASSIGINACK
 in the DISTRICT OF MANITOULIN make oath and say (or solemnly declare) that the information contained
 in this application is true and that the information contained in the documents that accompany this application is true

Sworn (or declared) before me
 at the Town of Gore Bay
 in the District of Manitoulin
 this 27 day of July 2022
Theresa A Carlisle
 Commissioner of Oaths

[Signature]
 Owner(s) or Authorized Agent/Applicant
[Signature]
 Owner(s) or Authorized Agent/Applicant

TERESAANNE CARLISLE, a Commissioner, etc.,
District of Manitoulin, for Manitoulin Planning Board.
Expires February 13, 2024

11. AUTHORIZED AGENT

Authorization of Owner for Agent to Make the Application
DOUGLAS + RICHARD MCLAY
 I/We, _____, am/are the registered owner(s) of the subject lands for which this application is to
 apply. We do hereby grant authorization to DOUGLAS MCLAY to act on my/our behalf in regard to this application.

July 27/22
 Date
July 27/22
 Date

[Signature]
 Signature of Owner(s)

 Signature of Owner(s)

12. PERMISSION TO ENTER

I/We hereby authorize the members of the staff of the Manitoulin Planning Board to enter upon the subject lands and premises for the
 limited purpose of evaluating the merits of this application. This is their authority for doing so

July 27/22
 Date
July 27/22
 Date

[Signature]
 Signature of the Owner(s)
Douglas R McLay
 Signature of the Owner(s)

The Planning Board will assign a File Number for complete applications and this should be used in all communications.

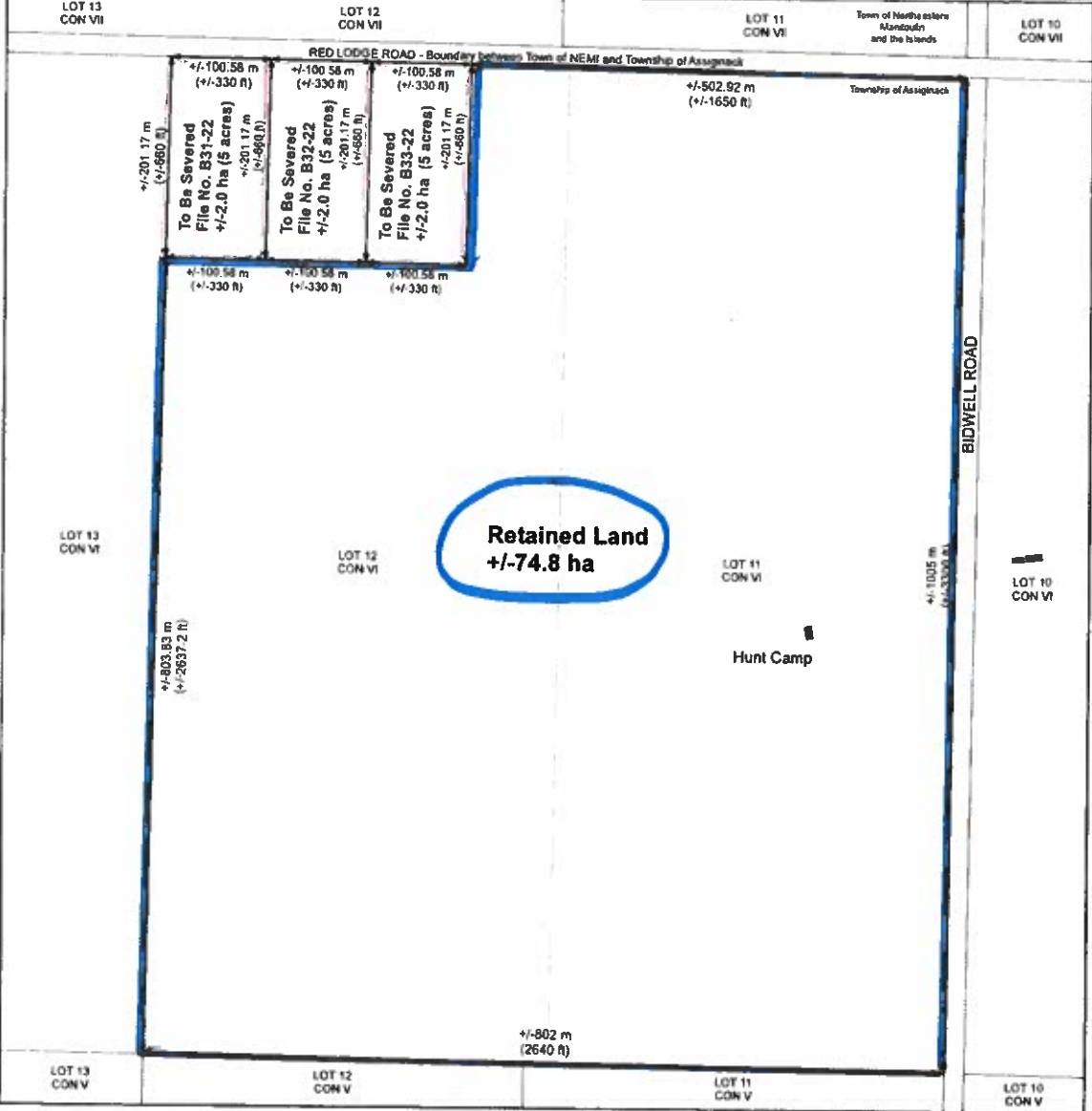
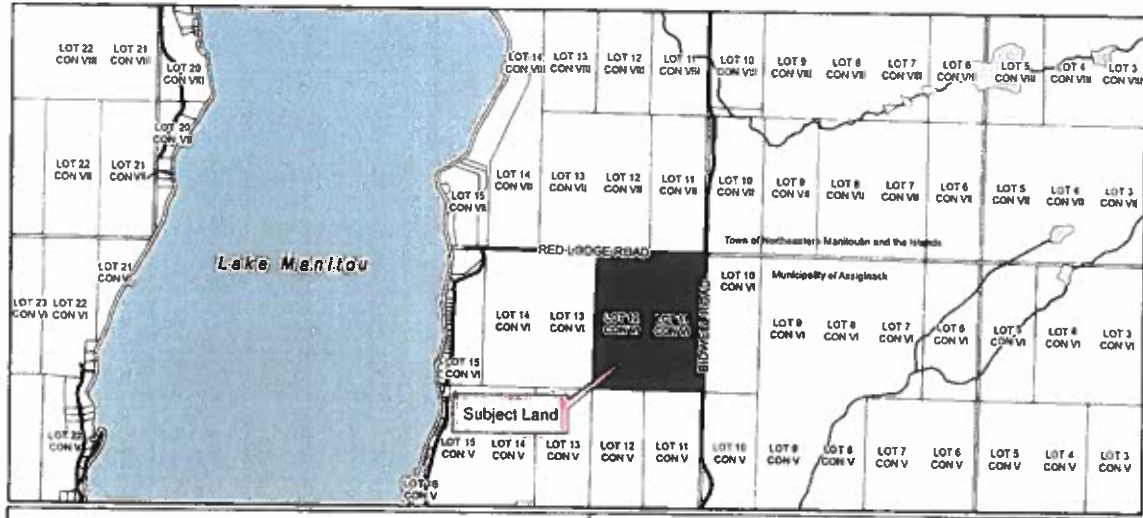
Applicant's Checklist:	Have you remembered to attach:	Yes
	- 3 copies of the completed application form?	<input checked="" type="checkbox"/>
	- 3 copies of the sketch?	<input checked="" type="checkbox"/>
	- The required fee, payable to the Manitoulin Planning Board?	<input checked="" type="checkbox"/>

Forward to: **The Manitoulin Planning Board**
 40 Water Street, Unit 1, P. O. Box 240
 GORE BAY, Ontario POP 1H0

- Sketch Required
 The Application shall be accompanied by a sketch showing the following, in metric units:
- (a) the boundaries and dimensions of any land abutting the subject land that is owned by the owner of the subject land;
 - (b) the approximate distance between the subject land and the nearest township lot line or landmark such as a bridge or railway crossing;
 - (c) the boundaries and dimensions of the subject land, the part that is intended to be severed and the part that is intended to be retained and, in the case of a lot addition, the lands the addition is to be consolidated with;
 - (d) the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
 - (e) the approximate location of all natural and artificial features (for example, buildings, railways, roads, watercourses, drainage ditches, banks of rivers or streams, wetlands, wooded areas, wells and septic tanks) that,
 - (i) are located on the subject land and on land that is adjacent to it, and
 - (ii) in the applicant's opinion, may affect the application;
 - (f) the current uses of land that is adjacent to the subject land (for example, residential, agricultural or commercial);
 - (g) the location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right of way;
 - (h) if access to the subject land will be by water only, the location of the parking and boat docking facilities to be used; and
 - (i) the location and nature of any easement affecting the subject land.
- The preferred size is on paper no larger than 8.5" by 14", larger plans will be accepted provided a reduction for circulation purposes is provided.

**Lot 11 and Lot 12 Concession VI
Township of Bidwell
Municipality of Assiginack
District of Manitoulin**

CONSENT FILE NO'S: B31-22, B32-22 AND B33-22



YOU'VE BEEN TOLD TO EVACUATE! WHAT DO YOU NEED TO DO?

RECEIVED
SEP 06 2022

Plan Ahead!

- ✓ Always have an emergency kit ready with food, water, clothing, cash, and important papers. For a full list of what should be put in an emergency kit please visit: www.getprepared.gc.ca.
- ✓ Have a family plan so everyone knows where to go, where you will stay, who to contact, and what to do in case family members are separated before an evacuation is ordered. For a family plan template please visit: <https://beprepared.emergencymanagementontario.ca/myplan/?language=en-CA&ga=2.148534900.235178813.1495204319-266754292.1488998969>.
- ✓ Do you or someone you love have special needs? If so please make sure those needs can be met during an evacuation. For more information on evacuation planning for special needs groups please visit: <https://www.emergencymanagementontario.ca/english/beprepared/diversegroups/diversegroups.html>.
- ✓ Have a plan and an emergency kit for your pet(s). Do not bring your pet to the evacuation shelter. Know ahead of time where you will shelter your pet. For more information please visit: <http://ontariospca.ca/what-we-do/humane-education-and-animal-care/emergency-preparedness-for-pets.html>.

Leave!

- ✓ Take your emergency kit and plan with you.
- ✓ Take essential medications and prescriptions with you.
- ✓ Follow your family's emergency plan.
- ✓ Grab your cell phone and charger before you leave.
- ✓ Take your pet(s) with you and follow your pet plan.
- ✓ If you must leave your pet at home, leave adequate food and water for them.
- ✓ Close and lock all doors and windows.
- ✓ Leave within the time frame provided by evacuating authorities.
- ✓ Follow the evacuation route provided by the evacuating authorities.
- ✓ Register at the evacuation centre – even if you are not planning to stay at the centre.
- ✓ Listen to the radio for further instructions and information.

At the Evacuation Centre

- ✓ Register your name and any family members with you.
- ✓ Listen to the instructions of the centre manager and follow centre rules.
- ✓ Do not bring your pet to the evacuation centre.
- ✓ If you left your pet(s) at home, fill out the Pet Information Record form provided at the centre.
- ✓ Keep children entertained with games and toys.

Additional Information

- ✓ Evacuation centres can be loud busy places filled with distraught people. Explain to your children what is happening to keep them calm and stress free.
- ✓ Check your homeowner's insurance to determine what is covered when evacuating (i.e. hotels and meals)
- ✓ Do not return to the evacuated area until told to do so by authorities.
- ✓ Make sure you are safe before assisting others.
- ✓ If you do not have a car make arrangements ahead of time with family or friends.
- ✓ Listen to the radio for further instructions and information.

Annual Report

2021-2022



2021-2022 HIGHLIGHTS



25,161

Total cases received



45%
received online



48%
received by phone



7%
received by mail or fax

40%
resolved within one week



52%
resolved within two weeks

OUTREACH WITH STAKEHOLDERS



65
virtual events
(presentations, speeches, etc.)



164
stakeholder consultations
and requests answered

2021-2022 HIGHLIGHTS

COMMUNICATIONS



176,698

website visitors from **195** countries

685,960

pageviews



211,674 people

Facebook reach



97,957 people

Instagram reach



1,597,101

Twitter impressions



5,692

YouTube views



1,305

print media articles



1,625

broadcast media items

TOP 10 CASE TOPICS



3,691

Correctional facilities



3,068

Municipalities and municipal meetings



1,792*

Children and youth in care



1,110

Tribunals Ontario



755

Ontario Disability Support Program



722

School boards



705

Universities and colleges



361**

French language services



350

Family Responsibility Office



288

ServiceOntario

***Cases received by the French Language Services Unit - details of these will be published in the Annual Report of the French Language Services Commissioner in late 2022*



MUNICIPALITIES

Overview

The Ombudsman has had full oversight of Ontario's municipalities since January 2016, and has been the closed meeting investigator for hundreds of municipalities since 2008. In these roles, we help thousands of Ontarians with issues that are close to home – and encourage local accountability and fair municipal governance.

This past year, we dealt with **2,877** cases about general municipal issues – up from 2,281 in 2020-2021. None of these resulted in a formal investigation, as we resolve the vast majority of cases by working closely with municipalities to facilitate resolutions and share best practices to help them improve their processes. Since the Ombudsman's mandate was first expanded to this area in 2016, we have received more than 20,000 complaints and inquiries, and conducted **6** formal investigations.

Complaints about closed municipal meetings have also increased sharply over the past two years, coinciding with the advent of electronic meetings during the COVID-19 pandemic. In addition to releasing numerous reports on these cases, our Office developed guidance for municipalities to ensure their meetings remain open and accessible. We also provided informational presentations at municipal conferences and virtual events, answered inquiries from municipal staff, and added to our online resources on this topic.

Good to know



Cases about municipal hydro can be found in the **Energy & Environment** chapter of this report. Cases about Ontario Works can be found in the **Social Services** chapter.

Trends in cases – general municipal issues

Year after year, the most common complaints and inquiries about municipalities relate to councils and committees, by-law enforcement and housing, and this was true again in 2021-2022. Other common issues included infrastructure and zoning, and concerns about local accountability officers.

COVID-19 pandemic

As the pandemic entered its second full year, we continued to receive complaints about health-related measures implemented by municipalities, such as mask requirements, limits on public gatherings, and vaccination requirements for municipal staff. The Ombudsman does not generally intervene in policy decisions by elected officials, but wherever possible we referred these concerns to the appropriate avenues of complaint.

We also received complaints about how the City of Ottawa dealt with extended protests against COVID-19 mandates in February 2022. Some people felt the city council and police had not done enough to ensure public safety, while others felt they overstepped their authority. As the Ombudsman's oversight does not include municipal police services, we referred several of these cases to the provincial Office of the Independent Police Review Director.

Councils, committees and conduct

Councils and committees were once again the top topic of concern in 2021-2022, with **422** cases. We resolve many cases related to council procedures – often by verifying or suggesting improvements to them.

For example:

- A resident complained that a municipality failed to follow its own process in response to his requests to speak at a council meeting. We discussed the case with municipal staff, who agreed the procedure by-law was unclear. A new process was adopted by council and explained to the resident.
- A property owner complained to us that council had increased the cost to purchase a shoreline allowance by 40%, without giving notice to the public. Municipal staff told us they had in fact announced the rate change months before, on their website and on social media. The council agreed to consider the owner's request to purchase the allowance at the old rate, but ultimately did not grant it.

Integrity Commissioners and local accountability

Complaints about the conduct of elected officials are dealt with by an Integrity Commissioner (IC), which all Ontario municipalities were required to appoint in 2018. Municipalities can also opt to appoint other accountability officers, like a local ombudsman or auditor general. Our Office's role is not to redo the work of these officers, or act as an appeal body for their decisions. When we review IC cases, we look at whether they followed a fair process, in accordance with legislation, policies and by-laws.

For example:

- We contacted an IC after a man told us he had twice complained to him about a council member and received no response. The IC told us he thought the resident wasn't interested in pursuing the complaint. We emphasized the best practice of communicating with complainants if a review is not going to proceed.

and the IC said he would consider the complaint if the man wished to pursue it.

- We prompted an IC to explain to a resident why he had dismissed his complaint about a councillor making inappropriate comments on social media. The IC's decision stated that the man's allegation that the comments violated the councillor's oath of office was outside his authority. After we spoke with the IC, he agreed to explain to the resident that although he could consider the oath of office, the councillor's conduct had not violated it or the code of conduct.
- The Ombudsman spoke out against the practice of charging fees for making a complaint to an Integrity Commissioner, after a man complained that he could not afford the \$100 fee to complain about the conduct of a Hamilton city councillor. The Ombudsman noted that instead of charging fees, municipalities should empower ICs to dismiss frivolous or vexatious complaints. The City of Hamilton has since removed the fee.

“There should be no fee or other barrier to make a complaint to the Integrity Commissioner [...] Charging a fee to complain is entirely inconsistent with the primary intent of the Integrity Commissioner scheme, which is to foster democratic legitimacy and public trust at the local level.”

— Ombudsman Paul Dubé, letter to Hamilton city council, January 12, 2022

We also resolved several complaints this year about other municipal accountability officers. For example:

- After a man complained to us that his municipality's ombudsman took too long to investigate his complaint,

we reviewed the local ombudsman's report and discovered the man had refused to provide any information during the investigation. We explained the role of a municipal ombudsman to him.

- We reviewed a municipal auditor general's handling of a complaint about a local development project, and determined his findings were based on a thorough review of the evidence and he provided detailed written reasons.

Public conduct

Municipalities can also set standards for conduct by members of the public while they are on municipal property or interacting with municipal staff. In many cases, we offer guidance to municipalities to ensure that any restrictions on individuals are justified, minimally impair the person's rights, and are issued through a fair process.

For example:

- A woman's complaint about her municipality's Chief Administrative Officer resulted in a third-party investigation, but she wasn't provided with the results – instead, her communications with the municipality were restricted and she wasn't told why. After we made inquiries, the municipality explained the outcome of the review to her, and updated its policies to clarify how it addresses cases of unreasonable public conduct.

Ombudsman's submission to the Ministry

In July 2021, the Ombudsman made a submission to the Ministry of Municipal Affairs and Housing as part of its consultation on strengthening accountability for municipal council members. He noted our Office's years of experience in reviewing complaints about accountability officers, and raised concerns about a lack of consistency in Integrity Commissioner complaint processes from municipality to municipality:



“Some municipalities have robust processes for code of conduct complaints, while others have none at all – leaving members of the public confused about how to submit a complaint and how the Integrity Commissioner will carry out a review. Integrity Commissioners are also left without the detailed guidance they need to ensure their processes are fair and consistent.”

– Ombudsman Paul Dubé, Submission to the Ministry of Municipal Affairs and Housing’s consultation on strengthening accountability for municipal council members, July 2021

The Ombudsman called on the province to:

Mandate and standardize complaint protocols for Integrity Commissioners.

Standardize and expand requirements for codes of conduct.

Mandate accreditation and training for Integrity Commissioners.

By-law enforcement

By-law enforcement consistently generates complaints to the Office – in 2021-2022, the number of by-law related complaints jumped to **406** from 239 the previous year. We helped resolve concerns about by-laws that were unclear, too strict, not strict enough, or that weren’t being enforced.

For example:

We confirmed with a municipality that a restaurant was in compliance with local by-laws when it extended its drive-through hours, and that the province had confirmed it did not exceed excessive noise levels.

- We facilitated communication between a municipality and a tenant, after a landlord failed to comply with a by-law officer’s orders.
- After we pointed out that a municipality had not responded to a man’s by-law complaint about his neighbour’s shed for almost a year, they sent another by-law officer to the property, who confirmed the shed was not properly set back.

Housing

Municipalities and district social services administration boards administer social housing, and in 2021-2022, we received **311** cases about this topic, up from 217 in 2020-2021. We often resolve such cases by connecting directly with local officials.

For example:

- A woman who had been unhoused for a year after a fire in her last social housing placement sought our help connecting with local housing officials. After we spoke with municipal staff, they immediately contacted her to discuss available housing.
- A man told us he had repeatedly complained about being bitten by insects in his social housing unit, but the municipality would not respond. We spoke with municipal staff, who explained that they had inspected the man’s unit multiple times, but found no evidence of the type of insects he described. They had also previously had the man’s unit fogged and covered his laundry and hotel costs during the process, but they arranged a further inspection of his unit in light of his complaint.


Infrastructure and zoning

Municipalities are generally responsible for local infrastructure, including roads, bridges, sewage treatment, culverts and ditches. We received **137** complaints about infrastructure in 2021-2022, as well as **141** about municipal water and sewer services, and **161** related to planning, zoning, and land use.

We resolved hundreds of cases by connecting people with municipal officials, helping them navigate local complaint and appeal processes, or contacting the municipality directly.

For example:

- A woman sought our help after she repeatedly complained to her municipality that the asphalt on her road was not properly secured and floated away during heavy rain. After we intervened with municipal staff, they confirmed to the woman that the road would be repaired.
- A tenant in rent-geared-to-income housing told us she was confused about why she received a water bill from the municipality, when other tenants were not billed directly for water. After our inquiries, the municipality switched the bill to the landlord's name and confirmed the woman's water bills would be covered by her social benefits.



Good to know

See the **Appendix** of this report for more statistics on cases received about municipalities.

Investigations – general municipal issues

Hiring process for Regional Municipality of Niagara's Chief Administrative Officer



Report: *Inside Job*, released November 2019

Investigation update: This investigation revealed that the Chief Administrative Officer (CAO) hired by the Regional Municipality of Niagara in 2016 had been provided with inside information during the hiring process. It also exposed serious inadequacies in the local ombudsman's review of the matter. The Ombudsman made 16 recommendations to improve the Region's processes for hiring a CAO and engaging a local ombudsman; **15** have since been implemented. The one outstanding recommendation relates to training municipal officials on the proper use of corporate email and document retention, which the Region has promised to do.

Trends in cases – open meetings

All municipal meetings must be open to the public, unless they meet certain narrow exceptions set out in section 239 of the *Municipal Act*. Anyone who thinks the open meeting rules may have been violated can make a complaint. The rules apply to all municipal councils, local boards, and committees of either of them – and since 2020, this includes electronic or "virtual" meetings.

The Act designates the Ombudsman as the investigator for these complaints in all municipalities except those that have appointed their own. The number of municipalities using the Ombudsman as their investigator continues to grow: As of March 31, 2022, it was **261**, up from 256 last year (the highest number since the open meeting complaint system was established in 2008). We also received a record number of complaints about closed meetings – **191**, more than double last year’s 94. Of those, **152** were within the Ombudsman’s jurisdiction; others related to municipalities that use another investigator, and we referred them accordingly.

We issued **36** reports and letters about open meeting complaints in 2021-2022, compared to 26 the previous year. Some **20** of the **52** meetings we reviewed were found to be illegal (**38%**), up from 17% in 2020-2021. The Ombudsman also found **14** procedural violations and made **26** best practice recommendations.

Many of these meetings were found to be illegal because the public could not access them in real time. For example, they were not properly broadcast or the broadcast failed midstream, or the municipality did not provide public notice of the meeting. In each instance, our Office worked with the municipalities to suggest improvements to their practices and bring them in line with the open meeting requirements.

All of these reports and letters can be found on our website and in our searchable **Open Meetings Digest** online.

Electronic meetings

Whether a meeting is virtual, in-person or a hybrid of the two, the open meeting rules still apply. The public continues to have the right to observe municipal government in process, minutes must be recorded, and a resolution must be passed in open session before a

meeting can be closed. Municipalities must also publicize the date and time of a meeting and how to access the livestream or the teleconference. They should also have a plan in place to make sure technical issues don’t block the public’s access to observe a meeting.

Some case examples:

- The Ombudsman found the **City of Hamilton’s** LGBTQ Advisory Committee contravened the *Municipal Act* when it continued with a meeting, even though the livestream had stopped.
- The **Township of Bonfield** violated the Act when it first began holding meetings over Zoom – and failed to make them available to the public in any way. The Ombudsman recognized that these were the first meetings held by the Township during the pandemic, but made clear that the open meeting requirements remained the same.

In other cases, such as in the cities of **Greater Sudbury and Niagara Falls, and the Municipality of Temagami**, the Ombudsman found that the failure to broadcast resolutions to move into closed session rendered meetings illegal. A resolution provides information to the public about the general nature of the matters that will be discussed, and must be passed in open session.

Informal gatherings

We often receive complaints about council members exchanging information outside of formal meetings. In order for a gathering to be a “meeting” subject to the open meeting rules, a quorum of members must be present, and business or decision-making must be materially advanced. The rules are not meant to discourage informal conversations or socializing amongst council members, but to ensure that council business is conducted openly and transparently.

For example, the Ombudsman found that:

- When a member of council for the **Township of Loyalist** called other council members to share information before a meeting, a quorum of members was not present, and the discussions did not materially advance council business.
- When three members of council for the **Township of McKellar** met to welcome a new member of staff, they did not violate the open meeting rules because no council business was advanced.
- The same was true when two members of a committee for the **Municipality of St.-Charles** met with local residents in a parking lot to discuss a garbage collection issue.

As noted in last year's Annual Report, the Ombudsman has raised concerns about the definition of "meeting" – because requiring that a "quorum of members is **present**" means that councils could use email or other virtual means to skirt the open meeting rules. He has called on the province to remove the words "is present"

Exceptions to the rules – most common issues

The bulk of our investigations of municipal meetings involve the various exceptions set out in the *Municipal Act* that allow meetings to be closed, and whether councils used them appropriately. On our website, our **Open Meetings Guide** and **Digest** provide detailed information about these exceptions and numerous examples of the Ombudsman's decisions on how they should be used and interpreted.

Before going into a closed session, councils must pass a resolution in open session that cites the relevant exception. The law also states that any such resolution must also describe the general nature of the subject matter to be discussed behind closed doors.

Personal matters

The exception in section 239(2)(b) of the *Municipal Act*, for discussing "personal matters about an identifiable individual," is the most commonly used. In many cases we reviewed this past year, the Ombudsman found that the discussions fit within this exception – but others did not.

For example:

- When the councils for the **Township of Lanark Highlands** and the **Town of Hawkesbury** talked about the conduct of specific individuals, the discussion fit the "personal matters" exception.
- When the **Town of Grimsby** scrutinized the performance of its appointed Integrity Commissioner, the discussion was sufficiently personal in nature to fit within the exception.
- However, when the **Township of McMurrich/Monteith** discussed a disagreement between property owners over the location of a road, the information was already public and the discussion did not belong in closed session.

Confidential information

The Ombudsman has emphasized that councils cannot close meetings simply to discuss something that is considered sensitive or confidential. However, there are matters that fall within the prescribed exceptions for this type of discussion, such as information received in confidence from another level of government, confidential information provided by a third party, where disclosure could harm a competitive position or negotiations, and discussions about a position, plan, procedure, criteria, or instruction to be applied to negotiations. In several closed meetings we reviewed, the Ombudsman found these exceptions were appropriately used.



CASES RECEIVED ABOUT MUNICIPALITIES, 2021-2022 • TOTAL: 2,877

ADDINGTON HIGHLANDS, TOWNSHIP OF	2	CARLOW/MAYO, TOWNSHIP OF	1
ADELAIDE METCALFE, TOWNSHIP OF	2	CASSELMAN, MUNICIPALITY OF	15
ADJALA-TOSORONTO, TOWNSHIP OF	6	CAVAN MONAGHAN, TOWNSHIP OF	1
AJAX, TOWN OF	6	CENTRAL ELGIN, MUNICIPALITY OF	11
ALFRED AND PLANTAGENET, TOWNSHIP OF	4	CENTRAL FRONTENAC, TOWNSHIP OF	1
ALGONQUIN HIGHLANDS, TOWNSHIP OF	6	CENTRAL HURON, MUNICIPALITY OF	4
ALNWICK/HALDIMAND, TOWNSHIP OF	6	CENTRAL MANITOULIN, MUNICIPALITY OF	6
AMARANTH, TOWNSHIP OF	2	CENTRE HASTINGS, MUNICIPALITY OF	3
AMHERSTBURG, TOWN OF	13	CENTRE WELLINGTON, TOWNSHIP OF	3
ARMOUR, TOWNSHIP OF	1	CHAMPLAIN, TOWNSHIP OF	3
ARNPRIOR, TOWN OF	2	CHAPLEAU, TOWNSHIP OF	1
ARRAN-ELDERSLIE, MUNICIPALITY OF	2	CHATHAM-KENT, MUNICIPALITY OF	44
ASSIGINACK, TOWNSHIP OF	4	CLARENCE-ROCKLAND, CITY OF	2
ATHENS, TOWNSHIP OF	2	CLARINGTON, MUNICIPALITY OF	7
AURORA, TOWN OF	4	CLEARVIEW, TOWNSHIP OF	8
AYLMER, TOWN OF	1	COBALT, TOWN OF	3
BANCROFT, TOWN OF	1	COBOURG, TOWN OF	3
BARRIE, CITY OF	17	COCHRANE, TOWN OF	1
BAYHAM, MUNICIPALITY OF	19	COLEMAN, TOWNSHIP OF	2
BECKWITH, TOWNSHIP OF	2	COLLINGWOOD, TOWN OF	2
BELLEVILLE, CITY OF	10	CORNWALL, CITY OF	12
BILLINGS, TOWNSHIP OF	1	CRAMAHE, TOWNSHIP OF	2
BLACK RIVER-MATHESON, TOWNSHIP OF	5	DAWSON, TOWNSHIP OF	1
BLANDFORD-BLENHEIM, TOWNSHIP OF	1	DOURO-DUMMER, TOWNSHIP OF	4
BLIND RIVER, TOWN OF	1	DUBREUILVILLE, TOWNSHIP OF	1
BONFIELD, TOWNSHIP OF	3	DUFFERIN, COUNTY OF	5
BONNECHERE VALLEY, TOWNSHIP OF	1	DURHAM, REGIONAL MUNICIPALITY OF	29
BRACEBRIDGE, TOWN OF	7	DUTTON-DUNWICH, MUNICIPALITY OF	2
BRADFORD WEST GWILLIMBURY, TOWN OF	1	DYSART ET AL, MUNICIPALITY OF	3
BRAMPTON, CITY OF	48	EAST FERRIS, MUNICIPALITY OF	3
BRANT, COUNTY OF	5	EAST GWILLIMBURY, TOWN OF	1
BRANTFORD, CITY OF	15	EAST ZORRA-TAV/STOCK, TOWNSHIP OF	1
BRIGHTON, MUNICIPALITY OF	4	ELLIOT LAKE, CITY OF	5
BROCKTON, MUNICIPALITY OF	1	ENGLEHART, TOWN OF	1
BROCKVILLE, CITY OF	5	ERIN, TOWN OF	8
BROOKE-ALVINSTON, MUNICIPALITY OF	2	ESSEX, COUNTY OF	2
BRUCE, COUNTY OF	1	ESSEX, TOWN OF	10
BRUDENELL, LYNDONCH AND RAGLAN, TOWNSHIP OF	1	FAUQUIER-STRICKLAND, TOWNSHIP OF	4
BURK'S FALLS, VILLAGE OF	1	FORT ERIE, TOWN OF	20
BURLINGTON, CITY OF	8	FORT FRANCES, TOWN OF	5
BURPEE AND MILLS, TOWNSHIP OF	1	FRENCH RIVER, MUNICIPALITY OF	3
CALEDON, TOWN OF	12	FRONT OF YONGE, TOWNSHIP OF	1
CALLANDER, MUNICIPALITY OF	5	FRONTENAC ISLANDS, TOWNSHIP OF	2
CALVIN, MUNICIPALITY OF	2	FRONTENAC, COUNTY OF	1
CAMBRIDGE, CITY OF	17	GANANOQUE, TOWN OF	8
CARLING, TOWNSHIP OF	1	GEORGIAN BAY, TOWNSHIP OF	3

Note: Municipalities that were not the subject of any cases are not listed



RECEIVED
SEP 12 2022

Nina Bifulchi, Mayor
Town of Wasaga Beach
30 Lewis Street
Wasaga Beach, ON
L9Z 1A1
mayor@wasagabeach.com

September 9th 2022

Re: Strong Mayors Building Homes Act

Dear Mayor Bifulchi,

Please be advised that at the Regular Council Meeting on August 31st 2022, the Town of Plympton-Wyoming Council passed the following motion, supporting the resolution from the Council of the Town of Wasaga Beach regarding *Strong Mayors, Building Homes Act*.

Motion 11

Moved by Councillor Netty McEwen

Seconded by Councillor Tim Wilkins

That Council directs staff to send a letter in support of item 'H', Resolution- Town of Wasaga Beach re Strong Mayors, Building Homes Act

Motion Carried.

If you have any questions regarding the above motion, please do not hesitate to contact me by phone or email at dgiles@plympton-wyoming.ca.

Sincerely,

Denny Giles
Deputy Clerk
Town of Plympton-Wyoming

cc: All Ontario Municipalities

RECEIVED

AUG 10 2022

Township of Assiginack
MANITOWANING ON (Water) (CPJ9) Aerodrome
P.O. Box 69
Manitowaning ON P0P 1N0

August 2, 2022

Madam / Sir,

Enclosed is a copy of the information on the MANITOWANING ON (Water) (CPJ9) aerodrome published in the March 24, 2022 issue of the Water Aerodrome Supplement. (WAS)

Please confirm that the information in this publication is correct and if necessary provide the appropriate amendment details. Safety for the user dictates that every effort be made to ensure that this information is accurate and timely.

To facilitate more efficient communications between the Department and aerodrome operators, if available, please provide the most appropriate email address for Transport Canada records.

A reply by September 30, 2022 is requested to assist us in keeping aeronautical information publications current. It is requested that you submit documents electronically to NAV CANADA (aisdata@navcanada.ca) and Transport Canada (aviation.ont@tc.gc.ca) in the same email; this is in accordance with voluntary process listed in Advisory Circular (AC) No. 300-001. Alternatively, documents can be submitted by toll free facsimile to 1-877-822-2129. Failure to reply could result in the removal of the aerodrome from the WAS.

Yours truly,

le 2 août 2022

Madame / Monsieur,

Vous trouverez ci-incluse, copie de l'information relative à l'aérodrome de MANITOWANING ON (Water) (CPJ9) publiée dans l'édition du 24 mars 2022 du Canada, Supplément hydroaérodrome. (WAS)

Veillez confirmer que l'information contenue dans cette publication est exacte, ou fournir les modifications pertinentes, au besoin. La sécurité de l'utilisateur dépend de l'exactitude et de l'opportunité de cette information.

Pour améliorer l'efficacité des communications entre le Ministère et les exploitants d'aérodromes, veuillez, si possible, fournir l'adresse courriel la plus appropriée pour les dossiers de Transports Canada.

Afin de nous aider à maintenir les publications d'information aéronautique à jour, nous vous prions de faire parvenir votre réponse avant le 30 septembre 2022. Vous êtes priés de présenter les documents par voie électronique à NAV CANADA (aisdata@navcanada.ca) et à Transports Canada (aviation.ont@tc.gc.ca) dans le même courriel, conformément au processus volontaire énoncé dans la Circulaire d'information (CI) no 300 001. Autrement, les documents peuvent être présentés par télécopieur sans frais au 1-877-822-2129. Veuillez noter que si vous négligez d'acheminer votre réponse dans les délais prescrits, votre aérodrome risque d'être supprimé du WAS.

Veillez agréer, nos salutations distinguées,

Mary Pollock

Technical Team Lead – Operations, Specialties / Chef d'équipe technique, Opérations Spécialités
4900 Yonge Street, 4th Floor | 4900, rue Yonge, bureau 400
Toronto, ON M2N 6A5
Telephone: 1-800-305-2059
Facsimile: 1-877-822-2129

Canada

CANADA WATER AERODROME SUPPLEMENT

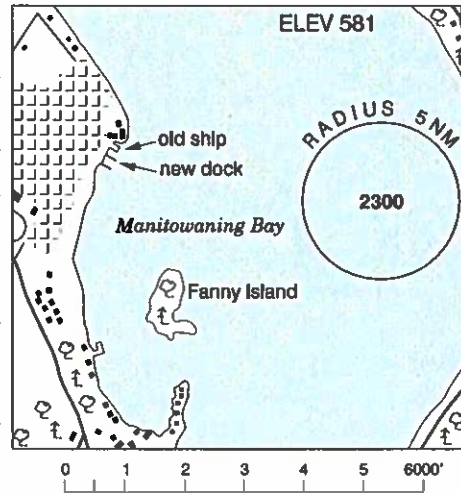
Effective 0901Z 24 March 2022 to 0901Z 20 April 2023

AERODROME/FACILITY DIRECTORY B117

MANITOWANING ON

CPJ9

REF	N45 44 W81 48 Adj SE 9°W UTC-5(4) Elev 581' A5000
OPR	Township of Assiginack 705-859-3196 Fax 705-859-3010 Reg
PF	B-1,2,3,5 C-4 D-6
FLT PLN	FIC London 866-WXBRIEF (Toll free within Canada) or 866-541-4104 (Toll free within Canada & USA)
SERVICES	PPR
FUEL	MOGAS-P
S	1,2,4,5,6
A/D DATA	Open water Apr-mid Nov. Skiplanes in win.
COMM	
ATF	tfc 122.8 5NM 3600 ASL



MANSONS LANDING BC

CAV7

REF	N50 04 17 W124 59 01 Adj W 18°E (2012) UTC-8(7) Elev 00' A5004
OPR	Harbour Authority of Cortes Island 250-935-0007 Reg
PF	C-1,2,4,5
FLT PLN	FIC Kamloops 866-WXBRIEF (Toll free within Canada) or 866-541-4101 (Toll free within Canada & USA)
SERVICES	
S	5 (ltd hrs),7
A/D DATA	Tidal range 17'. Sandy & mud bottom, beach.
COMM	
ATF	tfc 123.2 2NM 1500 ASL
NAV	
NDB	CAMPBELL RIVER YBL 203 (LZ) N50 00 23 W125 21 27 Unmonitored when Campbell River FSS clsd

