

# **The Corporation of the City of Kawartha Lakes**

## **Amended Agenda**

### **Regular Council Meeting**

**CC2020-09**

**Tuesday, September 15, 2020**

**Open Session Commencing at 1:00 p.m. - Electronic Public Participation**

**Council Chambers**

**City Hall**

**26 Francis Street, Lindsay, Ontario K9V 5R8**

#### **Members:**

**Mayor Andy Letham**

**Deputy Mayor Patrick O'Reilly**

**Councillor Ron Ashmore**

**Councillor Pat Dunn**

**Councillor Doug Elmslie**

**Councillor Tracy Richardson**

**Councillor Kathleen Seymour-Fagan**

**Councillor Andrew Veale**

**Councillor Emmett Yeo**

**Note: This will be an electronic participation meeting and public access to Council Chambers will not be available. Please visit the City of Kawartha Lakes YouTube Channel at <https://www.youtube.com/c/CityofKawarthaLakes> to view the proceedings.**

**Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact [AgendaItems@kawarthalakes.ca](mailto:AgendaItems@kawarthalakes.ca) if you have an accessible accommodation request.**

1.	<b>Call to Order</b>	
2.	<b>Opening Ceremonies</b>	
2.1	O Canada	
2.2	Moment of Silent Reflection	
2.3	Adoption of Open Session Agenda	
3.	<b>Disclosure of Pecuniary Interest</b>	
4.	<b>Notices and Information by Members of Council and Staff</b>	
4.1	Council	
4.2	Staff	
5.	<b>Council Minutes</b>	26 - 43
	<b>Regular Council Meeting Minutes - August 20, 2020</b>	
	<b>That</b> the Minutes of the August 20, 2020 Regular Council Meeting, be received and adopted.	
6.	<b>Deputations</b>	
6.1	CC2020-09.6.1	44 - 46
	<b>Request Regarding Block B, Plan 330, Adjacent to Vern Court and Benson Boulevard, Geographic Township of Laxton (Item 11.1.1) on the Agenda</b>	
	Jesse Dupuis	
6.2	CC2020-09.6.2	47 - 49
	<b>Proposed Direct Sale of City-Owned Property - Juniper Street, Fenelon Falls (Item 9.3.10 on the Agenda)</b>	
	Sandra Barrett	

<b>7.</b>	<b>Petitions</b>	
7.1	CC2020-09.7.1	50 - 50
	<b>Petition Regarding Block B, Plan 360, Adjacent to Vern Court and Benson Boulevard, Geographic Township of Laxton</b> <b>(Item 11.1.1 on the Agenda)</b> Ludmila (Lucy) Stephanoff  <b>That the petition received from Ludmila (Lucy) Stephanoff, regarding Block B, Plan 360, adjacent to Vern Court and Benson Boulevard, be received.</b>	
7.2	CC2020-09.7.2	51 - 51
	<b>Petition Regarding Speed Limit Reduction on Thomas Drive</b> Blake Clarke Bonnie Clarke  <b>That the petition received from Blake Clarke and Bonnie Clarke, regarding a speed limit reduction on Thomas Drive, be received.</b>	
<b>8.</b>	<b>Presentations</b>	
8.1	CC2020-09.8.1	
	<b>Update - City Pandemic Response Presentation</b> Ron Taylor, Chief Administrative Officer	
8.2	CC2020-09.8.2	
	<b>2019 Audited Financial Statement Presentation</b> Carolyn Daynes, Treasurer	
8.2.1	CORP2020-008	52 - 99
	<b>2019 Surplus Disposition Report</b> Carolyn Daynes, Treasurer	

**That** Report CORP2020-008, **2019 Surplus Disposition Report**, be approved as circulated;

**That** the financial statements for 2019 be approved as circulated;

**That** Council authorizes the transfer of the 2019 Surplus of \$2,999,743 to the Contingency Reserve committed for Council; and

**That** staff report back to Council during the 2021 budget deliberations on options for disposition of the 2019 surplus.

**9. Committee of the Whole**

**9.1 Correspondence Regarding Committee of the Whole Recommendations**

**9.1.1 CC2020-09.9.1.1 100 - 100**

**Correspondence Regarding Fireworks Ban  
(Item 9.3.23 on the Agenda)**

Colleen Cook

**That** the September 2, 2020 correspondence from Colleen Cook, **regarding a fireworks ban**, be received.

**9.1.2 CC2020-09.9.1.2 101 - 101**

**Correspondence Regarding Fireworks Ban  
(Item 9.3.23 on the Agenda)**

Andrea LaLonde

**That** the September 5, 2020 correspondence from Andrea LaLonde, **regarding a fireworks ban**, be received.

**9.1.3 CC2020-09.9.1.3 102 - 103**

**Correspondence Regarding Fireworks Ban  
(Item 9.3.23 on the Agenda)**

Cathy Walker

**That** the correspondence from Cathy Walker, **regarding a fireworks ban**, be received.

**\*9.1.4 CC2020-09.9.1.4 104 - 108**

**Correspondence Regarding Fireworks Ban  
(Item 9.3.23 on the Agenda)**

Matthew Hutchinson, Owner and Lead Fireworks Specialist, Supernova Fireworks



**That** the September 23, 2020 correspondence from Matthew Hutchinson of Supernova Fireworks, **regarding a fireworks ban**, be received.

\*9.1.5 CC2020-09.9.1.5 109 - 109

**Correspondence Regarding New Road Names for Portions of Old Highway 7 at Meadowview Road  
(Item 9.3.13 on the Agenda)  
Jeff Armitage**

**That** the September 3, 2020 correspondence from Jeff Armitage, **regarding new road names for portions of old Highway 7 at Meadowview Road**, be received.

\*9.1.6 CC2020-09.9.1.6 110 - 110

**Correspondence Regarding New Road Names for Portions of Old Highway 7 at Meadowview Road  
(Item 9.3.13 on the Agenda)  
Aaron Black**

**That** the September 11, 2020 correspondence from Aaron Black, **regarding new road names for portions of old Highway 7 at Meadowview Road**, be received.

\*9.1.7 CC2020-09.9.1.7 111 - 111

**Correspondence Regarding New Road Names for Portions of Old Highway 7 at Meadowview Road  
(Item 9.3.13 on the Agenda)  
Sherry and Humberto Lazcano**

**That** the September 2, 2020 correspondence from Sherry and Humberto Lazcano, **regarding new road names for portions of old Highway 7 at Meadowview Road**, be received.

9.2 Committee of the Whole Minutes 112 - 128

**Committee of the Whole Meeting Minutes - September 1, 2020**

**That** the Minutes of the September 2, 2020 Committee of the Whole Meeting be received and the recommendations, included in Section 9.3 of the Agenda, be adopted.

- 9.3 Business Arising from Committee of the Whole Minutes
- 9.3.1 CW2020-101
- That** the presentation by Emily Turner, Economic Development Officer - Heritage Planning, regarding **Standards and Guidelines for the Conservation of Historic Places in Canada**, be received.
- 9.3.2 CW2020-102
- That** Report ED2020-017, **Adoption of the Standards and Guidelines for the Conservation of Historic Places in Canada**, be received; and
- That** the Standards and Guidelines for the Conservation of Historic Places in Canada be adopted as the City's conservation standard for heritage properties.
- 9.3.3 CW2020-103
- That** Report ED2020-018, **Amendments to Non-Compliant Heritage By-laws**, be received;
- That** By-laws 2000-024, 2010-091, 2010-092, 2010-093, and 2010-094 be amended to be brought into compliance with the current requirements of the Ontario Heritage Act; and
- That** the necessary amending by-laws be brought forward for adoption.
- 9.3.4 CW2020-104
- That** the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Charitable Road Tolls**, be received.
- 9.3.5 CW2020-105
- That** Staff report back to Council by the end of Q4, 2020, on Charitable Road Tolls; and
- That** the report back include an amendment to By-law 2015-199 that enhances safety requirements and creates a reporting requirement for a Charitable Road Toll Event.

9.3.6 CW2020-106

**That** the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Backyard Chickens**, be received; and

**That** Staff report back to Council by the end of Q4, 2020 with the results of the public consultation and recommendations with regard to Backyard Chickens.

9.3.7 CW2020-107

**That** Report RS2020-011, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Shoreline Road Allowance adjacent to 68 Greenwood Road, Kirkfield**, be received;

**That** the subject property, being the shoreline road allowance adjacent to 68 Greenwood Road, Kirkfield and legally described as Part of the Shoreline Road Allowance Lying in Front of Lot 8, Concession 4, in the Geographic Township of Laxton, City of Kawartha Lakes, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

**That** a deeming by-law be passed contemporaneously with the disposition; and

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

**That** Report RS2020-013, **Proposed Surplus Declaration, Closure, and Sale of Portions of Shoreline Road Allowance adjacent to 72-76 Greenwood Road, Kirkfield**, be received;

**That** the subject property, being the shoreline road allowance adjacent to 72-76 Greenwood Road, Kirkfield and legally described as Part of the Original Shore Road Allowance Along Rush Lake Lying in Front of Lots 26, 27, and 28 on Plan 366, in the Geographic Township of Laxton, City of Kawartha Lakes, City of Kawartha Lakes, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

**That** a deeming by-law be passed contemporaneously with the disposition; and

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

**That** Report RS2020-014, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Road Allowance Known as Deane Street, Lindsay**, be received;

**That** the subject property, being a portion of road allowance known as Deane Street, and legally described as Deane Street on Plan 8P between Holtom Street and Dobson Street, Except Part 3 on Plan 57R-9577, in the Geographic Town of Lindsay, City of Kawartha Lakes, designated as Part 2 on Plan 57R-9577, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** Council set a price of \$15,000.00 as consideration for the subject portion of road allowance;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate; and

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands.

9.3.10 CW2020-110

**That Report RS2020-015, Proposed Direct Sale of City-Owned Property – Juniper Street, Fenelon Falls,** be received;

**That** the sale of the City-owned property located on Juniper Street, Fenelon Falls and legally described as Lots 247, 248, 249, and 256 on Plan 57; Subject to R283173; Blake Street on Plan 100 Closed By R274935 Between Rock Street and Hill Street; Part of Hill Street on Plan 100 Closed by R274935; designated as Part 7 on Plan 57R-6341, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes to the Fenelon Community Housing Initiative, be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** the subject property be sold for no less than the appraised value, plus all costs associated with the transaction;

**That** a by-law (with any amendments deemed necessary) to authorize disposition of the subject property shall be passed if appropriate; and

**That** the Mayor and Clerk be authorized to sign all documents to and conveyance of the lands.

9.3.11 CW2020-111

**That Report RS2020-016, Proposed Amendments to Real Property Acquisition Policy,** be received; and

**That** Policy 205 CAO 044 be amended in accordance with Appendix A.

9.3.12 CW2020-112

**That Report CA2020-001, Update on Development Charges and Community Benefits Charges,** be received; and

**That** 2020 special project 921204601 (Community Benefits Charges Strategy) be renamed “Development Charges Background Study”, have its budget reset to \$70,000, financed 90% by the Administration Studies Account of the Development Charges Reserve and 10% by the Contingency Reserve, and have its timeframe extended to June 30, 2022.

9.3.13 CW2020-113

**That** Report PLAN2020-042, **New Road Names for Portions of Old Highway 7 at Meadowview Road**, be received;

**That** the new service road (formerly Highway 7) created by the Ministry of Transportation north of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to McCumber Court;

**That** the new service road (formerly Highway 7) created by the Ministry of Transportation south of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to Switzer Place;

**That** the Office of the City Clerk send notice to all affected parties regarding the renaming of the service roads in accordance with the Notice By-law; and

**That** subject to any significant objections raised from the affected parties in the notice period, that a by-law to rename both service roads be prepared, approved, and adopted by Council.

9.3.14 CW2020-114

**That** Report ED2020-019, **Kawartha Lakes Cultural Centre Task Force**, be received;

**That** the request for deferral received from the Kawartha Lakes Arts Council and the Kawartha Cultural and Heritage Network of the **Kawartha Lakes Cultural Centre Task Force** and the 2020 Cultural Centre Feasibility study be granted;

**That** the \$50,000 budgeted for the project be extended to reflect the new timeframe; and

**That** the Term of the Taskforce be extended one year to March 31, 2022.

9.3.15 CW2020-115

**That** Report HH2020-003, **2019 Annual Housing and Homelessness Plan (HHP) Report**, be received for information.

9.3.16 CW2020-116

**That** the Memorandum from Mayor Letham, **regarding an Update on Economic Recovery Task Force**, be received; and

**That** the Lindsay Downtown Phase 3 Reconstruction Project, and the Fenelon Falls Downtown Reconstruction Project, be included as priority projects for consideration in the 2021 budget.

9.3.17 CW2020-117

**That** the Memorandum from Rod Sutherland, Director of Human Services, **Update from Community Pandemic Recovery Task Force**, be received for information purposes.

9.3.18 CW2020-118

**That** the Memorandum from Councillor Ashmore, **regarding Heights Road from Highway 7 to Mount Horeb Road**, be received; and

**That** staff report back by Q4, 2020 on short term options for improvement of this road section including pulverizing to gravel, or life cycle extension consideration in the 2021 budget.

9.3.19 CW2020-119

**That** the Memorandum from Councillor Ashmore, **regarding an Online Petition Option**, be received;

**That** Staff create an online petition option, in addition to the current hard-copy process, for bringing petitions to Council; and

**That** Staff report back by Q4, 2020 with options for an online petition that meet the requirements of the Municipal Act.

9.3.20 CW2020-120

**That** the Memorandum from Councillor Ashmore and Councillor Richardson, **regarding Grassy Road Lifecycle Extension Program**, be received; and

**That** Grassy Road from Emily Park Road to Hawke Drive be considered for the Lifecycle Extension Program for 2021.



9.3.21 CW2020-121

**That** the Memorandum from Deputy Mayor O'Reilly, **regarding Logie Street Park Traffic Calming**, be received;

**That** concerns regarding both vehicular and pedestrian traffic entering and leaving Logie Street Park be considered; and

**That** staff be directed to compare and contrast available traffic calming measures and report back to Council in Q1, 2021.

9.3.22 CW2020-122

**That** the Memorandum from the Lindsay Legacy C.H.E.S.T. Fund Grant Committee, **regarding 2021 Lindsay Legacy CHEST Fund Grant Awards**, be received; and

**That** the grant award and distribution process for the 2021 year for the Lindsay Legacy C.H.E.S.T. Fund be suspended so funds can be utilized to assist with relief efforts to charitable and non profit organizations within the Town of Lindsay.

9.3.23 CW2020-123

**That** the September 1, 2020 Memorandum from Mark Pankhurst, Fire Chief, **regarding open air burning and the discharge of fireworks**, be received;

**That** staff bring forward a By-law to restrict the times of discharge of consumer fireworks to between dusk and 11 pm:

1. Victoria Day
2. the day immediately preceding Victoria Day
3. the day immediately following Victoria Day
4. Canada Day
5. the day immediately preceding Canada Day or
6. the day immediately following Canada Day; and

**That** the By-law include a special event permitting process.

9.4 Items Extracted from Committee of the Whole Minutes

10. **Planning Advisory Committee**

- 10.1 Correspondence Regarding Planning Advisory Committee Recommendations
- 10.2 Planning Advisory Committee Minutes 129 - 144
- Planning Advisory Committee Meeting Minutes - September 2, 2020**
- That** the Minutes of the September 2, 2020 Planning Advisory Committee Meeting be received and the recommendations, included in Section 10.3 of the Agenda, be adopted.
- 10.3 Business Arising from Planning Advisory Committee Minutes
- 10.3.1 PAC2020-029
- That** Report PLAN2020-033, **Part of Lot 24, Concession 4, 57R-7234, Parts 9 to 14, Former Town of Lindsay, CIC Developments Inc. – Application D06-2020-020**, be received;
- That** the zoning by-law amendment, substantially in the form attached as Appendix D to Report PLAN2020-033, be referred to Council for approval and adoption; and
- That** the Mayor and Clerk be authorized to execute any documents required by the approval of this application.
- 10.3.2 PAC2020-030
- That** Report PLAN2020-034, **Part of Lot 32, Concessions 9 and 10 and Part of Lots 49 to 54, North Portage Road, geographic Township of Eldon, identified as 188 Talbot River Road, Kirkfield Lake Resort Ltd. - Application No. D06-2020-021**, be received;
- That** the Zoning By-law amendment, substantially in the form attached as Appendix C to Report Plan 2020-034, be approved and adopted; and
- That** the Mayor and Clerk be authorized to execute any documents required by the approval of these applications.

10.3.3 PAC2020-031

**That Report PLAN2020-035, Part of Lots 14 and 15, Concession 9; Block J, Part Lots 8-17, Plan 80; Part 1, 57R-6577, geographic Township of Mariposa, City of Kawartha Lakes, identified as 1013 Eldon Road, Vandenberg – D06-2020-017, be received; and**

**That** the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing.

10.3.4 PAC2020-032

**That Report PLAN2020-036, Part of Lots 14 and 15, Concession 12, geographic Township of Emily, City of Kawartha Lakes, identified as 914 Centreline Road, Gingrich – D06-2020-010, be received; and**

**That** the application respecting the proposed Zoning By-law Amendment be referred back to staff until such time as all comments have been received and addressed from all circulated agencies, City Departments, and the public, and for further review and processing.

10.3.5 PAC2020-033

**That Report PLAN2020-037, Part of Lot 3, Concession 2, geographic Township of Laxton, City of Kawartha Lakes, identified as 128 Curls Road, DaCunha and Potter – D06-2020-011, be received; and**

**That** a Zoning By-law Amendment respecting application D06-2020-011, be prepared, approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

10.3.6 PAC2020-034

**That Report PLAN2020-038, respecting Part Lot 17, Concession 13, geographic Township of Manvers, and identified as 438 St. Mary's Road – Application D06-2020-013, be received;**

**That** a Zoning By-law Amendment respecting application D06-2020-013, substantially in the form attached as Appendix D to Report PLAN2020-038, be approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

10.3.7

PAC2020-035

**That Report PLAN2020-039, respecting Part of Lot 22, Concession 2, geographic Township of Ops, Wayne and Ann MacLeish – Applications D01-2020-004 and D06-2020-018, be received; and**

**That** Report PLAN2020-039 respecting Applications D01-2020-004 and D06-2020-018 be referred back to staff to address issues raised through the public consultation process and for further review and processing until such time that all comments have been received from all circulated agencies and City departments, and that any comments and concerns have been addressed.

10.3.8

PAC2020-036

**That Report PLAN2020-040, respecting Part Lot 2, North side of Glenelg Street, Town Plot, former Town of Lindsay, Application D06-2020-008, be received;**

**That** a Zoning By-law, respecting application D06-2020-008, substantially in the form attached as Appendix D to Report PLAN2020-040 be approved for adoption by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

10.3.9

PAC2020-037

**That Report PLAN2020-041, respecting Part Lot 2 Concession 8, geographic Township of Eldon, Application D06-2020-015, be received;**

**That** a Zoning By-law, respecting application D06-2020-015, substantially in the form attached as Appendix D to Report PLAN2020-041 be approved for adoption by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

10.4

Items Extracted from Planning Advisory Committee Minutes

11.

## **Consent Matters**

**That** all of the proposed resolutions shown in Section 11.1, 11.2 and 11.3 of the Agenda be approved and adopted by Council in the order that they appear on the agenda and sequentially numbered.

11.1	Reports	
11.1.1	RS2020-017	145 - 156
	<p><b>Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes</b></p> <p>Laura Carnochan, Law Clerk - Realty Services</p> <p>That Report RS2020-017, <b>Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes</b>, be received.</p>	
11.1.2	RS2020-019	157 - 167
	<p><b>Authorize a Grant of Easement in favour of Enbridge Gas Inc. over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)</b></p> <p>Christine Oliver, Law Clerk - Realty Services</p> <p>That Report RS2020-019, <b>Authorize a Grant of Easement in favour of Enbridge Gas Inc. in Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)</b>, be received; and</p> <p>That Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.</p>	
11.1.3	RS2020-020	168 - 178
	<p><b>Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)</b></p> <p>Christine Oliver, Law Clerk - Realty Services</p> <p>That Report RS2020-020, <b>Authorize a Grant of Easement in Favour of Enbridge Gas Inc. in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)</b>, be received; and</p> <p>That Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.</p>	

**Single Source – Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant (WPCP) Upgrade and Expansion- Phase 1**

Linda Lee, Buyer

Nafiur Fahman, Senior Engineering Technician

**That Report PUR2020-018, Single Source –Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant (WPCP) Upgrade and Expansion, be received;**

**That** Council authorize the single source purchase to CIMA Canada Inc. of Bowmanville, for the Construction Management of the upgrade and expansion at the Lindsay Water Pollution Control Plant for the total amount of \$997,800.00 not including HST;

**That** Council authorize the single source purchase to WSP Canada Inc. for the SCADA Integration Services for the Lindsay Water Pollution Control Plant upgrades for the total amount of \$72,850.00 not including HST;

**That** the Mayor and Clerk be authorized to sign the agreement; and

**That** the Procurement Division be authorized to issue a purchase order.

**Summary of Delegated Purchasing Authority for the Period March 19, 2020 to September 1, 2020**

Launa Macey, Supervisor of Procurement

**That Report PUR2020-024, Summary of the Delegated Purchasing Authority for the period March 19, 2020 to September 1, 2020, be received for information purposes;**

**That** the following transfer completed under the Delegated Purchasing Authority as per PUR2020-016 (2020-27-CP) Consulting Services for Facility Master Plan for the Kawartha Lakes Police Service be endorsed:

- **That** \$50,000 from the Kawartha Lakes Police Services operating budget be allocated to the KLPS Police Contingency Reserve;
- **That** \$50,000 be released from the KLPS Police Contingency Reserve and put into the Community Services budget for 953190107 Facility Master Plan; and
- **That** any unused funds be transferred back to the KLPS Police Contingency Reserve;

**That** the following transfer completed under the Delegated Purchasing Authority as per PUR2020-025 (2020-55-CQ) Renovations to Forbert Memorial Pool, Bobcaygeon be endorsed:

- **That** \$75,022 from the Capital Contingency Reserve be allocated to the Community Services budget for 950200301 – Forbert Memorial Pool; and
- **That** any unused funds be transferred back to the Capital Contingency Reserve.

11.1.6

CA2020-002

196 - 223

**Gravel Resurfacing Plan for 2021-2030**

Adam Found, Manager of Corporate Assets

**That** Report CA2020-002, **Gravel Resurfacing Plan for 2021-2030**, be received; and

**That** the Gravel Resurfacing Plan 2021-2030, attached as Appendix A to Report CA2020-002, be adopted for the purpose of complementing the 5-Year Roads Capital Plan and informing future capital budgets.

11.1.7

CA2020-003

224 - 227

**Early-Start Approval for Selected 2021 Capital Projects**

Adam Found, Manager of Corporate Assets

**That** Report CA2020-003, **Early-Start Approval for Selected 2021 Capital Projects**, be received; and

**That** the proposed capital projects outlined in Tables 1-3 of Report CA2020-003 be approved and included in the forthcoming 2021 tax-supported capital budget and 2021 water-wastewater capital budget, whichever is applicable.

11.1.8

ENG2020-011

228 - 231

**Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay**

Joseph Kelly, Senior Engineering Technician

**THAT** Report ENG2020-011 **Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay** be received;

**THAT** a stop sign be installed at the intersection of Hopkins Road and David Drive on the Hopkins Road (northern) approach;

**THAT** a stop sign be installed at the intersection of Hopkins Road and Richard Avenue on the Hopkins Road (southern) approach;

**THAT** a stop sign be installed at the intersection Richard Avenue and Linwood Road on the Linwood Road (southern) approach;

**THAT** the necessary By-laws for the above recommendations be forwarded to council for adoption; and

**THAT** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application/agreement/decision.

11.1.9

ENG2020-019

232 - 314

**Recommendations from the August 13, 2020 and September 3, 2020 Drainage Board Meetings**

Mike Farquhar, Supervisor of Technical Services



**That** Report ENG2020-019, **Recommendations from the August 13,2020 and September 3, 2020 Drainage Board Meeting**, be received;

**That** Council directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report for the MacEachern-Brown Municipal Drain under the provisions of the Drainage Act, R.S.O. 1990, c. D.17;

**That** the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17; and

**That** pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that M. Gerrits Consulting Inc. be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements of the proposed improvement under section 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17.

11.2 Correspondence

11.3 Memorandums

11.3.1 CC2020-09.11.3.1 315 - 320

**Memorandum Regarding Land Use Planning Interim Procedures**  
Chris Marshall, Director of Development Services

**That** the Memorandum from Chris Marshall, Director of Development Services, **regarding Land Use Planning Interim Procedures**, be received; and

**That** now that the State of Emergency has been lifted and the Planning Advisory Committee meetings are taking place on a monthly basis, the interim modification to the Planning Advisory Committee Terms of Reference be removed that enabled planning applications to be forwarded directly to Council for consideration and approval.

11.3.2 CC2020-09.11.3.2 321 - 322

**Memorandum Regarding Fenelon Falls Powerlinks Committee 2020 Funding Request**  
Craig Shanks, Director of Community Services

**That** the Memorandum from the Fenelon Falls Powerlinks Committee, **regarding 2020 Funding Request**, be received; and

**That** \$1,500,00 be released from the Fenelon Falls Powerlinks Reserve Fund to the Powerlinks Committee for the purpose of a Fenelon Falls Dam Lighting Study.

11.4 Items Extracted from Consent

**12. Other or New Business**

**13. By-Laws**

**That** the By-Laws shown in Section 13.1 of the Agenda, namely: Items 13.1.1 to and including 13.1.14 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

13.1 By-Laws by Consent

13.1.1 CC2020-09.13.1.1 323 - 334

By-Law to Authorize Borrowings of Debentures \$5,000,000.00

13.1.2 CC2020-09.13.1.2 335 - 335

A By-Law to Repeal City of Kawartha Lakes By-Law 2020-033, being a By-Law Delegate Authority for Decisions to the Chief Administrative Officer in the City of Kawartha Lakes

13.1.3 CC2020-09.13.1.3 336 - 337

A By-law to Repeal By-Law 2019-166, Being a By-Law Stop Up and Close Part of the Road Allowance Legally Described as Part of the Road Allowance between Concession 3 and Concession 4, in the Geographic Township of Verulam, City of Kawartha as Parts 1-10 on Plan 57R10775 Being Part of PIN:63123-0413 (LT)

13.1.4 CC2020-09.13.1.4 338 - 339

A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, (PIN 63155-0126)

13.1.5	CC2020-09.13.1.5	340 - 341
	A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)	
13.1.6	CC2020-09.13.1.6	342 - 344
	A By-law to Stop Up and Close Part of the Road Allowance in Front of Lot 31, Concession 13, in the Geographic Township of Dalton, City of Kawartha Lakes, Designated as Part 1 on Plan 57R-10779, and to Authorize the Sale of the Land to the Abutting Owner	
13.1.7	CC2020-09.13.1.7	345 - 347
	A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes Clifton Street and Kennedy Drive in the Geographic Village of Fenelon Falls	
13.1.8	CC2020-09.13.1.8	348 - 350
	A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Hopkins Road, David Drive, Richard Avenue, and Linwood Road)	
13.1.9	CC2020-09.13.1.9	351 - 354
	A By-Law to Amend the Town of Lindsay Zoning By-Law No. 2000-75 to Rezone Land within the City Of Kawartha Lakes (Vacant Land on Angeline Street North - CIC Developments Inc.)	
13.1.10	CC2020-09.13.1.10	355 - 357
	A By-Law To Amend The Township of Eldon Zoning By-Law No. 94-14 To Rezone Land Within The City Of Kawartha Lakes (188 Talbot River Road - Kirkfield Lake Resort Inc.)	
13.1.11	CC2020-09.13.1.11	358 - 360
	A By-Law To Amend The Township of Manvers Zoning By-Law No. 87-06 To Rezone Land Within The City Of Kawartha Lakes (438 St. Mary's Road)	

13.1.12	CC2020-09.13.1.12	361 - 363
	A By-Law To Amend The Town of Lindsay Zoning By-Law No. 2000-75 To Rezone Land Within The City Of Kawartha Lakes (6 Glenelg Street West - Glenelg Developments Corporation)	
13.1.13	CC2020-09.13.1.13	364 - 366
	A By-Law To Amend The Township of Eldon Zoning By-Law No. 9414 To Rezone Land Within The City Of Kawartha Lakes (112 Kirkfield Road - Yates)	
13.1.14	CC2020-09.13.1.14	367 - 369
	A By-Law to Amend City of Kawartha Lakes By-law 2018-039, Being a By-Law to Regular Water and Wastewater Services	
13.2	By-Laws Extracted from Consent	
14.	<b>Notice of Motion</b>	
15.	<b>Closed Session</b>	
15.1	Adoption of Closed Session Agenda	
15.2	Disclosure of Pecuniary Interest in Closed Session Items	
15.3	Move Into Closed Session	
	<p><b>That</b> Council convene into closed session at ____ p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 s.25, in order to consider matters identified in Section 15.3 of the Regular Council Meeting Agenda of Tuesday, September 15, 2020, namely Items 15.3.1 to and including 15.3.5.</p>	
15.3.1	CC2020-09.15.3.1	
	<p><b>Closed Session Minutes, Regular Council Meeting August 20, 2020</b>  <b>Municipal Act, 2001 s.239(2)(c) Proposed or Pending Acquisition or Disposition of Land</b>  <b>Municipal Act, 2001 s.239(2)(f) Advice that is Subject to Solicitor-Client Privilege</b>  <b>Municipal Act, 2001 s.239(2)(k) A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or about to be carried on by or on behalf of the Municipality</b></p>	

- 15.3.2      RS2020-008
- Acquisition of Multi-Use Public Space - 125-129 Kent Street West, Lindsay**  
**Municipal Act, 2001 s.239(2)(c) Proposed or Pending Acquisition or Disposition of Land**  
 Laura Carnochan, Law Clerk, Realty Services
- 15.3.3      RS2020-018
- Proposed License Agreement and Permission to Construct - Lafarge Canada Inc.**  
**Municipal Act, 2001 s.239(2)(k) A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or about to be carried on by or on behalf of the Municipality**  
 Robyn Carlson, City Solicitor
- 15.3.4      LGL2020-009
- Potential Litigation - 6343 Highway 36**  
**Municipal Act, 2001(2)(f) Advise that is Subject to Solicitor-Client Privilege**  
 Robyn Carlson, City Solicitor
- 15.3.5      CAO2020-007
- Shared Service Agreement**  
**Municipal Act, 2001 s.239(2)(k) A position, plan, procedure, criteria or instructions to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.**  
 Ron Taylor, Chief Administrative Officer  
 Jennifer Stover, Director of Corporate Services
16.          **Matters from Closed Session**
17.          **Confirming By-Law**
- 17.1          CC2020-09.17.1 370 - 370
- By-law to Confirm the Proceedings of the Regular Council Meeting, September 15, 2020
18.          **Adjournment**

**The Corporation of the City of Kawartha Lakes**  
**Minutes**  
**Regular Council Meeting**

**CC2020-08**  
**Thursday, August 20, 2020**  
**Open Session Commencing at 1:00 p.m. – Electronic Participation**  
**Council Chambers**  
**City Hall**  
**26 Francis Street, Lindsay, Ontario K9V 5R8**

**Members:**  
**Mayor Andy Letham**  
**Deputy Mayor Patrick O'Reilly**  
**Councillor Ron Ashmore**  
**Councillor Pat Dunn**  
**Councillor Doug Elmslie**  
**Councillor Tracy Richardson**  
**Councillor Kathleen Seymour-Fagan**  
**Councillor Andrew Veale**  
**Councillor Emmett Yeo**

**Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact [AgendaItems@kawarthalakes.ca](mailto:AgendaItems@kawarthalakes.ca) if you have an accessible accommodation request.**

**1. Call to Order**

Mayor Letham called the Meeting to order at 1:00 p.m. Deputy Mayor P. O'Reilly and Councillors R. Ashmore, P. Dunn, D. Elmslie, T. Richardson, K. Seymour-Fagan, A. Veale and E. Yeo were in attendance.

CAO R. Taylor, City Clerk C. Ritchie, Deputy Clerk S. O'Connell and David Lembke, Public Works Roads Manager, West A, were in attendance in Council Chambers.

Directors J. Rojas, C. Shanks, J. Stover, City Solicitor R. Carlson and Planning Officers I. Walker and S. Rea were in attendance electronically.

**2. Opening Ceremonies**

**2.1 O Canada**

The Meeting was opened with the singing of 'O Canada'.

**2.2 Moment of Silent Reflection**

Councillor Richardson expressed words of condolence for the Janes Family of Janetville at the loss of their son Walker. The Mayor asked those in attendance to observe a Moment of Silent Reflection.

**2.3 Adoption of Open Session Agenda**

**CR2020-223**

**Moved By** Councillor Richardson

**Seconded By** Councillor Veale

**That** the Agenda for the Open Session of the Regular Council Meeting of Thursday, August 20, 2020, be adopted as circulated and with the following amendments:

Additions:

Item 6.2

**Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road, Verulam  
(Item 9.1 on the Agenda)**

Beverly Saunders, EcoVue Consulting Services Inc.

Item 6.3

**Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road, Verulam**

**(Item 9.1 on the Agenda)**

Larry Junkin

Item 6.4

**Use of Off Road Vehicles on Boundary Roads**

**(Item 10.1.4 on the Agenda)**

Heather Stauble

Item 8.1.1

**Memorandum Regarding Item 8.3.2 on the Agenda for the August 20, 2020  
Regular Council Meeting**

Ian Walker, Planning Officer - Large Developments

**Carried**

**3. Disclosure of Pecuniary Interest**

There were no declarations of pecuniary interest disclosed.

**4. Notices and Information by Members of Council and Staff**

**4.1 Council**

Councillor O'Reilly:

- The Virtual Lindsay Exhibition opened on Monday, August 17th. The online platform will include virtual farm tours, a scavenger hunt and will also allow you to order traditional items such, as Swiss Fudge, for pickup.
- The Victoria County Historical Society will be hosting a drive thru WWI Exhibit at the Lindsay Exhibition from August 21st until September 7th; tickets are available online through the Victoria County Historical Society.
- MPP Laurie Scott and the Minister of Finance Ernie Hardeman will be making an announcement about funding for fall fairs.

Councillor Ashmore:

- The Community Pandemic Recovery Task Force is looking for input from business and local organizations on how they have been impacted by the COVID-19 Pandemic.
- The Canadian Coalition for Firearm Rights will be holding a socially distanced rally at Parliament Hill in Ottawa on September 12th to voice opposition to the Federal Government's Order in Council Mass Gun Ban.



Councillor Seymour-Fagan

- The Awesome Music Project is hosting an event in Bobcaygeon on August 20th. The event will involve two boats travelling through Bobcaygeon throughout the day and the band The Spoons will be playing music as the boats travel through the locks. The event will raise money for music therapy programs in long term care facilities. This will be the first event of this nature nation wide.

Mayor Letham

- The Fenelon Falls and District Chamber of Commerce, The Bobcaygeon Area Chamber of Commerce, The Coboconk Norland and Area Chamber of Commerce, The Lindsay and District Chamber of Commerce and the Lindsay Downtown Business Improvement Area (BIA) have joined the Ontario Chamber of Commerce and Boards of Trade and Chambers of Commerce across the country in support of Canada United. Canada United is a national initiative to rally Canadians to buy and dine local to kick start the local economy. The Chambers of Commerce ask that the City of Kawartha Lakes recognize August 28th to August 30th as Canada United Weekend in Kawartha Lakes.

4.2 Staff

CAO Ron Taylor advised that the final version of the 2020-2023 City of Kawartha Lakes Strategic Plan is available. A copy was provided to Council and CAO Taylor also confirmed that an electronic version is available on the City's website.

5. Council Minutes

**CR2020-224**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Dunn

**That** the Minutes of the July 28, 2020 Regular Council Meeting, be received and adopted.

**Carried**

6. Deputations

6.1 CC2020-08.6.1

**Victoria County Historical Society Lease Agreement for the Olde Gaol Museum**

**(Related to Item 10.1.1 on the Agenda)**

Jane Gregory-Gill

Barbara Doyle

Jane Gregory-Gill and Barbara Doyle thanked staff for all of the work that went into developing the new Lease Agreement for the Olde Gaol Museum. Ms. Gregory-Gill and Ms. Doyle provided an overview of the Museum, which is operated by the Victoria County Historical Society, and outlined the challenges that they face as a volunteer organization. Ms. Gregory-Gill and Ms. Doyle identified that they have a need for additional funding from the City which will allow for the hiring of five full time staff at the Museum.

**CR2020-225**

**Moved By** Councillor Dunn

**Seconded By** Deputy Mayor O'Reilly

**That** the deputation of Jane Gregory-Gill and Barbara Doyle, on behalf of the Victoria County Historical Society, **regarding a Lease Agreement with the Victoria County Historical Society for the Olde Gaol Museum**, be received.

**Carried**

6.2 CC2020-08.6.2

**Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road, Verulam**  
**(Related to Item 9.1 on the Agenda)**

Beverly Saunders, EcoVue Consulting Services Inc.

Beverly Saunders, of EcoVue Consulting Services Inc., provided an overview of the proposed rezoning application to permit the staging of commercial outdoor role playing games at 36 Walker's Road in Verulam. Ms. Saunders provided a brief history on the application and outlined that the applicants would like the temporary use of the property to continue while the Site Plan is being finalized.

**CR2020-226**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Veale

**That** the deputation of Beverly Saunders, EcoVue Consulting Services Inc., **regarding a proposed rezoning to permit the staging of commercial outdoor role playing games at 36 Walker's Road, Verulam**, be received.

**Carried**

6.3 CC2020-08.6.3

**Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road, Verulam  
(Related to Item 9.1 on the Agenda)**

Larry Junkin

Larry Junkin outlined concern regarding the proposed rezoning of 36 Walker's Road, Verulam, to permit the staging of commercial outdoor role playing games. The identified concern included the existing entrance to the property and noise. Mr. Junkin noted that the proposed rezoning by-law has been amended and asked that the rezoning application be referred back to staff for additional public consultation.

**CR2020-227**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Seymour-Fagan

**That** the deputation of Larry Junkin, **regarding a proposed rezoning to permit the staging of commercial role playing games at 36 Walker's Road, Verulam**, be received.

**Carried**

6.4 CC2020-08.6.4

**Use of Off Road Vehicles on Boundary Roads  
(Related to Item 10.1.4 on the Agenda)**

Heather Stauble

Heather Stauble provided a history on the Ganaraska Forest. Ms. Stauble outlined that there are concerns that if all terrain vehicles ("ATV's") are permitted on Boundary Roads the increased use will also lead to an increased use within the Ganaraska Forest which could have a negative impact.

**CR2020-228**

**Moved By** Councillor Veale

**Seconded By** Councillor Dunn

**That** the deputation of Heather, **regarding the use of off road vehicles on Boundary Roads**, be received.

**Carried**

**7. Presentations**

**7.1 CC2020-08.7.1**

**Off Road Vehicle Use on Municipal Roads Presentation**

David Lembke, Public Works Roads Manager West A

Oliver Vigelius, Public Works Roads Manager West B

David Lembke, Public Works Roads Manager, West A, provided an overview of Bill 107, the Getting Ontario Moving Act. The overview outlined that under the new regulations all-terrain vehicles ("ATV's") will be permitted on roads that are under the City's jurisdiction unless has the City adopts a by-law restricting ATV use. A report will be presented to Council in October to seek Council's direction in relation to Bill 107.

**CR2020-229**

**Moved By** Councillor Yeo

**Seconded By** Councillor Seymour-Fagan

**That** the presentation by David Lembke, Public Works Roads Manager West A, **regarding Off Road Vehicle Use on Municipal Roads**, be received.

**Carried**

**8. Planning Advisory Committee**

**8.1 Correspondence Regarding Planning Advisory Committee Recommendations**

**8.1.1 CC2020-08.8.1**

**Memorandum Regarding Agenda Item 8.3.2**

Ian Walker, Planning Officer - Large Developments

**CR2020-230**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Veale

**That** the Memorandum from Ian Walker, Planning Officer-Large Developments, **regarding Agenda Item 8.3.2**, be received.

**Carried**

8.2 Planning Advisory Committee Minutes

**CR2020-231**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Veale

**That** the Minutes of the August 12, 2020 Planning Advisory Committee Meeting be received and the recommendations, included in Section 8.3 of the Agenda, save and except for Item 8.3.2, be adopted.

**Carried**

8.3 Business Arising from Planning Advisory Committee Minutes

8.3.1 PAC2020-019

**That** Report PLAN2020-026, **Woodland Hills Community Inc. – D05-31-015 and D06-2018-014**, be received; and

**That** Zoning By-law Amendments respecting applications D05-31-015 and D06-2018-014, be prepared, approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

8.3.3 PAC2020-021

**That** Report PLAN2020-028, **Part North Half of Lot 8, Part South Half of Lot 8, Part of Lot 9, Concession 5, geographic Township of Fenelon, City of Kawartha Lakes, identified as 4027 Highway 35, 2324784 Ontario Inc. – D06-2019-030**, be received;

**That** a Zoning By-law Amendment respecting application D06-2019-030, substantially in the form attached as Appendix D to Report PLAN 2020-028, be approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents required by the approval of this application.

**Carried**

8.3.4 PAC2020-022

**That** Report PLAN2020-029, **Part of Lots 10-12, Front Range, geographic Township of Somerville, City of Kawartha Lakes, identified as 34 and 44 Royal Cedar Road, Canada Royal Resort Inc., Robert and Elizabeth Ellis, Robert Walker and Peter Walker – D06-2020-002**, be received;

**That** application D06-2020-002 be referred back to staff for processing and addressing all public comments received; and

**That** once all public comments have been addressed on application D06-2020-002, that an additional Public Meeting be held at the Planning Advisory Committee on this matter.

**Carried**

8.3.5 PAC2020-023

**That** Report PLAN2020-030, **respecting Part Lot 20, Concession 8, geographic Township of Mariposa, and identified as 1220 Highway 7 – Application D06-2020-012**, be received;

**That** a Zoning By-law Amendment respecting application D06-2020-012, substantially in the form attached as Appendix D to Report PLAN2020-030, be approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

8.3.6 PAC2020-024

**That** Report PLAN2020-031, **respecting Part Lot 10, Concession 12, Geographic Township of Mariposa, Bedard Sand and Gravel Limited – Application D06-2020-004**, be received; and

**That** the application respecting the proposed Zoning By-law Amendment be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing.

**Carried**

8.3.7 PAC2020-025

**That** Report PLAN2020-032, **respecting Part Lots 12 & 13, Concession 19, Part Lot 40, RCP 564, 57R-7890, Parts 2 to 5, former Village of Bobcaygeon, Port 32 Inc. – Applications D06-17-028 & D04-17-001**, be received; and

**That** the applications respecting the proposed Zoning By-law Amendment and the Draft Plan of Condominium be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing.

**Carried**

8.3.8 PAC2020-026

**That** the August 12, 2020 Planning Advisory Committee Memorandum from Anna Kalnina regarding the **Proposed Amendment One to A Place to Grow: Growth Plan for the Greater Golden Horseshoe and Proposed Land Needs Assessment Methodology**, be received.

**Carried**

8.4 Items Extracted from Planning Advisory Committee Minutes

8.3.2 PAC2020-020

**CR2020-232**

**Moved By** Councillor Richardson

**Seconded By** Councillor Elmslie

**That** Report PLAN2020-027, **Fenelon Part Road Allowance and Plan 100, Part Lot 78, 57R-10509, Part 4, Former Village of Fenelon Falls; Plan 100, Lot 79, W/S Lindsay St, Former Village of Fenelon Falls; and Plan 49, Lot 16 and Part Lot 15 W West St, Part Lots 15 to 20 E Dick St, Part Blocks A and G, Part Dick St, 57R-5028 Parts 1 and 2, Part of Lot 22, Concession 9, Geographic Township of Fenelon, Farley Bear Inc. – Applications D01-2020-003 and D06-2020-014**, be received; and

**That** an Official Plan Amendment respecting application D01-2020-003, be prepared, approved and adopted by Council;

**That** Zoning By-law Amendments, respecting application D06-2020-014, as amended, be prepared, approved and adopted by Council;

**That** in accordance with Section 34(17) of the Planning Act, Council having considered the changes to the proposed Zoning By-law Amendment deems no further public notice to be necessary; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

**9. Planning Reports**

**9.1 PLAN2020-025**

**Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road, Verulam**

Sherry L. Rea, Development Planning Supervisor

**Moved By** Councillor Elmslie

**That** Report PLAN2020-025, **Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road**, be received;

**That** the Zoning By-law amendment, as amended, be approved and adopted;

**That** in accordance with Section 34(17) of the Planning Act, Council having considered the change to the proposed Zoning By-law Amendment deems no further public notice to be necessary;

**That** the Mayor and Clerk be authorized to execute any documents required by the approval of these applications; and

**That** a public meeting be held with respect to the permanent use rezoning before the holding provision is removed.

**Motion Failed**

**CR2020-233**

**Moved By** Councillor Seymour-Fagan

**Seconded By** Councillor Yeo

**That** Report PLAN2020-025, **Proposed Rezoning to Permit the Staging of Commercial Outdoor Role Playing Games at 36 Walker's Road**, be received;

**That** the Zoning By-law amendment, as amended, be approved and adopted;



**That** in accordance with Section 34(17) of the Planning Act, Council having considered the change to the proposed Zoning By-law Amendment deems no further public notice to be necessary; and

**That** the Mayor and Clerk be authorized to execute any documents required by the approval of these applications.

A recorded vote was requested by Councillor Elmslie.

<b>Recorded</b>	<b>For</b>	<b>Against</b>	<b>Absent</b>
Mayor Letham	X		
Deputy Mayor O'Reilly	X		
Councillor Ashmore	X		
Councillor Dunn	X		
Councillor Elmslie		X	
Councillor Richardson	X		
Councillor Seymour-Fagan	X		
Councillor Veale	X		
Councillor Yeo	X		
<b>Results</b>	<b>8</b>	<b>1</b>	<b>0</b>
			<b>Carried</b>

## **10. Consent Matters**

### **10.1 Reports**

#### **10.1.4 RD2020-007**

##### **Use of Off Road Vehicles on Boundary Roads**

David Lembke, Public Works Roads Manager West A

##### **CR2020-234**

**Moved By** Councillor Richardson

**Seconded By** Councillor Seymour-Fagan

**That** Report RD2020-007, **Use of Off Road Vehicles on Boundary Roads**, be received;

**That** Council supports the request from the Township of Cavan Monaghan to allow the use of ATV's on designated sections of Dranoel Road and Glamorgan Road based on a one year pilot project for the 2020-2021 season; and

**That** if chosen as the final route by the Township of Cavan Monaghan, that By-law 2019-077 be amended and brought forward to Council for adoption.

**Carried**

10.1.1 CS2020-008

**Olde Gaol Lease Agreement with Victoria County Historical Society**

Craig Shanks, Director of Community Services

**CR2020-235**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Dunn

**That** Report CS2020-008, **Olde Gaol Lease Agreement with Victoria County Historical Society**, be received.

**Carried**

**CR2020-236**

**Moved By** Councillor Dunn

**Seconded By** Deputy Mayor O'Reilly

**That** the Agreement between the Corporation of the City of Kawartha Lakes and the Victoria County Historical Society for the continued use of the Olde Gaol facility as a Society Museum, attached as Appendix A to Report CS2020-008, be approved; and

**That** the Mayor and City Clerk be authorized to execute any documents and agreements required by the approval of this agreement.

**Carried**

10.1.2 CS2020-009

**Bobcaygeon Beach Park Update**

Craig Shanks, Director of Community Services

**CR2020-237**

**Moved By** Councillor Yeo

**Seconded By** Councillor Seymour-Fagan

**That** Report CS2020-009, **Bobcaygeon Beach Park - Update**, be received.

**Carried**

10.1.3 WM2020-007

**Waste Management Public Education and Communication Strategy**

David Kerr, Manager Environmental Services

**CR2020-238**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Yeo

**That** Report WM2020-007, **Waste Management Public Education and Communications Strategy**, be received;

**That** the Public Education and Communications Strategy attached as Appendix A to report WM2020-007 be endorsed by Council; and

**That** the mailing of waste recycling calendars be brought forward as a decision unit for the 2021 Budget.

**Carried**

10.1.5 PUR2020-021

**Reconstruction of St. Mary's Bridge**

Linda Lee, Buyer

Martin Sadowski, Senior Engineering Technician

**CR2020-239**

**Moved By** Councillor Richardson

**Seconded By** Councillor Yeo

**That** Report PUR2020-021, **2020-52-CQ Reconstruction of St. Mary's Road Bridge**, be received;

**That** Ratcliff Excavating and Grading Inc. be selected for the award of 2020-52-CQ Reconstruction of St. Mary's Road Bridge for the total quoted amount of \$979,400.00 not including HST;

**That** the additional expenditure of \$463,187 be funded from a Special Debenture;

**That** subject to receipt of the required documents, the Mayor and City Clerk be authorized to execute the agreement to award the contract; and

**That** the Procurement Division be authorized to issue a purchase order.

**Carried**

10.2 Correspondence

10.3 Items Extracted from Consent

**11. Petitions**

**12. Other or New Business**

**13. By-Laws**

The mover requested the consent of Council to read the by-laws by number only.

**CR2020-240**

**Moved By** Councillor Seymour-Fagan

**Seconded By** Councillor Elmslie

**That** the By-Laws shown in Section 13.1 of the Agenda, namely: Items 13.1.1 to and including 13.1.7, save and except for Items 13.1.2 and 13.1.5, be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

**Carried**

**13.1 By-Laws by Consent**

**13.1.1 CC2020-08.13.1.1**

A By-Law to Amend By-Law 2018-020, Being the City Lands Disposition By-Law for the Corporation of the City of Kawartha Lakes

**13.1.3 CC2020-08.13.1.3**

A By-Law to Amend the Oak Ridges Moraine Zoning By-law 2005-133 and the Township of Manvers Zoning By-Law No. 87-06 to Rezone Land within the City of Kawartha Lakes (Woodland Hills)

**13.1.4 CC2020-08.13.1.4**

A By-Law to Amend the Village of Fenelon Falls Official Plan to Re-designate Land within the City of Kawartha Lakes (123 Lindsay Street and 130 Lindsay Street)

**13.1.6 CC2020-08.13.1.6**

A By-Law To Amend The Township of Fenelon Zoning By-Law No. 12-95 To Rezone Land Within The City Of Kawartha Lakes (4027 Highway 35)

**13.1.7 CC2020-08.13.1.7**

A By-Law To Amend The Township of Mariposa Zoning By-Law No. 94-07 To Rezone Land Within The City Of Kawartha Lakes (1220 Highway 7)

**13.2 By-Laws Extracted from Consent**

13.1.2 CC2020-08.13.1.2

A By-Law to Amend The Township of Verulam Zoning By-Law No. 6-87 to Rezone Land within The City of Kawartha Lakes (36 Walker's Road)

**CR2020-241**

**Moved By** Councillor Yeo

**Seconded By** Deputy Mayor O'Reilly

**That** a By-Law to Amend the Township of Verulam Zoning By-Law No. 6-87 to Rezone Land within The City of Kawartha Lakes, as amended, be read a first, second and third time, passed, numbered, signed and corporate seal attached.

**Carried**

13.1.5 CC2020-08.13.1.5

A By-Law to Amend the Village of Fenelon Falls Zoning By-Law No. 89-25 and Township of Fenelon Zoning By-law No. 12-95 to Rezone Land within the City Of Kawartha Lakes (126 Lindsay Street, 130 Lindsay Street and 573 Kawartha Lakes Road 121)

**CR2020-242**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Veale

**That** a By-Law to Amend the Village of Fenelon Falls Zoning By-law No. 89-25 and Township of Fenelon Zoning By-law No. 12-95 to Rezone Land within the City of Kawartha Lakes (126 Lindsay Street and 573 Kawartha Lakes Road 121), as amended, read a first, second and third time, passed, numbered, signed and the corporate seal attached.

**Carried**

**14. Notice of Motion**

**15. Closed Session**

**15.1 Adoption of Closed Session Agenda**

**CR2020-243**

**Moved By** Councillor Yeo

**Seconded By** Councillor Dunn

**That** the Closed Session agenda be adopted as circulated.

**Carried**

15.2 Disclosure of Pecuniary Interest in Closed Session Items

There were no declarations of pecuniary interest disclosed.

15.3 Move Into Closed Session

**CR2020-244**

**Moved By** Councillor Yeo

**Seconded By** Councillor Veale

**That** Council convene into closed session at 4:05 p.m. pursuant to Section 239(2) of the Municipal Act, S.O. 2001 s.25, in order to consider matters identified in Section 15 of the Regular Council Meeting Agenda of Thursday, August 20, 2020, namely Items 15.3.1. to and including 15.3.3.

**Carried**

**16. Matters from Closed Session**

**Item 15.3.1**

The Closed Session Confidential Minutes from the July 28, 2020 Regular Council Meeting were approved.

**Item 15.3.2**

That details of an interested party's proposal for the direct sale of the subject property was provided to Council.

**Item 15.3.3**

The City Solicitor provided information pertaining to the recent discovery of an Aboriginal Burial Site, and obtained instruction pertaining to the same.

CAO Ron Taylor provided an update on two personnel matters.

**17. Confirming By-Law**

17.1 CC2020-08.17.1.

A By-law to Confirm the Proceedings of a Regular Council Meeting held on Thursday, August 20, 2020

**CR2020-249**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Dunn

**That** a by-law to confirm the proceedings of a Regular Council Meeting held Thursday, August 20, 2020 be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

**Carried**

**18. Adjournment**

**CR2020-250**

**Moved By** Councillor Yeo

**Seconded By** Councillor Seymour-Fagan

**That** the Council Meeting adjourn at 4:43 p.m.

**Carried**

**Read and adopted this 15 day of September, 2020.**

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk



# Request to Speak before Council

Request to Make a Deputation/Presentation to  
Council/Committee  
City of Kawartha Lakes  
City Clerk's Office  
26 Francis Street, PO Box 9000  
Lindsay, ON K9V 5R8  
705-324-9411

**Name: \***

Jesse Dupuis

**Address: \***

41 Benson Blvd

**City/Town/Village:**

Coboconk

**Province: \***

Ontario

**Postal Code:**

K0M1K0

**Telephone: \***

[REDACTED]

**Email: \***

[REDACTED]

There can be a maximum of two speakers for each deputation. Please list the name(s) of the individual(s) who will be speaking. The names that are listed here will be included on the Council Meeting Agenda.

**Deputant One:**

Jesse Dupuis

**Deputant Two:**

First Name, Last Name



**Please provide details of the matter to which you wish to speak: \***

Realty Service is presenting a report about this matter for the September 15th, 2020 Regular Council meeting.

We are asking council to either permanently close the public path or allow us to purchase the path beside our property which, due to constant altercations, encroachments onto our property and countless pathway bylaw infractions that have resulted in our severe inability to enjoy our own property.

Since our last deputation things have escalated more than once to the point of police enforcement with someone being charged for trespassing. Which could (should) have been worse charges given they tried to forcibly enter our premises (we have video and pictures of the altercation). Police said the next infraction will be criminal charges.

Again, to remind council, there have been years of infractions dating back to previous owners, (we have attached a letter from the past owner citing their issues) who we learned have moved because of issues with the access path. We aren't looking to purchase this path to enhance our property, or to build, but to give us peace of mind and allow us to feel safe in our own backyard.

We also want to remind council that another access path exists a short 30 second walk away and have attached an area map for reference.

The bottom line is we are requesting council take action to assist us in ending this chaos and turmoil that we experience almost daily before it escalates to the point that criminal charges are laid. We are now fearful anytime we hear someone in the pathway and run back into the house and ensure all our doors are locked. It's no way to live.

Please attach any additional supporting documents you wish to provide and submit with this completed form.

**Have you discussed this matter with City Staff?**

☒ Yes

☐ No

**If yes, Which department and staff member(s) have you spoken to?**

**What action are you hoping will result from your presentation/deputation? \***

We are asking council to either permanently close the public path or allow us to purchase the path beside our property which, due to constant altercations, encroachments onto our property and countless pathway bylaw infractions that have resulted in our severe inability to enjoy our own property.

By signing this form you are acknowledging that all of the information you are providing on this form is true, and giving the City permission to collect your personal information for the principal purpose of a request to make a deputation to Committee or Council as outlined below.

**Signature:**

Jesse Dupuis

**Date:**

9/4/2020



The personal information is being collected by the City of Kawartha Lakes for the principal purpose of a request to make a deputation to Committee or Council pursuant to the City's procedural by-law. This information, including all attachments submitted may be circulated to members of Council, staff, the general public and posted on the City website. Questions about the collection of this information should be directed to the City Clerk or Deputy Clerk at 705 324-9411 ext. 1295 or 1322.

**Do you understand how your information will be used and agree to allow the City to use your personal information provided on this form, including any attachments for the purposes of requesting to make a deputation to Committee or Council? \***

☒ Yes

Please complete this form and return to the City Clerk's Office by submitting it online or:  
Fax: 705-324-8110 Email: [agendaitems@kawarthalakes.ca](mailto:agendaitems@kawarthalakes.ca)



# Request to Speak before Council

Request to Make a Deputation/Presentation to  
Council/Committee  
City of Kawartha Lakes  
City Clerk's Office  
26 Francis Street, PO Box 9000  
Lindsay, ON K9V 5R8  
705-324-9411

**Name: \***

Sandra Barrett

**Address: \***

211 Francis Street East

**City/Town/Village:**

Fenelon Falls

**Province: \***

Ontario

**Postal Code:**

K0M 1N0

**Telephone: \***

705 887-6568

**Email: \***

sandra.cbarret@gmail.com

There can be a maximum of two speakers for each deputation. Please list the name(s) of the individual(s) who will be speaking. The names that are listed here will be included on the Council Meeting Agenda.

**Deputant One:**

Sandra Barrett

**Deputant Two:**

First Name, Last Name

**Please provide details of the matter to which you wish to speak: \***

Proposed sale of surplus land on Juniper Street in Fenelon Falls to the Fenelon Community Housing Initiative.

Please attach any additional supporting documents you wish to provide and submit with this completed form.

**Have you discussed this matter with City Staff?**

☒ Yes

☐ No

**If yes, Which department and staff member(s) have you spoken to?**

**What action are you hoping will result from your presentation/deputation? \***

Council support for proceeding with the sale of the Juniper Street property to FCHI.

By signing this form you are acknowledging that all of the information you are providing on this form is true, and giving the City permission to collect your personal information for the principal purpose of a request to make a deputation to Committee or Council as outlined below.

**Signature:**

Sandra Barrett

**Date:**

9/8/2020



The personal information is being collected by the City of Kawartha Lakes for the principal purpose of a request to make a deputation to Committee or Council pursuant to the City's procedural by-law. This information, including all attachments submitted may be circulated to members of Council, staff, the general public and posted on the City website. Questions about the collection of this information should be directed to the City Clerk or Deputy Clerk at 705 324-9411 ext. 1295 or 1322.

**Do you understand how your information will be used and agree to allow the City to use your personal information provided on this form, including any attachments for the purposes of requesting to make a deputation to Committee or Council? \***

☒ Yes

Please complete this form and return to the City Clerk's Office by submitting it online or:  
Fax: 705-324-8110 Email: [agendaitems@kawarthalakes.ca](mailto:agendaitems@kawarthalakes.ca)

Person Submitting the Petition

Name:	Ludmila (Lucy) Stephanoff
Address:	7 Vern Court, Kawartha Lakes, Ont. (63 Berwick cres., Richmond Hill, Ont, L4C 0B7)
Phone:	(416)450-4042

RECEIVED

Petition

AUG 26 2020



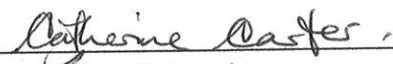

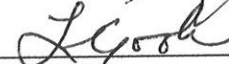


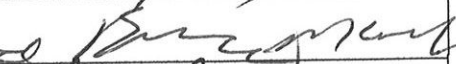

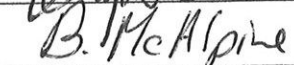
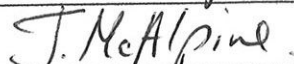
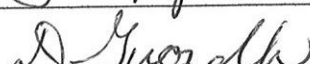
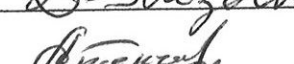

To: the Council of the City of Kawartha Lakes, 26 Francis Street, Lindsay, ON K9V 5R8.

I/We the undersigned, petition the Council of the City of Kawartha Lakes as follows:

OFFICE OF THE CITY CLERK

KAWARTHA LAKES

To stop the sale of BLOCK B, Vern Court, Kawartha Lakes. We are the owners of the lots on Benson Boulevard and Vern Court who have no direct access to the lake and community members, who use this lot as a park/beach. We have been enjoying this access to the small beach on Shadow Lake for many, many years. It has come to our attention that the new neighbours on 41 Benson Blvd. have made an application to purchase this lot from the city. We strongly protest this action and demand the City to stop the application. If the lot is sold to a private party, it will negatively impact the entire community. It will be devastating to the owners of the lots who have no access to the lake otherwise. Our children, grandchildren and us will no longer be able to enjoy the beautiful lake, taking away a huge part of our lives. Not to mention the impact it will inflict on our property values. It is absolutely unnecessary as the neighbours on 41 Benson Blvd. enjoy 100 feet of their own waterfront property being directly on the lake and we have only this small public park/beach to peacefully share among ourselves.

#	Name	Contact Information	Signature
1	Alla Stephanov	7 Vern Court R.L. 416-388-8583	
	<del>DOMINIK KAWLIK</del>	<del>416-895-1522</del>	<del></del>
2	Catherine Carter	52 Benson Blvd	
3	FRANK O'REILLY	35 BENSON BLVD 705-454-1021	
4	LINDA COOK	31 BENSON BLVD 705-454-9300	
5	Don MacEachron	23 Benson Blvd 705-728-6999	
6	MARY KIRBY	6 Benson Blvd	
7	Bruce Michol	Benson Blvd	
8	DOUGLAS GROOM	3 VERN COURT	
9	Bonnie McAlpine	27 Benson Blvd	
10	Jim McAlpine	29 Benson Blvd	
11	DANA GROZELLE	15 Benson Blvd	
12	Stepanov Alexander	7 Vern cct. 705-508-26-51	
13	Ludmila Stephanoff	7 Vern cct (416) 450-4042	

Page 1 of 1

Signatories to a Petition are deemed to have waived any expectation of privacy as a result of the record being created for review by the general public. Questions about the collection and disclosure of personal information contained in this petition should be directed to the City Clerk at 705.324.9411 ext. 1295.



Person Submitting the Petition









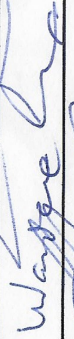


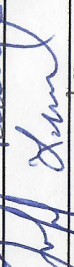

Name:	BONNIE & BLAKE CHARKE
Address:	69 THOMAS DRIVE, FENELON FALLS, K0M 1N0
Phone:	705-887-3753

**Petition**

To: the Council of the City of Kawartha Lakes, 26 Francis Street, Lindsay, ON K9V 5R8.

We the undersigned, petition the Council of the City of Kawartha Lakes as follows:

SPEED LIMIT REDUCTION FOR THE ENTIRETY OF THOMAS DRIVE  
THE PRESENT SPEED LIMIT ON THOMAS DRIVE IS CURRENTLY  
80 KM/HR. MANY FULL TIME AND SUMMER RESIDENTS ARE  
REQUESTING THE SPEED LIMIT BE REDUCED TO 40 KM/HR.

#	Name	Contact Information	Signature
1	ATHOL HART	97 THOMAS DR. 705-887-3411 dcedardiscussus@yahoo.com	
2	BETH HART	97 THOMAS DR. sinyardbeth@gmail.com	Beth Hart
3	TIM COSULICH	683 THOMAS timotlycosulich@201	
4	Brad & Amanda	34 Ridgely Rd fenshorhillym	
5	Karen Riquary	99 Thomas Dr	
6	Roger Riquary	99 Thomas Dr	
7	DAVID HILL	10 Elm St	
8	Connie Hill	10 Elm St	
9	Troy Simson	2 Elm St	
10	Wanda Lee	2 Elm St	
11	Gray Porter	78 THOMAS DR	
12	Jeff Porter	" " "	
13	JEFF LEONARD	92 THOMAS DR	
14	Emily Wilson	60 Thomas Dr.	

Signatories to a Petition are deemed to have waived any expectation of privacy as a result of the record being created for review by the general public. Questions about the collection and disclosure of personal information contained in this petition should be directed to the Office of the City Clerk at 705-324-9411 extension 1295 or 1322. All signature pages submitted must include the petition request for the signatures to be considered valid.





## **Council Report**

**Report Number CORP2020-008**

---

**Meeting Date:** September 15, 2020  
**Title:** 2019 Surplus Disposition Report  
**Description:** Disposition of 2019 Surplus  
**Author and Title:** Carolyn Daynes, Treasurer

---

### **Recommendation(s):**

**That** Report CORP2020-008, **2019 Surplus Disposition Report**, be approved as circulated;

**That** the financial statements for 2019 be approved as circulated; and

**That** Council authorizes the transfer of the 2019 Surplus of \$2,999,743 to the Contingency Reserve committed for Council; and

**That** staff report back to Council during the 2021 budget deliberations on options for disposition of the 2019 surplus.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_



## Background:

This report provides Council with an update on the 2019 financial position. The audited financial statements are included in this report as Attachment A. The 2019 year end and the final (Surplus) Deficit position is as follows:

	<b>(Surplus) Deficit</b>	<b>Transfer to Reserve</b>	<b>(Surplus) Deficit</b>
General Rated Tax Surplus	\$ (2,999,743.00)	\$ -	\$ (2,999,743.00)
Area Rated Tax (Surplus)Deficit	\$ (501,175.00)	\$ 527,097.00	\$ 25,922.00
Water and Sewer (Surplus)	\$ (1,158,172.00)	\$ 1,158,172.00	\$ -
KLHHC (Surplus)	\$ (258,725.00)	\$ -	\$ (258,725.00)
<b>Overall (Surplus)Deficit</b>	<b>\$ (4,917,815.00)</b>	<b>\$ 1,685,269.00</b>	<b>\$ (3,232,546.00)</b>

The City, prior to reserve transfers, has a 2019 surplus of \$4,917,815. This is a result of increased revenue in various areas of the City and reduced expenditures. This is compared to a surplus in the 2018 year of approximately \$5,289,471. The surplus, in the case of Area rates and Water and Sewer, is dealt with prior to year-end and reserve transfers are made to the various reserves, prior to audit. Council has resolved that surpluses in these areas will be transferred to the Rate Stabilization reserve in the case of Area Rate and Infrastructure Reserves in the case of Water and Sewer.

## Rationale:

### General Rated Tax Deficit:

The net surplus of \$2,999,743 was attributable to the following factors:

<b>Description</b>	<b>Budget 2019</b>	<b>Actual 2019</b>	<b>(Surplus) Deficit Variance</b>
Supplementary Taxes	\$ (600,000.00)	\$ (987,477.00)	\$ (387,477.00)
Penalties and Interest on Taxes	\$ (1,107,000.00)	\$ (1,321,908.00)	\$ (214,908.00)
Investment income	\$ (862,779.00)	\$ (1,285,007.00)	\$ (422,228.00)
Tax Sales	\$ -	\$ (190,995.00)	\$ (190,995.00)
Green Shield Recovery	\$ -	\$ (390,131.00)	\$ (390,131.00)
Tax Rebates and Write-Offs	\$ 769,500.00	\$ 596,118.00	\$ (173,382.00)
Special Projects	\$ 822,000.00	\$ 473,530.00	\$ (348,470.00)

Lease Payments	\$ 369,254.00	\$ 34,855.00	\$ (334,399.00)
Arena Hall and Ice Rental	\$ (1,865,181.00)	\$ (2,066,500.00)	\$ (201,319.00)
Pay Equity Accrual	\$ -	\$ (480,610.00)	\$ (480,610.00)
Winter Control	\$ 8,639,221.00	\$ 11,276,163.00	\$ 2,636,942.00
Streetlight	\$ 910,253.00	\$ 790,449.00	\$ (119,804.00)
Roads Projects	\$ 15,450,884.00	\$ 13,233,343.00	\$ (2,217,541.00)
Miscellaneous Items	\$ -	\$ (155,421.00)	\$ (155,421.00)
<b>Total Surplus</b>	<b>\$ 22,526,152.00</b>	<b>\$ 19,526,409.00</b>	<b>\$ (2,999,743.00)</b>

### **Supplemental Taxes**

This budget line is very difficult to predict and the City experience is trending higher than the budget of \$600,000. In 2018 the City raised just over \$1Million in Supplemental taxes compared to \$988,000 in 2019. Total supplemental taxes raised in 2017 were \$605,288.

### **Penalties and Interest on Taxes**

The budget in this area has stayed constant at \$1,107,000 for many years. The City has generated over this amount for the past few years. This is an indication of tax arrears as well as the aging of those same arrears. The City earned \$1.3 Million in 2019; \$1.2 Million in 2018 and \$1.1 Million in 2017. The tax arrears in those same years were \$5.6 Million; \$4.9 Million in 2018 and \$4.7 Million in 2017. Therefore, the increased penalties and interest on taxes are indicative of the tax arrears balance.

### **Investment Income**

Short term interest rates rose during 2019 whereas long term rates stayed relatively low. Staff took advantage of the short term rate increase and put money away in high interest savings accounts that generated interest rates higher than the bank account rate. This increased the amount of income the City generated by utilizing surplus funds that could only be invested for a short time period as they would be needed in the short term for cash-flow.

### **Tax Sales – Forfeited Surplus**

Tax Sales result from properties that are more than 3 years in arrears. Properties are sold at public auction and the minimum tender is the value of the tax arrears and any legal fees incurred by the municipality. Any excess money received is held by the Crown and the landowner or any person who had an interest in the land prior to the tax sale can make application to receive the proceeds. If no-one makes any applications Section 380 of the Municipal Act

explains how these excess funds are to be distributed. Prior to 2018 the funds were held by the Crown for one year and if no-one made an application the funds would go to the Municipality involved in the tax sale. This has now changed for properties where tax arrears certificates are registered after January 1, 2018. The proceeds of sale, less the tax arrears and legal costs, are now held for 10 years by the Crown. Application can still be made by the landowner and anyone having an interest in the land, however after 10 years the amount left is now transferred to the Crown.

In 2019 the City received proceeds from tax sales that exceeded the arrears and the legal costs. One property in 2018 sold approximately \$180,000 over the minimum tender bid. As this is a very unreliable source of revenue Staff do not budget for this and any funds received flows to the overall surplus at year end. In 2018 the forfeited surplus was only \$33K and in 2017 there were no forfeited surpluses.

### **Greenshield Benefits**

The overall Greenshield benefits are reconciled to the City's actual experience and has resulted in a refund of approximately \$391,000. This has been adjusted to the various departments in the City.

### **Tax Rebates and Write Offs**

The City offers various tax rebate programs such as Charity Rebates and Low Income Supplement. In some years the rebate is fully utilized while in other years the actual comes in lower than budget. The rebates in 2019 were slightly lower than budget. In addition, there was a budget error in that Staff budgeted for vacancy rebates when this program no longer exists. This resulted in a further surplus in this area.

The City offers a tax write off program as well where property owners can apply to MPAC to get their taxes reassessed. As well fires and various vacancies can result in a tax write off. In 2019 the tax write offs were approximately \$75K below budget.

### **Special Projects**

In 2019 the special project program was still in the operating budget and were often in a surplus position. In 2020, special projects were removed from the operating budget and a separate budget was created to provide greater transparency. These projects, while operating in nature, take longer than one year to complete and these funds would flow to the bottom line of the corporation in one year and then be included again in the budget for the next year, thus raising taxes for the project twice. Some of this surplus was transferred to 2020 special projects but the majority of it flowed to the bottom line of the corporation.

### **Lease Payments**

The delay in the construction of 68 Lindsay Street has resulted in a surplus position in the maintenance expenses for this property as well as the lease payments for the 322 Kent Street property. The Engineering and Public Works move to 322 Kent Street was not accomplished until 2020 and the move of the Human Services staff to 68 Lindsay St. was delayed significantly. Therefore, Community Services had budgeted to pay the 322 Kent Street rent, with the assumption that the Human Services move would happen earlier in the year. Human Services Staff moved in late summer of 2019 and continued paying rent at 322 Kent Street until that time. The maintenance expenses at 68 Lindsay Street did not start occurring until after the Human Service move so they were much lower than anticipated.

### **Arena Hall and Ice Rental**

This revenue area came in approximately \$200,000 over budget. The biggest locations for the increase were in Lindsay and Fenelon Falls. The budget had been increased from 2018 by approximately \$100,000 but the actual revenue received was over \$2 Million as compared to only \$1.7 Million in 2018. In 2017 the amount raised was close to the 2018 level.

### **Pay Equity Accrual**

Staff have been accruing an estimated amount owing for Pay Equity for a number of years. The payout was completed in 2019 and the accrual was approximately \$500K over what was actually paid.

### **Winter Control**

In the last few years the City has experienced early winters beginning in October/November, which extend the winter season and impacts costs. There has been an increase in the number of winter ice storms of continuous duration, as well as freeze/thaw events; which impacts material costs due to the application of pure salt on arterial roads. Contract costs are also impacted due to the prolonged nature of these events. In 2019 the total spent on winter control exceeded \$11.2 Million to manage winter events to meet the City's desired level of service. Winter control is highly unpredictable and the reason PW and Finance Staff continue to recommend that a Winter Control Contingency Reserve is required to manage annual fluctuations.

## **Streetlights**

The City has undertaken projects for the installation of LED lights in streetlights, with approximately 80% being converted at this time. The budget and expenditures have been gradually decreased. The budget for hydro in this area had decreased from 2018 by \$25K and 2020 is decreased even further. The following shows the hydro expenses from 2017 to 2019.

2017	\$ 663,183
2018	\$ 663,726
2019	\$ 596,536

Staff continue to monitor the savings and adjust budgets accordingly.

## **Road Projects**

Due to the weather patterns, there was less grass cutting and weed spraying required in 2019 which led to reduced costs when compared to budget. The ditching projects were cut short due to an early onset of winter. Several sweeping contracts were not initiated as a decision was made to use the City equipment rather than contracting out.

Staff continue to balance operational priorities with staffing limitation when delivering work programs.

## **Area Rated Surplus:**

The area rated surplus of \$501,175 can be broken down further but it is worth noting that Staff have already dealt with the majority of the 2019 Surplus positions by transferring these amounts to the Area Rate Stabilization Reserves during the year. In 2006 Council approved this treatment through the following resolution:

### **CR2016-164**

***On a go forward basis, Council support transferring surplus from area-rated services into an area-rated service rate stabilization/contingency reserve to be used to offset any future deficits and/or for other purposes specific to that future services area.***

The area rate overall (surplus) deficits and reserve treatment are as follows:

<b>Area Rate</b>	<b>Initial (Surplus)Deficit</b>	<b>To/(From) Reserve</b>	<b>Remaining (Surplus)Deficit</b>
Fire Area A	\$ 30,918.00	\$ (30,918.00)	\$ -
Fire Area C	\$ (21,316.00)	\$ 21,316.00	\$ -
Lindsay Parks	\$ (35,357.00)	\$ 35,357.00	\$ -
OPP Area	\$ (9,363.00)	\$ 9,363.00	\$ -
Kawartha Lakes Police Area	\$ (291,553.00)	\$ 291,553.00	\$ -
Street-lighting Area	\$ (200,426.00)	\$ 200,426.00	\$ -
Transit Area	\$ 25,922.00	\$ -	\$ 25,922.00
<b>Total (Surplus) Deficit</b>	<b>\$ (501,175.00)</b>	<b>\$ 527,097.00</b>	<b>\$ 25,922.00</b>

There are no reserves left in the Transit Area to draw down this deficit. The deficit will be funded through the 2020 tax levy. Revenues for ridership were up from 2018 but still slightly below budget.

### **Water and Sewer Surplus:**

The Water and Sewer area had a surplus of \$1,158,172. This surplus, as per Council resolution, goes to the Water and Sewer Infrastructure Reserves to support the capital program in future years. The surplus is primarily due to under expenditure of debt principle and interest payments. This is due to the length of time taken to complete projects and therefore the timing of the debenture.

### **Kawartha Lakes Haliburton Housing (KLHHC) Surplus:**

Any surplus in KLHHC will be transferred to the Operating Surplus reserve in that Corporation and will be handled through motions of their Board of Directors. The surplus has arisen due to lower than expected leasing costs for 68 Lindsay Street due to the delay in moving tenants into the building as well as increased rental revenue.

### **Balance Sheet Accounts**

#### **Cash and Investments**

Overall Cash and Investments are lower than 2018 by approximately \$8 Million. This is due to some large capital projects in Housing and in the City that place a demand on cash flow. The lower Development Charge Reserve has also reduced cash balances as the money is spent prior to the funds being available in the reserve. Staff are working with Engineering to ensure that Development

Charges are minimally used in the Capital budget, until DC collections start replenishing the reserve.

### **Taxes Receivable**

The balance in tax receivable has risen slightly from the 2018 balance of \$4.9 million. The 2019 tax arrears balance of \$5.6 Million is still well within guidelines prescribed by the Ministry of Municipal Affairs for this line item. The tax arrears balance should be below 10% of the total taxes levied. The total taxes levied for the City, including the School Board levy, is approximately \$141 Million in 2019. The total tax arrears as a percentage of total tax revenue is only 3.9% which is an exceptional ratio value.

### **North West Trunk (NWT) Receivable from Landowners**

The North West Trunk (NWT) Receivable has not had any payments received from developers in a number of years. As stated in last year's report this is something that the auditors wanted to bring to Council's attention to ensure that they are aware of this going forward.

Included in the Accounts receivable balance is approximately \$19,566,080 in amounts owing from landowners after the construction of the NWT. Council has passed resolutions that imposed a capital charge on these landowners and also built into the resolution that their amount was not due until time of "development permission". "Development Permission" is defined in the Capital Charge By-Law as "the permit or approval which is the earlier of the permit allowing connection of the Benefitting Owner's land to the Northwest Sanitary Sewer Works, the issuance of a Building Permit, or approval to create a residential lot pursuant to Sections 50, 51 or 52 of the Planning Act." In simple terms this means that the charge will primarily be paid at time of execution of a subdivision or site plan agreement. In addition to the portion of costs incurred to build the NWT Sewer infrastructure, for the landowner, Finance Staff are adding debenture interest costs and Cost of Living (COLA) increases to the receivable each year.

The external auditor has expressed concern that there have been no collections since 2016 from any landowner currently owing money on the NWT Receivable. In 2016 the landowners, who started their development, paid approximately \$212,200 on this receivable. In 2017 there were no landowner payments. While there is approval activity and construction in the NWT area there have been no payments received since 2016.

Council is aware that each of the properties that have not paid their capital charge, currently have a lien imposed on their property so that they can't subdivide or develop the property without paying the NWT capital charge, at the current value (including debenture interest and COLA). It is also important to note that the majority of the lots and development are contained within the three large

parcels of land bounded by Colborne, Highway 35, Thunder Bridge and Angeline Streets. Once these three parcels of land start developing, the majority of the NWT capital charges will be collected. Staff will update Council on this receivable each year to ensure that Council members are aware of the balances.

Please note that the paragraphs above has been duplicated from the 2017 and 2018 note, with only the balance and dates changed, as nothing significant has changed in this area over the 2019 year.

**Long Term Debt**  
**Note 7 – page 14 of the Financial Statements**

In Note 7 the level of Debt has increased from \$117 Million in 2018 to \$121 Million in 2019. The General tax levy debt has increased by approximately \$8.5 Million but this increase is primarily a special debenture to offset a negative balance in the Development Charge Reserve. The repayment of this debt will be from future Development Charge revenue. The Water and Wastewater debt has decreased as the Water and Sewer Infrastructure Reserves are being utilized to fund capital projects and therefore not requiring as much debenture financing as in previous years. Overall the City Debt is within the prescribed City debt limits and the annual repayment limit prescribed by the Ministry.

**Deferred Revenue**

Deferred Revenue has increased by approximately \$8Million. This increase is in two areas. The first area is the Federal and Provincial Gas Tax Reserves. The City received an additional amount from Infrastructure Gas Tax of approximately \$4.6 Million. This is being used to fund projects in 2019 as well as 2020.

The second area is the Development Charge Reserve which has gone into a negative position in 2019. Staff have advised Council on the actual DC revenue earned and the fact that it does not match the DC study estimated revenue. Council has been advised that the current capital program, set out in the DC study, can't be executed unless we see a significant increase in DC collections. Please see below for the amount of DC revenue that has been collected since 2017:

2017	\$3,674,105
2018	\$4,862,067
2019	\$ 409,759

The DC reserve is currently in a Debit position, which means that we have taken more out of it for capital and operating expenditures then we have collected in revenue. Staff went out for debenture of \$7.9 Million, at the end of 2019, to replenish the DC reserve. Finance staff are working with Engineering staff to forecast revenues and expenditures to understand future debenture



requirements. A list of deferred revenue reserves at December 31, 2019 is included in Attachment B.

### **Reserves and Reserve Funds**

Note 8 – page 16 of the Financial Statements

Reserves and reserve funds have decreased from \$41 Million in 2018 to \$34 Million in 2019. This is primarily due to the reduction in the Capital Reserve, which is used to fund capital projects as per the 10 Year financial plan. A list of reserves at December 31<sup>st</sup>, 2019 is included in Attachment C.

### **Staff Recommendation for Surplus:**

Staff are recommending that the 2019 General Rated Surplus of \$2,999,370 be dispersed as follows:

Contingency Reserve – Council	\$	2,999,370
-------------------------------	----	-----------

The resolution to transfer to the Contingency Reserve is being recommended due to the uncertainty around the estimated 2020 year-end surplus/deficit. The Covid pandemic has caused major reductions in revenue and increased costs in many areas of the City for emergency response as well as personal protective equipment. The uncertainty around a second wave of the pandemic is a concern and the further impact that will have on the finances in the City. In putting this to the Contingency Reserve Council can utilize it to help finance 2021 operating and capital budgets or deal with the second wave of the pandemic.

Staff would be remiss if the Winter Control Contingency Reserve was not strongly recommended as a use for a portion of this surplus. The unpredictability of that area requires that the City prepares for future highs and lows in this area over the next few years. A Contingency reserve is ideal to help normalize the swings in this area.

### **Other Alternatives Considered:**

Council could choose to transfer the overall surplus to other reserves however this is not recommended.

### **Alignment to Strategic Priorities**

The 2019 Year End Position Report supports the strategic goal of Good Government. This report details the effective use of financial resources by departments working within budget constraints.

## **Financial/Operation Impacts:**

The General Rated surplus of \$2,999,753 will be transferred to the Contingency Reserve committed to Council no effect on the bottom line of the City for 2020. The deficit from the Area Rate Deficits has been financed by 2020 tax levy increases as per Council policy. The surpluses in Water and Wastewater has been transferred to the Sewer and Water Infrastructure Reserves. The KLHHC surplus will be transferred to the KLHHC Operating Reserves as per Council Policy.

## **Consultations:**

Senior Management Team  
Executive Assistants

## **Attachments:**



ATTACHMENT A -  
2019 Draft Financial S

### **Attachment A – 2019 Draft Financial Statements**



ATTACHMENT B -  
2019 Balance in Defer

### **Attachment B – 2019 Balance in Deferred Revenue Balances**



ATTACHMENT C -  
2019 Balance in Reser

### **Attachment C – 2019 Balance in Reserves**

**Department Head E-Mail:** [jstover@kawarthalakes.ca](mailto:jstover@kawarthalakes.ca)

**Department Head:** Jennifer Stover

**Department File:** Corporate Services

---

## Consolidated financial statements of City of Kawartha Lakes

December 31, 2019

---

---

Independent Auditor's Report	1-2
Consolidated statement of financial position	3
Consolidated statement of operations	4
Consolidated statement of change in net debt	5
Consolidated statement of cash flows	6
Notes to the consolidated financial statements	7-22
Schedule 1 – Consolidated schedule of segmented disclosure	23-24
Schedule 2 – Consolidated schedule of operations of the Public Library Board	25
Trust Funds	
Independent Auditor's Report	26-27
Statement of financial position	28
Statement of financial activities and fund balances	29
Statement of cash flows	30
Notes to the financial statements	31-32

---

## Independent Auditor's Report

To the Members of Council, Inhabitants and Ratepayers  
of the Corporation of the City of Kawartha Lakes

### Opinion

We have audited the consolidated financial statements of the Corporation of the City of Kawartha Lakes (the "City"), which comprise the consolidated statement of financial position as at December 31, 2019, and the consolidated statements of operations, change in net debt, and cash flows for the year then ended, and notes to the consolidated financial statements, including a summary of significant accounting policies (collectively referred to as the "consolidated financial statements").

In our opinion, the accompanying consolidated financial statements present fairly, in all material respects, the financial position of the City as at December 31, 2019, and the results of its operations, change in net debt and its cash flows for the year then ended in accordance with Canadian public sector accounting standards.

### Basis for Opinion

We conducted our audit in accordance with Canadian generally accepted auditing standards ("Canadian GAAS"). Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Consolidated Financial Statements* section of our report. We are independent of the City in accordance with the ethical requirements that are relevant to our audit of the consolidated financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

### Responsibilities of Management and Those Charged with Governance for the consolidated financial statements

Management is responsible for the preparation and fair presentation of the consolidated financial statements in accordance with Canadian public sector accounting standards, and for such internal control as management determines is necessary to enable the preparation of consolidated financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the consolidated financial statements, management is responsible for assessing the City's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the City or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the City's financial reporting process

### Auditor's Responsibilities for the Audit of the Consolidated Financial Statements

Our objectives are to obtain reasonable assurance about whether the consolidated financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian GAAS will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these consolidated financial statements.

As part of an audit in accordance with Canadian GAAS, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the consolidated financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the City's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the consolidated financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the City to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the consolidated financial statements, including the disclosures, and whether the consolidated financial statements represent the underlying transactions and events in a manner that achieves fair presentation.
- Obtain sufficient appropriate audit evidence regarding the financial information of the entities or business activities within the City to express an opinion on the consolidated financial statements. We are responsible for the direction, supervision and performance of the group audit. We remain solely responsible for our audit opinion.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

Chartered Professional Accountants  
Licensed Public Accountants  
\_\_\_\_\_, 2020

# City of Kawartha Lakes

## Consolidated statement of financial position

As at December 31, 2019

	Notes	2019 \$	2018 \$
<b>Assets</b>			
Cash		16,733,120	9,320,701
Investments	3	49,752,409	63,666,886
Taxes receivable		5,579,837	4,893,273
Accounts receivable		40,329,716	40,307,026
Other current assets		16,148	16,768
		<b>112,411,230</b>	<b>118,204,654</b>
<b>Liabilities</b>			
Accounts payable and accrued liabilities		22,849,833	26,920,537
Deferred revenue	4	42,912,670	34,694,675
Other liabilities		3,941,047	4,025,684
Accrued interest on long-term liabilities		361,693	367,199
Employee future benefits	5	20,978,957	31,467,294
Landfill closure and post closure accrual	6	10,176,972	10,127,570
Municipal debt	7	120,565,812	116,889,083
		<b>221,786,984</b>	<b>224,492,042</b>
Net debt		<b>(109,375,754)</b>	<b>(106,287,388)</b>
<b>Non-financial assets</b>			
Tangible capital assets	15	540,072,290	509,648,303
Inventory and prepaid expenses		4,203,492	3,349,246
		<b>544,275,782</b>	<b>512,997,549</b>
Contingencies and commitments	9		
Accumulated surplus	8	<b>434,900,028</b>	<b>406,710,161</b>

The accompanying notes are an integral part of the consolidated financial statements.

Approved by Council

\_\_\_\_\_, Member

\_\_\_\_\_, Member

**City of Kawartha Lakes**  
**Consolidated statement of operations**  
Year ended December 31, 2019

	Notes	Budget \$	2019 Actual \$	2018 Actual \$
		(Note 10)		
<b>Revenue</b>				
Taxes levied for own purposes		112,782,132	114,122,961	109,083,360
Payments in lieu from other governments		479,725	508,425	508,416
Taxation		113,261,857	114,631,386	109,591,776
User charges, licenses and fines		51,994,061	42,407,273	42,677,109
Grants				
Government of Canada		2,025,503	2,071,995	2,676,499
Province of Ontario		49,543,094	61,861,637	55,417,464
Other municipalities		1,824,245	2,017,837	1,747,010
Other				
Investment income		867,779	1,363,220	1,504,939
Gain on disposal of tangible capital assets		700,000	1,748,859	1,255,347
Penalties and interest on taxes		1,107,000	1,321,908	1,210,713
Restricted amounts earned	4	8,817,555	4,110,113	15,169,905
Donations and other		579,071	1,940,933	1,342,576
Contributed tangible capital assets		—	424,515	838,941
		230,720,165	233,899,676	233,432,279
<b>Expenses</b>	11			
General government		22,556,250	10,140,855	26,129,721
Protection to persons and property		32,180,086	33,328,007	31,901,727
Transportation services		30,345,134	43,436,137	41,042,414
Environmental services		26,369,864	27,722,436	27,179,064
Health services		13,157,676	13,292,698	13,117,927
Social services		46,990,044	45,198,760	42,121,104
Housing services		10,083,518	14,223,391	10,228,030
Recreational and cultural services		16,893,685	14,186,895	14,943,183
Planning and development		4,847,194	4,180,630	4,138,459
		203,423,451	205,709,809	210,801,629
Annual surplus		27,296,714	28,189,867	22,630,650
Accumulated surplus, beginning of year		406,710,161	406,710,161	384,079,511
<b>Accumulated surplus, end of year</b>		<b>434,006,875</b>	<b>434,900,028</b>	<b>406,710,161</b>

The accompanying notes are an integral part of the consolidated financial statements.



# City of Kawartha Lakes

## Consolidated statement of change in net debt

Year ended December 31, 2019

	Budget \$ (Note 10)	2019 Actual \$	2018 Actual \$
<b>Annual surplus</b>	<b>27,296,714</b>	<b>28,189,867</b>	22,630,650
Acquisition of tangible capital assets	<b>57,757,527</b>	<b>(57,417,426)</b>	(61,308,746)
Amortization of tangible capital assets	<b>11,174,913</b>	<b>26,248,114</b>	25,224,156
Gain on disposal of tangible capital assets	—	<b>(1,748,859)</b>	(1,255,347)
Proceeds on disposal of tangible capital assets	—	<b>2,494,184</b>	1,527,164
	<b>96,229,154</b>	<b>(2,234,120)</b>	(13,182,123)
Change in prepaid expenses	—	<b>(616,952)</b>	52,584
Change in inventory	—	<b>(237,294)</b>	2,487
	<b>96,229,154</b>	<b>(3,088,366)</b>	(13,127,052)
Net debt, beginning of year	<b>(106,287,388)</b>	<b>(106,287,388)</b>	(93,160,336)
<b>Net debt, end of year</b>	<b>(10,058,234)</b>	<b>(109,375,754)</b>	(106,287,388)

The accompanying notes are an integral part of the consolidated financial statements.

**City of Kawartha Lakes**  
**Consolidated statement of cash flows**  
Year ended December 31, 2019

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
<b>Operating activities</b>		
Annual surplus	<b>28,189,867</b>	22,630,650
Items not involving cash		
Amortization	<b>26,248,114</b>	25,224,156
Gain on disposal of tangible capital assets	<b>(1,748,859)</b>	(1,255,347)
Contributed tangible capital assets recorded in revenue	<b>(424,515)</b>	(838,941)
Change in non-cash assets and liabilities		
Taxes receivable	<b>(686,564)</b>	(185,590)
Accounts receivable	<b>(22,690)</b>	(5,393,786)
Other current assets	<b>620</b>	4,555
Accounts payable and accrued liabilities	<b>(4,070,704)</b>	(1,231,003)
Deferred revenue	<b>8,217,995</b>	(3,298,028)
Other liabilities	<b>(84,637)</b>	421,998
Accrued interest on long-term liabilities	<b>(5,506)</b>	(2,083)
Employee future benefits	<b>(10,488,337)</b>	8,079,458
Landfill closure and post closure accrual	<b>49,402</b>	53,218
Inventory and prepaid expenses	<b>(854,246)</b>	55,071
	<b>44,319,940</b>	44,264,328
<b>Capital activities</b>		
Acquisition of tangible capital assets	<b>(56,992,911)</b>	(60,469,805)
Proceeds on disposal of tangible capital assets	<b>2,494,184</b>	1,527,164
	<b>(54,498,727)</b>	(58,942,641)
<b>Investing activity</b>		
Decrease in investments	<b>13,914,477</b>	5,054,011
<b>Financing activities</b>		
Municipal debt issued	<b>15,559,597</b>	12,707,677
Municipal debt repaid	<b>(11,882,868)</b>	(11,273,664)
	<b>3,676,729</b>	1,434,013
Change in cash	<b>7,412,419</b>	(8,190,289)
Cash, beginning of year	<b>9,320,701</b>	17,510,990
<b>Cash, end of year</b>	<b>16,733,120</b>	9,320,701

The accompanying notes are an integral part of the consolidated financial statements.

## **Nature of business**

The City of Kawartha Lakes (the "City") was created on January 1, 2001 by a Restructuring Order under the Ontario Municipal Act. The City is a combination of the former County of Victoria and all 16 lower-tier municipalities along with their related local boards and police villages previously located within the county's boundaries.

## **1. Summary of significant accounting policies**

The consolidated financial statements of the City are the representations of management prepared in accordance with accounting standards, as recommended by the Public Sector Accounting Board ("PSAB") of the Chartered Professional Accountants of Canada.

Significant accounting policies adopted by the City are as follows:

### *(a) (i) Reporting entity*

These consolidated financial statements reflect the assets, liabilities, revenues and expenses of the reporting entity. The reporting entity is comprised of all organizations, local boards and committees controlled by the City, including the following:

Public Library Board  
Police Services Board including municipal and OPP services  
Lindsay Downtown Business Improvement Association  
Waterworks and Sewer Systems  
Cemetery Boards  
Parks, Recreation and Heritage Boards and Committees  
Community Centres  
Kawartha Lakes Haliburton Housing Corporation (Note 14)

All material inter-entity transactions and balances are eliminated on consolidation.

### *(ii) Accounting for school board transactions*

The taxation, other revenues, expenses, assets and liabilities with respect to the operations of the school boards are not reflected in these consolidated financial statements.

### *(iii) Trust funds*

Trust funds and their related operations administered by the City are not consolidated, but are reported separately.

### *(b) (i) Basis of accounting*

Revenues and expenses are reported on the accrual basis of accounting with the exception of Provincial Offences Act fine revenues which are accounted for on a cash basis. The accrual basis of accounting recognizes revenues in the period in which transactions or events occurred that gave rise to the revenues; expenses are recognized in the period the goods and services are acquired and a liability is incurred or transfers are due.

### *Investments*

Temporary investments are carried at the lower of cost and market value, at which time they are written down to recognize the loss in value. Discounts or premiums are amortized using the effective interest method.

**1. Summary of significant accounting policies (continued)**

*(b) (i) Basis of accounting (continued)*

*Non-financial assets*

Non-financial assets are not available to discharge existing liabilities and are held for use in the provision of services. They have useful lives extending beyond the current year and are not intended for sale in the ordinary course of operations.

*Tangible capital assets*

Tangible capital assets are recorded at cost which includes all amounts that are directly attributable to acquisition, construction, development or betterment of the asset. The cost, less residual value, of the tangible capital assets excluding land are amortized on a straight line basis over their estimated useful lives as follows:

	<u>Useful life-years</u>
Land improvements	10-20
Building and building improvements	10-50
Vehicles, machinery and equipment	5-20
Water and sewer systems	25-80
Road infrastructure	<u>10-50</u>

One half of the amortization is charged in the year of acquisition and in the year of disposal. Assets under construction are not amortized until the asset is available for productive use.

*Contribution of tangible capital assets*

Tangible capital assets received as contributions are recorded at their fair value as the date of receipt and also are recorded as revenue.

*Interest capitalization*

The City's tangible capital asset policy does not allow for the capitalization of interest costs associated with the acquisition or construction of tangible capital assets.

*Intangible assets*

Intangible assets are not recognized as assets in the consolidated financial statements.

*(ii) Deferred revenue*

Under PSAB accounting principles, obligatory reserve funds and any other externally restricted contributions must be reported as deferred revenue. These amounts will be recognized as revenues in the fiscal year in which the qualifying expenditures are made.

**1. Summary of significant accounting policies (continued)**

*(b) (iii) Employee future benefits*

The present value of the cost of providing employees with future benefits programs is expensed as employees earn these entitlements through service. The cost of the benefits earned by employees is actuarially determined using the projected benefit method pro-rated on service and management's best estimate of retirement ages of employees and expected health care and dental costs. Actuarial gains or losses are amortized on a straight line basis over the expected average remaining service life of all employees covered.

*(iv) Government transfers*

Government transfers are recognized as revenues by the City in the period during which the transfer is authorized and any eligibility criteria are met. Government transfers are deferred if they are restricted through stipulations that require specific actions or programs to be carried out in order to keep the transfer. For such transfers, revenue is recognized when the stipulation has been met.

Tax revenue is recognized on all taxable properties within the City that are included in the tax roll provided by the Municipal Property Assessment Corporation, using property values included in the tax roll or property values that can be reasonably estimated by the City as it relates to supplementary or omitted assessments, at tax rates authorized by Council for the City's own purposes in the period for which the tax is levied.

*(v) Liability for contaminated sites*

A liability for the remediation of a contaminated site is recognized as the best estimate of the amount required to remediate the contaminated site when contamination exceeding an environmental standard exists, the City is either directly responsible or accepts responsibility, it is expected that the future economic benefit will be given up, and a reasonable estimate of the amount is determinable. If the likelihood of the City's obligation to incur these costs is either not determinable, or if an amount cannot be reasonably estimated, the costs are disclosed as contingent liabilities in the notes to the consolidated financial statements. As at December 31, 2019 there is \$nil liability recorded in the consolidated financial statements (\$nil in 2018). The City will continue to review for potential contaminated sites on an annual basis.

*(vi) Use of estimates*

The preparation of financial statements in conformity with Canadian public sector accounting standards requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the consolidated financial statements and the reported amount of revenues and expenses during the period. Significant estimates relate to taxes receivable, accounts receivable, accrued liabilities, employee future benefits, landfill closure and post-closure accrual, contaminated sites, and tangible capital assets. Due to the inherent uncertainty in making estimates, actual results could differ from those estimates.

## 2. Taxation raised on behalf of others

Further to Note 1(a)(ii), requisitions were made by the School Boards requiring the City to collect property taxes and payments in lieu of property taxes on their behalf. The amounts collected and remitted are summarized as follows:

	2019 \$	2018 \$
Requisitions of School Boards		
English public	23,242,576	23,374,925
French public	46,607	53,729
English separate	2,319,151	2,260,612
French separate	46,368	41,561
	<b>25,654,702</b>	<b>25,730,827</b>

## 3. Investments

Investments are marketable securities which are comprised of corporate and government debt securities and investment certificates from chartered banks with effective interest rates from 1.15% to 6.25% (1.15% to 6.00% in 2018). The costs presented approximate fair value.

## 4. Deferred revenue

	2019 \$	2018 \$
Obligatory reserve funds		
Recreational land (Planning Act)	348,088	558,340
Development Charges Act	190,513	(2,421,713)
Federal and Provincial Gas Tax Reserves	6,638,639	2,278,727
Other	1,968,978	2,023,906
Reserve funds restricted for specified purposes to benefit residents in geographic areas of former municipalities (Restructuring Order and City of Kawartha Lakes Act)	<b>22,903,604</b>	<b>22,773,593</b>
	<b>32,049,822</b>	<b>25,212,853</b>
Restricted reserves		
Reserves restricted for specific purposes to benefit residents in geographic areas of former municipalities (Restructuring Order)	<b>8,447</b>	<b>8,447</b>
	<b>32,058,269</b>	<b>25,221,300</b>
Other deferred revenue		
Unearned grants	3,606,982	3,109,714
Other unearned revenue	7,247,419	6,363,661
	<b>42,912,670</b>	<b>34,694,675</b>

#### 4. Deferred revenue (continued)

The net change during the year in the legislatively restricted deferred revenue balances is as follows:

	<b>Parkland levies and development charges</b>	<b>Gas tax reserves and other</b>	<b>Amounts restricted by amalgamation legislation</b>	<b>2019 Total</b>	<b>2018 Total</b>
	\$	\$	\$	\$	\$
Balance, beginning of year	(1,863,373)	4,302,633	22,782,040	25,221,300	29,679,565
Restricted funds received	391,029	9,999,126	9,584	10,399,739	10,781,968
Interest earned	(146,159)	175,999	517,503	547,343	(70,328)
Revenue recognized	2,157,104	(5,870,141)	(397,076)	(4,110,113)	(15,169,905)
Balance, end of year	538,601	8,607,617	22,912,051	32,058,269	25,221,300

The City of Kawartha Lakes Act, 2001 required proceeds of sale of the six former municipal hydro systems to be set aside and used only for the benefit of residents in geographic areas served by each of the hydro systems. The net proceeds are included in restricted deferred revenue and will only be recognized as revenue in the consolidated statement of operations when qualifying expenses are incurred.

#### 5. Employee future benefits

The City provides certain employee benefits which will require funding in future periods.

	<b>2019</b>	<b>2018</b>
	\$	\$
Accrued payroll	2,964,512	2,957,328
Vacation and overtime payable	1,253,128	1,044,682
WSIB self-insured claims (Note 9)	9,950,217	21,253,784
Post-employment benefits	6,811,100	6,211,500
Employee future benefits payable	20,978,957	31,467,294

##### *Vacation pay and overtime liability*

The City budgets for payroll and vacation and overtime banks based on timing of payment. The above liabilities for payroll, vacation and overtime represent amounts earned by employees but not paid prior to year-end. The accrued balances will require funding in future periods, and are segregated in the accumulated surplus balance as disclosed in Note 8.

##### *Post-employment benefit liability*

The City sponsors a defined benefit plan for post employment benefits other than pensions for substantially all of its employees. The plan provides extended health and life insurance coverage to age 64 for full-time employees. The plan is unfunded and requires no contribution from employees. Total benefit payments to retirees during the year were \$195,699 (\$207,628 in 2018).

## 5. Employee future benefits (continued)

### *Post-employment benefit liability (continued)*

An actuarial valuation for accounting purposes is performed triennially using the projected benefit method prorated on service. The most recent actuarial valuation was completed as of December 31, 2018, with an extrapolation to December 31, 2019. The post-employment benefit liability at December 31 includes the following components:

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
Accrued benefit obligation	<b>7,652,500</b>	7,346,700
Actuarial loss	<b>(841,400)</b>	(1,135,200)
Post-employment benefits liability	<b>6,811,100</b>	6,211,500

The actuarial valuation was based on a number of assumptions about future events, such as inflation rates, interest rates, medical inflation rates, wage and salary increases, and employee turnover and mortality. The assumptions used reflect management's best estimates. The main actuarial assumptions employed for the valuation are as follows:

Expected inflation rate		2.5%
Discount rate	<ul style="list-style-type: none"> <li>beginning of year</li> <li>end of year</li> </ul>	3.20% 3.20%
Medical cost increases	<ul style="list-style-type: none"> <li>first year</li> <li>second year</li> <li>decreasing over 10 years to</li> </ul>	6.80% 6.66% 4.00% plus CPI (assumed to be 2.5%)
Expected annual rate of dental cost increase		4.00% plus CPI (assumed to be 2.5%)

The post-employment benefit expense is reported as a component of expenses on the consolidated statement of operations. Composition of the amount is as follows:

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
Current service cost	<b>435,200</b>	413,400
Amortization of actuarial gains	<b>293,800</b>	294,100
Interest on post-employment benefit liability	<b>243,000</b>	228,100
Total expense related to post-employment benefits	<b>972,000</b>	935,600

### *Pension agreement*

The City makes contributions to the Ontario Municipal Employees' Retirement Fund 'OMERS', which is a multi-employer plan, on behalf of 660 members of its staff. The plan is a defined benefit plan which specifies the amount of the retirement benefit to be received by the employees based on the length of service and rates of pay. The amount the City contributed to OMERS for 2019 was \$5,102,610 (\$4,852,186 in 2018) for current service which is included as an expense in the consolidated statement of operations.



## 6. Landfill closure and post-closure liability

The City is required to account for the solid waste landfill closure and post-closure liabilities as the landfill sites are used. The City currently has 13 closed sites and 5 active solid waste sites. Details of the active sites are as follows:

	<b>Estimated years to closure</b>	<b>Remaining capacity tonnes 2019</b>
Eldon	<b>39</b>	<b>70,584</b>
Fenelon	<b>7</b>	<b>52,604</b>
Laxton/Digby/Longford	<b>3</b>	<b>5,550</b>
Somerville	<b>17</b>	<b>115,400</b>
Lindsay-Operations	<b>17</b>	<b>565,246</b>

Engineering consultants were engaged to prepare estimates of closure and post closure costs as at December 31, 2017, with an extrapolation prepared to December 31, 2019. The estimates include 50 years of post-closure monitoring and maintenance for sites with less than five metres thickness of waste, and 100 years for sites with greater than 5 metres thickness of waste.

Following is a summary of the liability recognized.

	<b>2019 \$</b>	<b>2018 \$</b>
Estimated total closure and post-closure costs	<b>43,093,164</b>	43,601,327
Discount rate	<b>3.20%</b>	3.20%
Estimated present value of costs at end of year	<b>14,424,672</b>	14,932,835
Less		
Portion related to remaining available capacity	<b>(4,247,700)</b>	(4,805,265)
Liability for capacity already used	<b>10,176,972</b>	10,127,570
Net expenses recognized in the year	<b>49,402</b>	53,218

## 7. Municipal debt

The balance of net municipal debt reported on the consolidated statement of financial position is made up of the following:

	2019 \$	2018 \$
Total debt incurred and outstanding at December 31, 2019 to be financed from		
General tax rates	54,081,361	45,639,603
Water and sewer	50,997,077	54,183,540
Northwest Trunk Developer Debt	10,670,285	11,337,385
Benefiting landowners for local improvements and tile loans	222,997	192,282
Kawartha Lakes Haliburton Housing	4,594,092	5,536,273
Net municipal debt	<b>120,565,812</b>	<b>116,889,083</b>

- (a) The municipal debt issued in the City's name and the names of amalgamated former municipalities have been approved by the Ontario Municipal Board or by-law as required and the annual principal and interest payments required are within the annual debt repayment limit prescribed by the Ministry of Housing.
- (b) The City entered into an agreement with Infrastructure Ontario to debenture funds to offset future developer contributions for the Northwest Trunk capital project in the amount of \$14,139,897 plus \$4,540,300 in interest for a twenty year period. These funds are to be recovered as they are received for development.
- (c) Interest rates vary from 0.96% to 5.83%. Total future payments over the next 5 years and thereafter are summarized as follows:

	2020 \$	2021 \$	2022 \$	2023 \$	2024 \$	Thereafter \$	Total \$
Principal							
Municipal	6,552,230	6,206,310	6,074,437	5,704,232	5,506,063	24,038,089	54,081,361
Water and sewer	3,928,500	3,958,811	4,044,462	3,758,384	3,829,977	31,476,943	50,997,077
Northwest Trunk Developer Debt	667,100	667,100	667,100	667,100	667,100	7,334,785	10,670,285
Tile Drain	32,480	31,046	32,908	29,951	21,558	75,054	222,997
Kawartha Lakes Haliburton Housing	951,022	925,963	846,060	701,451	315,003	854,593	4,594,092
	12,131,332	11,789,230	11,664,967	10,861,118	10,339,701	63,779,464	120,565,812
Interest							
Municipal	1,499,985	1,325,010	1,161,296	994,621	834,085	4,260,200	10,075,197
Water and sewer	1,804,420	1,647,417	1,491,216	1,339,979	1,195,600	5,750,950	13,229,582
Northwest Trunk Developer Debt	319,488	309,900	285,801	265,013	244,862	1,554,918	2,979,982
Tile Drain	13,627	11,630	9,768	7,793	6,314	11,413	60,545
Kawartha Lakes Haliburton Housing	233,779	187,844	153,654	108,535	40,803	140,095	864,710
	16,002,631	15,271,031	14,766,702	13,577,059	12,661,365	75,497,040	147,775,828

## 7. Municipal debt (continued)

(d) Total gross payments for the year to service municipal debt are as follows:

	<b>Municipal</b>	<b>Water and sewer</b>	<b>Tile drain</b>	<b>Kawartha Lakes Haliburton Housing</b>	<b>Northwest Trunk Developer Debt</b>	<b>Total</b>
	\$	\$	\$	\$	\$	\$
Principal	<b>6,391,346</b>	<b>3,771,985</b>	<b>27,985</b>	<b>1,024,452</b>	<b>667,100</b>	<b>11,882,868</b>
Interest	<b>1,386,333</b>	<b>1,651,327</b>	<b>11,702</b>	<b>228,592</b>	<b>348,165</b>	<b>3,626,119</b>
	<b>7,777,679</b>	<b>5,423,312</b>	<b>39,687</b>	<b>1,253,044</b>	<b>1,015,265</b>	<b>15,508,987</b>

- (e) Kawartha Lakes Haliburton Housing debentures in the amount of \$2,014,454 (\$2,442,570 in 2018) are paid for by the Provincial government on behalf of the Housing corporation. The Province recovers this outlay by reducing subsidy payment cash flows.
- (f) The City has a revolving credit facility agreement with its main financial institution. The amount available at any time is limited to \$15 million via an overdraft or demand note. Any balance borrowed will bear interest at prime less .60% per year. Council authorized the temporary borrowing limit for 2019 in By-Law 2019-001. As at December 31, 2019, there was a balance outstanding of \$nil (\$nil in 2018).

## 8. Accumulated surplus

Accumulated surplus consists of the following:

	<b>2019</b>	<b>2018</b>
	\$	\$
Operating fund surplus	<b>3,258,468</b>	3,181,380
Capital fund deficit – projects to be debentured	<b>(21,798,895)</b>	(9,545,400)
Capital fund deficit – municipal drain project	<b>(699,458)</b>	(585,974)
Capital fund surplus – all other projects	<b>21,922,191</b>	10,358,257
Unfunded employee future benefits	<b>(20,978,957)</b>	(31,467,294)
Post closure landfill costs	<b>(10,176,972)</b>	(10,127,570)
Accrued interest on long term debt	<b>(361,693)</b>	(367,199)
Long term debt	<b>(109,895,527)</b>	(105,551,697)
Reserve and reserve funds	<b>33,558,581</b>	41,167,355
Tangible capital assets	<b>540,072,290</b>	509,648,303
	<b>434,900,028</b>	406,710,161

## **9. Contingencies and commitments**

### *Workplace Safety Insurance Board Self Insured – Schedule 2*

Following restructuring, the Workplace Safety Insurance Board ('WSIB') required the City to convert all operations to Schedule 2 to become one self-insured entity.

Outside coverage is in place for certain types of claims to limit any loss to \$250,000. Claims paid out during the year amounted to \$2,753,493 (\$2,695,692 in 2018). The WSIB has estimated liability for future benefit costs as at December 31, 2019 to be \$9,950,217 (\$21,253,784 in 2018) and this liability has been included in employee future benefits payable (Note 5). The City has \$nil set aside in a reserve for WSIB self insurance as at December 31, 2019 (\$nil in 2018).

### *Other contingencies*

Various legal actions and claims have been initiated against the City, some of which cannot be quantified. No provision has been made for any uninsured claims. It is management's opinion there will be no material uninsured liability arising from these claims. An expense will be recorded in the fiscal period in which a settlement becomes likely and measurable.

### *Commitment – water and sewer system operating agreements*

The City is committed to an agreement with the Ontario Clean Water Agency ('OCWA') for the operation of twenty Drinking Water Systems and six Wastewater Systems. In addition to the current agreement there is room for inflationary adjustments and other service items that are unusual and outside of the current agreement. The agreement with OCWA is for the period of March 1, 2014 to February 28, 2021.

### *Commitment – garbage and recycling collection contract*

In October 2019, the City contracted out garbage and recycling collection services. The contract is for a seven year term with the option for two additional one year renewal terms. The contract requires the City to pay a base fee of \$4,435,487 for 2020 plus additional charges for transportation and additional services, an annual fuel surcharge as well as an increase for new homes.

### *Commitments – capital projects*

The City has committed to many capital projects expected to be completed over several years including upgrades to the water and sewer treatment plants and the expansion of the Lindsay/Operations landfill site. As at December 31, 2019, the City had awarded contracts in the amount of \$33,379,844 (\$36,180,020 in 2018) and has recorded \$24,483,372 of those awarded amounts. Therefore, the remaining contractual commitments will be recorded in future years as the projects are completed.

Funding for the completion costs is expected to include the use of capital surplus carried forward, grants, debt proceeds and use of funds from various discretionary and obligatory reserve funds.

## **9. Contingencies and commitments (continued)**

### *Commitments – Leases*

Under the terms of various operating leases in existence at December 31, 2019, the City is committed to future minimum annual payments as follows:

	\$
2020	495,720
2021	431,979
2022	339,107
2023	271,626
2024	237,953
Thereafter	328,887
	<u>2,105,272</u>

## **10. Budget amounts**

The operating and tax rate supported capital budgets were approved by Council on January 23, 2019 to establish the tax rates for the year. In addition, the water and sewer operating and capital budgets were also approved by Council on February 20, 2019.

The budgets for Kawartha Lakes-Haliburton Housing Corporation were approved by the board individually, and only the net transfers to this entity were approved by Council. These budgets were not prepared on the same basis as these consolidated financial statements, and have been restated to conform to the requirements under PSAB accounting standards.

An amount for amortization expense has been added and is based on management's best estimate of amortization expense determined at the beginning of the year. Amortization expense was not included in the original council approved budget.

Amounts for the cost of contributed tangible capital assets and the related revenue have been added and are based on management's best estimate of the value of contributed tangible capital assets determined at the beginning of the year. Neither the cost of the contributed tangible capital assets nor the revenue was included in the original council approved budget.

Amounts included in the original council approved capital budget which are not recognized as tangible capital assets are included in consolidated statement of operations under the appropriate functional expense category, while those recognized as tangible capital assets are included in the consolidated statement of change in net debt.

## 11. Expenses by object

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
Salaries and wages	<b>66,006,895</b>	80,888,300
Materials, supplies and services	<b>21,945,618</b>	21,201,012
Contracted services	<b>34,927,814</b>	33,346,528
Rents and financial	<b>5,206,875</b>	4,836,501
Transfers to other entities	<b>46,762,572</b>	41,048,497
Tile drain loans and advanced to landowners	<b>80,800</b>	20,000
Interest on net municipal debt	<b>3,277,986</b>	3,243,579
Amortization expense	<b>26,248,114</b>	25,224,156
Other	<b>1,253,135</b>	993,056
	<b>205,709,809</b>	210,801,629

## 12. Trust funds

Trust funds administered by the City amounting to \$1,304,891 (\$1,261,009 in 2018) have not been included in the consolidated statement of financial position nor have their operations been included in the consolidated statement of operations.

## 13. Provincial Offences Act

Under an operating agreement with the Province of Ontario, the City of Kawartha Lakes is responsible for operation of the Provincial Offences Office in Lindsay on behalf of the City and Haliburton County. Net revenues are to be allocated between the City and the County on a per capita basis. Revenues and expenses related to these operations have been reported as follows:

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
Gross revenues	<b>1,936,674</b>	1,926,659
Operating costs	<b>(1,381,375)</b>	(1,323,093)
Amount transferred to Haliburton County	<b>(115,276)</b>	(120,076)
Net City revenue	<b>440,023</b>	483,490

Revenue comprises payments received for certain types of fines and penalties resulting from charges laid in the Lindsay Court area. Since revenue has been recognized on a cash basis, accounts receivable balances for fines levied but not paid are not included as revenue.

#### **14. Tangible capital assets**

##### *Tangible capital assets recognized at nominal value*

Certain assets have been assigned a nominal value of one Canadian dollar, because of the difficulty of determining a tenable valuation and/or the assets were older than their estimated expected useful lives, and therefore were fully amortized.

##### *Works of art and historical treasures*

The City applies efforts to protect and preserve a number of owned historical buildings, collections of equipment, artifacts, documents and exhibits and works of art. These assets are not held for financial gain or to provide service but rather for public exhibition, education or research in furtherance of public service. These historical treasures and works of art are not recognized as tangible capital assets in the consolidated financial statements. The acquisition or betterment of such assets is recognized in the consolidated financial statements as an operating expense.

Draft

#### 14. Tangible capital assets (continued)

	Land and land improvements \$	Building and building improvements \$	Vehicles, machinery and equipment \$	Water and sewer \$	Road infrastructure \$	Work in progress \$	2019 Total \$
<b>Cost</b>							
Balance, beginning of year	36,025,572	148,895,948	78,566,162	225,822,983	373,000,001	93,364,116	955,674,782
Additions	(254,573)	(3,868,535)	5,309,867	(22,382,679)	(31,061,838)	57,417,428	5,159,670
Work in progress completed	434,304	12,491,829	(545,929)	23,520,466	43,852,484	—	79,753,154
Disposals/transfers	(63,294)	(736,220)	(1,205,499)	—	(6,277,892)	(27,495,398)	(35,778,303)
Balance, end of year	36,142,009	156,783,022	82,124,601	226,960,770	379,512,755	123,286,146	1,004,809,303
<b>Accumulated amortization</b>							
Balance, of year beginning	6,387,755	66,889,320	46,154,482	92,118,486	234,476,436	—	446,026,479
Disposals	(8,849)	(521,966)	(888,674)	—	(6,118,091)	—	(7,537,580)
Amortization expense	254,332	3,114,742	4,709,321	5,365,919	12,803,800	—	26,248,114
Balance, end of year	6,633,238	69,482,096	49,975,129	97,484,405	241,162,145	—	464,737,013
Net book value, end of year	29,508,771	87,300,926	32,149,472	129,476,365	138,350,610	123,286,146	540,072,290
	Land and land improvements \$	Building and building improvements \$	Vehicles, machinery and equipment \$	Water and sewer \$	Road infrastructure \$	Work in progress \$	2018 Total \$
<b>Cost</b>							
Balance, beginning of year	34,206,497	142,786,982	79,642,048	222,796,757	366,459,235	53,105,558	898,997,077
Additions	4,088,641	25,013,249	1,810,394	35,304,612	55,636,631	61,308,746	183,162,273
Work in progress completed	(2,261,472)	(18,752,539)	(632,233)	(32,278,386)	(46,878,709)	—	(100,803,339)
Disposals/transfers	(8,094)	(151,744)	(2,254,047)	—	(2,217,156)	(21,050,188)	(25,681,229)
Balance, end of year	36,025,572	148,895,948	78,566,162	225,822,983	373,000,001	93,364,116	955,674,782
<b>Accumulated amortization</b>							
Balance, of year beginning	6,125,765	64,140,025	43,740,870	86,973,945	224,180,941	—	425,161,546
Disposals	—	(140,492)	(2,063,385)	—	(2,155,346)	—	(4,359,223)
Amortization expense	261,990	2,889,787	4,476,997	5,144,541	12,450,841	—	25,224,156
Balance, end of year	6,387,755	66,889,320	46,154,482	92,118,486	234,476,436	—	446,026,479
Net book value, end of year	29,637,817	82,006,628	32,411,680	133,704,497	138,523,565	93,364,116	509,648,303



## **15. Segmented information**

The City provides a wide range of services to its residents.

Segmented information has been provided in Schedule 1 for the following City Services:

- General Government
- Protection to persons and property
- Transportation Services
- Environmental Services
- Health, Social, and Housing Services
- Recreation and culture
- Planning and Development

Revenues and expenses directly attributable to each segment are reported by segment. Typically general government expenses are incurred in support of all services. Similarly general government revenues including taxes are used to finance all activities of the City. For purposes of segmented reporting general government revenues and expenses have not been allocated to the other services but rather are shown separately.

# City of Kawartha Lakes

## Schedule 1 – Consolidated schedule of segmented disclosure

Year ended December 31, 2019

	General government \$	Protection to persons and property \$	Transportation services \$	Environmental services \$	Health, social, and housing services \$	Recreation and culture \$	Planning and development \$	Consolidated \$
<b>Expenses</b>								
Salaries and wages	(256,264)	17,133,609	11,241,955	3,023,681	25,035,965	6,819,553	3,008,396	66,006,895
Minor capital	208,907	71,379	249,493	244,401	243,461	(135,436)	(92,304)	789,901
Interest costs	1,510,037	—	—	1,631,595	124,652	—	11,702	3,277,986
Other expenses	8,384,468	14,125,451	16,737,608	17,273,377	45,282,912	6,330,605	1,252,492	109,386,913
Amortization expense	293,707	1,997,568	15,207,081	5,549,382	2,027,859	1,172,173	344	26,248,114
	<b>10,140,855</b>	<b>33,328,007</b>	<b>43,436,137</b>	<b>27,722,436</b>	<b>72,714,849</b>	<b>14,186,895</b>	<b>4,180,630</b>	<b>205,709,809</b>
External tax revenues	(114,435,897)	—	—	(155,803)	—	—	(39,686)	(114,631,386)
External non-tax revenues	(18,841,130)	(5,085,998)	(1,271,081)	(24,660,053)	(58,260,193)	(4,335,551)	(955,312)	(113,409,318)
Restricted amounts earned	(2,310,205)	(118,826)	(541,598)	(567,005)	(107,404)	(460,075)	(5,000)	(4,110,113)
(Gain) loss on disposal of tangible capital assets	521,925	—	(43,600)	—	(2,130,194)	—	(96,990)	(1,748,859)
	<b>(135,065,307)</b>	<b>(5,204,824)</b>	<b>(1,856,279)</b>	<b>(25,382,861)</b>	<b>(60,497,791)</b>	<b>(4,795,626)</b>	<b>(1,096,988)</b>	<b>(233,899,676)</b>
<b>Annual (surplus) deficit</b>	<b>(124,924,452)</b>	<b>28,123,183</b>	<b>41,579,858</b>	<b>2,339,575</b>	<b>12,217,058</b>	<b>9,391,269</b>	<b>3,083,642</b>	<b>(28,189,867)</b>

The accompanying notes are an integral part of the consolidated financial statements.

# City of Kawartha Lakes

## Schedule 1 – Consolidated schedule of segmented disclosure (continued)

Year ended December 31, 2018

	General government \$	Protection to persons and property \$	Transportation services \$	Environmental services \$	Health, social, and housing services \$	Recreation and culture \$	Planning and development \$	Consolidated \$
<b>Expenses</b>								
Salaries and wages	16,661,512	16,455,463	10,519,823	2,921,048	24,471,260	7,033,513	2,825,681	80,888,300
Minor capital	(52,584)	(37,678)	882,996	—	51,418	170,934	—	1,015,086
Interest costs	1,351,765	—	—	1,673,283	203,819	—	14,712	3,243,579
Other expenses	7,797,534	13,740,068	14,980,732	17,256,728	38,737,447	6,619,933	1,298,066	100,430,508
Amortization expense	371,494	1,743,874	14,658,863	5,328,005	2,003,117	1,118,803	—	25,224,156
	26,129,721	31,901,727	41,042,414	27,179,064	65,467,061	14,943,183	4,138,459	210,801,629
External tax revenues	(86,812,538)	(21,050,402)	(1,228,801)	(131,355)	—	(286,287)	(82,393)	(109,591,776)
External non-tax revenues	(20,382,933)	(4,431,300)	(1,280,748)	(24,486,027)	(51,586,530)	(4,181,586)	(1,066,127)	(107,415,251)
Restricted amounts earned	(12,943,903)	(163,623)	(541,598)	(924,556)	(106,167)	(490,058)	—	(15,169,905)
Loss (gain) on disposal of tangible capital assets	252,471	(13,680)	(59,371)	—	(950,052)	—	(484,715)	(1,255,347)
	(119,886,903)	(25,659,005)	(3,110,518)	(25,541,938)	(52,642,749)	(4,957,931)	(1,633,235)	(233,432,279)
<b>Annual (surplus) deficit</b>	(93,757,182)	6,242,722	37,931,896	1,637,126	12,824,312	9,985,252	2,505,224	(22,630,650)

The accompanying notes are an integral part of the consolidated financial statements.

# City of Kawartha Lakes

## Schedule 2 – Consolidated schedule of operations of the Public Library Board

Year ended December 31, 2019

	Budget \$	2019 Actual \$	2018 Actual \$
<b>Revenue</b>			
Contribution from municipal tax revenues	1,906,480	1,906,480	1,853,131
Grants – Province of Ontario	183,833	192,436	214,877
Grants – Federal	—	2,150	—
User fees	200	1,821	2,495
Fines and penalties	18,000	13,798	20,631
Transfer from Reserves	63,000	63,000	63,000
Donations and other	21,400	35,882	36,405
	<b>2,192,913</b>	<b>2,215,567</b>	<b>2,190,539</b>
<b>Expenses</b>			
Administration and Board			
Salaries and benefits	535,543	508,079	460,575
Office and general	40,500	38,438	36,154
Equipment maintenance and rental	30,000	39,486	42,547
Training and development	26,400	25,401	18,973
Vehicle and travel	6,700	10,989	6,028
Advertising and promotion	12,500	13,060	30,870
Transfer to reserves	—	72,417	190,771
Books, periodicals purchases and processing	512,000	542,879	462,996
Library branches			
Wages and benefits	907,370	853,760	817,828
Building maintenance and utilities	66,100	66,785	75,538
Equipment maintenance and rental	1,500	1,478	3,844
Office and telephone	54,300	42,795	44,415
	<b>2,192,913</b>	<b>2,215,567</b>	<b>2,190,539</b>
<b>Net revenue</b>	<b>—</b>	<b>—</b>	<b>—</b>

The accompanying notes are an integral part of the consolidated financial statements.

---

# Financial statements of City of Kawartha Lakes Trust Funds

December 31, 2019

---

Draft

---

Independent Auditor's Report	1-2
Consolidated statement of financial position	3
Consolidated statement of operations	4
Consolidated statement of change in net debt	5
Consolidated statement of cash flows	6
Notes to the consolidated financial statements	7-22
Schedule 1 – Consolidated schedule of segmented disclosure	23-24
Schedule 2 – Consolidated schedule of operations of the Public Library Board	25
Trust Funds	
Independent Auditor's Report	26-27
Statement of financial position	28
Statement of financial activities and fund balances	29
Statement of cash flows	30
Notes to the financial statements	31-32

---

## Independent Auditor's Report

To the Members of Council of the Corporation of the City of Kawartha Lakes

### Opinion

We have audited the financial statements of the trust funds of the Corporation of the City of Kawartha Lakes (the "City") Trust Funds (the "Trust Funds"), which comprise the statement of financial position as at December 31, 2019, and the statements of financial activities and fund balances and cash flows for the year then ended, and notes to the financial statements, including a summary of significant accounting policies (collectively referred to as the "financial statements").

In our opinion, the accompanying financial statements present fairly, in all material respects, the financial position of the trust funds of the City as at December 31, 2019, and the results of its operations and its cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations.

### Basis for Opinion

We conducted our audit in accordance with Canadian generally accepted auditing standards ("Canadian GAAS"). Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Statements* section of our report. We are independent of the trust funds of the City in accordance with the ethical requirements that are relevant to our audit of the financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

### Responsibilities of Management and Those Charged with Governance for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with Canadian accounting standards for not-for-profit organizations, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is responsible for assessing the City's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the City or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the trust funds of the City's financial reporting process.

### Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian GAAS will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

As part of an audit in accordance with Canadian GAAS, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the trust funds of the City's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the City's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the City to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the financial statements, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

Chartered Professional Accountants  
Licensed Public Accountants  
September 1, 2020



# City of Kawartha Lakes Trust Funds

## Statement of financial position

As at December 31, 2019

	Notes	Ontario Home Renewal Program \$	Cemetery Perpetual Care Trusts \$	Disaster Trust Fund \$	Forbert Estate Bequests \$	Aged Comfort Trust \$	Treasurer's Maintenance Trust \$	Building Donation Fund \$	Other trusts \$	2019 Total trusts \$	2,018 Total trusts \$
<b>Assets</b>											
Cash		—	54,615	5,081	25,707	30,829	4,409	—	11,390	132,031	112,277
Accounts receivable		—	240	—	—	—	—	—	—	240	3,401
Investments		54,282	713,461	96,855	220,404	—	—	210,735	—	1,295,737	1,286,619
Accrued interest		—	30,690	1,283	3,316	—	—	—	—	35,289	22,474
		<b>54,282</b>	<b>799,006</b>	<b>103,219</b>	<b>249,427</b>	<b>30,829</b>	<b>4,409</b>	<b>210,735</b>	<b>11,390</b>	<b>1,463,297</b>	<b>1,424,771</b>
<b>Liabilities and fund balance</b>											
Accounts payable		—	—	—	3,875	—	—	—	—	3,875	4,436
Due to the City of Kawartha Lakes	3	1,144	(8,372)	2,578	16,067	(49)	1,010	142,153	—	154,531	159,326
		<b>1,144</b>	<b>(8,372)</b>	<b>2,578</b>	<b>19,942</b>	<b>(49)</b>	<b>1,010</b>	<b>142,153</b>	<b>—</b>	<b>158,406</b>	<b>163,762</b>
Fund balances		53,138	807,378	100,641	229,485	30,878	3,399	68,582	11,390	1,304,891	1,261,009
		<b>54,282</b>	<b>799,006</b>	<b>103,219</b>	<b>249,427</b>	<b>30,829</b>	<b>4,409</b>	<b>210,735</b>	<b>11,390</b>	<b>1,463,297</b>	<b>1,424,771</b>

The accompanying notes are an integral part of the financial statements.

**City of Kawartha Lakes Trust Funds**  
**Statement of financial activities and fund balances**  
Year ended December 31, 2019

	Home Renewal Program \$	Cemetery Perpetual Care Trusts \$	Disaster Trust Fund \$	Forbert Estate Bequest \$	Aged Comfort Trust \$	Treasurer's Maintenance Trust \$	Building Donation Fund \$	Other trusts \$	2019 Total trusts \$	2018 Total trusts \$
<b>Balance, beginning of year</b>	<b>53,138</b>	<b>775,643</b>	<b>98,232</b>	<b>229,486</b>	<b>21,639</b>	<b>3,259</b>	<b>68,582</b>	<b>11,030</b>	<b>1,261,009</b>	1,253,279
Revenue										
Interest earned	—	23,965	2,199	4,167	3,170	140	—	638	34,279	21,171
Plot sales	—	24,981	—	—	—	—	—	—	24,981	9,247
Donations and other	—	—	3,218	—	—	—	—	—	3,218	3,422
Manor residents	—	—	—	—	40,039	—	—	—	40,039	34,144
	—	48,946	5,417	4,167	43,209	140	—	638	102,517	67,984
Expenses										
Manor residents	—	—	—	—	33,970	—	—	—	33,970	38,577
Disaster relief	—	—	3,008	—	—	—	—	—	3,008	6,803
Contributed to minor hockey	—	—	—	2,084	—	—	—	—	2,084	2,218
Contributed to figure skating	—	—	—	2,084	—	—	—	—	2,084	2,218
Paid to general operations	—	17,211	—	—	—	—	—	278	17,489	10,438
	—	17,211	3,008	4,168	33,970	—	—	278	58,635	60,254
Excess (deficiency) of revenue over expenses	—	31,735	2,409	(1)	9,239	140	—	360	43,882	7,730
<b>Balance, end of year</b>	<b>53,138</b>	<b>807,378</b>	<b>100,641</b>	<b>229,485</b>	<b>30,878</b>	<b>3,399</b>	<b>68,582</b>	<b>11,390</b>	<b>1,304,891</b>	1,261,009

The accompanying notes are an integral part of the financial statements.

**City of Kawartha Lakes Trust Funds****Statement of cash flows**

Year ended December 31, 2019

	<b>2019</b>	2018
	<b>\$</b>	<b>\$</b>
<b>Operating activities</b>		
Excess of revenue over expenses	<b>43,882</b>	7,730
Change in non-cash assets and liabilities		
Accounts receivable	<b>(3,161)</b>	(3,401)
Accrued interest	<b>12,815</b>	1,783
Accounts payable	<b>(561)</b>	(293)
	<b>52,975</b>	5,819
<b>Investing activity</b>		
Increase (decrease) in investments	<b>9,118</b>	(27,916)
<b>Financing activity</b>		
(Decrease) increase in amount due to the City of Kawartha Lakes	<b>(4,795)</b>	4,560
Change in cash during the year	<b>19,754</b>	(17,537)
Cash, beginning of year	<b>112,277</b>	129,814
<b>Cash, end of year</b>	<b>132,031</b>	112,277

The accompanying notes are an integral part of the financial statements.

## **1. Significant accounting policies**

The financial statements of the trust funds of the City of Kawartha Lakes (the "Trust Funds") are the representations of management prepared in accordance with Canadian accounting standards for not-for-profit organizations and reflect the following policies:

### *Basis of accounting*

Revenues are recorded in the period in which the transactions or events occurred that gave rise to the revenue.

Expenses are recorded in the period the goods and services are acquired and a liability is incurred, or transfers are due.

### *Investments*

Investments are recorded at cost. The cost of investments approximates their fair market value.

### *Use of estimates*

The preparation of the periodic financial statements in conformity with Canadian accounting standards for not-for-profit organizations requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the consolidated financial statements and the reported amount of revenues and expenses during the period. Actual results could differ from these estimates.

## **2. Ontario Home Renewal Program**

- (a) The Ontario Home Renewal Program was established by the Ontario Ministry of Municipal Affairs and Housing in 1973 to provide grants for municipalities to make loans to assist owner occupants to repair, rehabilitate and improve their homes to local property standards. Individual loans are limited to \$7,500 of which the maximum forgivable portion is \$4,000.
- (b) Ontario Home Renewal Program loans receivable at December 31, 2019 comprise of repayable loans of \$nil (\$nil in 2018). In the event of the sale or lease of the home or in the event of the homeowner ceasing to occupy the home, the balances of the repayable loan and the unearned forgivable loan immediately become due and payable by the homeowner.
- (c) Ontario Regulation 641 has established procedures for the winding down of the Ontario Home Renewal Program. Under conditions stipulated in the Regulation, all Fund balances were remitted to the Ministry during 1994. The City of Kawartha Lakes will continue to administer the collection of any outstanding loans and remit the proceeds, net of 5% administration fee.

## **3. Due to City of Kawartha Lakes**

The amounts due to the City of Kawartha Lakes are non-interest bearing with no fixed terms of repayment.

**4. Cemetery perpetual care trusts**

Cemetery perpetual care trusts represent a portion of the burial fees and proceeds of sale of cemetery plots of various cemeteries. The capital amounts are to be kept intact in perpetuity, with investment income earned on the funds used to maintain the cemeteries.

**5. Forbert trust**

This trust fund represents a bequest from the Estate of Ross and Helen Forbert. Investment income on the funds is distributed to promote figure skating and minor hockey in the Village of Bobcaygeon. The capital is to remain intact.

Draft

**DEFERRED REVENUE  
DECEMBER 31, 2019**

**ATTACHMENT B - CORP2020-008**

**OBLIGATORY RESERVES-VARIOUS**

	<b>2019</b>	<b>2018</b>
SM-Heritage Park	8,447	8,447
BV-H.Wilkinson Bobc Library don.	1,491	1,454
BV-pool-Dike and Downey Estate	188,503	186,703
Subdivider for Water-Emily	12,153	11,857
A Smith Memorial bequest - interest for garden at arena	26,538	25,892
Cenotaph Fund - Interest used for garden at arena	14,499	14,146
Tree Levy-Lindsay	15,716	19,134
from M.Cronin Estate for Woodville comm. Hall	9,332	9,105
Grand Island-Fenelon Twp	30,946	30,192
DOOR Reserve	1,859,794	1,913,583
Infrastructure Dedicated Gas Tax	6,149,859	1,719,458
Transit Dedicated Gas Tax	488,781	559,269
Emily Park 5%	109,698	107,028
Ops Park 5%	19,460	18,986
Bexley Park 5%	32,587	31,793
City Wide Park 5%	186,343	400,533
City DC	190,513	(2,421,715)

<b>9,344,660</b>	<b>2,635,865</b>
------------------	------------------

**OBLIGATORY RESERVES -LEGACY CHEST**

Lindsay Chest Fund	19,383,693	19,227,453
Bobcaygeon Chest Fund	2,829,569	2,843,587
Woodville Chest Fund	219,771	214,603
Omeme Chest Fund	292	286
Fenelon Falls Chest Fund	159,218	181,284
Kirkfield Chest Fund	121,066	118,222
	<b>22,713,609</b>	<b>22,585,435</b>

**TOTAL OBLIGATORY RESERVES**

<b>32,058,269</b>	<b>25,221,300</b>
-------------------	-------------------

**RESERVE SUMMARY  
DECEMBER 31, 2019**

**ATTACHMENT C - CORP2020-008**

	<b>2019</b>	<b>2018</b>	
Employee Recognition Fund Reserve	50,024	30,206	
OPP Rate Stabilization Reserve	609,547	598,570	
Social Service Program Reserve	37,833	255,833	
Children's Service Reserve	1,322,514	1,331,518	
Sewer Infrastructure Renewal Reserve	1,629,229	2,561,848	
Property Development Reserve	517,169	709,549	
Human Resource Rate Stabilization Rsv.	343,805	343,805	
Capital projects reserve	2,177,691	13,162,268	<b>NOTE 1</b>
Water Infrastructure Renewal Reserve	4,228,499	2,399,583	
Tourism Info Centre reserve	100,000	100,000	
Business Incubator reserve	183,300	205,813	
Fenelon Falls Powerlinks Reserve	332,863	285,759	
Public Works Fleet Reserve	2,437,959	3,213,652	
9-1-1 Atlas reserve	15,302	14,712	
Council Economic Development	497,055	597,055	
Pits and Quarries Gravel Reserve	309,908	313,317	
General Contingency Reserve	6,333,851	3,312,909	<b>NOTE 1</b>
Cemetery Capital Reserve	53,416	51,672	
Social Housing staff benefits rsv	216,283	216,283	
Building Reserve	125,466	602,673	
Doctor Recruitment Reserve	154,500	104,500	
Kawartha Lakes Police Services Contingency Reserve	703,780	501,018	
Social Committee reserve	8,715	10,133	
City Working Capital reserve	2,875,285	2,705,630	
Norland Dam Reserve	15,682	-	
Capital contingency Reserve	3,213,176	2,867,476	
Election reserve	174,735	107,928	
Anne Langton Reserve	1,429	1,429	
Area Rate Stabilizaiton Reserve	759,831	899,063	
Forestry and Trail Reserve	158,787	74,552	
Lindsay Heritage Reserve(LACAC)	8,833	8,833	
Library Reserve	419,895	357,888	
Amalgamation debt retirement reserve fund(from the 2001 Special Tax Levy	317	309	
Housing Haliburton\COKL Reserve	1,568,548	1,737,983	
Housing Capital Reserve-CKL only	1,240,217	1,136,176	
Local Housing (F8) Surplus	733,138	347,416	
	<b>33,558,582</b>	<b>41,167,359</b>	

**NOTE 1 : UNCOMMITTED BALANCES**

<b>Uncommitted Capital Reserve</b>	<b>1,599,395.68</b>
<b>Uncommitted Contingency Reserve</b>	<b>1,764,748.35</b>

2020-09-02

I recently learned that a memo was put before council to severely restrict fireworks displays.

I find it disturbing that the fireworks bylaw may be put in place because ‘more and more people are complaining’. This is not a very accurate way to determine the will of the community. For every person complaining, there are probably just as many if not more that enjoy fireworks. This issue requires more study by council before we move to a bylaw.

In addition, how would such a bylaw be enforceable? Kawartha Lakes is a vacation community with our population swelling with cottagers and renters each summer. You can’t stop these folks from bringing fireworks to the Kawarthas. It would also be an impossible task for bylaw enforcement to police cottage country.

Also, has anyone on council asked local business owners how restricting the sale of fireworks will negatively impact their business. I am sure they would like a voice on this issue.

I am pleased that you are not supporting this measure. Please keep me informed as to the final outcome.

Regards  
Colleen Cook



On Sep 5, 2020, at 4:16 PM,

Hi there,

I am a lifelong rural Bethany resident with a family cottage in Minden. I am extremely disappointed with this bill and I certainly hope it is limited to in the town of Lindsay alone if it passes at all.

Many families that I know enjoy celebrating holidays and milestones with small firework shows. Typically these are held at dusk as it is usually for the kids to enjoy. I understand making rules for the times they are allowed however deciding that they can only happen on a couple of days each year is pretty sad.

We have celebrated anniversaries, New Years, birthdays (like the big double digit 10th bday, or a sweet 16), and graduations with a small firework display. I have never had a neighbour complain. Quite the opposite, I have had compliments or requests to join the festivities which is always welcome in our neck of the woods.

I certainly hope council reconsider this.

Thanks for your time,  
Andrea Lalonde and family

September 7, 2020

To Mayor Letham;

I came home from visiting family last night and went down to my barn to clean, feed, and lock my animals up for the night. What I found was my animals in such a state of stress that they were running wildly around the barnyard and part of my split rail fence had been disassembled because my livestock guardian dog had clawed at it so much, she dislodged the rails. Thank goodness I arrived home when I did to calm everyone down and ensure no one was hurt.

The cause of this stress. Fireworks. Someone close by was shooting off fireworks.

We have lived here for years and never had a problem as they were infrequent and far enough away that they didn't bother my animals. This year has been insane. Everyone and his brother seem to be setting off fireworks, anytime, anywhere. How can you prepare for something when you never know when or where it's going to happen.

I know there is huge debate at the moment with very passionate people on both sides of this issue, but something needs to be done. There are many issues that should be considered. On the one side, you have people who want entertainment. On the other side, you have people concerned with the environment, veterans with PTSD, stress to both domestic and wild animals. Animals have lost their lives because they have bolted, run away, run into a fence, into farm machinery etc., in a mad dash of fear. My LGD was in such a state of stress last night because she could not identify where the danger was coming from and in an attempt to protect her herd, she almost clawed through our fence.

Please explain to me, why the rights of the people wanting entertainment, outweigh the rights of those who have all these other concerns? I know that people are worried about losing their "rights", but there are consequences to having a free-for-all with fireworks. They don't see the result of their actions, and many will obviously not care.

I know that cruelty for the sake of entertainment is a decidedly human trait, but WE CAN DO BETTER. Compassion, empathy, and a thought for the environment and other humans would be the logical and mature approach. It is a problem on many levels and if someone has a "me, me" attitude and is not reasonable enough to compromise, they should lose all rights to have a say in any decision making.

I am not asking for a complete restriction. I do know that isn't fair. But, there has to be boundaries. There are steps that can be taken. I would love to see silent fireworks as the norm, but also realize that would likely be a slow process over time. In the meantime, restrictions as to when people can use fireworks. If I had known someone close by was firing them off last night, I would have been home sooner to be with my animals. It would have been fine. But when they go off all year, anytime, anywhere...no one can prepare for that. Limit when they can be used. If that doesn't work, there is another option that would be so very simple and would solve some of the problems.

Set up an online registry where people have to list the time and general area that they will be doing fireworks, and ENFORCE it with a hefty fine if they don't register. The general public can check this registry to see when there will be fireworks around them, and prepare accordingly. No one has to register their name or address, just a time and closest crossroad. That would be awesome. People who have animals who react, or react adversely themselves, could actually prepare. Sedate their dog, make sure animals are secure. In my case, I'd be in the barnyard. Such a simple solution that would address the immediate problems.

Of course, in the meantime, work towards a more environmentally-friendly and quieter firework.

Consider the animals, the environment, and people who react adversely. There are rights, issues, and welfare concerns to consider and people firing off fireworks with free rein is irresponsible, unfair, and cruel.

Please, I never want to see my animals the way I've seen them this year with so many fireworks going off. I love my animals and it is heartbreaking to see them so scared. If anything ever happened to them because of someone thoughtlessly shooting off fireworks...I don't know what I'd do.

Something needs to be done. I would love to know what it would take. I'll do what needs to be done.

Thank you for your time and consideration,  
Cathy Walker



Supernova Fireworks National HQ  
1539 Chemong Road  
Selwyn Ontario  
K9J6X2  
Www.supernovafireworks.ca

Phone 705-934-1313

info@supernovafireworks.ca

Date: September 3, 2020

### **Addressing the bylaw imposing on fireworks sales and use**

Dear Honorable Mayor Andy Lethem, our City of Kawartha Lakes Councilors and Fire Chief Pankhurst of City of Kawartha lakes

Firstly, thank you for listening to our concerns and recommendations in regards to the bylaw suggested for the Kawartha Lakes, regarding the regulation of consumer fireworks both at the reseller and the consumer level.

Concerning the excessive use of and regarding the noise complaints surrounding fireworks usage please let it be known to all interested parties that we are not against putting regulations into place. Being professionals within the Fireworks Entertainment Industry and familiar with its operations, we have some recommendations to consider that we believe may help opposing parties to be able to meet in the middle. Our goal is to help prevent these economic resources from leaving our already financially strapped local businesses, along with promoting safe and respectful use of fireworks. We are committed to inform our resellers, our consumers and licensed professionals to respect these bylaws.

I would like to begin with, addressing the end users of fireworks and what changed this year in particular?

Over the course of 2020, as you are well aware, we have all been touched by the burden of this pandemic. The measures taken to control the virus, has left many families cooped up at home, unable to travel or use their funds towards extracurricular activities. In addition, due to the cancelation of many local community Firework Shows and Displays, the obtaining of consumer level fireworks is as at an all-time high. As a result, the Fireworks Entertainment Industry has been far from normal. Please be aware that we monitor very closely who purchases fireworks and the average customer is simply a family member looking to be the backyard hero, hoping to make this year a little bit brighter for their family and kids.

### **First Concern: The Limiting of Fireworks Usage to 6 Days a Year**

Something to strongly reconsider when considering this option is that when you take into account the number of fireworks users per year and congest their show times into only 6 days per year, it will likely look like what California regularly sees; a scene which greatly resembles and sounds like a war zone for 30 minutes to an hour during their allowable times. YouTube has many videos of this new issue that politicians now face. This same issued has been magnified even more for Vancouver which now limits fireworks to one day of the year on Halloween.



Supernova Fireworks National HQ  
1539 Chemong Road  
Selwyn Ontario  
K9J6X2  
Www.supernovafireworks.ca

Phone 705-934-1313

info@supernovafireworks.ca

(Cont.....)

My recommendation is we do not penalize the respectful users by putting into place a regulation only allowing fireworks to be fired 6 days of the year. It is our belief and concern that this kind of scenario would cause further social tension between those who enjoy fireworks and those who do not. With this being said, we are in absolute agreeance with all members of council, that there is no logical or good reason why fireworks should be fired during a weekday or after 11pm. This behavior is not coming from the respectable families and citizens, who obey current noise bylaws, but from the abusers who ruin it for everyone. These are the users that should be penalized.

In response, we suggest the following to include all groups of people who use fireworks responsibly and respectfully.

**Hour stipulation:** Dusk until 11pm **Agreed**

**Dates and Holidays to be included:** Day prior to, including and the day after for Canada day(July 1<sup>st</sup>) and Victoria Day (May) **Agreed**

**but** in addition we recommend that Family Day (Feb), Aboriginal Day (June 21<sup>st</sup>), Labour Day (Sept – Traditonal for the end of summer), and New Year's Eve (Dec. 31<sup>st</sup>) most importantly be included.

**Permits:** Suggestion that permits can be acquired (such as a fire permit, but possibly for a small fee) for other special events such as birthday parties, family reunions, social events, special occasions, weddings, and public events that are held on Fridays and Saturdays without restriction to dates, while still adhering to the noise bylaws, the safety guidelines recommended for safe use of family fireworks and display fireworks fired by licensed professionals as set out by the Explosive Regulatory Division of Canada (ERD).

The goal of the new bylaw should be to be put in place an end to the irrational use of fireworks at inappropriate times of the day or night without penalizing the law respecting citizens who are trying to make awesome summer memories. Let us ensure that those who are doing things right be allowed to continue enjoying this tradition with friends and family.

### **Second Concern: Suggested Reselling Restriction on Retailers**

As a local fireworks distributor I have had the pleasure to meet many of the community fundraising committees, owners of variety stores, gas stations, hardware stores, along with other local businesses who use fireworks as a large sale item to help them fundraise or keep groceries on the table for their families. Knowing many of them personally, I can say this is an especially important



Supernova Fireworks National HQ  
1539 Chemong Road  
Selwyn Ontario  
K9J6X2  
Www.supernovafireworks.ca

Phone 705-934-1313

info@supernovafireworks.ca

(Cont....)

source of income for many of these committees and small businesses. Much of this welcomed revenue opportunity comes from the plethora of cottagers spending their money in our municipality to celebrate at cottages and in rural areas along with our local citizens who enjoy putting on a good show. This year the extra volume of income was greatly welcomed by our local businesses that are caught up in a pandemic-stricken tourism industry that is at the heart of the economy of the city of Kawartha Lakes.

Putting a bylaw in place to restrict the ability to sell fireworks would result in the cities loss of permit fees, along with \$1000.00's of dollars being taken out of many hard-working business owners' pockets. For some of these businesses, I know this is the difference of making 30k and 25k a year income.

Many these businesses have suffered from the already rising costs of living in addition to the economic crisis incurred by the ongoing pandemic. These local business owners are encouraged to have that extra income resulting from this retail boom especially when we are constantly reminded that a 2<sup>nd</sup> wave is a possibility for the current pandemic that could further limit their resources. Many can't and won't survive another economic shut down.

We will not be getting rid of the problem at hand by limiting the resellers to certain dates of the year. Fireworks are readily available through many alternate nearby sources including local native reserves, other neighboring jurisdictions, not to forget online sales. Limiting our local business will result in money flowing to different areas of the province, and out of the Kawartha Lakes. Realistically these sales will still occur however outside of the Kawartha Lakes. It will be our small businesses that will be losing out on these much needed opportunities.

I would like to emphasize once again that we are here to continue to work with Kawartha Lakes Council, it's bylaw officers and administration to ensure both the resellers, professionals and the public are well educated when it comes to reselling or buying of fireworks with strong focus on safe and respectful use. We also want to ensure that all residents enjoy the great quality of life that is found here in the City of Kawartha Lakes. Fireworks can be a positive source of family entertainment for many if they are used in a safe and respectful manner, during times that simply make sense.

### **Summarizing the following proposed bylaw:**

#### **Resellers:**

Continuation of what we already have in place. Education on the permit process and keeping all fees the same on this process.



Supernova Fireworks National HQ  
1539 Chemong Road  
Selwyn Ontario  
K9J6X2  
Www.supernovafireworks.ca

Phone 705-934-1313

info@supernovafireworks.ca

(Cont.....)

**End users:**

Time frame: Dusk until 11pm  
Dates and Holidays to be included:  
Canada day (June 30<sup>th</sup>-July 2<sup>nd</sup>)  
Victoria Day (Friday-Sunday of that weekend),  
Family Day (in February for Ontario)  
Aboriginal Day (June 21<sup>st</sup>)  
Labor Day Weekend  
New Years Eve

**Restriction as always:** If a burn ban is in place there will be **no** fireworks allowed.

**Public Fireworks Displays and Gatherings:**

No restrictions on dates but must continue to go through same permitting process as before using the online portal.

**Implementation of a Separate Permit Process for special occasions:**

(Consumer/family fireworks shows)

Occasions included: Birthdays, weddings, baby/gender reveals, anniversaries, family or neighborhood get-togethers, resorts, and possibly even the occasional celebration of life.

The idea behind this strategy is that these shows can obtain a permit for a non-traditional date similar to obtaining a bon fire permit. This will ensure they are aware of the safe and respectful use of fireworks, to preserve the tradition, without allowing a continued "free for all" that will further harm this industry.

In conclusion, this is my passion and as a local business owner, in which I have worked very hard to grow and as a 3<sup>rd</sup> generation resident in Omeme, I am proud to call CoKL my home and want to ensure we have a very positive relationship with the communities as one of the leading fireworks providers on every level of use.

Thank you in advance for your considerations regarding our thoughts and suggestions.

Yours truly  
Matthew Hutchinson  
Owner and Lead Fireworks Specialist  
Cellphone: 705-934-1313  
Email: [info@supernovafireworks.ca](mailto:info@supernovafireworks.ca)



Supernova Fireworks National HQ  
1539 Chemong Road  
Selwyn Ontario  
K9J6X2  
Www.supernovafireworks.ca

Phone 705-934-1313

info@supernovafireworks.ca

(Cont.....)

**Local Affiliates who have voiced concerns over changes to bylaws who are in agreeance with this proposal:**

Mark Hallet and Casey Wardlaw – local Licensed Display Supervisors  
Kawartha Pyro Fest 2021 Team  
L and L Fireworks (Shawn and Peter)  
Local Resorts  
Local Fundraising Committees  
Local variety stores, businesses and gas stations  
Many End consumers  
Some CoKL Councilors, respectfully



## Joel Watts

---

**To:** Tracy Richardson  
**Subject:** RE: Service Roads on Highway 7

---

**From:** [jeff armitage](#)  
**Sent:** September 3, 2020 8:57 PM  
**To:** [Tracy Richardson](#)  
**Subject:** Re: Service Roads on Highway 7

Hello Tracy, Thank you for the quick response to my request and the filing of the name request.

As a retired City of Oshawa firefighter, I have firsthand experience with responding to situations where there are duplications of names. Almost always it is an asset to have a name similar to the connecting street in both an emergency response and in a quick recall moment when dispatched.

There is little room for error today as you have 911 numbers, a master map, a printout of the response and the assistance of the cerb center or dispatcher during the response time. The days of getting lost are virtually over and some depts are trending to satellite tracking.

My request for Emily Lane for the south portion of section south of Emily Manor Drive is not unreasonable. The fact that there is already a duplicate WORD like Emily is very normal and already exists in areas that are in Emily Township. That is the case in almost all municipalities.

Another small point is that this new street lies on a corner that has 3 townships involved and the name Emily Lane is a clear indication that it is on the Emily township side of the quadrant. This is helpful to all services . The other side of the road is not CKL.

There is another important factor to consider ; that is the long-range plan for the road in question. It becomes a throughfare under the recommended long-range plan and the cul-de -sac is removed to join up with Hayes Line. That is the twenty year and beyond plan. I have the tesr report and all the mapping on that subject.

Oddly enough the report suggests the name duplication is OK if we pick the suggested names.ie say Mc Cumber Court to the North and say McCumber Road to the south.

This naming is not a real concern in the big picture but I would be sure that my name pick would be a favorite for the residents effected.

I hope this is a consideration for those employees that put so much effort into the name selection and that they understand my view.

**Regards,**  
**Jeff Armitage**

**Joel Watts**

---

**To:** Tracy Richardson  
**Subject:** RE: Renaming of New Service Road near Hwy 7 and Meadowview Rd

---

**From:** Aaron  
**Sent:** September 11, 2020 1:18 AM  
**To:** Tracy Richardson  
**Subject:** Renaming of New Service Road near Hwy 7 and Meadowview Rd

Dear Tracy,

As one of only 2 addresses on the proposed "McCumber Court" I am curious to know the significance of the name McCumber. Being somewhat of a pragmatist, I would much prefer a generic name that I don't have to spell out every time I tell someone our new address. Something like "Hilltop Court" or if it is to honour the memory of someone who contributed to the community, how about "Thomas Court"? Thomas Fallaise was the first to drive the Caremobile in and around Peterborough and the Kawarthas. He passed suddenly some years ago leaving behind a wife and 3 young daughters. There is also the added significance that his 7-year-old grandson, Thomas, is a resident on this proposed road :)

Thank you for your consideration.

Sincerely,

Aaron Black

## Joel Watts

---

**To:** Tracy Richardson  
**Subject:** RE: Recommendation for a Name for our new Municipal Road

**From:** Adventure Divers  
**Sent:** September 2, 2020 4:02 PM  
**To:** Tracy Richardson  
**Subject:** Recommendation for a Name for our new Municipal Road

Dear Tracey Richardson,

My name is Sherry Lazcano, my husband Humberto and I and our family live and work from our home - our business is Adventure Divers - Scuba School and Retail Store located at 7716 Highway 7, Omemee, ON K0L2W0. I am contacting you with regards to the naming of the road in front of our house / business.

We live on Highway 7 south of Fowlers Corners between Lily Lake Road and Hayes Line / Parkhill Road West. As you are aware this section of highway has been under construction for the past four summers. Just recently the new section of highway opened and what used to be the highway in front of our house is now a new municipal road.

I can not emphasize enough the frustration we have felt with this on going construction this past four years. We have dealt with noise, dust, earth shaking equipment, trucks you name it we have had it in our front yard. Our business has suffered from the constant traffic delays and inconveniences all this construction has caused. We can not wait for this construction to be finally over.

The reason I am contacting you is I would like to request the name of the new municipal road be named Adventure Drive. We have been bringing business to the CKL for the past 10 years. We pay commercial tax on our property and continue to support our local community. People know this section of highway 7 by our inclosed pool / building - it is a land mark. Unfortunately the new highway is built lower than the original highway - people can no longer see our business from the road. If we can name the new municipal road Adventure Drive this will help support our local business. And with all the issue we have dealt with from Covid-19 a help from the city would be greatly appreciated.

I hope you will fight for us in supporting our request to name our road Adventure Drive.

I look forward to hearing from you.

Kind regards,  
Sherry & Humberto Lazcano

Adventure Divers  
7716 Highway 7  
Omemee, ON K0L 2W0  
Tel 705 740 9990

[www.adventuredivers.ca](http://www.adventuredivers.ca)

**The Corporation of the City of Kawartha Lakes**  
**Minutes**  
**Committee of the Whole Meeting**

**COW2020-05**  
**Tuesday, September 1, 2020**  
**Open Session Commencing at 1:00 p.m. – Electronic Public Participation**  
**Council Chambers**  
**City Hall**  
**26 Francis Street, Lindsay, Ontario K9V 5R8**

**Members:**  
**Mayor Andy Letham**  
**Deputy Mayor Patrick O'Reilly**  
**Councillor Ron Ashmore**  
**Councillor Pat Dunn**  
**Councillor Doug Elmslie**  
**Councillor Tracy Richardson**  
**Councillor Kathleen Seymour-Fagan**  
**Councillor Andrew Veale**  
**Councillor Emmett Yeo**

**Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact [AgendaItems@kawarthalakes.ca](mailto:AgendaItems@kawarthalakes.ca) if you have an accessible accommodation request.**

**1. Call to Order**

Mayor Letham called the Meeting to order at 1:00 p.m. Deputy Mayor P. O'Reilly and Councillors R. Ashmore, P. Dunn, D. Elmslie, T. Richardson, A. Veale and E. Yeo were in attendance.

Absent: Councillor K. Seymour-Fagan

Early Departure: Councillor E. Yeo (2:45 p.m.)

CAO R. Taylor, City Clerk C. Ritchie, and Deputy Clerk S. O'Connell were also in attendance in Council Chambers.

Directors B. Robinson, J. Rojas, C. Shanks, J. Stover, R. Sutherland, City Solicitor R. Carlson and Chief of Fire Services M. Pankhurst were in attendance electronically.

Staff members A. Found, Manager of Corporate Assets, D. Goodwin, Economic Development Officer - Arts, Culture and Heritage, R. Holy, Manager of Planning, A. Sloan, Manager, Municipal Law Enforcement and Licensing, E. Turner, Economic Development Officer - Heritage Planning, and J. Watts, Deputy Clerk, were also in attendance electronically.

**2. Adoption of Agenda**

**CW2020-099**

**Moved By** Councillor Elmslie

**Seconded By** Councillor Yeo

**That** the agenda for the September 1, 2020 Committee of the Whole Meeting be adopted as circulated.

**Carried**

**3. Disclosure of Pecuniary Interest**

There were no declarations of pecuniary interest disclosed.

**4. Deputations**

**4.1 COW2020-05.4.1**

**Overview of the 2020 Budget Companion Document for Lake Simcoe Region Conservation Authority**

Mike Walters, Chief Administration Officer, Lake Simcoe Region Conservation Authority

Mike Walters, Chief Administrative Officer for the Lake Simcoe Region Conservation Authority, provided an overview of their 2020 Budget Companion Document which outlined all of the service areas and the programs that are offered by the Conservation Authority. The overview included a summary of the annual operating priorities that have been identified by the organization.

**CW2020-100**

**Moved By** Councillor Yeo

**Seconded By** Councillor Richardson

**That** the deputation of Mike Walters, Chief Administrative Officer for the Lake Simcoe Region Conservation Authority, **regarding an overview of the 2020 Budget Companion Document for the Lake Simcoe Region Conservation Authority**, be received.

**Carried**

**5. Presentations**

**5.1 COW2020-05.5.1**

**Standards and Guidelines for the Conservation of Historic Places in Canada Presentation**

Emily Turner, Economic Development Officer - Heritage Planning

Emily Turner, Economic Development Officer - Heritage Planning, provided an overview of the standards and guidelines for the conservation of historic places that have been implemented by the federal government. The overview outlined that the standards and guidelines are meant to be a guiding document to be considered when a property is being reviewed from a heritage perspective.

**CW2020-101**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Elmslie

**That** the presentation by Emily Turner, Economic Development Officer - Heritage Planning, regarding **Standards and Guidelines for the Conservation of Historic Places in Canada**, be received.

**Carried**

5.1.1 Report ED2020-017

**Adoption of the Standards and Guidelines for the Conservation of Historic Places in Canada**

Emily Turner, Economic Development Officer - Heritage Planning

**CW2020-102**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Richardson

**That** Report ED2020-017, **Adoption of the Standards and Guidelines for the Conservation of Historic Places in Canada**, be received;

**That** the Standards and Guidelines for the Conservation of Historic Places in Canada be adopted as the City's conservation standard for heritage properties; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.3 ED2020-018

**Amendments to Non-Compliant Heritage By-laws**

Emily Turner, Economic Development Officer - Heritage Planning

**CW2020-103**

**Moved By** Councillor Yeo

**Seconded By** Councillor Veale

**That** Report ED2020-018, **Amendments to Non-Compliant Heritage By-laws**, be received;

**That** By-laws 2000-024, 2010-091, 2010-092, 2010-093, and 2010-094 be amended to be brought into compliance with the current requirements of the Ontario Heritage Act;

**That** the necessary amending by-laws be brought forward for adoption; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

5.2 COW2020-05.5.2

**Charitable Road Tolls Presentation**

Aaron Sloan, Manager of Municipal Law Enforcement and Licensing

Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, provided an overview of charitable road tolls as they are currently regulated under By-law 2015-199. Manager Sloan outlined that staff are currently reviewing charitable road tolls, in consultation with City Departments as well as Kawartha Lakes Police Services, to address public concerns that have been raised. A report will be presented to Council once the review of By-law 2015-199 has been completed.

**CW2020-104**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Dunn

**That** the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Charitable Road Tolls**, be received.

**Carried**

**CW2020-105**

**Moved By** Councillor Richardson

**Seconded By** Councillor Yeo

**That** Staff report back to Council by the end of Q4, 2020, on Charitable Road Tolls; and

**That** the report back include an amendment to By-law 2015-199 that enhances safety requirements and creates a reporting requirement for a Charitable Road Toll Event.

**Carried**

5.3 COW2020-05.5.3

**Backyard Chickens Presentation**

Aaron Sloan, Manager of Municipal Law Enforcement and Licensing

Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, provided an overview on the issue of permitting backyard chickens in the City of Kawartha Lakes. Manager Sloan outlined that staff are going to be conducting a two (2) week survey to gather public input on the issue and will also be consulting with outside agencies (i.e. Haliburton-Kawartha-Pine Ridge Health Unit, etc.). A report



will be presented to Council following the review to seek Council direction on permitting backyard chickens.

**CW2020-106**

**Moved By** Councillor Richardson

**Seconded By** Councillor Dunn

**That** the presentation by Aaron Sloan, Manager of Municipal Law Enforcement and Licensing, regarding **Backyard Chickens**, be received; and

**That** Staff report back to Council by the end of Q4, 2020 with the results of the public consultation and recommendations with regard to Backyard Chickens.

**Carried**

**6. Reports**

**6.5 RS2020-011**

**Proposed Surplus Declaration, Closure, and Sale of a Portion of Shoreline Road Allowance adjacent to 68 Greenwood Road, Kirkfield**

Laura Carnochan, Law Clerk - Realty Services

**CW2020-107**

**Moved By** Councillor Yeo

**Seconded By** Councillor Elmslie

**That** Report RS2020-011, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Shoreline Road Allowance adjacent to 68 Greenwood Road, Kirkfield**, be received;

**That** the subject property, being the shoreline road allowance adjacent to 68 Greenwood Road, Kirkfield and legally described as Part of the Shoreline Road Allowance Lying in Front of Lot 8, Concession 4, in the Geographic Township of Laxton, City of Kawartha Lakes, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

**That** a deeming by-law be passed contemporaneously with the disposition;

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.6 RS2020-013

**Proposed Surplus Declaration, Closure, and Sale of Portions of Shoreline Road Allowance adjacent to 72-76 Greenwood Road, Kirkfield**

Laura Carnochan, Law Clerk - Realty Services

**CW2020-108**

**Moved By** Councillor Yeo

**Seconded By** Deputy Mayor O'Reilly

**That** Report RS2020-013, **Proposed Surplus Declaration, Closure, and Sale of Portions of Shoreline Road Allowance adjacent to 72-76 Greenwood Road, Kirkfield**, be received;

**That** the subject property, being the shoreline road allowance adjacent to 72-76 Greenwood Road, Kirkfield and legally described as Part of the Original Shore Road Allowance Along Rush Lake Lying in Front of Lots 26, 27, and 28 on Plan 366, in the Geographic Township of Laxton, City of Kawartha Lakes, City of Kawartha Lakes, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

**That** a deeming by-law be passed contemporaneously with the disposition;

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.7 RS2020-014

**Proposed Surplus Declaration, Closure, and Sale of a Portion of Road Allowance Known as Deane Street, Lindsay**

Laura Carnochan, Law Clerk - Realty Services

**CW2020-109**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Yeo

**That** Report RS2020-014, **Proposed Surplus Declaration, Closure, and Sale of a Portion of Road Allowance Known as Deane Street, Lindsay**, be received;

**That** the subject property, being a portion of road allowance known as Deane Street, and legally described as Deane Street on Plan 8P between Holtom Street and Dobson Street, Except Part 3 on Plan 57R-9577, in the Geographic Town of Lindsay, City of Kawartha Lakes, designated as Part 2 on Plan 57R-9577, be declared surplus to municipal needs;

**That** the closure of the portion of road allowance and sale to the adjoining landowner be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** Council set a price of \$15,000.00 as consideration for the subject portion of road allowance;

**That** staff be directed to commence the process to stop up and close the said portion of road allowance;

**That** a by-law (with any amendments deemed necessary) to close the road and authorize its disposition shall be passed if appropriate;

**That** the Mayor and Clerk be authorized to sign all documents to facilitate the road closing and conveyance of the lands; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.8 RS2020-015

**Proposed Direct Sale of City-Owned Property – Juniper Street, Fenelon Falls**

Laura Carnochan, Law Clerk, Realty Services

**CW2020-110**

**Moved By** Councillor Elmslie

**Seconded By** Deputy Mayor O'Reilly

**That** Report RS2020-015, **Proposed Direct Sale of City-Owned Property – Juniper Street, Fenelon Falls**, be received;

**That** the sale of the City-owned property located on Juniper Street, Fenelon Falls and legally described as Lots 247, 248, 249, and 256 on Plan 57; Subject to R283173; Blake Street on Plan 100 Closed By R274935 Between Rock Street and Hill Street; Part of Hill Street on Plan 100 Closed by R274935; designated as Part 7 on Plan 57R-6341, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes to the Fenelon Community Housing Initiative, be supported, in principle, in accordance with the provisions of By-Law 2018-020, as amended, and the Municipal Act, 2001, and subject to the parties entering into a conditional Agreement of Purchase and Sale;

**That** the subject property be sold for no less than the appraised value, plus all costs associated with the transaction;

**That** a by-law (with any amendments deemed necessary) to authorize disposition of the subject property shall be passed if appropriate;

**That** the Mayor and Clerk be authorized to sign all documents to and conveyance of the lands; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.9 RS2020-016

**Proposed Amendments to the Real Property Acquisition Policy**

Sharri Dyer, Manager, Realty Services

**CW2020-111**

**Moved By** Councillor Yeo

**Seconded By** Councillor Dunn

**That** Report RS2020-016, **Proposed Amendments to Real Property Acquisition Policy**, be received;

**That** Policy 205 CAO 044 be amended in accordance with Appendix A; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

Councillor Yeo left the meeting at 3:45 p.m.

6.1 CA2020-001

**Update on Development Charges and Community Benefits Charges**

Adam Found, Manager of Corporate Assets

**CW2020-112**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Richardson

**That** Report CA2020-001, **Update on Development Charges and Community Benefits Charges**, be received;

**That** 2020 special project 921204601 (Community Benefits Charges Strategy) be renamed "Development Charges Background Study", have its budget reset to \$70,000, financed 90% by the Administration Studies Account of the Development Charges Reserve and 10% by the Contingency Reserve, and have its timeframe extended to June 30, 2022; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

The meeting recessed at 2:55 p.m. and reconvened at 3:05 p.m.

6.2 PLAN2020-042

**New Road Names for Portions of Old Highway 7 at Meadowview Road**

Richard Holy, Manager of Planning

Joel Watts, Deputy Clerk

**CW2020-113**

**Moved By** Councillor Richardson

**Seconded By** Councillor Ashmore

**That** Report PLAN2020-042, **New Road Names for Portions of Old Highway 7 at Meadowview Road**, be received;

**That** the new service road (formerly Highway 7) created by the Ministry of Transportation north of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to McCumber Court;

**That** the new service road (formerly Highway 7) created by the Ministry of Transportation south of Meadowview Road with its realignment of Highway 7 in the former Township of Emily be renamed to Switzer Place;

**That** the Office of the City Clerk send notice to all affected parties regarding the renaming of the service roads in accordance with the Notice By-law;

**That** subject to any significant objections raised from the affected parties in the notice period, that a by-law to rename both service roads be prepared, approved, and adopted by Council; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.4 ED2020-019

**Deferral of the Cultural Centre Task Force**

Donna Goodwin, Economic Development Officer - Arts, Culture and Heritage

**CW2020-114**

**Moved By** Councillor Richardson

**Seconded By** Councillor Elmslie

**That** Report ED2020-019, **Kawartha Lakes Cultural Centre Task Force**, be received;

**That** the request for deferral received from the Kawartha Lakes Arts Council and the Kawartha Cultural and Heritage Network of the **Kawartha Lakes Cultural Centre Task Force** and the 2020 Cultural Centre Feasibility study be granted;

**That** the \$50,000 budgeted for the project be extended to reflect the new timeframe;

**That** the Term of the Taskforce be extended one year to March 31, 2022; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

6.10 HH2020-003

**2019 Annual Housing and Homelessness Plan (HHP) Report**

Hope Lee, Manager of Housing

**CW2020-115**

**Moved By** Councillor Dunn

**Seconded By** Councillor Elmslie

**That** Report HH2020-003, **2019 Annual Housing and Homelessness Plan (HHP) Report**, be received for information; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

**7. Correspondence**

**8. Memorandums**

8.1 COW2020-05.8.1

**Memorandum Regarding an Update on the Economic Recovery Task Force**

Mayor Letham

**CW2020-116**

**Moved By** Councillor Veale

**Seconded By** Deputy Mayor O'Reilly

**That** the Memorandum from Mayor Letham, **regarding an Update on Economic Recovery Task Force**, be received;

**That** the Lindsay Downtown Phase 3 Reconstruction Project, and the Fenelon Falls Downtown Reconstruction Project, be included as priority projects for consideration in the 2021 budget; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.

**Carried**

8.2 COW2020-05.8.2

**Memorandum Regarding Community Pandemic Recovery Task Force**

Rod Sutherland, Director of Human Services

**CW2020-117**

**Moved By** Councillor Elmslie

**Seconded By** Deputy Mayor O'Reilly

**That** the Memorandum from Rod Sutherland, Director of Human Services, **Update from Community Pandemic Recovery Task Force**, be received for information purposes; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

8.3 COW2020-05.8.3

**Memorandum Regarding Heights Road from Highway 7 to Mount Horeb Road**

Councillor Ashmore

**CW2020-118**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Dunn

**That** the Memorandum from Councillor Ashmore, **regarding Heights Road from Highway 7 to Mount Horeb Road**, be received;

**That** staff report back by Q4, 2020 on short term options for improvement of this road section including pulverizing to gravel, or life cycle extension consideration in the 2021 budget; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.



**Carried**

8.4 COW2020-05.8.4

**Memorandum Regarding Online Petitions**

Councillor Ashmore

**CW2020-119**

**Moved By** Councillor Ashmore

**Seconded By** Councillor Richardson

**That** the Memorandum from Councillor Ashmore, **regarding an Online Petition Option**, be received;

**That** Staff create an online petition option, in addition to the current hard-copy process, for bringing petitions to Council;

**That** Staff report back by Q4, 2020 with options for an online petition that meet the requirements of the Municipal Act; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.

**Carried**

8.5 COW2020-05.8.5

**Memorandum Regarding Grassy Road Lifecycle Extension Program**

Councillor Ashmore

Councillor Richardson

**CW2020-120**

**Moved By** Councillor Richardson

**Seconded By** Councillor Ashmore

**That** the Memorandum from Councillor Ashmore and Councillor Richardson, **regarding Grassy Road Lifecycle Extension Program**, be received;

**That** Grassy Road from Emily Park Road to Hawke Drive be considered for the Lifecycle Extension Program for 2021; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.

**Carried**

8.6 COW2020-05.8.6

**Memorandum Regarding Logie Street Park Traffic Calming**

Deputy Mayor O'Reilly

**CW2020-121**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Veale

**That** the Memorandum from Deputy Mayor O'Reilly, **regarding Logie Street Park Traffic Calming**, be received;

**That** concerns regarding both vehicular and pedestrian traffic entering and leaving Logie Street Park be considered;

**That** staff be directed to compare and contrast available traffic calming measures and report back to Council in Q1, 2021; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.

**Carried**

8.7 COW2020-05.8.7

**Memorandum Regarding 2021 Lindsay Legacy CHEST Fund Grant Awards**

LeAnn Donnelly, Executive Assistant, Community Services

**CW2020-122**

**Moved By** Councillor Dunn

**Seconded By** Deputy Mayor O'Reilly

**That** the Memorandum from the Lindsay Legacy C.H.E.S.T. Fund Grant Committee, **regarding 2021 Lindsay Legacy CHEST Fund Grant Awards**, be received;

**That** the grant award and distribution process for the 2021 year for the Lindsay Legacy C.H.E.S.T. Fund be suspended so funds can be utilized to assist with relief efforts to charitable and non profit organizations within the Town of Lindsay; and

**That** this recommendation be brought forward to Council for consideration at the next Regular Council Meeting.

**Carried**

8.8 COW2020-05.8.8

**Memorandum Regarding Open Air Burning and Fireworks**

Mark Pankhurst, Chief, Fire Services

**CW2020-123**

**Moved By** Deputy Mayor O'Reilly

**Seconded By** Councillor Richardson

**That** the September 1, 2020 Memorandum from Mark Pankhurst, Fire Chief, **regarding open air burning and the discharge of fireworks**, be received;

**That** staff bring forward a By-law to restrict the times of discharge of consumer fireworks to between dusk and 11 pm:

1. Victoria Day
2. the day immediately preceding Victoria Day
3. the day immediately following Victoria Day
4. Canada Day
5. the day immediately preceding Canada Day or
6. the day immediately following Canada Day.

**That** the By-law include a special event permitting process; and

**That** this recommendation be forwarded to Council for consideration at the next Regular Council Meeting.

**Carried**

**9. Closed Session**

**10. Matters from Closed Session**

**11. Adjournment**

**CW2020-124**

**Moved By** Councillor Dunn

**Seconded By** Councillor Elmslie

**That** the Committee of the Whole Meeting adjourn at 4:31 p.m.

**Carried**

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

**The Corporation of the City of Kawartha Lakes**  
**Minutes**  
**Planning Advisory Committee Meeting**

**PC2020-05**  
**Wednesday, September 2, 2020**  
**1:00 P.M.**  
**Council Chambers**  
**City Hall**  
**26 Francis Street, Lindsay, Ontario K9V 5R8**

**Members:**  
**Mayor Andy Letham**  
**Deputy Mayor Patrick O'Reilly**  
**Councillor Kathleen Seymour-Fagan**  
**Councillor Andrew Veale**  
**Mike Barkwell**  
**Jason Willock**  
**Alternate: Councillor Pat Dunn**

**Accessible formats and communication supports are available upon request. The City of Kawartha Lakes is committed to accessibility for persons with disabilities. Please contact [agendaitems@kawarthalakes.ca](mailto:agendaitems@kawarthalakes.ca) if you have an accessible accommodation request.**

**1. Call to Order and Adoption of Agenda**

Chairperson Deputy Mayor O'Reilly called the meeting to order at 1:05 p.m. Mayor A. Letham, Councillor A. Veale, Alternate member P. Dunn, and M. Barkwell, were in attendance.

Deputy Clerk and Recording Secretary J. Watts, Director of Development Services C. Marshall, Manager of Planning R. Holy, Supervisor of Development Planning S. Rea, Supervisor of Development Engineering C. Sisson, Planning Officer - Large Developments I. Walker, and Planners II J. Derworiz, D. Harding, M. LaHay, and K. Stainton were also in attendance.

Absent: Councillor K. Seymour-Fagan, and J. Willock

The Chair opened the meeting and introduced Planning Advisory Committee and the members of staff present.

**PAC2020-028**

**Moved By** Councillor Veale

**Seconded By** M. Barkwell

**That** the agenda for the Wednesday, September 2, 2020 Planning Advisory Committee Meeting be adopted as circulated.

**Carried**

**2. Declarations of Pecuniary Interest**

There were no declarations of pecuniary interest disclosed.

**3. Public Meeting**

The Chair stated that, as required under the Planning Act, a public meeting is being held prior to the City of Kawartha Lakes Council making decisions on the following planning matters.

**3.1 PLAN2020-033**

Ian Walker, Planning Officer - Large Developments

**An application to amend the Town of Lindsay Zoning By-law 2000-75 for Lots 1 through 94, 108 through 113, and 122 through 146 in draft plan of subdivision 16T-88009 on the property identified as Vacant Land on Angeline Street North, Lindsay - CIC Developments Inc.**

### 3.1.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Walker confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 120 metres, and a sign was posted on the subject property. He summarized the application, explaining that it proposes to increase the maximum lot coverage from 35% to 45% for Lots 1 through 94, Lots 108 through 113, and Lots 122 through 146 in draft plan of subdivision 16T-88009, which was draft approved by Council on June 19, 2018. The net result of this proposal will only amend the maximum lot coverage provision for the proposed lots noted above. The application is consistent with the Provincial Policy Statement, conforms to the Growth Plan and the Lindsay Official Plan. Mr. Walker summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional comments were received from the neighbouring developer, the Orsi Group, who objected to the application noting concerns with access from this development to Highway 35. A letter of response from the applicant's solicitor, N. Macos, was also received noting that this application only proposes increased lot coverage, and no additional approval lots. Staff are recommending that the application be referred to Council for approval.

The Chair inquired if the applicant wished to speak to the application.

Michael Bissett spoke as the applicant, stating that they agree with the recommendations from the report, and he noted that, in response to the Orsi Group's letter, that the application before the committee today does not add lots, it just increases the lot coverage permitted on the lots. He stated this will have no impact to traffic from what is already approved.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 1:11pm.

### 3.1.2 Business Arising from the Public Meeting

**PAC2020-029**

**Moved By** Councillor Dunn

**Seconded By** Councillor Veale

**That** Report PLAN2020-033, **Part of Lot 24, Concession 4, 57R-7234, Parts 9 to 14, Former Town of Lindsay, CIC Developments Inc. – Application D06-2020-020**, be received;

**That** the zoning by-law amendment, substantially in the form attached as Appendix D to Report PLAN2020-033, be referred to Council for approval and adoption; and

**That** the Mayor and Clerk be authorized to execute any documents required by the approval of this application.

**Carried**

### 3.2 PLAN2020-034

Sherry L. Rea, Development Planning Supervisor

**An application to amend the Township of Eldon Zoning By-law 94-14 on land described as Part of Lot 32, Concessions 9 and 10 and Part of Lots 49 to 54, North Portage Road, geographic Township of Eldon, identified as 188 Talbot River Road - Kirkfield Lake Resort Ltd.**

#### 3.2.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed zoning by-law amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Ms. Rea confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. She summarized the application, explaining that it proposes to permit the temporary use of a portion of the property for a commercial off-grid rental cabin facility of a maximum of 5 small cabins, each being 15 sq.m. (160 sq.ft.), 6 tent sites, 1 common washroom facility being 17.8 sq.m. (192 sq.ft.), an internal private roadway which utilizes an existing internal road on the property, private docks for the cabins and a communal dock and pavilion for common waterfront access for water-based recreational activities. The temporary use would be for a period of two (2) years allowing the applicant to complete additional studies to permit additional rental cabins on the lands. The application is consistent with the Provincial Policy Statement, and conforms to the Growth Plan for the Greater Golden Horseshoe, the Kawartha Lakes Official Plan, and the Lake Simcoe Protection Plan. Ms. Rea summarized the comments received to date, as detailed in her report, noting that subsequent to the writing of the report additional comments were received from



the Engineering Department with no concerns, and the Building Division noting that a shared washroom facility should be barrier-free, and that permits would be required for the greywater systems. Staff are recommending that the application be referred to Council for approval. She responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

Kevin DuGuay spoke as the applicant, noting that he is speaking on behalf of the owner and Cabinscape. He stated that they support the recommendation from the report, and that the temporary use by-law is reinforced by the small and temporary nature of the buildings, which can be removed from the site if required. Overall, he stated that Cabinscape is a Canadian company who operates a series of off-grid camping experiences, and that they are working to address future possible phases.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 1:26pm

### 3.2.2 Business Arising from the Public Meeting

#### **PAC2020-030**

**Moved By** Mayor Letham

**Seconded By** Councillor Veale

**That** Report PLAN2020-034, **Part of Lot 32, Concessions 9 and 10 and Part of Lots 49 to 54, North Portage Road, geographic Township of Eldon, identified as 188 Talbot River Road, Kirkfield Lake Resort Ltd. - Application No. D06-2020-021**, be received;

**That** the Zoning By-law amendment, substantially in the form attached as Appendix C to Report Plan 2020-034, be approved and adopted; and

**That** the Mayor and Clerk be authorized to execute any documents required by the approval of these applications.

**Carried**

### 3.3 PLAN2020-035

David Harding, Planner II

**An application to amend the Township of Mariposa Zoning By-law 94-07 on property described as Part of Lots 14 and 15, Concession 9; Block J, Part**

**Lots 8-17, Plan 80; Part 1, 57R-6577, geographic Township of Mariposa,  
identified as 1013 Eldon Road - Vandenburg**

**3.3.1 Public Meeting**

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Harding confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application, explaining that it proposes to rezone a strip of land abutting Eldon Road to residential use in order to facilitate the creation of three rural residential lots. One of the lots will contain the existing farmhouse. Each residential lot is proposed to be approximately 4,300 square metres. Also, the use of the existing agricultural buildings is also proposed to be changed to prevent the keeping of livestock or Manure storage. The application is consistent with the Provincial Policy Statement, conforms to the Growth Plan for the Greater Golden Horseshoe and that the application is under review for conformity with the Kawartha Lakes Official Plan. Mr. Harding summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional comments were received from the Community Services Department, The Agriculture Development Officer, and the Engineering Department. Staff are recommending that the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments (including the Building Division and the Ministry of Transportation), and for further review and processing. He responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

Bruce Vandenburg spoke as the owner and applicant, and noted the potential for severing lots from this farm in the Hamlet of Oakwood. He stated that he wants to follow the guidelines, and made himself available for any questions.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 1:33pm.

**3.3.2 Business Arising from the Public Meeting**

**PAC2020-031**

**Moved By** Councillor Veale

**Seconded By** M. Barkwell

**That** Report PLAN2020-035, **Part of Lots 14 and 15, Concession 9; Block J, Part Lots 8-17, Plan 80; Part 1, 57R-6577, geographic Township of Mariposa, City of Kawartha Lakes, identified as 1013 Eldon Road, Vandenberg – D06-2020-017**, be received; and

**That** the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing.

**Carried**

3.4 PLAN2020-036

David Harding, Planner II

**An application to amend the Township of Emily Zoning By-law 1996-30 on land described as Part of Lots 14 and 15, Concession 12, geographic Township of Emily, identified as 914 Centreline Road - Gingrich**

3.4.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Harding confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application, explaining that it proposes to change the zone category on a portion of the property in order to permit an approximately 600 square metre truss manufacturing facility. The shop is proposed as a secondary use to the farm operation. A reduction in the number of required parking spaces for the business is sought, along with some other general provisions. Review of the application for consistency with the Provincial Policy Statement, and conformity to the Growth Plan for the Greater Golden Horseshoe and the Kawartha Lakes Official Plan is still ongoing. Mr. Harding summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional concerns were received from the following individuals:

- J. Goudie
- G. Statrosta; and

- J. Putnins

He summarized their concerns stating that they mostly dealt with the placement of the facility, scale of manufacturing, loss of agricultural land, access to the existing road network, and questions about the planning justification report. He also noted a letter of support was received from A. Martin, and that no concerns were raised from the Agriculture Development Officer. He further stated that in response to the comments received, the Development Engineering division is requesting a Traffic Impact Statement. Staff are recommending that the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing. Mr. Harding and Ms. Sisson responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

Emma Drake of D.M. Wills spoke as the applicant, and provided a summary of the application. She noted that the proposal is an on-farm diversified use secondary to the principle agricultural use on the property, and that the proposal will support the agricultural community by building roof trusses for agricultural buildings. She responded to the concerns raised stating that the building will maintain the rural character of the area, and setback from the property line, and that none of the concerns directly opposed the manufacturing of roof trusses. She noted that traffic increases would be minimal, and concurred that further analysis may be required, and hoped to see this come back to a meeting in the near future.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 1:49p.m.

### 3.4.2 Business Arising from the Public Meeting

#### **PAC2020-032**

**Moved By** Mayor Letham

**Seconded By** Councillor Dunn

**That** Report PLAN2020-036, **Part of Lots 14 and 15, Concession 12, geographic Township of Emily, City of Kawartha Lakes, identified as 914 Centreline Road, Gingrich – D06-2020-010**, be received; and

**That** the application respecting the proposed Zoning By-law Amendment be referred back to staff until such time as all comments have been received and

addressed from all circulated agencies, City Departments, and the public, and for further review and processing.

**Carried**

3.5 PLAN2020-037

David Harding, Planner II

**An application to amend the United Townships of Laxton, Digby and Longford Zoning By-law 32-83 on property described as Part of Lot 3, Concession 2, geographic Township of Laxton, identified as 128 Curls Road - DaCunha and Potter**

3.5.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Harding confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application, explaining that it proposes to add zoning on the property in accordance with the dwelling that was constructed. The property is currently zoned Open Space (O1), and a single detached dwelling is not a permitted use within that zone. Review of the application for consistency with the Provincial Policy Statement, and conformity to the Growth Plan for the Greater Golden Horseshoe and the Kawartha Lakes Official Plan is still ongoing. Mr. Harding summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional comments were received from the City's Building division noting the open permit on file. Comments from Kawartha Conservation are still outstanding. Staff are recommending that the application be referred back to staff until such time as all comments have been received from all circulated agencies and City Departments, and for further review and processing. He responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

Doug Carroll spoke as the applicant, and requested that the referral back to staff be set aside, and that the application endorsed, and forwarded to Council for approval. He provided the history of the project, noting the various changes on the property since the initial building permit was issued in 2000 by the Township of Laxton-Digby-Longford. He further noted that there was little evidence of

flooding, or any flood evaluation completed by Kawartha Conservation or the Ministry of Natural Resources, and that because of this, that a by-law for approval be prepared and forwarded to Council for approval.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 1:57p.m.

### 3.5.2 Business Arising from the Public Meeting

#### **PAC2020-033**

**Moved By** Mayor Letham

**Seconded By** Councillor Veale

**That** Report PLAN2020-037, **Part of Lot 3, Concession 2, geographic Township of Laxton, City of Kawartha Lakes, identified as 128 Curls Road, DaCunha and Potter – D06-2020-011**, be received; and

**That** a Zoning By-law Amendment respecting application D06-2020-011, be prepared, approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

### 3.6 PLAN2020-038

Kent Stainton, Planner II

**An application to amend the Township of Manvers Zoning By-law 87-06 on property described as Part Lot 17, Concession 13, geographic Township of Manvers, identified as 438 St. Mary's Road - Shea**

#### 3.6.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Stainton confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application, explaining that as a condition of the provisional consent decision (File No. D03-2019-032), the agricultural land to be retained is to be rezoned to prohibit

residential uses and the proposed severed lands are to be rezoned to a rural residential type one zone category, which prohibits agricultural uses. The application is consistent with the Provincial Policy Statement, conforms to the Growth Plan for the Greater Golden Horseshoe and the Kawartha Lakes Official Plan. Mr. Stainton summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report no additional comments were received. Staff are recommending that the application be referred to Council for approval. He responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

The owner or applicant was not in attendance.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 2:04p.m.

### 3.6.2 Business Arising from the Public Meeting

#### **PAC2020-034**

**Moved By** Councillor Dunn

**Seconded By** Councillor Veale

**That** Report PLAN2020-038, respecting **Part Lot 17, Concession 13, geographic Township of Manvers, and identified as 438 St. Mary's Road – Application D06-2020-013**, be received;

**That** a Zoning By-law Amendment respecting application D06-2020-013, substantially in the form attached as Appendix D to Report PLAN2020-038, be approved and adopted by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

### 3.7 PLAN2020-039

Jonathan Derworiz, Planner II

**Applications to amend the City of Kawartha Lakes Official Plan and the Township of Ops Zoning By-law 93-30 on land described as Part of Lot 22, Concession 2, geographic Township of Ops, identified as land on Green Forest Drive - MacLeish**

#### 3.7.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Official Plan and Zoning By-law Amendments. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. Derworiz confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application, explaining that it proposes to sever approximately six hectares from the approximately 10-hectare site to facilitate development of a trucking terminal with eight bays, ancillary offices and related uses, including truck or tractor repair and sales, bulk agricultural and/or seed storage, and nursery or greenhouse uses. He noted that the application is generally consistent with the Provincial Policy Statement, and generally conforms to the Growth Plan for the Greater Golden Horseshoe and an amendment to the Kawartha Lakes Official Plan will be required. Mr. Derworiz summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional comments were received from the Agriculture Development Officer with a letter of support. Staff are recommending that the application be referred back to staff for further review and consideration until comments from the public meeting have been reviewed, and comments from circulated agencies and City Departments (including Kawartha Conservation and the Ministry of Transportation) have been addressed. He responded to questions from Committee members.

The Chair inquired if the applicant wished to speak to the application.

Emma Drake of DM Wills spoke as the applicant, and provide an overview of the history of the project noting that the proposed operator of the terminal will be Jamie Marquis Trucking who specializes hauling agricultural goods. She stated that approval of this application would benefit the agricultural economy, enhance services offered, and create jobs in Kawartha Lakes. She noted that while some comments were still outstanding, she believed this application represents good planning, and she hoped this application could return to the committee quickly.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 2:17p.m.

### 3.7.2 Business Arising from the Public Meeting



**PAC2020-035**

**Moved By** Councillor Dunn

**Seconded By** Councillor Veale

**That Report PLAN2020-039, respecting Part of Lot 22, Concession 2, geographic Township of Ops, Wayne and Ann MacLeish – Applications D01-2020-004 and D06-2020-018, be received; and**

**That** Report PLAN2020-039 respecting Applications D01-2020-004 and D06-2020-018 be referred back to staff to address issues raised through the public consultation process and for further review and processing until such time that all comments have been received from all circulated agencies and City departments, and that any comments and concerns have been addressed.

**Carried**

3.8 PLAN2020-040

Mark LaHay, Planner II

**An application to amend the Town of Lindsay Zoning By-law 2000-75 on land described as Part Lot 2, North Side of Glenelg Street, Town Plot, former Town of Lindsay identified as 37 Lindsay Street South and 6 Glenelg Street West - Glenelg Developments Corporation**

3.8.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. LaHay confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 120 metres, and that a sign was posted on the subject property. He summarized the application, explaining that it proposes to sever approximately 447 square metres of land containing a two-storey brick dwelling fronting on Glenelg Street West and retain approximately 3,345 square metres of commercial lands containing a two-storey brick commercial building. The severed land is to recognize and establish the residential dwelling on a standalone parcel. The application is consistent with the Provincial Policy Statement, conforms to the Growth Plan for the Greater Golden Horseshoe and the Town of Lindsay Official Plan. Mr. LaHay summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report no additional comments were received. Staff are recommending that the application be referred to Council for approval.

The Chair inquired if the applicant wished to speak to the application.

Doug Carroll spoke as the applicant and stated they have reviewed the report and note no objections and agree with the recommendation. He made himself available for any questions from the committee.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 2:23p.m.

### 3.8.2 Business Arising from the Public Meeting

#### **PAC2020-036**

**Moved By** Councillor Veale

**Seconded By** M. Barkwell

**That** Report PLAN2020-040, **respecting Part Lot 2, North side of Glenelg Street, Town Plot, former Town of Lindsay, Application D06-2020-008**, be received;

**That** a Zoning By-law, respecting application D06-2020-008, substantially in the form attached as Appendix D to Report PLAN2020-040 be approved for adoption by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

### 3.9 PLAN2020-041

Mark LaHay, Planner II

**An application to amend the Township of Eldon Zoning By-law 94-14 on land described as Part Lot 2 Concession 8, geographic Township of Eldon, identified as 112 Kirkfield Road - Yates**

#### 3.9.1 Public Meeting

The Chair requested staff to advise on the manner of giving notice for the proposed Zoning By-law Amendment. He also asked staff to briefly describe the proposal and summarize the correspondence, if any, received to date.

Mr. LaHay confirmed that the required notice was given in accordance with the Planning Act and circulated to each owner of land within 500 metres, and that a sign was posted on the subject property. He summarized the application,

explaining that it proposes to rezone the subject land from the Agricultural (A1) Zone to the Agricultural Exception (A1-\*\*) Zone. The effect of the zoning amendment would be to permit a second dwelling unit attached to the main single detached dwelling as an accessory dwelling unit on the property, which is accessory to a main permitted agricultural use. The application is consistent with the Provincial Policy Statement, conforms to the Growth Plan for the Greater Golden Horseshoe and generally conforms to the Kawartha Lakes Official Plan. Mr. LaHay summarized the comments received to date, as detailed in his report, noting that subsequent to the writing of the report additional comments were received from the Agriculture Development Officer noting no concerns. Staff are recommending that the application be referred to Council for approval.

The Chair inquired if the applicant wished to speak to the application.

Joyce and William Yates spoke as the applicant, and stated that they have no further comment.

The Chair inquired if anyone wished to speak to the application.

No other persons spoke to the application.

The public meeting concluded at 2:27p.m.

### 3.9.2 Business Arising from the Public Meeting

#### **PAC2020-037**

**Moved By** Councillor Veale

**Seconded By** M. Barkwell

**That** Report PLAN2020-041, **respecting Part Lot 2 Concession 8, geographic Township of Eldon, Application D06-2020-015**, be received;

**That** a Zoning By-law, respecting application D06-2020-015, substantially in the form attached as Appendix D to Report PLAN2020-041 be approved for adoption by Council; and

**That** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application.

**Carried**

- 4. Deputations**
- 5. Correspondence**
- 6. City of Kawartha Lakes Reports**

**7. Adjournment**

**PAC2020-038**

**Moved By** Councillor Veale

**Seconded By** Mayor Letham

**That** the Planning Advisory Committee Meeting adjourn at 2:28 p.m.

**Carried**



## **Council Report**

**Report Number RS2020-017**

---

**Meeting Date:** September 15, 2020

**Title:** Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes

**Description:** Background information on the property legally described as Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes, being PIN: 63113-0505 (LT)

**Author and Title:** Laura Carnochan, Law Clerk – Realty Services

---

### **Recommendation:**

**That Report RS2020-017, Block B on Plan 330, in the Geographic Township of Laxton, City of Kawartha Lakes, be received.**

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## **Background:**

At the Council Meeting of July 28, 2020, Council adopted the following resolution:

### **CR2020-177**

**Moved By** Councillor Yeo

**Seconded By** Councillor Elmslie

**That** the deputation of Jesse Dupuis and Lisa Kaffenbaum, **regarding a request to purchase the road allowance adjacent to 41 Benson Boulevard, Coboconk**, be received; and

**That** staff review the request to purchase the road allowance adjacent to 41 Benson Boulevard and report back to Council by the end of Q3, 2020.

**Carried**

This report addresses that direction.

At its meeting on September 9, 2019, the Land Management Committee reviewed an application from the owners of 41 Benson Boulevard, requesting to purchase the adjacent City-owned property legally described as Block B on Plan 330, Subject to A17583, in the Geographic Township of Laxton, City of Kawartha Lakes, being PIN: 63113-0505 (LT). The applicant indicated that they had been having issues with residents misusing the subject property and also accessing the applicant's adjacent property.

The subject property was acquired by the former Townships of Laxton, Digby and Longford in 1965 pursuant to a Plan of Subdivision.

The property is subject to a right-of-way over the property, as set out in Registered Instrument A17583, attached at Appendix D. In addition to the registered right-of-way, the property is used by local residents to access Shadow Lake.

The purpose of this report is to advise Council that it is the Land Management Committee's recommendation to deny the request to purchase the subject property.

## **Rationale:**

Following its review, the Land Management Committee decided to deny the applicant's request to purchase the subject property. The denial was due to the use of the property as an access to water, as well as the fact that the property is subject to a registered right-of-way.

Subsequent to the Land Management Committee's decision, further issues have arisen with the subject property. There have been further complaints from the applicant advising that persons have continued to use the subject property and from there access their private property (including a dock), sometimes with aggressive manners that have necessitated police involvement.

Staff have also received complaints from other area residents indicating that the applicant's dock is encroaching on the subject property.

Municipal Law Enforcement has attended the subject property on several occasions. The property does have a sign which reads "No Camping, No Overnight Parking, No Dogs". On one visit, Municipal Law Enforcement removed several small encroaching items including chairs, a hammock, etc.

### **Other Alternatives Considered:**

Council could decide to approve the applicant's request to purchase the subject property and direct Staff to commence the disposition process (which would include utility consultations, advertising, report to Council to request surplus declaration, etc.). Due to the registered right-of-way and the local residents use of the property as an access to water, this is not recommended in this circumstance. If the City were to sell the property, the sale would not extinguish the right of way over it in favour of the residents of the subdivision. Therefore, the sale of the property would not allow the owners of 41 Benson Blvd to exclude others, as is their intention in requesting to purchase the property.

### **Alignment to Strategic Priorities**

The recommendations set out in this Report align with the following strategic priorities:

- An Exceptional Quality of Life
  - Maintain "community hubs" such as parks, buildings and active spaces for social healthy interactions
- Good Government
  - Effective management of the municipal building and land portfolio

### **Financial/Operation Impacts:**

None, if the decision to deny the purchase request is upheld.

### **Consultations:**

Land Management Committee

## Attachments:

### Appendix A – General Location Map



Appendix A -  
General Location Map

### Appendix B – Aerial Photo



Appendix B - Aerial  
Photo.pdf

### Appendix C – Map



Appendix C -  
Map.pdf

### Appendix D – Registered Instrument A17583



Appendix D -  
Registered Instrument

**Department Head E-Mail:** rcarlson@kawarthlakes.ca

**Department Head:** Robyn Carlson

**Department File:** L06-19-RS041





THIS MAP IS NOT TO BE USED FOR NAVIGATION  
© City Of Kawartha Lakes

This map is a user generated static output from an Internet mapping site and is for  
reference only. Data layers that appear on this map may or may not be accurate,  
current, or otherwise reliable.

Date:



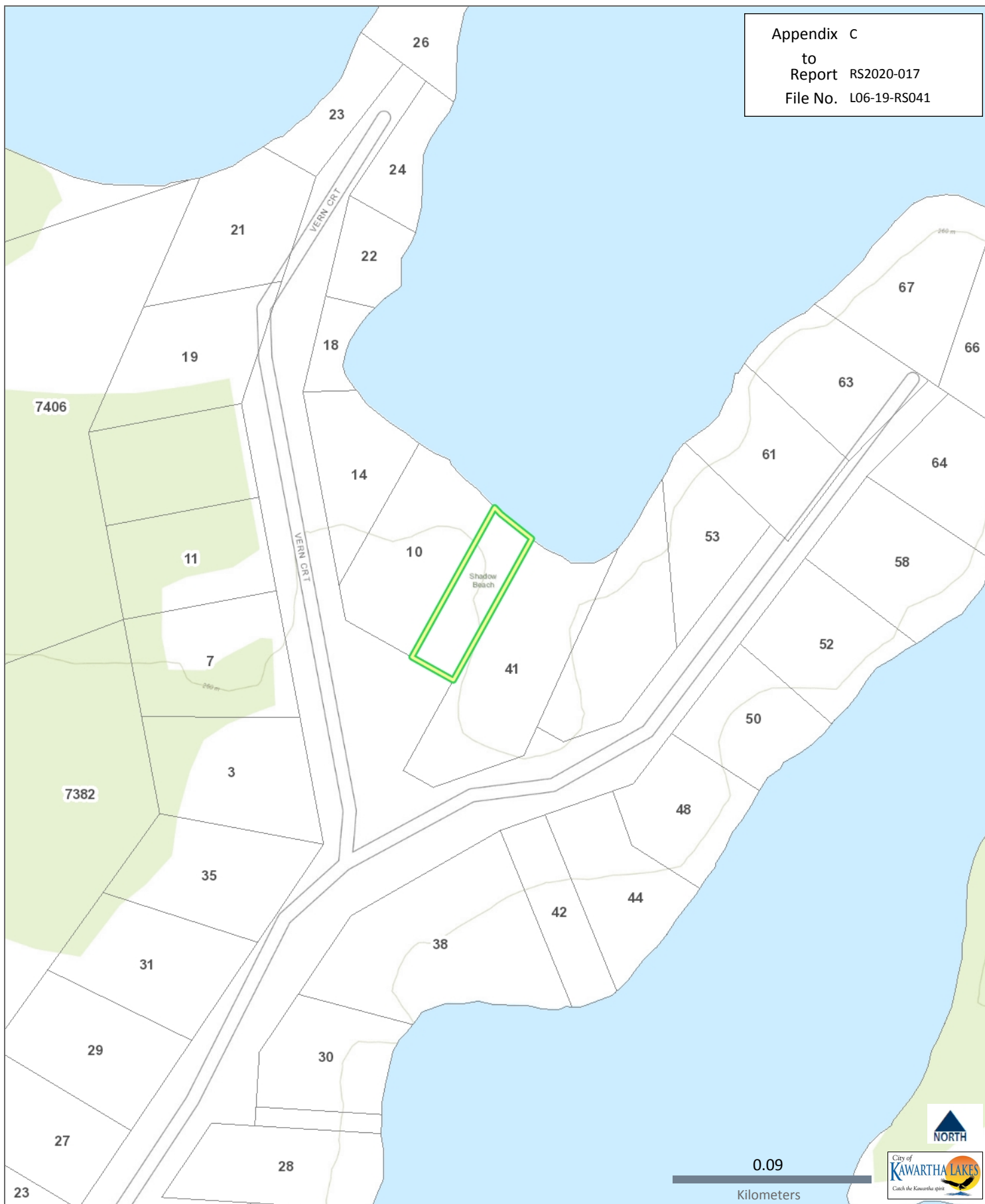


Appendix B  
to  
Report RS2020-017  
File No. L06-19-RS041

THIS MAP IS NOT TO BE USED FOR NAVIGATION  
© City Of Kawartha Lakes

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

Date:



Appendix C  
to  
Report RS2020-017  
File No. L06-19-RS041

THIS MAP IS NOT TO BE USED FOR NAVIGATION  
© City Of Kawartha Lakes

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

Date:



# Appendix D to Report RS2020-017 File No. L06-19-RS041

THIS SPACE TO BE RESERVED FOR REGISTRY OFFICE CERTIFICATE

Registry Office  
at Lindsay,  
Ontario.

SEP 8 1971 in the

Division of Victoria (No. 57)  
that this instrument is registered as of

A17583

Dated August 15th A.D. 1969

3:54 85 Sept. 1971

STANLEY KRASUSKI

TO

MARIA KRASUSKI

95 South Bend Rd. W.  
Hamilton Ont.

Deed of Land

SITUATE

in the Township of Laxton  
in the County of Victoria

Newsome and Gilbert, Limited, Toronto

recd. 8 Sept. 1971

*Stanley Kraskuski*  
REGISTRAR

BORDONARO, CAIN, LUCHAK, VADUM & GZIK

BARRISTERS & SOLICITORS

340 MAIN STREET EAST

HAMILTON 20, ONTARIO

*Factor*  
900

A Commissioner for taking Affidavits, etc.

TO WIT:  
I, Stanley Kraskuski of the Province of Ontario CANADA  
do hereby certify that I was personally present and did see the within or annexed Instrument and a duplicate thereof duly signed, sealed and executed by  
2. THAT the said Instrument and duplicate were executed by the said part  
3. THAT I know the said part  
4. THAT I am a subscribing witness to the said Instrument and duplicate.  
SWORN before me at the  
in the  
this  
A.D. 19

A Commissioner for taking Affidavits, etc.

TO WIT:  
I, Stanley Kraskuski of the Province of Ontario CANADA  
do hereby certify that I was personally present and did see the within or annexed Instrument and a duplicate thereof duly signed, sealed and executed by  
2. THAT the said Instrument and duplicate were executed by the said party  
3. THAT I know the said party  
4. THAT I am a subscribing witness to the said Instrument and duplicate.  
SWORN before me at the  
in the  
this  
A.D. 1969

TO WIT:  
I, Stanley Kraskuski of the Province of Ontario CANADA  
do hereby certify that I was personally present and did see the within or annexed Instrument and a duplicate thereof duly signed, sealed and executed by  
2. THAT the said Instrument and duplicate were executed by the said party  
3. THAT I know the said party  
4. THAT I am a subscribing witness to the said Instrument and duplicate.  
SWORN before me at the  
in the  
this  
A.D. 1969

THIS SPACE TO BE RESERVED FOR REGISTRY OFFICE CERTIFICATES

A17583

Dated August 15th A.D. 1969

3:59

8 Sept. 1971

STANLEY KRASUSKI

A17583

TO

No.  
Registry Division of Victoria (No. 57)  
I CERTIFY that this instrument is registered as of

P.M.

3:59  
SEP 8 1971

in the

Registry Office  
at Lindsay,  
Ontario.

*[Signature]*  
REGISTRAR

MARIA KRASUSKI

*95 Smith Road W.  
Hamilton, Ont.*

28

*med. 8 Sept. 1971.*

**Deed of Land**

SITUATE

in the Township of Laxton  
in the County of Victoria

Newsome and Gilbert, Limited, Toronto

*S*  
BORDONARO, CAIN, LUCHAK, VADUM & GZIK  
BARRISTERS & SOLICITORS  
340 MAIN STREET EAST  
HAMILTON 20, ONTARIO

*Laxton*

900

A17583

# This Indenture

made in duplicate the 15th day of August  
one thousand nine hundred and sixty-nine

In Pursuance of the Short Forms of Conveyances Act:  
Between

STANLEY KRASUSKI, of the City of Hamilton,  
in the County of Wentworth,

hereinafter called the Grantor,  
OF THE FIRST PART

-and-

MARIA KRASUSKI, of the said City of Hamilton,  
in the County of Wentworth,

hereinafter called the Grantee  
OF THE SECOND PART

**Witnesseth** that in consideration of other valuable consideration and  
the sum of ONE-----

----- (\$1.00) ----- dollar of  
lawful money of Canada now paid by the said grantee to the said grantor (the receipt  
whereof is hereby by him acknowledged) he the said grantor DOETH  
GRANT unto the said grantee in fee simple

ALL and Singular that certain parcel or tract of land and premises, situate, lying and  
being in the Township of Laxton, in the County of Victoria being  
composed of Lot No. 12 according to registered Plan No. 330 being  
a subdivision part of Lot No. 4, in the Eleventh Concession of the  
said Township of Laxton together with a right-of-way over the streets  
as shown on the said plan and known as Benson Boulevard and Vern  
Court and together with a further right-of-way over Block B, as  
shown in the said Plan.

TO HAVE AND TO HOLD unto the said grantee <sup>in fee simple,</sup> her heirs and assigns to and for their sole and only use forever,

SUBJECT NEVERTHELESS to the reservations, limitations, provisoes and conditions expressed in the original grant thereof from the Crown.

The said grantor COVENANTS with the said grantee THAT he has the right to convey the said lands to the said grantee notwithstanding any act of the said grantor

AND that the said grantee shall have quiet possession of the said lands free from all encumbrances.

AND the said grantor COVENANTS with the said grantee that he will execute such further assurances of the said lands as may be requisite.

AND the said grantor COVENANTS with the said grantee that he has done no act to encumber the said lands.

AND the said grantor RELEASES to the said grantee ALL his claims upon the said lands.

IN WITNESS WHEREOF the said parties hereto have hereunto set their hands and seals.

Signed, Sealed and Delivered  
IN THE PRESENCE OF

*Edward J. Krasuski*

*Stanley Krasuski*  
STANLEY KRASUSKI

# AFFIDAVIT AS TO LEGAL AGE AND MARITAL STATUS

PROVINCE OF ONTARIO } ~~DOE~~ STANLEY KRASUSKI  
COUNTY OF WENTWORTH } of the City of Hamilton  
To Wit: } in the County of Wentworth

Strike out words and parts not applicable and initial.

If Attorney see footnote.

in the within instrument named, make oath and say that at the time of the execution of the within instrument,

1. I was of the full age of twenty-one years;

2. And that I was legally married to Maria Krasuski, the Grantee herein.

~~Who also executed the within instrument~~ of the full age of twenty-one years

~~XXXXXX was legally married to the person named therein as his wife~~

~~XXXXXX was married to the person named therein as his wife~~

SWORN before me at the City

of Hamilton

in the County

of Wentworth

this 18th day of August

A.D. 19 69

*Edward O. Cair*

A Commissioner for taking Affidavits, etc.

NOTE: If Attorney, substitute in space provided, "I am Attorney for.....(State name)....., one of the parties named therein and he/she was of the full age of twenty-one years."

## Affidavit, Land Transfer Tax Act IN THE MATTER OF THE LAND TRANSFER TAX ACT.

PROVINCE OF ONTARIO } I, STANLEY KRASUSKI  
COUNTY OF WENTWORTH } of the City of Hamilton  
To Wit: } in the County of Wentworth  
named in the within (or annexed) transfer make oath and say:

This affidavit may be made by the purchaser or vendor or by any one acting for them under power of attorney or by an agent accredited in writing by the purchaser or vendor or by the solicitor of either of them.

1. I am the Grantor named in the within (or annexed) transfer.

2. I have a personal knowledge of the facts stated in this affidavit.

3. The true amount of the monies in cash and the value of any property or security included in the consideration is as follows:

(a) Monies paid in cash	\$ 1.00
(b) Property transferred in exchange;	
Equity value \$	NIL
Encumbrance \$	NIL
(c) Securities transferred to the value of	\$ NIL
(d) Balances of existing encumbrances with interest owing at date of transfer	\$ NIL
(e) Monies secured by mortgage under this transaction	\$ NIL
(f) Liens, legacies, annuities and maintenance charges to which transfer is subject	\$ NIL
Total consideration	\$ 1.00

All blanks must be filled in

4. If consideration is nominal, is the transfer for natural love and affection? Yes

5. If so, what is the relationship between Grantor and Grantee? husband and wife

6. Other remarks and explanations, if necessary ~~This conveyance is given under the terms of a Separation Agreement.~~

Sworn before me at the City  
of Hamilton  
in the County  
of Wentworth  
this 31st day of August

A.D. 19 71

*Edward O. Cair*

A Commissioner, etc.





## Council Report

Report Number RS2020-019

---

**Meeting Date:** September 15, 2020

**Title:** Authorize a Grant of Easement in favour of Engridge Gas Inc. in Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)

**Description:** Authorize a Grant of Easement in favour of Engridge Gas Inc. Over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, (PIN 63155-0126)

**Author and Title:** Christine Oliver, Law Clerk

---

### Recommendations:

**That** Report RS2020-019, **Authorize a Grant of Easement in favour of Engridge Gas Inc. in Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)**, be received; and

**That** Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## **Background:**

Enbridge Gas Inc. has requested to have the City of Kawartha Lakes grant an easement in their favour for the purpose of installing a 3m gas pipeline, and laterals to businesses in the area, for expanding services. The additional supply is to property owners on Colborne Street and Francis Street, Fenelon Falls, and the property owners adjacent to the property legally described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes.

Enbridge Gas Inc. provided a survey outlining Parts 4, 5 and 6 on the deposited reference plan 57R-10822 as the area intended to install the 3m gas pipeline (attached as Appendix “A”) and additional maps (attached as Appendices “B” and “C”). Appendix “A” shows the location of the pipeline (or main line) for the gas installation. Enbridge Gas Inc. will have an easement over the entire property for the laterals from this main line. Accordingly, it is recommended that Enbridge Gas Inc. be provided an easement over the entire property.

This request has been reviewed by the Land Management Committee and is in favour of proceeding with the main line installed through the City’s parking lot to the back of these businesses rather than through the street, to avoid conflicts with existing infrastructure.

Enbridge Gas Inc. is agreeable to the City of Kawartha Lakes agreement to grant an easement (attached as Appendix “D”).

## **Rationale:**

Enbridge Gas Inc. would like to expand gas services to the residents in Fenelon Falls.

## **Other Alternatives Considered:**

Council could decide not to proceed with allowing the grant of easement in favour of Enbridge Gas Inc. Enbridge Gas Inc. could install their infrastructure within the road allowance and proceed through the Municipal Consent process. This is not advisable, due to space constraints within the road.

## Alignment to Strategic Priorities

The recommendations set out in this Report align with the following strategic priority:

- Good Government
  - Support community infrastructure as a partner and advocate to maintain and encourage expansion of demanded community infrastructure and institutions.

## Consultations:

Land Management Committee

## Attachments:

Appendix A – Plan 57R-10822



Appendix A -  
57R10822.pdf

Appendix B – General Location Map



Appendix B -  
Location Map.jpg

Appendix C – Aerial



Appendix C -  
Aerial.jpg

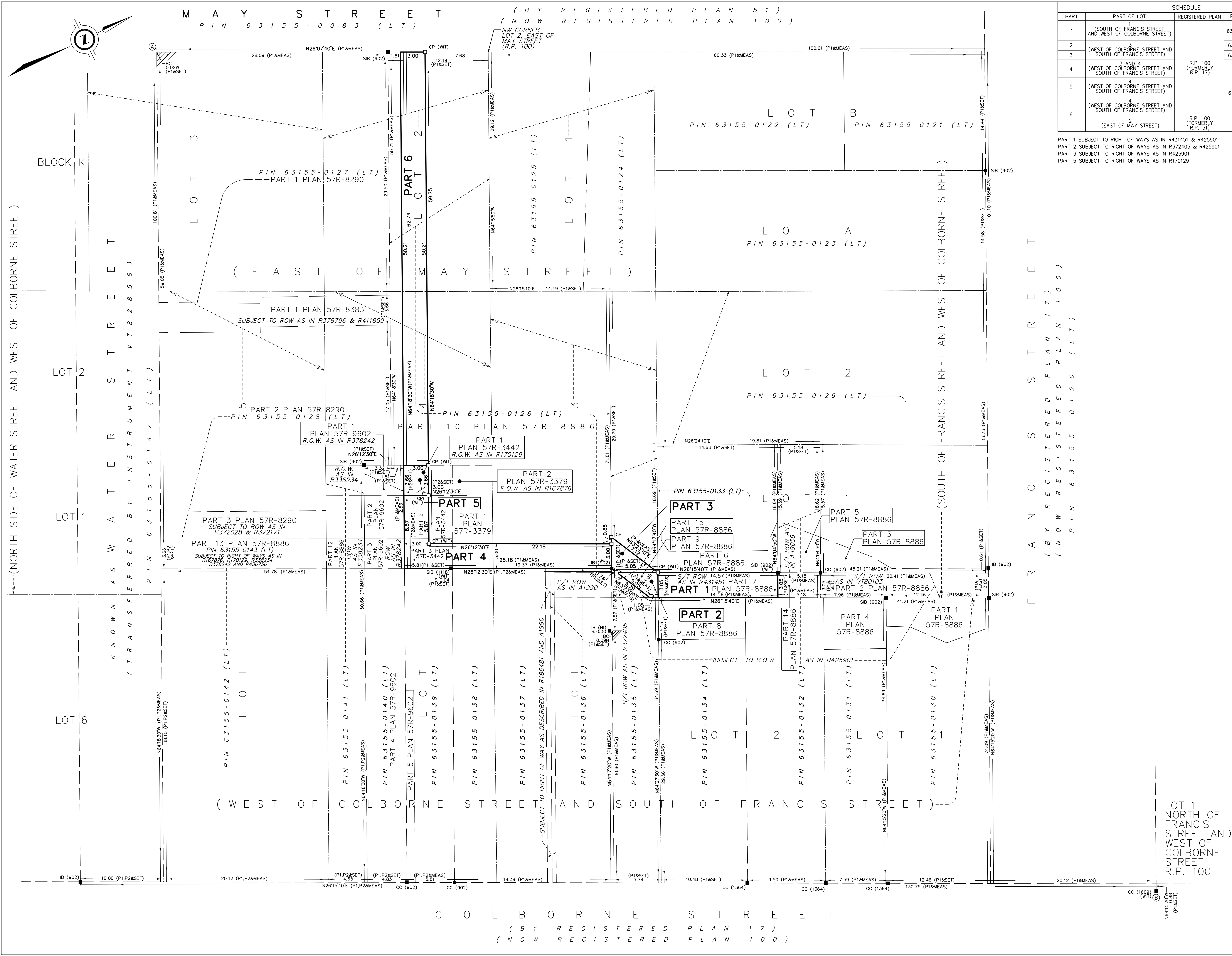
Appendix D – Agreement to Grant an Easement



Appendix D - Grant  
of Easement.pdf

**Department Head E-Mail:** rcarlson@kawarthalakes.ca

**Department Head:** Robyn Carlson



SCHEDULE				
PART	PART OF LOT	REGISTERED PLAN	PART OF P.I.N.	AREA
1	1 (SOUTH OF FRANCIS STREET AND WEST OF COLBORNE STREET)	R.P. 100 (FORMERLY R.P. 17)	63155-0133 (LT)	44.4 sq.m.
2	3 (WEST OF COLBORNE STREET AND SOUTH OF FRANCIS STREET)		63155-0135 (LT)	9.3 sq.m.
3	3 AND 4 (WEST OF COLBORNE STREET AND SOUTH OF FRANCIS STREET)		63155-0135 (LT)	12.0 sq.m.
4	4 (WEST OF COLBORNE STREET AND SOUTH OF FRANCIS STREET)		63155-0126 (LT)	93.1 sq.m.
5	4 (WEST OF COLBORNE STREET AND SOUTH OF FRANCIS STREET)	R.P. 100 (FORMERLY R.P. 51)	63155-0126 (LT)	11.0 sq.m.
6	2 (EAST OF MAY STREET)			150.6 sq.m.

PART 1 SUBJECT TO RIGHT OF WAYS AS IN R431451 & R425901  
PART 2 SUBJECT TO RIGHT OF WAYS AS IN R372405 & R425901  
PART 3 SUBJECT TO RIGHT OF WAYS AS IN R425901  
PART 5 SUBJECT TO RIGHT OF WAYS AS IN R170129

PLAN 57R-10822

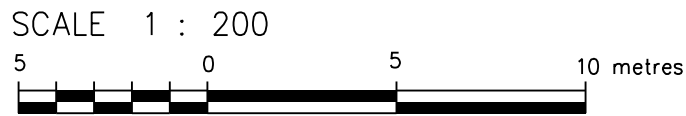
Received and deposited

July 22<sup>nd</sup>, 2020

Shaun Savard

Representative for the  
Land Registrar for the  
Land Titles Division of  
Victoria (No.57)

PLAN OF SURVEY OF  
PART OF LOT 1  
(SOUTH OF FRANCIS STREET AND  
WEST OF COLBORNE STREET)  
(FORMERLY REGISTERED PLAN 17)  
AND  
PART OF LOTS 3 & 4  
(WEST OF COLBORNE STREET AND  
SOUTH OF FRANCIS STREET)  
(FORMERLY REGISTERED PLAN 17)  
AND  
PART OF LOT 2  
(EAST OF MAY STREET)  
(FORMERLY REGISTERED PLAN 51)  
REGISTERED PLAN 100  
VILLAGE OF FENELON FALLS  
NOW IN THE  
CITY OF KAWARTHA LAKES



THE INTENDED PLOT SIZE OF THIS PLAN IS 915mm IN WIDTH BY 609mm IN HEIGHT  
WHEN PLOTTED AT A SCALE OF 1:200.

J.D. BARNES LIMITED

METRIC DISTANCES AND/OR COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

NOTES

BEARINGS ARE UTM GRID, DERIVED FROM OBSERVED REFERENCE POINTS A AND B, BY REAL TIME NETWORK (RTN) OBSERVATIONS, UTM ZONE 17, NAD83 (CSRS) (2010.0).

DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999957.

FOR BEARING COMPARISONS, A ROTATION OF 0111'50" COUNTER-CLOCKWISE WAS APPLIED TO BEARINGS ON PLAN P1 & P2.

INTEGRATION DATA

OBSERVED REFERENCE POINTS (ORPs): UTM ZONE 17, NAD83 (CSRS) (2010.0).  
COORDINATES TO URBAN ACCURACY PER SECTION 14 (2) OF O.REG 216/10.

POINT ID	EASTING	NORTHING
ORP (A)	679 699.38	4 933 964.76
ORP (B)	679 844.43	4 934 028.86

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.  
THE RESULTANT TIE BETWEEN ORP (A) AND ORP (B) IS 158.59 N 66°09'30" E

LEGEND

■	DENOTES	SURVEY MONUMENT FOUND
□	DENOTES	SURVEY MONUMENT SET
SIB	DENOTES	STANDARD IRON BAR
SIBB	DENOTES	SHORT STANDARD IRON BAR
IB	DENOTES	IRON BAR
PB	DENOTES	PLASTIC BAR
CP	DENOTES	CONCRETE PIN
BC	DENOTES	BUILDING CORNER
WT	DENOTES	WITNESS
MEAS	DENOTES	MEASURED
JOB	DENOTES	J.D. BARNES LIMITED
902	DENOTES	COE, FISHER, CAMERON, O.L.S.
1118	DENOTES	E.G. CURRIE, O.L.S.
1364	DENOTES	MALCOLM R. ELMS, O.L.S.
1608	DENOTES	PAUL KIDD SURVEYING LIMITED, O.L.S.
P1	DENOTES	PLAN 57R-8886
P2	DENOTES	PLAN 57R-9602
P3	DENOTES	PLAN 57R-3442
ROW	DENOTES	RIGHT OF WAY
R.P.	DENOTES	REGISTERED PLAN

ALL SET SSB AND PB MONUMENTS WERE USED DUE TO LACK OF OVERBURDEN AND/OR PROXIMITY OF UNDERGROUND UTILITIES IN ACCORDANCE WITH SECTION 11 (4) OF O.REG. 525/91.

SURVEYOR'S CERTIFICATE

I CERTIFY THAT:

- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
- THE SURVEY WAS COMPLETED ON JULY 8th, 2020.

JULY 8th, 2020  
DATE

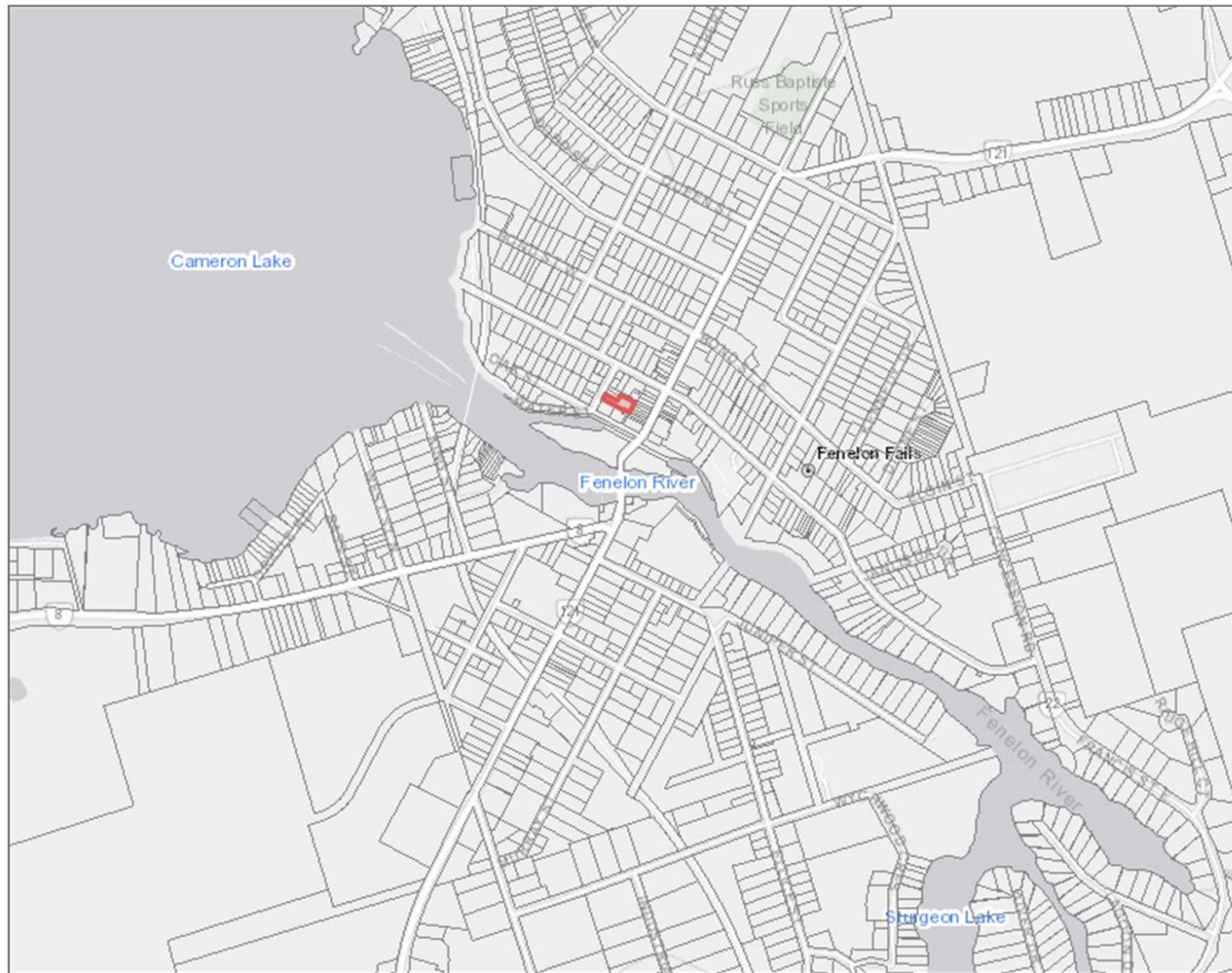
Alec S. Mantha  
ALEC S. MANTHA  
ONTARIO LAND SURVEYOR

THIS PLAN OF SURVEY RELATES TO AOLS PLAN SUBMISSION FORM NUMBER 2127420

J.D. BARNES LIMITED LAND INFORMATION SPECIALISTS 140 RENFREW DRIVE, SUITE 100, MARKHAM, ON L3R 6B3 T: (905) 477-3600 F: (905) 477-3882 www.jdbarnes.com		
DRAWN BY: AM	CHECKED BY: AM	REFERENCE NO.: 15-12-298-22-R1
FILE: S:\15-12-298\22\Drawing\15-12-298-22-A.dgn	DATED: 07/09/20	PLOTTED: 7/09/20

## Location Map

## Appendix B to Report RS2020-019



### Legend

- Property Roll Number
- Upper Municipalities
- Lower Tier Municipalities
- Populated Places
- Water Labels
- Light Gray Canvas Base

### Notes

Notes

0.92

Kilometers

WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
© City Of Kawartha Lakes



This map is a user generated static map output and is for reference only. All data, layers and text that appear on this map may or may not be accurate, current, or otherwise reliable.

**THIS MAP MAY NOT BE USED FOR COMMERCIAL OR LEGAL PURPOSES**





Legend

- ☐ Property Roll Number
- ☐ Upper Municipalities
- ☐ Lower Tier Municipalities

Notes

Notes

0.11

Kilometers

WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
© City Of Kawartha Lakes



This map is a user generated static map output and is for reference only. All data, layers and text that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP MAY NOT BE USED FOR COMMERCIAL OR LEGAL PURPOSES

## AGREEMENT TO GRANT AN EASEMENT

Between:

### THE CORPORATION OF THE CITY OF KAWARTHA LAKES

(herein called the "Grantor")

offers to grant an easement to

### ENBRIDGE GAS INC.

(herein called the "Grantee")

**REAL PROPERTY:** Legally described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (the "Lands").

**PRICE:** The Grantee agrees to compensate the Grantor in the amount of Eight Thousand, Five Hundred Dollars (CDN \$8,500.00).

**ADDITIONAL COSTS:** The Grantee agrees to reimburse the Grantor for all reasonable legal costs upon receiving a receipt from the solicitor (the "Additional Costs").

**TERM:** The Grantor acknowledges that the easement allows for the Grantee to be able to perform operation, repair and maintenance of a gas pipeline (the "Easement"). The Easement shall commence as of the date of the execution by the Grantor. More specific terms shall be set out in Schedule "A" attached to this agreement (the "Agreement"). These terms shall be attached to the easement documents registered on title.

**BALANCE:** The Grantor agrees to pay the balance of and Price the Additional Costs, by bank draft or certified cheque, to the Grantor's solicitor in trust on closing, subject to the usual adjustments.

### FURTHER CLAUSES AND CONDITIONS:

1. **COMPLETION DATE:** This Agreement shall be completed and registered on title by no later than 5:00 p.m. on or before the **30th day** following the execution of both the Grantor and Grantee of this Agreement. If the 30th day is not a business day, it shall be the next business day and if said not that day then mutually agreed upon by both the Grantor and Grantee.
2. **HST:** If this transaction is subject to Harmonized Sales Tax (H.S.T.), then such tax shall be in addition to the Price. If this transaction is not subject to H.S.T., the Grantor agrees to certify on or before closing that the transaction is not subject to H.S.T.
3. **TITLE:** Provided that the title to the property is good and free from all registered restrictions, charges, liens, and encumbrances except as otherwise specifically provided in this Agreement and save and except for (a) any registered restrictions or covenants that run with the land providing that such are complied with; (b) any registered municipal agreements and registered agreements with publicly regulated utilities providing such have been complied with, or security has been posted to ensure compliance and completion, as evidenced by a letter from the relevant municipality or regulated utility; (c) any minor easements for the supply of domestic utility or telephone services to the property or adjacent properties; and (d) any easements for drainage, storm or sanitary sewers, public utility lines, telephone lines,

cable television lines or other services which do not materially affect the present use of the property.

4. **CLOSING ARRANGEMENTS:** Where each of the Grantee and the Grantor retain a lawyer to complete the Agreement to enter into an Easement and where in the transaction will be completed by electronic registration pursuant to Part III of the *Land Registration Reform Act*, R.S.O. 1990, Chapter L4 and the *Electronic Registration Act* S.O. 1991, Chapter 44, and any amendments thereto, the Grantee and the Grantor acknowledge and agree that the exchange of closing funds, non-registrable documents and other items (the "Requisite Deliveries") and the release thereof to the Grantee and the Grantor will (a) not occur at the same time as the registration of the transfer/deed (and any other documents intended to be registered in connection with the completion of this transaction) and (b) be subject to conditions whereby the lawyer(s) receiving any of the Requisite Deliveries will be required to hold same in trust and not release same except in accordance with the terms of a document registration agreement between the said lawyers. The Grantee and Grantor irrevocably instruct the said lawyers to be bound by the document registration agreement, which is recommended from time to time by the Law Society of Upper Canada. Unless otherwise agreed to by the lawyers, such exchange of the Requisite Deliveries will occur in the applicable Land Titles Office or such other location by both lawyers.
5. **INDEMNIFICATION:** The Grantee will indemnify the Grantor for any third-party claims relating to the Grantor's work or encumbrance on the Lands. The Grantee will indemnify the Grantor for any spill originating from its pipeline. The Gas Company shall at all times, indemnify and save harmless the Corporation from and against all claims, including costs related thereto, for all damages or injuries including death to any person or persons and for damage to any property, arising out of the Gas Company operating, constructing and maintaining its gas system for the carriage of gas owned by others. Provided that the Gas Company shall not be required to indemnify or save harmless the Corporation from and against claims, including costs related thereto, which it may incur by reason of damages or injuries including death to any person or persons and damage to any property, resulting from the negligence or wrongful act of the Corporation, its servants, agents or employees.
6. **TIME LIMITS:** Time shall in all respects be of the essence hereof provided that the time for doing or completing any matter provided for herein may be extended or abridged by an agreement in writing signed by Grantee and Grantor or by their respective lawyers who may be specifically authorized in that regard.
7. **TENDER:** Any tender documents or money hereunder may be made upon Grantee or Grantor or their respective lawyers on the day set for completion. Money may be tendered by bank draft or cheque certified by a Chartered Bank, Trust Company, Province of Ontario Savings Office, Credit Union or Caisse Populaire.
8. **AGREEMENT IN WRITING:** If there is conflict between any provision written or typed in this Agreement (including any Schedule attached hereto) and any provision in the printed portion hereof, the written or typed provision shall supersede the printed provision to the extent of such conflict. This Agreement including any Schedule attached hereto, shall constitute the entire Agreement between the Grantor and the Grantee. There is no representation, warranty, collateral agreement or condition, which affects this Agreement other than as



expressed herein. This Agreement shall be read with all changes of gender or number required by context.

9. **SUCCESSORS AND ASSIGNS:** The heirs, executors, administrators, successors and assigns of the undersigned are bound by the terms herein.
10. **LEGAL ADVICE:** The Grantor and Grantee acknowledge that they have either received or waived the benefit of their own independent legal advice with respect to the execution of this Agreement.
11. **PUBLIC DOCUMENT:** The Grantee acknowledges that this Agreement is a public document, and consents to its disclosure pursuant to the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c. M.56.

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**THE CORPORATION OF THE CITY OF  
KAWARTHA LAKES**

Per: \_\_\_\_\_

Name: Andy Letham

Title: Mayor

Per: \_\_\_\_\_

Name: Cathie Ritchie

Title: Clerk

We have authority to bind the Corporation pursuant  
to By-Law \_\_\_\_\_

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**ENBRIDGE GAS DISTRIBUTION INC.**

Per: \_\_\_\_\_

Name: Anissa Trenholm

Title: Supervisor, Right of Way

Per: \_\_\_\_\_

Name: Chuck Reaney

Title: Right of Way Advisor

I/We have the authorization to bind the Corporation.

## SCHEDULE 'A'

### ADDITIONAL COVENANTS

The Grantor hereby grants, transfers and conveys unto the Grantee the free, uninterrupted and unobstructed right and easement to install, operate, repair and maintain, and remove the gas pipeline together with any and all appurtenances thereto as may be required from time to time on, in, across, under and through the Lands. More specifically, the pipeline will be contained within Parts 4, 5 and 6 on 57R-10822 and the laterals will extend from the pipeline and to the property lines on the Lands;

TOGETHER WITH the right of the Grantee and its servants, agents, contractors and workmen with all necessary materials, equipment, machinery and vehicles to enter upon the Lands at all times and to pass and re-pass thereon for the purposes of installing, constructing, reconstructing, examining, altering, maintaining, repairing, renewing or replacing the said gas pipeline or any part thereof.

TO HAVE AND TO HOLD the said easement or right in the nature of an easement for the Grantee's sole use forever, **unless terminated by the Grantor on 730 days advance written notice in the event that the Grantor wishes to sell or build upon the Lands and cannot do so without interference with the Easement. In this event, the Grantor is required to provide suitable alternative access through a road allowance and is required to pay for the Grantee's relocation costs. In the event that the Grantor wishes to build upon the Lands and is able to do so without interfering with the Easement, but the Grantor is subjected to additional costs as a result of the Easement, then the Grantor is entitled to invoice the Grantee for the additional costs and the Grantee is required to pay same.**

AND the Grantor covenants with the Grantee:

- a) To keep the Lands free and clear of any buildings, structures or obstructions;
- b) Not to deposit on or remove any fill from the Lands, and
- c) Not to do or suffer to be done any other thing which may or might injure or damage any of the works of the Grantee herein.

AND the Grantor covenants with the Grantee that it has the right to convey the said rights and easement to the Grantee, notwithstanding any act of the Grantor.

AND the Grantee shall have quiet possession of the said rights and easement, free from all encumbrances excepting those noted on title, being third party interests in the property as a right of way. **Grantee covenants with the Grantor to do its repair, maintenance and removal work so as not to restrict third party access and to minimize interruption to the Grantor's use of the Lands as a parking lot.**

AND the Grantor and Grantee each covenant to the other that it will execute such further assurances of the said rights and easement as may be required.

AND the Grantee covenants and agrees with the Grantor that it will remove the gas service and fill in all excavations and restore the Lands and premises to the condition existing prior to any entry thereon at the time that the gas service is abandoned.

AND the Grantee covenants with the Grantor:

- a) All work shall strictly conform to the design drawings provided to and accepted by the Grantor as of and following the date of the Easement, and kept on file with the Grantor;

- b) The pipeline shall be contained within the easement, but the laterals will be contained outside the easement within the Lands. Should, during the construction, the Grantee necessarily need to make slight modifications to the location of the pipeline due to unforeseen circumstances such as drainage/ sewer pipe placement, catch basins, large underground rocks, the Grantee will submit revised easement drawings to the Grantor and the location of the easement will be amended by amendment to this agreement and registration of the amended document on title to the Lands. As built drawings showing the location of the laterals will be provided to the Engineering Department;
- c) The tie-in pit(s) shall be backfilled with Granular A, compacted to 98% Standard Proctor Density meeting the OPSS 1010 specifications;
- d) The asphalt shall be restored with 60mm of HL4, with the work and material meeting the OPSS 1150 and OPSS 310 specifications;
- e) The tie-in pit and any pits for services shall be restored with a single continuous asphalt patch (1 asphalt patch covering all pits), which is rectangular or square in shape;
- f) The joints in the asphalt between the existing surface and the asphalt patch shall be routed and sealed following the OPSS 341 and OPSS 1212 specifications;
- g) As built drawings shall be submitted to Ontario One Call and to the Engineering Department of the Grantor following completion of the work;
- h) The materials used for restoration along with the workmanship shall be warrantied for a minimum of 12 months;
- i) The Grantee will provide the Engineering Department of the Grantor with notice and obtain approval in accordance with paragraphs 5(a)-(j) of By-law 2005-104 prior to commencing work on the Lands in non-emergency situations. In the event of an emergency, the Grantee shall proceed with the work required to deal with the emergency and will use its best efforts to provide the Engineering Department of the Grantor with immediate notice of the location and the nature of the emergency and the work being done and, if it deems appropriate, notify the police force, fire, or other emergency services having jurisdiction. The Grantee shall provide the Engineering Department of the Grantor with at least one 24-hour emergency contact for the Grantee and shall ensure the contacts are current; and
- j) All work and any damages to the parking lot or other infrastructure shall be restored to the satisfaction of the Grantor.

Upon Termination of this Agreement, the Grantee will consent to the Grantor deleting the Agreement from title to the Lands. This obligation survives the termination of the Agreement, as does the Grantee's obligation to remove its encumbrances and restore the Lands, and its indemnification of the Grantor with respect to third party claims, actions or damages arising out of the Grantee's actions, or the actions of its agents.

IT IS UNDERSTOOD and agreed that the burden of this easement and of all the covenants herein contained shall run with the Lands and that this easement and all the covenants herein contained shall be binding upon and ensure to the benefit of the parties hereto and their respective heirs, executors, administrators, successors and assigns.



## Council Report

Report Number RS2020-020

---

**Meeting Date:** September 15, 2020

**Title:** Authorize a Grant of Easement in Favour of Enbridge Gas Inc. in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)

**Description:** Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)

**Author and Title:** Christine Oliver, Law Clerk

---

### Recommendations:

**That** Report RS2020-020, **Authorize a Grant of Easement in Favour of Enbridge Gas Inc. in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)**, be received;

**That** Council allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## **Background:**

Enbridge Gas Inc. has requested to have the City of Kawartha Lakes grant an easement in their favour for the purpose of installing a 3m gas pipeline. The expanding services would benefit future clients adjacent to and behind 61-65 Colborne Street within the property legally described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099).

Enbridge has provided the draft reference plan outing the location of the gas pipeline (or main line) within Part 7 (attached as Appendix “A”) and maps of the area (attached as Appendices “B” and “C”). However, Enbridge Gas Inc. requires an easement over the entire property for the location of the laterals from the mainline to the businesses.

This request has been reviewed by the Land Management Committee and it is in favour of proceeding.

Enbridge Gas Inc. is agreeable to the terms set out in the City of Kawartha Lakes agreement to grant an easement (attached as Schedule “D”).

## **Rationale:**

Enbridge Gas Inc. would like to use this location to provide gas services to the residents in the immediate area adjacent to the City owned property. Existing constraints in the roadway make this a viable alternative for both parties to the agreement.

## **Other Alternatives Considered:**

Council could decide not to proceed with allowing the grant of easement in favour of Enbridge Gas Inc. and Enbridge Gas Inc. could install their infrastructure within the road allowance and proceed through the Municipal Consent process.

## **Alignment to Strategic Priorities**

The recommendations set out in this Report align with the following strategic priority:

- Good Government
  - Support community infrastructure as a partner and advocate to maintain and encourage expansion of demanded community infrastructure and institutions.

## **Consultations:**

Land Management Committee

## **Attachments:**

### **Appendix A – Plan**



Appendix A Draft  
Plan.pdf

### **Appendix B – General Location Map**



Appendix B  
Location Map.jpg

### **Appendix C – Aerial**



Appendix C Aerial  
Map.jpg

### **Appendix D – Agreement to Grant an Easement**

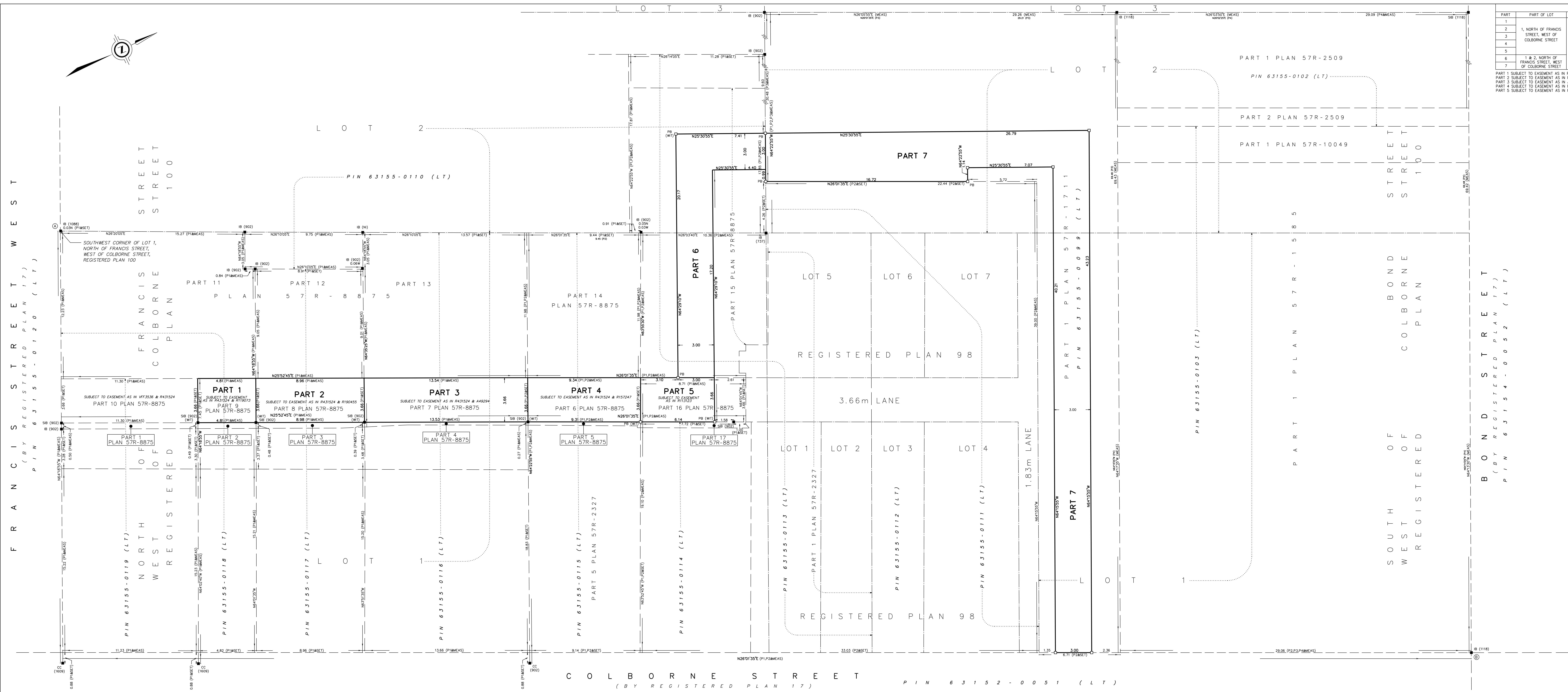


Appendix D Grant  
of Easement.pdf

**Department Head E-Mail:** rcarlson@kawarthalakes.ca

**Department Head:** Robyn Carlson





SCHEDULE				
PART	PART OF LOT	REGISTERED PLAN	AREA	
1	1, NORTH OF FRANCIS STREET, WEST OF COLBORNE STREET	100 (FORMERLY 17)	63155-0118 (LT)	17.6 sq.m.
2			63155-0117 (LT)	32.8 sq.m.
3			63155-0116 (LT)	49.5 sq.m.
4			63155-0115 (LT)	34.1 sq.m.
5	1 & 2, NORTH OF FRANCIS STREET, WEST OF COLBORNE STREET		63155-0113 (LT)	22.4 sq.m.
6			63155-0112 (LT)	23.8 sq.m.
7			63155-0099 (LT)	218.7 sq.m.

PART 1 SUBJECT TO EASEMENT AS IN R119073 & R431524  
PART 2 SUBJECT TO EASEMENT AS IN R190455 & R431524  
PART 3 SUBJECT TO EASEMENT AS IN A49294 & R431524  
PART 4 SUBJECT TO EASEMENT AS IN R157247 & R431524  
PART 5 SUBJECT TO EASEMENT AS IN R131523

### Appendix A to Report RS2020-020

PLAN OF SURVEY OF  
**PART OF LOTS 1 & 2**  
NORTH OF FRANCIS STREET  
WEST OF COLBORNE STREET  
**REGISTERED PLAN 100**  
(FORMERLY REGISTERED PLAN 17)  
AND  
**PART OF LOT 2**  
SOUTH OF BOND STREET  
WEST OF COLBORNE STREET  
**REGISTERED PLAN 100**  
(FORMERLY REGISTERED PLAN 17)  
NOW IN THE  
**CITY OF KAWARTHA LAKES**  
J.D. BARNES LIMITED

SCALE 1 : 100

THE INTENDED PLOT SIZE OF THIS PLAN IS 1500mm IN WIDTH BY 609mm IN HEIGHT WHEN PLOTTED AT A SCALE OF 1:100.

**METRIC** DISTANCES AND/OR COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

**NOTES**  
BEARINGS ARE UTM GRID, DERIVED FROM OBSERVED REFERENCE POINTS A AND B, BY REAL TIME NETWORK (RTN) OBSERVATIONS, UTM ZONE 17, NAD83 (CSRS) (2010.0).  
DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999998.  
FOR BEARING COMPARISONS, A ROTATION OF 01°15'25" COUNTER-CLOCKWISE WAS APPLIED TO BEARINGS ON PLAN P1, P2 & P3.

INTEGRATION DATA			
OBSERVED REFERENCE POINTS (ORPs): XTM ZONE XX, NAD83 (CSRS) (2010.0).			
COORDINATES TO URBAN ACCURACY PER SECTION 14 (2) OF OREG 216/10.			
POINT ID	EASTING	NORTHING	
ORP (A)	679 812.16	4 934 044.44	
ORP (B)	679 894.75	4 934 134.07	

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.  
THE RESULTANT TIE BETWEEN ORP (A) AND ORP (B) IS 121.88 N 42°39'35" E

**LEGEND**

■	DENOTES SURVEY MONUMENT FOUND
□	DENOTES SURVEY MONUMENT SET
SB	DENOTES STANDARD IRON BAR
SSB	DENOTES SHORT STANDARD IRON BAR
IB	DENOTES IRON BAR
CC	DENOTES CUT CROSS
PB	DENOTES PLASTIC BAR
WT	DENOTES WITNESS
MEAS	DENOTES MEASURED
737	DENOTES R.B. STINGON, OLS
1088	DENOTES E.G. SMITH, OLS
1188	DENOTES E.G. GURNEIT, OLS
1609	DENOTES P.J. KIDD, OLS
902	DENOTES COE, FISHER, CAMERON, OLS
M	DENOTES NO VISIBLE IDENTIFICATION
P1	DENOTES PLAN 57R-8875
P2	DENOTES PLAN 57R-2327
P3	DENOTES PLAN 57R-1711
P4	DENOTES PLAN 57R-10049

ALL SET SSB AND PB MONUMENTS WERE USED DUE TO LACK OF OVERBURDEN AND/OR PROXIMITY OF UNDERGROUND UTILITIES IN ACCORDANCE WITH SECTION 11 (4) OF OREG 525/91.

**SURVEYOR'S CERTIFICATE**  
I CERTIFY THAT:  
1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.  
2. THE SURVEY WAS COMPLETED ON \_\_\_\_\_

DATE \_\_\_\_\_ ALEC S. MANIHA  
ONTARIO LAND SURVEYOR

THIS PLAN OF SURVEY RELATES TO AOLS PLAN SUBMISSION FORM NUMBER XXXXXXXX

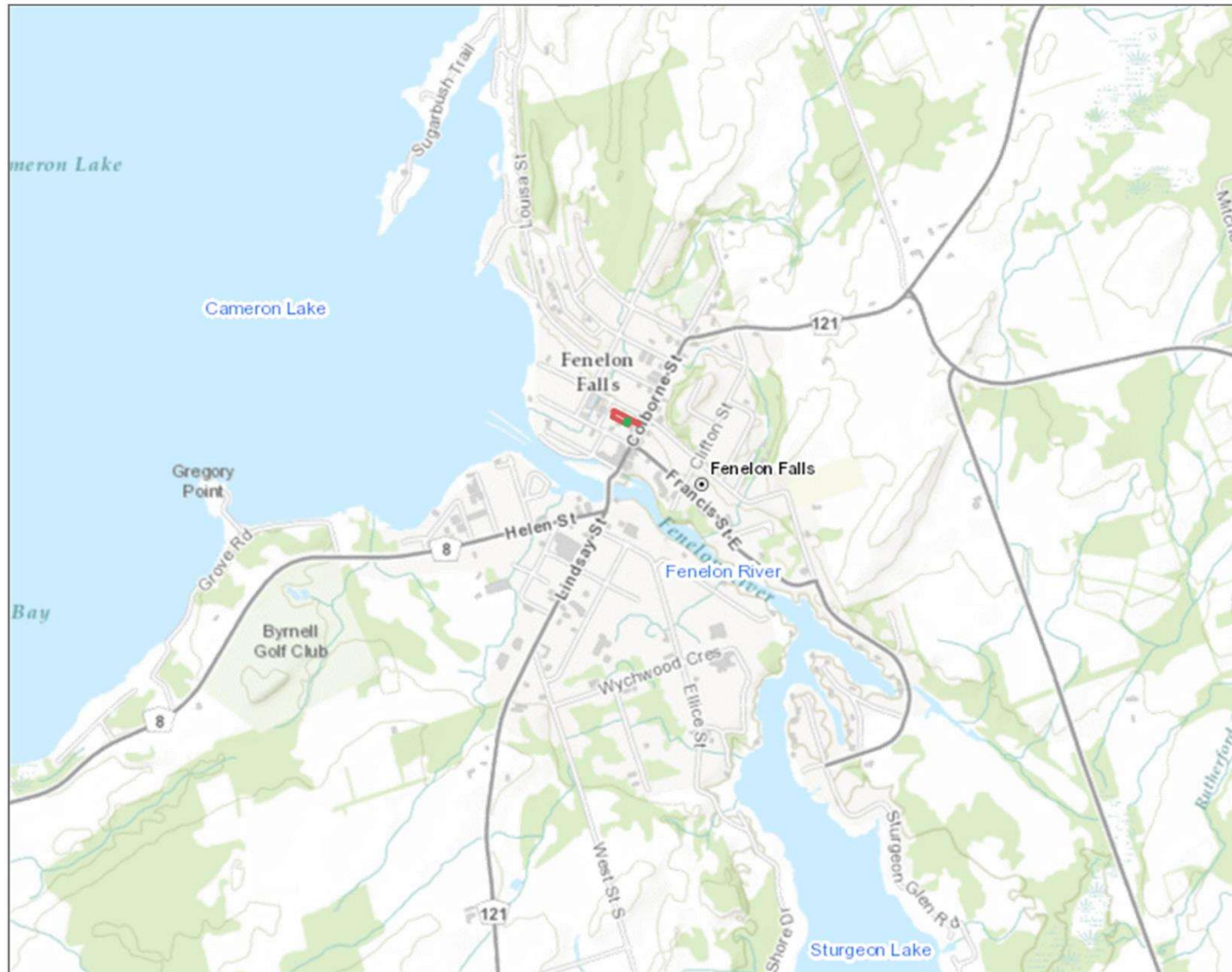
**J.D. BARNES LIMITED GIS**  
LAND INFORMATION SPECIALISTS  
140 RIVERVIEW DRIVE, SUITE 100, MARKHAM, ON L3R 8B1  
T: (905) 477-3600 F: (905) 477-3882 www.jdbarnes.com

DRAWN BY: DB	CHECKED BY: AM	REFERENCE NO.: 15-12-298-23
FILE: S:\15-12-298\23 6 Francis St W\Drawing\15-12-298-23 R-Plan.dwg		DATE: 2020-07-28
PLOTTER: 07/28/20		



## Easement Request - Enbridge

## Appendix B to Report RS2020-020



### Legend

- ☐ Upper Municipalities
- ☐ Lower Tier Municipalities
- ☒ Populated Places
- Water Labels

### Notes

Green easement request  
Red CKL property

1.83

Kilometers

WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
© City Of Kawartha Lakes



This map is a user generated static map output and is for reference only. All data, layers and text that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP MAY NOT BE USED FOR COMMERCIAL OR LEGAL PURPOSES



## Easement Request - Enbridge

## Appendix C to Report RS2020-020



### Legend

- ☐ Property Roll Number
- ☐ Upper Municipalities
- ☐ Lower Tier Municipalities

### Notes

Green easement request  
Red CKL property

0.11

Kilometers

WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
© City Of Kawartha Lakes



This map is a user generated static map output and is for reference only. All data, layers and text that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP MAY NOT BE USED FOR COMMERCIAL OR LEGAL PURPOSES

## AGREEMENT TO GRANT AN EASEMENT

Between:

### THE CORPORATION OF THE CITY OF KAWARTHA LAKES

(herein called the "Grantor")

offers to grant an easement to

### ENBRIDGE GAS INC.

(herein called the "Grantee")

**REAL PROPERTY:** Legally described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099) (the "Lands").

**PRICE:** The Grantee agrees to compensate the Grantor in the amount of Eight Thousand, Five Hundred Dollars (CDN \$8,500.00).

**ADDITIONAL COSTS:** The Grantee agrees to reimburse the Grantor for all reasonable legal costs upon receiving a receipt from the solicitor (the "Additional Costs").

**TERM:** The Grantor acknowledges that the easement allows for the Grantee to be able to perform operation, repair and maintenance of a gas pipeline (the "Easement"). The Easement shall commence as of the date of the execution by the Grantor. More specific terms shall be set out in Schedule "A" attached to this agreement (the "Agreement"). These terms shall be attached to the easement documents registered on title.

**BALANCE:** The Grantor agrees to pay the balance of and Price the Additional Costs, by bank draft or certified cheque, to the Grantor's solicitor in trust on closing, subject to the usual adjustments.

### FURTHER CLAUSES AND CONDITIONS:

1. **COMPLETION DATE:** This Agreement shall be completed and registered on title by no later than 5:00 p.m. on or before the **30th day** following the execution of both the Grantor and Grantee of this Agreement. If the 30th day is not a business day, it shall be the next business day and if said not that day then mutually agreed upon by both the Grantor and Grantee.
2. **HST:** If this transaction is subject to Harmonized Sales Tax (H.S.T.), then such tax shall be in addition to the Price. If this transaction is not subject to H.S.T., the Grantor agrees to certify on or before closing that the transaction is not subject to H.S.T.
3. **TITLE:** Provided that the title to the property is good and free from all registered restrictions, charges, liens, and encumbrances except as otherwise specifically provided in this Agreement and save and except for (a) any registered restrictions or covenants that run with the land providing that such are complied with; (b) any registered municipal agreements and registered agreements with publicly regulated utilities providing such have been complied with, or security has been posted to ensure compliance and completion, as evidenced by a letter from the relevant municipality or regulated utility; (c) any minor easements for the supply of domestic utility or telephone services to the property or adjacent properties; and (d) any easements for drainage, storm or sanitary sewers, public utility lines, telephone lines,

cable television lines or other services which do not materially affect the present use of the property.

4. **CLOSING ARRANGEMENTS:** Where each of the Grantee and the Grantor retain a lawyer to complete the Agreement to enter into an Easement and where in the transaction will be completed by electronic registration pursuant to Part III of the *Land Registration Reform Act*, R.S.O. 1990, Chapter L4 and the *Electronic Registration Act* S.O. 1991, Chapter 44, and any amendments thereto, the Grantee and the Grantor acknowledge and agree that the exchange of closing funds, non-registrable documents and other items (the "Requisite Deliveries") and the release thereof to the Grantee and the Grantor will (a) not occur at the same time as the registration of the transfer/deed (and any other documents intended to be registered in connection with the completion of this transaction) and (b) be subject to conditions whereby the lawyer(s) receiving any of the Requisite Deliveries will be required to hold same in trust and not release same except in accordance with the terms of a document registration agreement between the said lawyers. The Grantee and Grantor irrevocably instruct the said lawyers to be bound by the document registration agreement, which is recommended from time to time by the Law Society of Upper Canada. Unless otherwise agreed to by the lawyers, such exchange of the Requisite Deliveries will occur in the applicable Land Titles Office or such other location by both lawyers.
5. **INDEMNIFICATION:** The Grantee will indemnify the Grantor for any third-party claims relating to the Grantor's work or encumbrance on the Lands. The Grantee will indemnify the Grantor for any spill originating from its pipeline. The Gas Company shall at all times, indemnify and save harmless the Corporation from and against all claims, including costs related thereto, for all damages or injuries including death to any person or persons and for damage to any property, arising out of the Gas Company operating, constructing and maintaining its gas system for the carriage of gas owned by others. Provided that the Gas Company shall not be required to indemnify or save harmless the Corporation from and against claims, including costs related thereto, which it may incur by reason of damages or injuries including death to any person or persons and damage to any property, resulting from the negligence or wrongful act of the Corporation, its servants, agents or employees.
6. **TIME LIMITS:** Time shall in all respects be of the essence hereof provided that the time for doing or completing any matter provided for herein may be extended or abridged by an agreement in writing signed by Grantee and Grantor or by their respective lawyers who may be specifically authorized in that regard.
7. **TENDER:** Any tender documents or money hereunder may be made upon Grantee or Grantor or their respective lawyers on the day set for completion. Money may be tendered by bank draft or cheque certified by a Chartered Bank, Trust Company, Province of Ontario Savings Office, Credit Union or Caisse Populaire.
8. **AGREEMENT IN WRITING:** If there is conflict between any provision written or typed in this Agreement (including any Schedule attached hereto) and any provision in the printed portion hereof, the written or typed provision shall supersede the printed provision to the extent of such conflict. This Agreement including any Schedule attached hereto, shall constitute the entire Agreement between the Grantor and the Grantee. There is no representation, warranty, collateral agreement or condition, which affects this Agreement other than as

expressed herein. This Agreement shall be read with all changes of gender or number required by context.

9. **SUCCESSORS AND ASSIGNS:** The heirs, executors, administrators, successors and assigns of the undersigned are bound by the terms herein.
10. **LEGAL ADVICE:** The Grantor and Grantee acknowledge that they have either received or waived the benefit of their own independent legal advice with respect to the execution of this Agreement.
11. **PUBLIC DOCUMENT:** The Grantee acknowledges that this Agreement is a public document, and consents to its disclosure pursuant to the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c. M.56.

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_,  
2020.

**THE CORPORATION OF THE CITY OF  
KAWARTHA LAKES**

Per: \_\_\_\_\_

Name: Andy Letham

Title: Mayor

Per: \_\_\_\_\_

Name: Cathie Ritchie

Title: Clerk

We have authority to bind the Corporation pursuant  
to By-Law \_\_\_\_\_

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_,  
2020.

**ENBRIDGE GAS DISTRIBUTION INC.**

Per: \_\_\_\_\_

Name: Anissa Trenholm

Title: Supervisor, Right of Way

Per: \_\_\_\_\_

Name: Chuck Reaney

Title: Right of Way Advisor

I/We have the authorization to bind the Corporation.



## SCHEDULE 'A'

### ADDITIONAL COVENANTS

The Grantor hereby grants, transfers and conveys unto the Grantee the free, uninterrupted and unobstructed right and easement to install, operate, repair and maintain, and remove the gas pipeline together with any and all appurtenances thereto as may be required from time to time on, in, across, under and through the Lands. More specifically, the pipeline will be contained within Parts 4, 5 and 6 on 57R-10822 and the laterals will extend from the pipeline and to the property lines on the Lands;

TOGETHER WITH the right of the Grantee and its servants, agents, contractors and workmen with all necessary materials, equipment, machinery and vehicles to enter upon the Lands at all times and to pass and re-pass thereon for the purposes of installing, constructing, reconstructing, examining, altering, maintaining, repairing, renewing or replacing the said gas pipeline or any part thereof.

TO HAVE AND TO HOLD the said easement or right in the nature of an easement for the Grantee's sole use forever, **unless terminated by the Grantor on 730 days advance written notice in the event that the Grantor wishes to sell or build upon the Lands and cannot do so without interference with the Easement. In this event, the Grantor is required to provide suitable alternative access through a road allowance and is required to pay for the Grantee's relocation costs. In the event that the Grantor wishes to build upon the Lands and is able to do so without interfering with the Easement, but the Grantor is subjected to additional costs as a result of the Easement, then the Grantor is entitled to invoice the Grantee for the additional costs and the Grantee is required to pay same.**

AND the Grantor covenants with the Grantee:

- a) To keep the Lands free and clear of any buildings, structures or obstructions;
- b) Not to deposit on or remove any fill from the Lands, and
- c) Not to do or suffer to be done any other thing which may or might injure or damage any of the works of the Grantee herein.

AND the Grantor covenants with the Grantee that it has the right to convey the said rights and easement to the Grantee, notwithstanding any act of the Grantor.

AND the Grantee shall have quiet possession of the said rights and easement, free from all encumbrances excepting those noted on title, being third party interests in the property as a right of way. **Grantee covenants with the Grantor to do its repair, maintenance and removal work so as not to restrict third party access and to minimize interruption to the Grantor's use of the Lands as a parking lot.**

AND the Grantor and Grantee each covenant to the other that it will execute such further assurances of the said rights and easement as may be required.

AND the Grantee covenants and agrees with the Grantor that it will remove the gas service and fill in all excavations and restore the Lands and premises to the condition existing prior to any entry thereon at the time that the gas service is abandoned.

AND the Grantee covenants with the Grantor:

- a) All work shall strictly conform to the design drawings provided to and accepted by the Grantor as of and following the date of the Easement, and kept on file with the Grantor;

- b) The pipeline shall be contained within the easement, but the laterals will be contained outside the easement within the Lands. Should, during the construction, the Grantee necessarily need to make slight modifications to the location of the pipeline due to unforeseen circumstances such as drainage/ sewer pipe placement, catch basins, large underground rocks, the Grantee will submit revised easement drawings to the Grantor and the location of the easement will be amended by amendment to this agreement and registration of the amended document on title to the Lands. As built drawings showing the location of the laterals will be provided to the Engineering Department;
- c) The tie-in pit(s) shall be backfilled with Granular A, compacted to 98% Standard Proctor Density meeting the OPSS 1010 specifications;
- d) The asphalt shall be restored with 60mm of HL4, with the work and material meeting the OPSS 1150 and OPSS 310 specifications;
- e) The tie-in pit and any pits for services shall be restored with a single continuous asphalt patch (1 asphalt patch covering all pits), which is rectangular or square in shape;
- f) The joints in the asphalt between the existing surface and the asphalt patch shall be routed and sealed following the OPSS 341 and OPSS 1212 specifications;
- g) As built drawings shall be submitted to Ontario One Call and to the Engineering Department of the Grantor following completion of the work;
- h) The materials used for restoration along with the workmanship shall be warrantied for a minimum of 12 months;
- i) The Grantee will provide the Engineering Department of the Grantor with notice and obtain approval in accordance with paragraphs 5(a)-(j) of By-law 2005-104 prior to commencing work on the Lands in non-emergency situations. In the event of an emergency, the Grantee shall proceed with the work required to deal with the emergency and will use its best efforts to provide the Engineering Department of the Grantor with immediate notice of the location and the nature of the emergency and the work being done and, if it deems appropriate, notify the police force, fire, or other emergency services having jurisdiction. The Grantee shall provide the Engineering Department of the Grantor with at least one 24-hour emergency contact for the Grantee and shall ensure the contacts are current; and
- j) All work and any damages to the parking lot or other infrastructure shall be restored to the satisfaction of the Grantor.

Upon Termination of this Agreement, the Grantee will consent to the Grantor deleting the Agreement from title to the Lands. This obligation survives the termination of the Agreement, as does the Grantee's obligation to remove its encumbrances and restore the Lands, and its indemnification of the Grantor with respect to third party claims, actions or damages arising out of the Grantee's actions, or the actions of its agents.

IT IS UNDERSTOOD and agreed that the burden of this easement and of all the covenants herein contained shall run with the Lands and that this easement and all the covenants herein contained shall be binding upon and ensure to the benefit of the parties hereto and their respective heirs, executors, administrators, successors and assigns.

# **The Corporation of the City of Kawartha Lakes**

## **Council Report**

**Report Number PUR2020-018**

---

**Meeting Date:** September 15, 2020

**Title:** **Single Source**

**Description:** **Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant Upgrade and Expansion – Phase 1**

**Ward Number:** Ward 5

**Author and Title:** Linda Lee, Buyer  
Nafiur Rahman, Senior Engineering Tech.

---

### **Recommendation(s):**

**That** Report PUR2020-018, **Single Source –Construction Management and SCADA Integration Services for the Lindsay Water Pollution Control Plant (WPCP) Upgrade and Expansion**, be received;

**That** Council authorize the single source purchase to CIMA Canada Inc. of Bowmanville, for the Construction Management of the upgrade and expansion at the Lindsay Water Pollution Control Plant for the total amount of \$997,800.00 not including HST;

**That** Council authorize the single source purchase to WSP Canada Inc. for the SCADA Integration Services for the Lindsay Water Pollution Control Plant upgrades for the total amount of \$72,850.00 not including HST;

**That** the Mayor and Clerk be authorized to sign the agreement;

**That** the Procurement Division be authorized to issue a purchase order.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## **Background:**

Following the completion of a Municipal Class Environmental Assessment (EA) study completed in 2015, the City of Kawartha Lakes hired the consulting firm CIMA Canada Inc. to carry out the detailed design for the Phase-1 upgrades to the Lindsay Water Pollution Control Plant (WPCP). These upgrades are to address the existing operational issues and increase the rated capacity from 21,500 m<sup>3</sup>/day to 24,500 m<sup>3</sup>/day as per recommendation in the EA study.

The City received an Order from the Province, for repeated exceedance of the MECP (Municipal of the Environment, Conservation and Parks) compliance limit for low TAN (Total Ammonia Nitrogen) levels in the effluent for the Lindsay WPCP. The City requested a further review and the MECP stayed the order and allowed additional time to complete the required upgrades and meet effective and compliant effluent criteria for the WPCP.

CIMA was awarded the design of the upgrades in 2018 through the following Council Resolution:

**That** Report PUR2018-030, **2018-57-CP Engineering and Design Services for Lindsay WPCP Upgrades – Phase 1**, be received;

**That** CIMA Canada Inc., of Bowmanville, be awarded 2018-57-CP Engineering and Design Services for Lindsay WPCP Upgrades – Phase 1, as the highest scoring Proponent;

**That** subject to receipt of the required documents, the Mayor and Clerk be authorized to execute the agreements to award the contract; and

**That** the Purchasing Division be authorized to issue a Purchase Order.

**CR2018-434**

Five companies were pre-qualified through a competitive process to bid on the construction. RFQ 2020-44-CQ Lindsay WPCP Phase 1 Upgrade and Expansion closed on September 2, 2020 with the following results:

<b>Company</b>	<b>Amount Quoted</b>
Bennett Mechanical Installations (2001) Ltd.	\$18,107,000.00
Kenaidan Contracting Ltd.	\$19,901,300.00
Peak Construction Group Ltd	\$21,433,900.00
Graham Construction and Engineering	\$22,307,625.00



## **Rationale:**

CIMA Canada Inc. is responsible for the preliminary design, detailed design and quotation ready specifications. They are very familiar with the project details and the site, and given the size and complexity of this project it would be beneficial for the City to minimize the risk and additional costs by engaging CIMA to further manage the construction of the treatment plant upgrades. Staff requested CIMA to provide a fee proposal to undertake construction management of the project, which is attached as Appendix A.

Staff recommend that Council authorize the single source purchase to CIMA Canada Inc. for the Construction Management of the upgrade and expansion of the Lindsay Water Pollution Control Plant at a total cost of \$997,800.00 not including HST. Based on the pricing submitted above, CIMA's proposed fees for the provision of services during construction represents less than 6% which is within the typical industry range for specialized projects of this nature.

WSP Canada Inc. is a preferred system integrator for the City and is familiar with the Lindsay Water Pollution Control Plant. They provide the system integration services for the city-wide water and wastewater facilities. Staff requested WSP to provide a fee proposal to undertake the integration services of the project which is attached as Appendix B.

Staff recommend that Council authorize the single source purchase to WSP Canada Inc. for the SCADA integration services at the Lindsay Water Pollution Control Plant at a cost of \$72,850.00 not including HST.

## **Other Alternatives Considered:**

No other alternatives are being considered as the City's Purchasing Policy allows for a single source to ensure standardization and compatibility with existing services.

### Financial/Operation Impacts:

<b>Project 998200201</b>	<b>Project Budget</b>	<b>Other Committed Funds *see below</b>	<b>Project Balance</b>	<b>Purchase Amount (excl. HST)</b>	<b>Contingency</b>	<b>HST Payable</b>	<b>Total Amount</b>	<b>Project Balance</b>
CIMA Canada Inc	\$22,400,000	\$200,000	\$22,200,000	\$997,800	\$149,670	\$20,196	\$1,167,666	\$1,600,101
WSP Canada Inc				\$72,850	\$10,928	\$4,475	\$85,252	
Bennet Mechanical Installations				\$18,107,000	\$907,350	\$334,631	\$19,346,981	
<b>Totals</b>	<b>\$22,400,000</b>	<b>\$200,000</b>	<b>\$22,200,000</b>	<b>\$19,177,650</b>	<b>\$1,065,948</b>	<b>\$356,301</b>	<b>\$20,599,899</b>	<b>\$1,600,101</b>

Other committed funds include staff time.

Water and wastewater capital projects do not close with a surplus, only the amount required is funded based on costs incurred. Therefore, these projects will close with a zero balance in the capital close report.

Upon completion of the work, any remaining surplus or deficit will be dealt with through the Capital close report presented to Council by the Treasure Department in accordance with the Capital Close Policy.

## **Relationship of Recommendation(s) To The 2020-2023 Strategic Plan:**

The recommendations set out in this Report conserve our resources for actions that would support the following priorities in the Strategic Plan, being:

- A Vibrant and Growing Economy
- An Exceptional Quality of Life
- A Healthy Environment

## **Consultations:**

Junior Accountant

## **Attachments:**

Appendix A – CIMA Canada Inc. fee proposal

Appendix B – WSP Canada Inc. fee proposal



Appendix A - CIMA  
fee proposal



Appendix B - WSP fee  
proposal

**Department Head E-Mail: [jrojas@kawarthalakes.ca](mailto:jrojas@kawarthalakes.ca)**

**Department Head: Juan Rojas, Director of Engineering and Corporate**

**Assets**



August 27, 2020

City of Kawartha Lakes  
Public Works Department  
Engineering & Corporate Assets  
12 Peel St., Lindsay, ON  
K9V 3L8

**Attention: Mr. Nafiur Rahman, P.Eng., PMP**

**RE: LINDSAY WATER POLLUTION CONTROL PLANT (WPCP) UPGRADE AND  
EXPANSION – PHASE 1 – CONSTRUCTION ADMINISTRATION SERVICES**

Dear Mr. Rahman:

CIMA Canada Inc. (CIMA+) is pleased to submit our proposal to the City of Kawartha Lakes (City) for the provision of construction administration services for the Phase 1 Upgrade and Expansion of the Lindsay Water Pollution Control Plant (WPCP).

The project will address numerous operational deficiencies and increase the rated capacity of the Lindsay WPCP to 24,500 m<sup>3</sup>/d and primarily involve the following major work components:

- Upgrades to the headworks process and building including replacement of the existing mechanical screen, installation of inlet channel covers and reconfiguration of the overflow control system to the equalization lagoons.
- Upgrades to the existing secondary clarification process including replacement of waste-activated-sludge (WAS) and return-activated-sludge (RAS) pumping systems including replacement of process piping in the basement of the headworks building complete with provision of magnetic flowmeters and valving for enhanced control of sludge removal from the existing clarifiers.
- Construction of two (2) cast-in-place concrete two (2) pass extended aeration tanks (each ±31 m x ±71 m x ±6.5 m side water depth) to replace the existing aerated lagoon, with inlet distribution box, inlet channel, inlet gates, outlet weirs, outlet gates, outlet channel, submersible mixers, air supply piping (from blower building) and in-tank air diffusion systems.
- Construction of a new aeration process blower building complete with three (3) 300 HP blowers with provisions for a fourth blower in the future including building mechanical systems.



- Provision of flow monitoring downstream of the headworks including a 750 mm magnetic flowmeter and isolation valves, housed in an underground concrete structure.
- Miscellaneous site works including construction of intermediate berms within existing Lagoon #3, removal of waste sludge from the southern portion of Lagoon #3, underground piping connections between treatment processes (headworks / aeration tanks / secondary clarifiers / tertiary treatment), backfilling, site grading and restoration.

Our proposal is based on providing full-time inspection over an anticipated 24-month construction period (22 months to substantial performance plus 2 months to total completion).

It is noted that the provisional Construction Administration requirements outlined in the City's April 2018 Request for Proposal (RFP) and CIMA's May 2018 proposal were based on the somewhat conceptual upgrading strategy and capital cost estimate of approximately \$10 Million as identified in the City's Municipal Class Environmental Assessment (Class EA) – Environmental Study Report (ESR) for expansion of the Lindsay WPCP, which we understand was initiated in 2006 and subsequently filed in 2015.

At this time, the capital cost estimate to implement the project is approximately \$19 Million to satisfy the current Ministry of Environment, Conservation and Parks (MECP), Ontario Clean Water Agency (OCWA) and City design and regulatory requirements.

As you are aware, in addition to a later construction start and extended construction duration, now extending into 2022, implementation of the now fully developed (tender ready) design involves sludge removal from the existing lagoon(s) and construction of concrete aeration tankage inside the existing lagoon, including critical phasing/staging/sequencing requirements, which is much more complex in nature than the conceptual strategy outlined in the Class EA ESR. As such the project is considered to require significantly more effort from a construction coordination, inspection and administration perspective.

## **1.1 SCOPE OF SERVICES DURING CONSTRUCTION**

Based on the current (tender ready) design, CIMA+'s proposed scope of services during construction of the Lindsay WPCP Phase 1 Upgrade and Expansion includes the following:

- Overall project management and coordination including consultation with MECP as well as the City's project manager, building department, operating authority and system integrator.
- Provide agendas, attend, chair and prepare minutes for meetings including pre-construction meeting, progress meetings (maximum 24) and pre-commissioning meeting.
- Review contractor payment requests and prepare payments certificates for City PM authorization and payment including monthly progress payments, holdback release payment and maintenance security release payment.



- Review contractor requests for and prepare substantial performance and total performance certificates.
- Log and review contractor shop drawing submissions including technical reviews by relevant design discipline leads (civil, process, structural, architectural, mechanical and electrical).
- Full-time site inspection services based on a 24-month construction period (22 months to substantial performance plus 2 months to total completion).
- Review and respond to contractor RFI's and claim's and issue site instructions, request for quotations and change orders as required.
- Review of contractor's schedule, procedures, sequence of works, phasing/staging plan, and testing/commissioning plan.
- Development and tracking of uncompleted work and deficiency list.
- Site reviews by discipline design Engineers (Engineers of Record) including civil, process, structural, architectural, mechanical and electrical.
- Review of contractor supplied equipment manuals, prepare operations training plan and update WPCP operations manual(s).
- Prepare as-built drawings and record information package.
- Assistance during warranty period including site visits and final warranty inspection and review meeting.
- Coordination of materials testing (sub-grade inspection, analysis of fill and granular backfill materials, compaction testing, testing of potentially contaminated soils, berm inspection/monitoring and concrete testing) and review of results with the relevant design disciplines and the City PM.
- Additional Permit to Take Water monitoring if required by the MECP included as a provisional allowance

The project management team during the construction phase will consist of Mina Yousif, M.Eng., P.Eng. and Brian Draper acting as the overall project manager and assistant project manager.

Given the complexity and duration of the Lindsay WPCP upgrade and expansion project, CIMA proposes to utilize a local senior inspector with over 20 years of experience having experience with the new Construction Act and experience managing numerous complex construction projects of this nature having construction costs in excess of \$20 million. Our senior inspection will assist the project management team with contract administration duties while providing primary site inspection with part-time assistance from junior inspectors on an as needed basis when multiple contractor crews are working on-site concurrently.

## **1.2 FEES FOR SERVICES DURING CONSTRUCTION**

CIMA's proposed fees for the provisions of services during construction of the Lindsay WPCP Phase 1 Upgrade and Expansion is **\$997,800** (excluding HST).



Further breakdown of the fees, which includes a \$90,000 allowance for materials testing and specialty inspections and \$20,000 allowance for PTTW monitoring is provided in the attached time-task matrix.

It is noted that CIMA+'s proposed fees for the provision of services during construction (including the recommended \$110,000 allowances) represent  $\pm 5\%$  of the current construction cost estimate of \$19 Million, which is within the typical industry range for specialized projects of this nature.

In comparison to other recent projects of this nature undertaken by the City, it is our understanding that Construction Administration and Inspection Services for the Rivera Park Sewage Pumping Station (completed in 2018) were  $>6\%$  of the construction (tender) value.

CIMA+ is fully committed to the success of this important City infrastructure project and continuing to support the project as needed. Should you have any questions or concerns, please do not hesitate to contact the undersigned.

Sincerely,

**CIMA Canada Inc.**

A handwritten signature in blue ink, appearing to read 'T. Briggs', is positioned above the typed name.

Troy Briggs, M.Eng., P.Eng.  
Partner, Director of Wastewater  
[Troy.Briggs@cima.ca](mailto:Troy.Briggs@cima.ca)

A handwritten signature in blue ink, appearing to read 'Mina Yousif', is positioned above the typed name.

Mina Yousif, P.Eng.  
Project Manager  
[Mina.Yousif@cima.ca](mailto:Mina.Yousif@cima.ca)

Encl.

cc: Corby Purdy, City of Kawartha Lakes

Name	Role on Project	Task Total	Disbursements	Total Fees Including Subconsultants	Total CIMA Time Commitment	Project Manager	Assistant PM & CA	Process Engineer	Civil Engineer	Structural Engineer	Architectural Designer	Electrical Engineer	I&C / SCADA Designer	HVAC Design	Hydrogeologist	Senior Site Inspector and Contract Administrator	Junior Construction Inspector	Engineering Support	CAD Support	Admin. Support
		\$	\$	\$	hours	\$160.00	\$115.00	\$155.00	\$155.00	\$130.00	\$130.00	\$135.00	\$100.00	\$135.00	\$155.00	\$120.00	\$95.00	\$95.00	\$95.00	\$60.00
		\$	\$	\$	hours	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA	CIMA
<b>G. Construction Phase</b>																				
	Pre-Construction Meeting	\$	\$	\$	7128															
	Project Meetings (Assume 24)	\$		\$	18	6														
	Monthly Progress Payment Certificates (Assume 24)	\$		\$	240	120														
	Release of Holdback Payment Certificate	\$		\$	48	24		6												
	Release of Maintenance Security Payment Certificate	\$		\$	76	16		60												
	Substantial Completion Certificate/Documentation	\$		\$	3	1		2												
	Respond to RFIs and Issue Change Orders	\$		\$	3	1		2												
	Shop Drawings - General & Civil Reviews	\$		\$	3	1		2												
	Shop Drawings - Process Reviews	\$		\$	3	1		2												
	Shop Drawings - Structural Reviews	\$		\$	338	36		40		100	10	20	24	8					12	8
	Shop Drawings - Mechanical Reviews	\$		\$	150	10		40												80
	Shop Drawings - Electrical & Control Reviews	\$		\$	96															
	Shop Drawings - Building Mechanical Reviews	\$		\$	80					240										
	Shop Drawings - Electrical & Control Reviews	\$		\$	20						16									
	Shop Drawings - Building Mechanical Reviews	\$		\$	16							80								
	Full-Time Inspection Services (96 weeks @ 45 hrs/week) to Substantial Completion	\$		\$	4320															
	Prestart Site Reviews (Assume 2) - Covered by PM	\$		\$	24	24														
	Structural Site Reviews (Assume 12)	\$		\$	60					60										
	Architectural Site Review (Assume 2)	\$		\$	10						10									
	Electrical & Controls Site Reviews (Assume 4)	\$		\$	20							10								
	Mechanical Site Reviews (Assume 2)	\$		\$	8															
	Coordination of Materials Testing	\$		\$	26	2		24												
	Review Contractors Testing & Commissioning Plans	\$		\$	26	2		4												
	Review Contractors Testing & Commissioning Plans (2)	\$		\$	40	2		8												
	Attend Factory Acceptance Testing (Assume 5 Days)	\$		\$	40								8							
	Testing/Commissioning Training (Assume 5 Days)	\$		\$	46								16							
	Operations Training Manual	\$		\$	46															
	Review Contractors Equipment Manuals	\$		\$	29	2		12											20	
	Update Existing Facility Operations Manual	\$		\$	26	6							8						20	
	Deficiency List (Develop & Track)	\$		\$	96	6		6											60	
	As-Built Drawings & Record Information Package	\$		\$	6															
	Site Visits During Warranty Period (Assume 4)	\$		\$	92															
	Final Warranty Inspection	\$		\$	24															
	Overall Project Management & Coordination	\$		\$	24															
	Services During Construction Phase (CIMA) - Subtotal	\$	\$	\$	410	110		80		400	36	110	66	60	0	4765	100	155	92	220
	PTTW Monitoring (Provisional)	\$	\$	\$	7128	324		450		40										308
	Materials Testing Allowances	\$	\$	\$																
	Total Services During Construction Phase (excluding HST)	\$	\$	\$																



## QUOTATION

**TO:** Nafiur Rahman – Engineering & Corporate Assets, City of Kawartha Lakes

**SENDER#:** Michael Snider, SCADA technologist, WSP

**SUBJECT:** Lindsay WWTP aeration / inlet upgrades

**QUOTATION #:** WSPQ20200609\_1R1

**DATE:** June 9, 2020

**VALID FOR:** 60 Days

**TAXES:** HST Extra

**TERMS:** Net 60 Days

**E-Mail:** nrahman@kawarthalakes.ca

---

WSP is pleased to provide this quotation for system integration services for the Lindsay WWTP facility upgrade in accordance with CIMA project C-240268 Phase 1 specification section 13100 – 1.5. The following includes a price breakdown by significant project sections.

**Item A) Engineering support, documentation & Meetings:**

- Attend integrator meetings,
- Assistance with CSS FAT and CSS submittal review,
- Narrative and SCADA documentation updates

**Item B) Technical services – Inlet building and RAS/WAS modifications:**

- Technical services for system integration of:
  - o Inlet building screen hardware replacement,
  - o Inlet building new instrumentation,
  - o RAS WAS system instrumentation and process modifications
- Onsite system commissioning and testing

**Item C) Technical services – New aeration building:**

- Technical services for system integration of:
  - o New aeration building / blowers control system,
  - o Network upgrades,
- Onsite system commissioning and testing

**Item D) Training:**

- Operator training – two sessions provided



#### **Pricing**

**Item A Price - \$21,844.00**

**Item B Price - \$16,082.00**

**Item C Price - \$31,416.00**

**Item D Price - \$3,468.00**

**Total Price (Items A-F) Price - \$72,850.00**

Pricing does not included taxes.

All pricing includes travel and accommodation costing.

The above quotation is subject to WSP's standard Terms and Conditions.

Sincerely yours,  
Michael Snider  
I&C/SCADA



## Council Report

Report Number PUR2020-024

---

**Meeting Date:** September 15, 2020

**Title:** Summary of Delegated Purchasing authority for the period March 19, 2020 to September 15, 2020

**Description:** Delegated Purchasing Report

**Author and Title:** Launa Macey, Supervisor of Procurement

---

### Recommendation(s):

**That Report PUR2020-024, Summary of the Delegated Purchasing Authority for the period March 19, 2020 to September 1, 2020**, be received for information purposes;

**That** the following transfer completed under the Delegated Purchasing Authority as per PUR2020-016 (2020-27-CP) Consulting Services for Facility Master Plan for the Kawartha Lakes Police Service be endorsed:

- **That** \$50,000 from the Kawartha Lakes Police Services operating budget be allocated to the KLPS Police Contingency Reserve;
- **That** \$50,000 be released from the KLPS Police Contingency Reserve and put into the Community Services budget for 953190107 Facility Master Plan; and
- **That** any unused funds be transferred back to the KLPS Police Contingency Reserve;

**Department Head:** \_\_\_\_\_

**Financial/Legal/HR/Other:** \_\_\_\_\_

**Chief Administrative Officer:** \_\_\_\_\_

**That** the following transfer completed under the Delegated Purchasing Authority as per PUR2020-025 (2020-55-CQ) Renovations to Forbert Memorial Pool, Bobcaygeon be endorsed:

- **That** \$75,022 from the Capital Contingency Reserve be allocated to the Community Services budget for 950200301 – Forbert Memorial Pool; and
- **That** any unused funds be transferred back to the Capital Contingency Reserve.

## **Background:**

At the Council meeting of Thursday, March 19<sup>th</sup>, 2020, Council adopted the following Resolution:

### **13.1.10 By-law 2020-033**

A By-law to Delegate Authority for Decisions to the Chief Administrative Officer in the City of Kawartha Lakes

#### **CR2020-093**

**Moved By** Councillor Richardson

**Seconded By** Councillor Veale

**That** a By-law to Delegate Authority for Decisions to the Chief Administrative Officer in the City of Kawartha Lakes, be read a first, second and third time, passed, numbered, signed and the corporate seal attached.

**Carried**

This report will show all delegated purchasing authority approvals for the period March 19, 2020 to September 15, 2020.

## **Rationale:**

See the attached Excel spreadsheet showing detailed information on all reports approved through delegated purchasing authority.

## **Other Alternatives Considered:**

No other alternative was considered since the procurement method determined the best value and the process is compliant to the purchasing policy.

## **Financial/Operation Impacts:**

The attached Excel spreadsheet shows the financials for each project.

## **Attachment**



PUR2020-024  
Delegated Authority

**Consultations:**

Junior Accountant  
Engineering and Assets  
Public Works  
Community Services

**Attachments:**

Delegated Authority Spreadsheet.

**Department Head E-Mail:** [jstover@kawarthalakes.ca](mailto:jstover@kawarthalakes.ca)

**Department Head:** Jennifer Stover, Corporate Service Director

Delegated Authority Reports between March 19, 2020 and September 15, 2020													
Account Number	Bid #	Project Description	Department	PUR Report	Project Balance at Time of Award	Awarded Amount (Excluding HST)	Contingency	Payable HST	Total Cost	Remaining Project Balance	Awarded To	Contact Term	Optional Renewals
994200201	2020-05-CP	Supply and Delivery of One New Backhoe/Loader	Public Works	PUR2020-022	\$ 160,000.00	\$ 156,385.00	\$ -	\$ 2,752.00	\$ 159,137.00	\$ 863.00	Brant Tractor Ltd.	Upon Delivery	N/A
Operating	2020-24-OQ	Supply, Delivery and Application of Calcium Chloride	Public Works	PUR2020-012	Operating	\$1,188,300 (CAO only approved initial term)	\$ -	\$ 20,912.00	\$ 20,912.00	Operating	Morris Chemical	31-Mar-21	4, 1 year renewals (must go back to Council for approval of optional renewals)
953190107	2020-27-CP	Consulting Services for Facility master Planning - Study for City of Kawartha Lakes Police Services Operations	Community Services	PUR2020-016	\$ 95,000.00	\$ 69,580.00	\$ -	\$ 1,225.00	\$ 70,805.00	\$ 24,195.00	The Ventin Group	Upon Completion	N/A
983200701 983200702	2020-40-CQ	Life Cycle Management - Asphalt Overlay	Engineering	PUR2020-015	\$ 690,601.00	\$ 589,525.00	\$ 58,953.00	\$ 11,414.00	\$ 659,892.00	\$ 30,709.00	Dufferin Construction	Upon Completion	N/A
Operating	2020-45-OQ	Street Sweeping Services	Public Works	PUR2020-013	Operating	\$146,550 (\$439,650 for initial term and renewals)	\$ -	\$2,579 (\$7,737 for initial term and renewals)	\$149,129 (\$447,387 for initial term and renewals)	Operating	A&G The Road Cleaners Ltd.	31-Dec-20	2, 1 year renewals
Operating	2020-47-OQ	Supply and Delivery of regulatory and Warning signs on an "As Required Basis"	Public Works	PUR2020-017	Operating	\$46,063 (\$138,189 for initial term and renewals)	\$ -	\$811 (\$2,433 for initial term and renewals)	\$46,874 (\$140,622 for initial term and renewals)	Operating	Stinson Equipment Limited	31-Dec-20	2, 1 year renewals
994200220 994200221	2020-51-SS	Supply and delivery of Two New Trackless Sidewalk Machines	Public Works	PUR2020-019	\$ 350,000.00	\$ 330,470.00	\$ -	\$ 5,818.00	\$ 336,288.00	\$ 13,712.00	Joe Johnson Equipment Limited	Upon Delivery	N/A
950200301	2020-55-CQ	Renovations to Forbert Memorial Pool, Bobcaygeon	Community Services	PUR2020-025	\$ 278,478.00	\$305,000 + \$18,000 (Contract Admin, Inspection & Testing)	\$ 30,500.00	\$ -	\$ 353,500.00	\$ (75,022.00)	Gerr Construction Inc. (Wilcox Architects for Contract Admin, Inspection & Testing)	Upon Completion	N/A
Operating	2020-66-OQ	Flushing and Video Inspection of Landfill Leachate Collection Systems	Public Works	PUR2020-023	\$ -	\$ 109,000.00	\$ -	\$ 1,919.00	\$ 110,919.00	Operating	Sewer Technologies Inc.	31-Dec-21	N/A

# The Corporation of the City of Kawartha Lakes

## Council Report

Report Number CA2020-002

---

**Meeting Date:** September 15, 2020

**Title:** Gravel Resurfacing Plan for 2021-2030

**Description:** This report recommends an updated Gravel Resurfacing Plan, extending the horizon of the 10-year plan from 2021 to 2030 and enhancing gravel application to maintain the level of service for gravel roads in the presence of increasingly strenuous winters.

**Ward Number:** All Wards

**Author and Title:** Adam Found, Manager of Corporate Assets

---

### Recommendation(s):

**That** Report CA2020-002, **Gravel Resurfacing Plan for 2021-2030**, be received; and

**That** the Gravel Resurfacing Plan 2021-2030, attached as Appendix A to Report CA2020-002, be adopted for the purpose of complementing the 5-Year Roads Capital Plan and informing future capital budgets.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_



## Background:

Through a reorganization that took effect January 1<sup>st</sup>, 2016, the Corporate Assets Division was transferred from the Department of Corporate Services to the newly formed Department of Engineering and Corporate Assets. As a result, the Corporate Assets Division assumed various new responsibilities. One of these is direct capital planning for gravel roads as the 5-Year Roads Capital Plan managed by the Technical Services Division currently meets this need for paved roads only.

Over time, gravel road surfaces weaken and deplete due to weather, traffic and winter maintenance operations. As a capital investment in gravel roads, gravel resurfacing involves the application of fresh granular “A” gravel, historically at an average thickness of 10cm, to restore gravel road surfaces. As part of this treatment, the new road surface is compacted, graded, crowned and treated with calcium chloride, and private entrance ways are blended with the elevated road platform as needed.

In 2017, staff recommended and Council approved the City’s first 10-year Gravel Resurfacing Plan (2018-2027). Given the importance of keeping such plans current respecting capital works completed to date and changing road conditions and circumstances, this report presents Council with an updated Gravel Resurfacing Plan (2021-2030) for consideration and approval.

## Rationale:

The proposed Gravel Resurfacing Plan, attached hereto as Appendix A, is based on the following:

1. Level of Service: The plan is designed to achieve an expected lifecycle of 10 years for gravel surfaces through a uniform application of fresh gravel.
2. Efficiency: The plan is designed to minimize capital costs and promote resurfacing continuity and efficiency through strategic grouping of proximate and adjoining road sections where reasonably possible.
3. Maintenance: The plan is based on the assumption that gravel roads receive adequate annual maintenance provided through roads operations programs so as to ensure gravel road surfaces attain their expected lifecycle:
  - a. Calcium chloride: Average application rate of 1.35 L/m<sup>2</sup> per year.
  - b. Grading: 2-4 treatments per year.
  - c. Gravel patching: As needed.
  - d. Ditching and brushing: As needed.
  - e. Culvert replacement: As needed.

4. Capital Program Delivery: The plan is based on continuance of the current method of capital program delivery for gravel resurfacing, which has proven effective in terms of cost and workmanship:
  - a. The supply and placement of fresh gravel and calcium chloride are outsourced.
  - b. All other capital services (e.g. grading, watering etc.) are provided in-house by Roads Operations Division.

Over recent years, keeping the City's gravel roads on a 10-year lifecycle has proven increasingly challenging, primarily because winter seasons, especially winter thaws, have become significantly more strenuous. Under such conditions, staff are finding the effective lifecycle of gravel roads to be around 8 years instead of the target of 10 years. Symptoms of this problem include proliferation of potholes, excessive pooling of rainwater on road surfaces and insufficient surface gravel for the formation of a proper crown atop the road.

In order to maintain the desired level of service for gravel roads, the City can either maintain the application rate at 10cm and reduce the target lifecycle to 8 years, or it can increase the application rate to 12.5cm and maintain the target lifecycle at 10 years. In formulating the updated Gravel Resurfacing Plan, staff took the latter approach so that annual coverage of the City's gravel road inventory remains manageable (i.e. 85 Km per year on average), recognizing that the two approaches equally increase annualized capital costs.

The table below provides a summary of the updated Gravel Resurfacing Plan, attached hereto as Appendix A:

Summary of Gravel Resurfacing Plan 2021-2030			
Year	Length (Km)	Quantity (Tonnes)	Cost (2021\$)
2021	86.84	110,690	1,703,519
2022	85.11	111,630	1,717,986
2023	87.29	113,010	1,739,224
2024	78.73	111,190	1,711,214
2025	85.32	112,880	1,737,223
2026	93.43	120,550	1,855,265
2027	87.12	118,510	1,823,869
2028	89.24	115,620	1,779,392
2029	78.61	111,490	1,715,831
2030	86.75	114,890	1,768,157
<b>Average</b>	<b>85.84</b>	<b>114,046</b>	<b>1,755,168</b>

## **Other Alternatives Considered:**

In formulating the updated Gravel Resurfacing Plan to maintain the expected level of service for gravel roads, staff accounted for various factors such as resurfacing history, road conditions and input provided by Roads Operations Division. Accordingly, the updated Gravel Resurfacing Plan represents the best capital forecast developable by staff at this time. The alternative to the staff recommendation in this report is for Council to refer the Gravel Resurfacing Plan back to staff to be reformulated as may be directed by Council.

## **Financial/Operation Impacts:**

Given increased severity of winter seasons, the City faces a choice regarding gravel resurfacing. One option is to increase the gravel application rate from 10cm to 12.5cm as recommended in this report, in which case annualized capital costs are likewise increased by 25%, from \$1.40M/year to \$1.76M/year on average. The second option is for the City to carry on as it is under the current Gravel Resurfacing Plan, in which case gravel road users will continue to experience a materially declined level of service. Staff recommends the existing level of service be maintained through an increase in the gravel application rate from 10cm to 12.5cm, as reflected in the updated Gravel Resurfacing Plan.

## **Relationship of Recommendation(s) To The 2016-2019 Strategic Plan:**

The recommendations of this report align with the following strategic enablers: (i) Responsible Fiscal Resource Management and (ii) Efficient Infrastructure and Asset Management.

## **Consultations:**

Manager of Roads Operations – West  
Manager of Roads Operations – East  
Supervisor of Technical Services

## **Attachments:**

Appendix A: Gravel Resurfacing Plan 2021-2030



Gravel Resurfacing  
Plan 2021-2030.pdf

**Department Head E-Mail:** [jrojas@kawarthalakes.ca](mailto:jrojas@kawarthalakes.ca)

**Department Head:** Juan Rojas, Director of Engineering and Corporate Assets

# Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2021	Edward St.	Church St.	East End	1,077
2021	Sandy Hook Rd.	0.8 Km East of John St.	3.8 Km East of John St.	77,873
2021	Sandy Hook Rd.	3.8 Km East of John St.	Pontypool Rd.	32,165
2021	Sandaraska Rd.	West End	Glamorgan Rd.	25,855
2021	Peniel Rd.	Simcoe St.	K.L. Rd. 46	66,023
2021	Peniel Rd.	K.L. Rd. 46	White Rock Rd.	66,023
2021	Dukelow Rd.	Linden Valley Rd.	Woodville Rd.	23,393
2021	Elm St.	Beech St.	South End	1,539
2021	Duke St.	King St.	South End	2,155
2021	Thunder Bridge Rd.	Opmar Rd.	Elm Tree Rd.	28,318
2021	Peniel Rd.	Elm Tree Rd.	Blackbird Rd.	22,316
2021	Peniel Rd.	Blackbird Rd.	Monarch Rd.	5,694
2021	King's Lane	Elm Tree Rd.	West End	5,079
2021	Pine St.	Elm Tree Rd.	Cambray Rd.	4,155
2021	North St.	Cambray Rd.	Elm Tree Rd.	5,848
2021	Chamber's Rd.	Fenel Rd.	1.2 Km East of Fenel Rd.	27,548
2021	Chamber's Rd.	Elm Tree Rd.	Hall's Rd.	28,625
2021	Chamber's Rd.	Hall's Rd.	Killarney Bay Rd.	4,771
2021	Islay Rd.	Fenel Rd.	Elm Tree Rd.	32,473
2021	Islay Rd.	Elm Tree Rd.	Birch Point Rd.	26,317
2021	Demoe Rd.	Birch Point Rd.	Killarney Bay Rd.	27,240
2021	Hollowtree Rd.	Birch Point Rd.	Killarney Bay Rd.	29,857
2021	Johnston Rd.	Highway #35	Russett Rd.	30,626
2021	Johnston Rd.	Russett Rd.	K.L. Rd. 121	17,083
2021	Hall's Rd.	Cambray Rd.	Chamber's Rd.	66,485
2021	Blackbird Rd.	Peniel Rd.	Cambray Rd.	61,714
2021	Robin Rd.	Highway #35	Cambray Rd.	6,618
2021	Robin Rd.	Cambray Rd.	North End	12,158
2021	Russett Rd.	K.L. Rd. 121	Johnston Rd.	34,628
2021	Sherwin Rd.	Heights Rd.	East End	20,007

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2021	January Lane	Sturgeon Rd.	West End	27,240
2021	Bristol Rd.	Sturgeon Rd.	East End	18,006
2021	Rabbit Run	Centreline Rd.	East End	30,934
2021	Colony Rd.	Pigeon Lake Rd.	East End	17,545
2021	Scotch Line Rd.	K.L. Rd. 36	South End	36,474
2021	How's Rd.	K.L. Rd. 36	Birch Point Rd.	9,542
2021	Birch Point Rd.	K.L. Rd. 36	How's Rd.	6,310
2021	Birch Point Rd.	How's Rd.	South End	12,774
2021	Bellamy Rd.	Colony Rd.	North End	22,008
2021	Fulton Dr.	Fall's Bay Rd.	North End	4,309
2021	Birch Point Rd.	K.L. Rd. 36	Beatty's Rd.	53,557
2021	Birch Point Rd.	Beatty's Rd.	K.L. Rd. 24	27,394
2021	Beatty's Rd.	Scotch Line Rd.	300m east of Scotch Line Road	6,464
2021	Beatty's Rd.	300m east of Scotch Line Road	Birch Point Rd.	23,239
2021	Beatty's Rd.	Birch Point Rd.	K.L. Rd. 36	32,781
2021	Wheatfield Rd.	0.7 Km West of Post Rd.	Post Rd.	13,697
2021	Vince Jones Rd.	Post Rd.	Settlers Rd.	27,394
2021	Brookview Rd.	Settlers Rd.	Lilac Rd.	27,240
2021	Brookview Rd.	Lilac Rd.	Heights Rd.	16,929
2021	Spen Haven Rd.	St. Luke's Rd.	Southside Rd.	19,545
2021	Northside Rd.	Spen Haven Rd.	North End	3,540
2021	Southside Rd.	Spen Haven Rd.	South End	6,772
2021	Wheatfield Rd.	Fieldside Rd.	0.7 Km East of Fieldside Rd.	11,543
2021	Grasshill Rd.	Woodville Rd.	Lorneville Rd.	66,177
2021	Somerville 2nd Concession	Potters Rd.	Northline Rd.	32,319
2021	Somerville 2nd Concession	Northline Rd.	East End	13,082
2021	Somerville 3rd Concession	Ledge Hill Rd.	Hylar Line	31,242
2021	Schell Line	Bury's Green Rd.	1.7 Km North of Bury's Green Rd.	22,162
2021	Schell Line	1.7 Km North of Bury's Green Rd.	Somerville 3rd Concession	18,776
2021	Hopkins Line	Bury's Green Rd.	North End	22,469

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2021	Hyer Line	1.2 Km North of Bury's Green Rd.	Somerville 3rd Concession	19,238
2021	Wrex Rd.	K.L. Rd. 121	K.L. Rd. 121	19,699
2021	Pinery Rd.	Burnt River Rd.	Winchester Dr.	109,269
2021	Burke Rd.	Somerville 11th Concession	Cowpath Trail	18,314
2021	Flintrock Rd.	K.L. Rd. 121	West End	10,927
2021	Shadow Lake Rd. #26	Base Line Rd.	West End	5,540
2021	Station Rd.	K.L. Rd. 121	West End	3,386
2021	Douglas Dr.	Laxton Township 4th Line	East End	3,848
2021	Bailey Dr.	Laxton Township 4th Line	Chester Lane	1,847
2021	Bailey Dr.	Chester Lane	East End	2,155
2021	Chester Lane	Bailey Dr.	South End	3,540
2021	Acorn Rd.	Laxton Township 6th Line	Hilton's Point Rd	26,625
2021	Silver Lake Rd. #40	Lime St.	North End	2,462
2021	Coldstream Rd.	Bridge St.	West End	2,001
2021	Tartan St.	Bridge St.	West End	2,001
2021	Lila St.	Bridge St.	West End	2,924
2021	Belvedere Rd.	Bridge St.	North End	2,001
2021	Lightning Point Rd.	South Fork Dr.	North End	12,620
2022	Weston Rd.	Glengarry Rd.	East End	11,081
2022	Col. William Lane	South End	Solanum Way	5,233
2022	Glamorgan Rd.	South End	Sandaraska Rd.	12,928
2022	Glamorgan Rd.	Sandaraska Rd.	700m N of Sandaraska Road	15,390
2022	Glamorgan Rd.	Pontypool Rd.	0.5 Km North of Pontypool Rd.	12,928
2022	Dranoel Rd.	Railway Crossing	Syer Line	45,401
2022	Dranoel Rd.	Syer Line	Highway #7A	42,169
2022	Hillhead Rd.	River Rd.	North End	3,848
2022	Linden Valley Rd.	Simcoe St.	McIndoos Cemetery Rd.	13,543
2022	Linden Valley Rd.	McIndoos Cemetery Rd.	English Rd.	26,317
2022	Linden Valley Rd.	English Rd.	K.L. Rd. 46	26,471
2022	Linden Valley Rd.	K.L. Rd. 46	Dukelow Rd.	47,555

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2022	Linden Valley Rd.	Dukelow Rd.	White Rock Rd.	31,857
2022	Linden Valley Rd.	White Rock Rd.	Eldon Rd.	68,639
2022	Linden Valley Rd.	Eldon Rd.	Cambray Rd.	53,249
2022	Birch Rd.	Cambray Rd.	East End	4,001
2022	McIndoos Cemetery Rd.	The Glen Rd.	Linden Valley Rd.	24,162
2022	English Rd.	Linden Valley Rd.	0.2 Km South of Woodville Rd.	22,316
2022	Beaver Rd.	Heights Rd.	Esker Rd.	31,703
2022	Beaver Rd.	Esker Rd.	Sibley Ave.	18,930
2022	Beaver Rd.	Sibley Ave.	Sturgeon Rd.	23,085
2022	Fox Rd.	Esker Rd.	Sturgeon Rd.	40,168
2022	Fox Rd.	Sturgeon Rd.	East End	20,623
2022	Esker Rd.	Beaver Rd.	Fox Rd.	30,934
2022	Esker Rd.	Fox Rd.	Peace Rd.	33,396
2022	Esker Rd.	Peace Rd.	Shamrock Rd.	33,858
2022	Esker Rd.	Shamrock Rd.	Tracey's Hill Rd.	34,935
2022	Esker Rd.	Tracey's Hill Rd.	St. Luke's Rd.	34,474
2022	Sibley Ave.	North Limit of Omemee	Beaver Rd.	19,084
2022	Hartley Rd.	0.1 Km North of Robinson Ave.	Portage Rd.	20,930
2022	Sandringham Rd.	Woodville Rd.	Lorneville Rd.	77,873
2022	Sandringham Rd.	Lorneville Rd.	Glenarm Rd.	78,643
2022	Sandringham Rd.	Glenarm Rd.	Palestine Rd.	74,334
2022	Sandringham Rd.	Palestine Rd.	Eldon Station Rd.	74,334
2022	Moor Rd.	South End	Palestine Rd.	616
2022	Moor Rd.	Palestine Rd.	North End	10,311
2022	Rockview Rd.	Eldon Station Rd.	Eldon Landfill Site Entrance	64,638
2022	Rockview Rd.	Eldon Landfill Site Entrance	Portage Rd.	47,709
2022	Robinson Ave.	Hartley Rd.	East End	20,007
2022	Chisholm Trail	Eldridge Lane	Amon Dr.	92,648
2022	Chisholm Trail	Amon Dr.	Brooks Lane	770
2022	Chisholm Trail	Brooks Lane	Black River Rd.	4,463

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2022	Black River Rd.	Chisholm Trail	Housey's Rapids Rd.	54,173
2022	McCrackin Ave.	Lake Dalrymple Rd.	1.4 West of Lake Dalrymple Rd.	21,238
2022	Alvar Rd.	Lake Dalrymple Rd.	Sugar Bush Rd.	11,543
2022	Sugar Bush Rd.	Alvar Rd.	Lake Dalrymple Rd.	14,005
2022	Deverell Lane	Lake Dalrymple Rd.	South End	3,694
2022	Alvar Rd.	Sugar Bush Rd.	Wylie Rd.	53,403
2022	Graham Lane	Avery Point Rd.	South End	2,001
2022	Dartmoor Rd.	Lake Dalrymple Rd.	MacKenzie Rd.	49,248
2022	Dartmoor Rd.	MacKenzie Rd.	East End	10,619
2022	MacKenzie Rd.	Dartmoor Rd.	Monck Rd.	16,929
2022	Turner Rd.	Monck Rd.	Monck Rd.	10,311
2022	Spruce Lane	Rama/Dalton Boundary Rd.	Spring Lane	2,001
2022	Spring Lane	Spruce Lane	North End	1,693
2022	Dwinnell Lane	Sadowa Rd.	South End	2,924
2022	Oxby Lane	Sadowa Rd.	East End	5,387
2022	Kett Rd.	Sadowa Rd.	Rama/Dalton Boundary Rd.	29,241
2022	Gardner Dr.	Rama/Dalton Boundary Rd.	East End	11,235
2022	Eldridge Lane	Sadowa Rd.	South End	462
2022	Amon Dr.	Chisholm Trail	East End	5,079
2022	Brooks Lane	Chisholm Trail	Birch Lane	2,155
2022	Brooks Lane	Birch Lane	West End	2,001
2022	Birch Lane	Brooks Lane	North End	2,155
2022	Black River Rd.	Chisholm Trail	Lewisham Lane	37,398
2022	Lewisham Lane	Black River Rd.	North End	6,618
2022	Osprey Lane	Kirkfield Rd.	South End	6,926
2023	Cross Creek Rd.	Elm Tree Rd.	West End	3,078
2023	Cross Creek Rd.	Elm Tree Rd.	Monarch Rd.	30,164
2023	Cross Creek Rd.	Monarch Rd.	Bridle Rd.	26,779
2023	Cross Creek Rd.	Bridle Rd.	East End	13,851
2023	Monarch Rd.	Cross Creek Rd.	Little Britain Rd.	66,793



## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2023	Monarch Rd.	Little Britain Rd.	Dew Drop Inn Rd.	66,639
2023	Newry Rd.	Yelverton Rd.	East End	9,234
2023	Elevator Rd.	West End	Highway #35	2,616
2023	Twigg Rd	Highway #35	East End	19,545
2023	Sugar Bush Rd.	Nesbitt Line	0.7 Km East of Nesbitt Line	13,697
2023	Bethany Hills Rd.	Chipmunk Rd.	Highway #35	11,235
2023	Bethany Hills Rd.	Highway #35	St. Mary's Rd.	64,792
2023	Bethany Hills Rd.	St. Mary's Rd.	East End	13,851
2023	Fleetwood Rd.	Ski Hill Rd.	Franklin Dr.	5,233
2023	Golf Course Rd.	Highway #35	St. Mary's Rd.	83,260
2023	Old Mill Rd.	South End	Fleetwood Rd.	15,544
2023	Old Mill Rd.	Fleetwood Rd.	Pigeon Creek Rd.	37,552
2023	Old Mill Rd.	Pigeon Creek Rd.	North End	19,084
2023	Old Mill Rd.	South End	Mount Horeb Rd.	4,309
2023	Old Mill Rd.	Mount Horeb Rd.	Crosswind Rd.	67,254
2023	Old Mill Rd.	Crosswind Rd.	Highway #7	60,483
2023	Post Rd.	Cheese Factory Rd.	K.L. Rd. 36	44,631
2023	Settlers Rd.	South End	Cheese Factory Rd.	28,472
2023	Settlers Rd.	Cheese Factory Rd.	K.L. Rd. 36	45,247
2023	Kenstone Beach Rd.	Colony Rd.	Steeles Line	65,715
2023	Kenstone Beach Rd.	Steeles Line	0.6 Km South of K.L. Rd. 36	42,323
2023	Odessa Rd.	K.L. Rd. 36	K.L. Rd. 36	6,618
2023	Greystone St.	Fieldside Rd.	West End	2,462
2023	Mount Nebo Rd.	Hayes Line	Meadowview Rd.	34,474
2023	Mount Nebo Rd.	Meadowview Rd.	Cottingham Rd.	43,246
2023	Sunrise Rd.	Frank Hill Rd.	Boundary Rd.	20,469
2023	Sunrise Rd.	Boundary Rd.	South End	3,848
2023	Distillery St. E.	Queen St. S.	East End	4,771
2023	Kagawong Rd.	Glenarm Rd.	Whitetail Rd.	38,013
2023	Kagawong Rd.	Whitetail Rd.	Elysian Fields	55,558

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2023	Kagawong Rd.	Elysian Fields	Camp St.	462
2023	Patrick St.	Victoria Rd.	West End	2,001
2023	Moorings Dr.	Fell's Point Rd.	0.3 Km North of Fell's Point Rd.	7,849
2023	Moorings Dr.	0.3 Km North of Fell's Point Rd.	2.0 Km West of Fell's Point Rd.	38,937
2023	Moorings Dr.	2.0 Km West of Fell's Point Rd.	South End	34,012
2023	Somerville 5th Concession	Highway #35	Northline Rd.	64,484
2023	Somerville 7th Concession	Northline Rd.	Merrydale Dr.	21,854
2023	Hemlock Dr.	Island Dr.	Woodworth Dr.	15,698
2023	Union Creek Rd.	K.L. Rd. 121	West End	8,003
2023	Somerville 9th Concession	K.L. Rd. 121	1.3 Km West of K.L. Rd. 121	22,777
2023	Somerville 9th Concession	1.3 Km West of K.L. Rd. 121	West End	37,706
2023	Warnica Dr.	Highway #35	East End	4,309
2023	Wrenhaven Rd.	Highway #35	McNevan Dr.	28,779
2023	Wrenhaven Rd.	McNevan Dr.	Lakebreeze Rd.	2,462
2023	Wrenhaven Rd.	Lakebreeze Rd.	Miller Rd.	6,002
2023	McNevan Dr.	Wrenhaven Rd.	Miller Rd.	770
2023	McNevan Dr.	Miller Rd.	North End	9,388
2023	Miller Rd.	McNevan Dr.	Wrenhaven Rd.	1,693
2023	Lakebreeze Rd.	Wrenhaven Rd.	0.6 Km South of Wrenhaven Rd.	6,464
2023	McNabb Rd.	Avery Point Rd.	School House Rd.	34,781
2023	McNabb Rd.	School House Rd.	Day Dr.	27,702
2023	School House Rd.	Kirkfield Rd.	McNabb Rd.	13,697
2023	School House Rd.	McNabb Rd.	East End	4,309
2023	Horseshoe Cres.	North Bay Dr.	North Bay Dr.	4,771
2023	Doyle Rd.	Victoria Rd.	North Mountain Rd.	101,266
2023	Doyle Rd.	North Mountain Rd.	North End	12,158
2023	Maritime Rd.	Portage Rd.	1.3 Km North of Portage Rd.	28,164
2023	Maritime Rd.	1.3 Km North of Portage Rd.	North End	10,619
2023	North Mountain Rd.	Victoria Rd.	Doyle Rd.	66,023
2023	North Mountain Rd.	Doyle Rd.	0.3 Km West of K.L. Rd. 41	26,317

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2023	North Mountain Rd.	K.L. Rd. 41	East End	15,852
2023	High Point Rd.	Shadow Lake Rd. # 3	High Point Lane	7,233
2023	High Point Rd.	High Point Lane	North End	1,847
2024	Forgotten Lane	Highway #7A	East End	5,387
2024	Beers Rd.	0.4 Km North of Highway #7A	Lifford Rd.	69,717
2024	Fenel Rd.	Chamber's Rd.	Lorneville Rd.	40,322
2024	Fenel Rd.	Lorneville Rd.	Islay Rd.	4,463
2024	Fenel Rd.	Islay Rd.	Glenarm Rd.	71,564
2024	Mark Rd.	Chamber's Rd.	0.3 Km South of Hollowtree Rd.	107,268
2024	Ranchers Rd.	Long Beach Rd.	K.L. Rd. 121	77,412
2024	Grassy Rd.	Emily Park Rd.	Bethel Rd.	68,793
2024	Bethel Rd.	1.2 Km North of Highway #7	Grassy Rd.	6,002
2024	Bethel Rd.	Grassy Rd.	Valley Rd.	32,473
2024	Bethel Rd.	Valley Rd.	Yankee Line	49,864
2024	Loop Line	Highway #7	Bethel Rd.	18,160
2024	Beach Rd.	Kenedon Rd.	North End	1,231
2024	Windmill Rd.	Frank Hill Rd.	West End	6,002
2024	Boundary Rd.	Yankee Line	South End	10,927
2024	Farms Rd.	1.4 Km North of Palestine Rd.	Eldon Station Rd.	35,859
2024	Farms Rd.	Eldon Station Rd.	Portage Rd.	62,176
2024	Centennial Park Rd.	Palestine Rd.	Eldon Station Rd.	53,865
2024	Centennial Park Rd.	Eldon Station Rd.	Portage Rd.	96,803
2024	Prospect Rd.	Lorneville Rd.	Glenarm Rd.	79,412
2024	Prospect Rd.	Glenarm Rd.	Palestine Rd.	66,023
2024	Prospect Rd.	Palestine Rd.	Eldon Station Rd.	68,639
2024	Prospect Rd.	Eldon Station Rd.	Portage Rd.	105,729
2024	Sandhills Rd.	Woodville Rd.	Lorneville Rd.	67,408
2024	Sandhills Rd.	Lorneville Rd.	Glenarm Rd.	69,255
2024	Creek View Rd.	Glenarm Rd.	Palestine Rd.	72,333
2024	Creek View Rd.	Palestine Rd.	Eldon Station Rd.	60,637

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2024	McNamee Rd.	Kirkfield Rd.	Wylie Rd.	4,309
2024	McNamee Rd.	Wylie Rd.	Shrike Rd.	32,627
2024	McNamee Rd.	Shrike Rd.	Victoria Rd.	61,714
2024	Wylie Rd.	McNamee Rd.	1.3 Km North of McNamee Rd.	19,699
2024	Fitzgerald Lane	Kirkfield Rd.	North End	12,928
2024	Devitt's Rd.	Irwin's Rd.	Prescott Rd.	40,014
2024	Devitt's Rd.	Prescott Rd.	Lyle's Line	27,086
2024	Devitt's Rd.	Lyle's Line	Bury's Green Rd.	24,932
2024	Irwin's Rd.	Devitt's Rd.	Oliver's Rd.	31,703
2024	Irwin's Rd.	Oliver's Rd.	K.L. Rd. 49	28,164
2024	Prescott Rd.	Devitt's Rd.	West End	9,388
2024	Lyle's Line	Devitt's Rd.	West End	10,927
2025	Elm Tree Rd.	West End	Valentia Rd.	19,238
2025	Cricket Hollow Rd.	Valentia Rd.	Opmar Rd.	38,167
2025	Cresswell Rd.	Eldon Rd.	Taylor's Rd.	52,326
2025	Cresswell Rd.	Taylor's Rd.	Bush Rd.	13,851
2025	Davidson Rd.	Little Britain Rd.	North End	11,235
2025	Bush Rd.	Cresswell Rd.	Salem Rd.	29,549
2025	Taylor's Rd.	Cresswell Rd.	Farmstead Rd.	26,625
2025	Taylor's Rd.	Farmstead Rd.	Highway #7	29,241
2025	Sand Bar Rd.	Elm Tree Rd.	North End	26,317
2025	Opmar Rd.	Cricket Hollow Rd.	Little Britain Rd.	20,161
2025	Opmar Rd.	Little Britain Rd.	Farmstead Rd.	40,937
2025	Opmar Rd.	Dew Drop Inn Rd.	Highway #7	23,701
2025	Waite Rd.	Highway #35	East End	33,089
2025	Solanum Way	West End	Porter Rd.	24,624
2025	Ballyduff Rd.	1.3 Km East of Porter Rd.	East End	41,553
2025	Gray Rd.	Yelverton Rd.	Lotus Rd.	31,857
2025	Gray Rd.	Lotus Rd.	Century Farm Rd.	42,784
2025	Gray Rd.	West End	Highway #35	12,158

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2025	Gray Rd.	Wild Turkey Rd.	Pit Rd.	16,006
2025	Gray Rd.	Pit Rd.	2.1 Km East of Pit Rd.	41,861
2025	Gray Rd.	2.1 Km East of Pit Rd.	Porter Rd.	33,858
2025	Skyline Rd.	Simcoe St.	K.L. Rd. 46	67,870
2025	Quaker Rd.	Simcoe St.	K.L. Rd. 46	59,559
2025	Quaker Rd.	K.L. Rd. 46	White Rock Rd.	52,634
2025	Quaker Rd.	White Rock Rd.	Eldon Rd.	52,788
2025	Quaker Rd.	Eden Rd.	Opmar Rd.	41,707
2025	Eden Rd.	Quaker Rd.	Peniel Rd.	36,013
2025	Eden Rd.	Peniel Rd.	Black School Rd.	36,167
2025	Eden Rd.	Black School Rd.	The Glen Rd.	35,859
2025	Opmar Rd.	Highway #7	Thunder Bridge Rd.	43,246
2025	Opmar Rd.	Thunder Bridge Rd.	Quaker Rd.	16,313
2025	Opmar Rd.	Quaker Rd.	Peniel Rd.	33,089
2025	Opmar Rd.	Peniel Rd.	Black School Rd.	32,627
2025	Opmar Rd.	Black School Rd.	Cambray Rd.	30,626
2025	Orange Corners Rd.	Meadowview Rd.	Cottingham Rd.	35,243
2025	Orange Corners Rd.	Cottingham Rd.	Highway #7	33,550
2025	South Mountain Rd.	Blanchard's Rd.	Raven Lake Rd.	28,933
2025	South Mountain Rd.	Raven Lake Rd.	Portage Rd.	2,616
2025	Raven Lake Rd.	South Mountain Rd.	North End	20,777
2025	Lakeview Cottage Rd.	Balsam Lake Dr.	South End	31,857
2025	Dorosz Lane	Bexley/Laxton Township Line	South End	10,773
2025	Bexley/Laxton Township Line	K.L. Rd. 41	Dorosz Lane	3,386
2025	Bexley/Laxton Township Line	Dorosz Lane	Deer Lake Rd.	50,633
2025	Bexley/Laxton Township Line	Deer Lake Rd.	French Settlement Rd.	29,395
2025	Bexley/Laxton Township Line	French Settlement Rd.	Otter Lane	76,796
2025	Hilton's Point Rd.	Beechnut Rd.	Laxton Township 8th Line	17,699
2025	Hilton's Point Rd.	Laxton Township 8th Line	Sugar Bush Rd.	7,849
2025	Hilton's Point Rd.	Sugar Bush Rd.	Acorn Rd.	45,708

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2025	Hilton's Point Rd. N.	Acorn Rd.	Hilton's Point Rd. W.	48,479
2025	Hilton's Point Rd. N.	Hilton's Point Rd. W.	Perry Lane	17,699
2025	Sugar Bush Rd.	Hilton's Point Rd.	North End	31,396
2025	Laxton Township 8th Line	Monck Rd.	Hilton's Point Rd.	34,166
2025	Beechnut Rd.	Hilton's Point Rd.	North End	5,540
2025	Laxton Township 10th Line	Highway #35	North End	17,391
2025	Miriam Dr.	Longford Rd.	1.8 Km East of Longford Rd.	31,703
2025	Laxton/Lutterworth Boundary Rd.	Highway #35	West End	1,385
2025	Laxton/Lutterworth Boundary Rd.	Highway #35	East End	2,155
2025	Elliot Falls Rd.	Highway #35	East End	4,463
2026	Fingerboard Rd.	Ramsey Rd.	Zion Rd.	29,241
2026	Fingerboard Rd.	Zion Rd.	Little Britain Rd.	32,011
2026	Fingerboard Rd.	Little Britain Rd.	Royal Oak Rd.	31,242
2026	Fingerboard Rd.	Royal Oak Rd.	Salem Rd.	30,626
2026	Fingerboard Rd.	Salem Rd.	Cresswell Rd.	30,164
2026	Fingerboard Rd.	Cresswell Rd.	Farmstead Rd.	33,550
2026	Fingerboard Rd.	Farmstead Rd.	Highway #7	33,089
2026	St. Alban Rd.	Nesbitt Line	Janetville Rd.	77,412
2026	Pigeon Creek Rd.	0.9 Km West of Janetville Rd.	0.5 Km West of Janetville Rd.	6,926
2026	Pigeon Creek Rd.	West End	St. Mary's Rd.	5,848
2026	Pigeon Creek Rd.	St. Mary's Rd.	East End	17,545
2026	Pigeon Creek Rd.	Old Mill Rd.	East End	16,775
2026	Mount Horeb Rd.	West End	Highway #35	6,002
2026	Post Rd.	South End	Confederation Rd.	9,080
2026	Post Rd.	Confederation Rd.	Crosswind Rd.	7,233
2026	Post Rd.	Crosswind Rd.	Highway #7	60,483
2026	Lilac Rd.	Mount Horeb Rd.	Crosswind Rd.	44,169
2026	Lilac Rd.	Crosswind Rd.	Highway #7	20,315
2026	Heights Rd.	0.4 Km North of Mount Horeb Rd.	Crosswind Rd.	16,467
2026	Ash Rd.	Kawartha Lakes Rd 36	South end	15,544

### Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2026	Sunnywood Rd.	Centreline Rd.	Alvin's Lane	22,316
2026	Sunnywood Rd.	Alvin's Lane	East End	11,389
2026	Shoreview Rd.	Settlement Rd.	Pigeon Lake Rd.	32,781
2026	Alvin's Lane	Sunnywood	North End	3,540
2026	Alvin's Lane	King's Wharf Rd.	South End	12,158
2026	Settlement Rd.	Pigeon Lake Rd.	Shoreview Rd.	30,164
2026	Settlement Rd.	Shoreview Rd.	King's Wharf Rd.	27,702
2026	Settlement Rd.	King's Wharf Rd.	Colony Rd.	30,934
2026	Perdue Rd.	Pigeon Lake Rd.	Pigeon Lake Rd.	15,544
2026	Log House Rd.	Cedar Glen Rd.	East end	12,158
2026	Clover Dr	Steeles Line	South End	13,697
2026	Breezeway Rd.	Settlers Rd.	East End	18,160
2026	Osborne St.	Peace Rd.	South End	1,539
2026	Post Rd.	Highway #7	Slanted Rd.	26,779
2026	Post Rd.	Tracey's Hill Rd.	Vince Jones Rd.	33,550
2026	Post Rd.	Vince Jones Rd.	Wheatfield Rd.	6,618
2026	Post Rd.	Wheatfield Rd.	Pigeon Lake Rd.	26,933
2026	Meadowview Rd.	Mount Nebo Rd.	West End	33,089
2026	Farmview	South End	Meadowview Rd.	7,541
2026	Kodiak Rd.	Birch Point Rd.	Killarney Bay Rd.	23,547
2026	Lift Lock Rd. W.	Kirkfield Rd.	Deer Run Lane	23,239
2026	Lift Lock Rd. E.	Rocky Ridge Rd.	East End	11,235
2026	Shrike Rd.	Talbot River Rd.	McNamee Rd.	52,634
2026	Shrike Rd.	McNamee Rd.	North End	91,263
2026	Hillcrest Ave.	Portage Rd.	North End	5,848
2026	Patterson Rd.	Blythe Shore Rd. 30	K.L. Rd. 8	88,031
2026	Mitchell's Rd.	K.L. Rd. 8	East End	22,162
2026	Patterson Rd.	K.L. Rd. 8	North End	13,697
2026	Martin's Rd.	K.L. Rd. 8	Cedar Tree Rd.	108,807
2026	Martin's Rd.	Cedar Tree Rd.	Bury's Green Rd.	80,028



## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2026	Oliver's Rd.	Anderson Line	Irwin's Rd.	64,946
2026	Somerville 2nd Concession	Ledge Hill Rd.	East End	3,386
2026	Somerville 3rd Concession	K.L. Rd. 121	Ledge Hill Rd.	39,091
2026	Hylar Line	Bury's Green Rd.	1.2 Km North	20,777
2026	Pinery Rd.	Somerville 11th Concession	Monck Rd.	54,635
2026	Hugill Rd.	East End	0.6 Km East of Baseline Rd.	60,329
2026	Woodcock Line	Monck Rd.	South End	47,709
2026	Buller Rd.	Monck Rd.	Haliburton County Boundary	82,183
2026	Crego Lake Rd.	Monck Rd.	0.7 Km North of Monck Rd.	10,927
2026	McLeish Dr.	Rama/Dalton Boundary Rd.	East End	17,391
2026	Rama/Dalton Boundary Rd.	Kett Rd.	Gardner Dr.	39,245
2026	Rama/Dalton Boundary Rd.	Gardner Dr.	Fairgrounds Rd.	3,848
2027	Beacroft Rd.	Ramsey Rd.	Zion Rd.	29,395
2027	Beacroft Rd.	Zion Rd.	Ranch Rd.	30,472
2027	Beacroft Rd.	Ranch Rd.	Little Britain Rd.	3,232
2027	Lifford Rd.	West End	Chipmunk Rd.	7,849
2027	Lifford Rd.	Chipmunk Rd.	Highway #35	14,159
2027	Century Farm Rd.	Ballyduff Rd.	Gray Rd	42,323
2027	Century Farm Rd.	Gray Rd.	Highway #7A	72,333
2027	Edgewood Rd.	Highway #35	Highway #7A	16,006
2027	Chipmunk Rd.	Lifford Rd.	Bethany Hills Rd.	31,242
2027	Chipmunk Rd.	Bethany Hills Rd.	Fleetwood Rd.	30,164
2027	Chipmunk Rd.	Fleetwood Rd.	Pigeon Creek Rd.	38,013
2027	Chipmunk Rd.	Pigeon Creek Rd.	Golf Course Rd.	37,859
2027	Chipmunk Rd.	Golf Course Rd.	North End	3,540
2027	Wild Turkey Rd.	South End	Gray Rd.	10,465
2027	Pit Rd.	Gray Rd.	Highway #7A	31,857
2027	Glamorgan Rd.	0.5 Km North of Pontypool Rd.	Solanum Way	24,932
2027	Confederation Rd.	Hillhead Rd.	Post Rd.	25,240
2027	Black School Rd.	Simcoe St.	K.L. Rd. 46	79,566



## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2027	Black School Rd.	Eldon Rd.	Eden Rd.	66,023
2027	Black School Rd.	Eden Rd.	Opmar Rd.	42,015
2027	Four Points Rd.	Settlers Rd.	Heights Rd.	42,784
2027	Heights Rd.	King's Wharf Rd.	Four Points Rd.	31,242
2027	Pasture Rd.	K.L. Rd. 36	North End	1,693
2027	Four Points Rd.	Heights Rd.	Harvest Rd.	26,471
2027	Four Points Rd.	Harvest Rd.	Sturgeon Rd.	25,086
2027	Harvest Rd.	Four Points Rd.	North End	12,312
2027	Heights Rd.	Highway #7	Beaver Rd.	5,540
2027	Heights Rd.	Beaver Rd.	Peace Rd.	51,864
2027	Heights Rd.	Peace Rd.	Tracey's Hill Rd.	62,022
2027	Heights Rd.	Tracey's Hill Rd.	Brookview Rd.	26,779
2027	Heights Rd.	Brookview Rd.	St. Luke's Rd.	2,924
2027	Heights Rd.	St. Luke's Rd.	McGinnis Rd.	36,936
2027	Shamrock Rd.	Esker Rd.	Sturgeon Rd.	45,401
2027	St. Luke's Rd.	Heights Rd.	Esker Rd.	24,932
2027	St. Luke's Rd.	Esker Rd.	0.4 Km West of Sturgeon Rd.	49,402
2027	St. Luke's Rd.	Centreline Rd.	Eagle Rd.	22,316
2027	St. Luke's Rd.	Eagle Rd.	Cork Rd.	11,696
2027	St. Luke's Rd.	Cork Rd.	Spen Haven Rd.	11,389
2027	Eagle Rd.	Tracey's Hill Rd.	St. Luke's Rd.	27,086
2027	Pigeonview St.	Tracey's Hill Rd.	South End	3,232
2027	Cork Rd.	St. Luke's Rd.	Pigeon Lake Rd.	27,856
2027	Palestine Rd.	Simcoe St.	Farms Rd.	21,546
2027	Palestine Rd.	Farms Rd.	K.L. Rd. 46	26,625
2027	Palestine Rd.	K.L. Rd. 46	Centennial Park Rd.	23,393
2027	Palestine Rd.	Centennial Park Rd.	0.9 Km West of Prospect Rd.	10,004
2027	Palestine Rd.	Sandringham Rd.	Moor Rd.	26,933
2027	Palestine Rd.	Moor Rd.	Kirkfield Rd.	30,164
2027	Palestine Rd.	Kirkfield Rd.	Creek View Rd.	29,087

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2027	Palestine Rd.	Creek View Rd.	Hartley Rd.	16,621
2027	Palestine Rd.	Hartley Rd.	Autumn Lane	31,242
2027	Palestine Rd.	Autumn Lane	Fenel Rd.	14,313
2027	Eldon Station Rd.	Simcoe St.	Farms Rd.	23,393
2027	Eldon Station Rd.	Farms Rd.	K.L. Rd. 46	28,472
2027	Eldon Station Rd.	K.L. Rd. 46	Centennial Park Rd.	28,933
2027	Eldon Station Rd.	Centennial Park Rd.	Prospect Rd.	32,935
2027	Eldon Station Rd.	Prospect Rd.	Sandringham Rd.	31,857
2027	Eldon Station Rd.	Sandringham Rd.	Rockview Rd.	30,472
2027	Eldon Station Rd.	Rockview Rd.	Kirkfield Rd.	33,242
2027	Eldon Station Rd.	Kirkfield Rd.	Creek View Rd.	31,703
2027	Eldon Station Rd.	Creek View Rd.	Hartley Rd.	19,545
2027	Eldon Station Rd.	Hartley Rd.	Fenel Rd.	41,553
2027	Autumn Lane	Palestine Rd.	North End	7,849
2027	Wrights Rd.	Kirkfield Rd.	Childs Rd.	14,005
2027	Wrights Rd.	Childs Rd.	East End	1,847
2027	Childs Rd.	Wrights Rd.	Taylor Rd.	13,543
2027	Taylor Rd.	Monck Rd.	Childs Rd.	1,693
2027	Taylor Rd.	Childs Rd.	Hills Rd.	33,550
2027	Hills Rd.	South End at Bridge	Taylor Rd.	3,848
2027	Hills Rd.	Taylor Rd.	Monck Rd.	25,547
2027	Watt Lane	Monck Rd.	South End	4,309
2028	Sugar Bush Rd.	1.6 Km West of Janetville Rd.	Corner Rd.	27,086
2028	Lifford Rd.	Ski Hill Rd.	East End	1,539
2028	Fleetwood Rd.	West End	Janetville Rd	62,330
2028	Fleetwood Rd.	1.1 Km East of Janetville Rd.	Chipmunk Rd.	58,020
2028	Fleetwood Rd.	Chipmunk Rd.	Highway #35	13,543
2028	Nesbitt Line	Highway #7A	Malcolm Road	31,703
2028	Nesbitt Line	Malcolm Road	Sugar Bush Rd.	6,310
2028	Nesbitt Line	Sugar Bush Rd.	St. Alban Rd.	37,398

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2028	Nesbitt Line	St. Alban Rd.	North End	26,009
2028	Lotus Rd.	0.3 Km North of Ballyduff Rd.	Gray Rd.	24,008
2028	Wilmont Rd.	South End	Drum Rd.	13,851
2028	Wilmont Rd.	Drum Rd.	Telecom Rd.	31,857
2028	Wilmont Rd.	Telecom Rd.	North End	15,698
2028	Wilmont Rd.	South End	Ballyduff Rd.	20,623
2028	Janetville Rd.	South End	Highway #7A	13,851
2028	Micro Rd.	Boundary Rd.	North End	17,391
2028	Fee Rd.	South End	Pontypool Rd.	5,233
2028	Carscadden Rd.	Pontypool Rd.	Telecom Rd.	34,320
2028	Hogsback Rd.	South End	Ski Hill Rd.	5,848
2028	Palmer Ave.	James St.	Highway #7A	8,926
2028	George St.	West End	Wilson St.	1,385
2028	O'Donnell Rd.	River Rd.	South End	2,001
2028	Monty's Inn St.	River Rd.	West End	1,385
2028	Stonefield St.	River Rd.	North End	1,231
2028	Pondview St.	Highway #7	South End	2,462
2028	Goose Lake Rd.	Hartley Rd.	Fenel Rd.	54,788
2028	Lorneville Rd.	Hartley Rd.	Fenel Rd.	48,632
2028	Birch Point Rd.	Demoe Rd.	Hollowtree Rd.	24,008
2028	Birch Point Rd.	Hollowtree Rd.	Glenarm Rd.	39,552
2028	Wood Rd.	West St. S.	Beatrice Dr.	11,081
2028	Beatrice Dr.	Wood Rd.	South End	4,617
2028	Raby's Shore Dr.	0.6 Km North of Wood Rd.	Raby St.	8,618
2028	Jenkins Rd.	K.L. Rd. 121	West St. S.	11,696
2028	Wagar Rd.	Admiral Dr.	Gillis St.	2,309
2028	Daytonia Beach Rd.	Long Beach Rd.	Pleasure St.	8,926
2028	Daytonia Beach Rd.	Pleasure St.	North End	14,005
2028	Pleasure St.	Daytonia Beach Rd.	Glenvale Dr.	4,001
2028	Pleasure St.	Glenvale Dr.	East End	1,231

### Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2028	Glenvale Dr.	Pleasure St.	South End	3,694
2028	Jones Ave.	Long Beach Rd.	Heron St.	2,924
2028	Jones Ave.	Heron St.	Heron St.	4,001
2028	Heron St.	Jones Ave.	Jones Ave.	1,847
2028	Country Lane	Naylor Rd.	Long Beach Rd.	22,931
2028	Country Lane	Long Beach Rd.	Highway #35	34,474
2028	Naylor Rd.	Strawberry St.	Country Lane	22,008
2028	Green St. E.	Murray St.	East End	2,309
2028	Mustang Dr.	Heights Rd.	Sturgeon Rd.	75,565
2028	Mustang Dr.	Sturgeon Rd.	East End	29,087
2028	Wilderness Park Rd.	Main St.	East End	5,387
2028	Acrevale Rd.	Highway #7	Grassy Rd.	30,934
2028	Scenic Hill Rd.	Valley Rd.	Lawson Court	16,467
2028	Lawson Court	Scenic Hill Rd.	West End	4,155
2028	Mill St. S.	Rutland St. E.	Mary St. E.	1,693
2028	Sturgeon Rd. S.	Rutland St. E.	South End	1,231
2028	Lorneville Rd.	0.2 Km East of K.L. Rd. 46	Windmere Rd.	27,240
2028	Lorneville Rd.	Windmere Rd.	Prospect Rd.	32,935
2028	Lorneville Rd.	Prospect Rd.	Sandringham Rd.	32,473
2028	Lorneville Rd.	Sandringham Rd.	Grasshill Rd.	28,933
2028	Lorneville Rd.	Grasshill Rd.	Kirkfield Rd.	34,628
2028	Lorneville Rd.	Kirkfield Rd.	Sandhills Rd.	33,089
2028	Lorneville Rd.	Sandhills Rd.	Hartley Rd.	15,082
2028	Newman Dr.	Smith St.	King St.	2,001
2028	Newman Dr.	King St.	K.L. Rd. 46	2,001
2028	Smith St.	Newman Dr.	Lorneville Rd.	2,770
2028	King St.	Newman Dr.	South End	923
2028	Tower Rd.	Kirkfield Rd.	East End	5,694
2028	Riley Lane	Elm Tree Rd.	1.0 Km East of Elm Tree Rd.	19,545
2028	Riley Lane	1.0 Km East of Elm Tree Rd.	Birch Point Rd.	6,464

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2028	Riley Lane	Birch Point Rd	Birchwood Lane	2,770
2028	Whitetail Rd.	Killarney Bay Rd.	Balsam Grove Rd.	30,164
2028	Whitetail Rd.	Balsam Grove Rd.	Kagawong Rd.	34,628
2028	Whitetail Rd.	Kagawong Rd.	Country Lane	26,471
2028	Otter Rd.	Rockway Trail	Omega Rd.	1,847
2028	Rutherford Rd.	Sturgeon Point Rd.	North End	6,464
2028	Hawthorne Lane	Hickory Beach Rd.	West End	4,309
2028	Hickory Beach Rd.	South End	Sandy Point Rd.	3,694
2028	Crimson Lane	Bayview Estate Rd.	East End	770
2028	Cosh's Rd.	K.L. Rd. 8	South End	3,848
2028	Gold St.	Blythe Shore Rd.	West End	1,847
2028	Silver St.	Blythe Shore Rd.	West End	1,847
2028	Crystal St.	Blythe Shore Rd.	West End	2,001
2028	Bronze St.	Blythe Shore Rd.	West End	770
2028	Dunbar Dr.	K.L. Rd. 30	North End	6,002
2028	Cable Rd.	0.6 Km West of K.L. Rd. 8	West End	6,156
2028	Providence Rd.	K.L. Rd. 8	North End	61,098
2028	Treeview Line	St. Alban's Rd.	Cosh's Rd.	31,550
2028	Lamb's Rd.	Cedar Tree Rd.	North End	20,777
2028	Hughes Rd.	K.L. Rd. 121	East End	10,773
2028	Rosco Lane	Bury's Green Rd.	West End	2,309
2028	Fell's Point Rd.	Moorings Dr.	West End	5,540
2028	Fell's Bay Rd.	Northline Rd.	Fell's Point Rd.	13,389
2028	Potters Rd.	Somerville 3rd Concession	Suggitt Rd.	154
2028	Potters Rd.	Suggitt Rd.	Somerville 2nd Concession	23,393
2028	Potters Rd.	Somerville 2nd Concession	South End	6,002
2028	Suggitt Rd.	Potters Rd.	South End	32,319
2028	River Bend Dr.	Burnt River Rd.	Reed Blvd.	7,541
2028	Woodfield Dr.	Burnt River Rd.	Coronation Dr.	2,309
2028	Woodfield Dr.	Coronation Dr.	Fur Court	7,387

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2028	Woodfield Dr.	Fur Court	East End	5,079
2028	Fur Court	Woodfield Dr.	North End	1,385
2028	Coronation Dr.	Woodfield Dr.	South End	2,462
2028	Somerville Centre Rd.	Burnt River Rd.	West End	1,693
2028	Bexley/Laxton Township Line	K.L. Rd. 41	Thistle Trail	2,924
2028	Thistle Trail	Bexley/Laxton Township Line	North End	2,616
2028	Curls Rd.	Victoria Rd.	East End	24,932
2028	Honeysuckle Rd.	K.L. Rd. 41	0.67 Km West of K.L. Rd. 41	7,233
2028	Tumbleweed Rd.	Deer Lake Rd.	North End	7,387
2028	Victoria Rd.	Monck Rd.	Grozell Rd.	28,625
2028	Grozell Rd.	Victoria Rd.	East End	13,389
2028	Ripley's Way	Monck Rd.	North End	19,699
2028	Baker Blvd.	Digby/Laxton Boundary Rd.	1.6 Km N. of Digby/Laxton Boundary Rd.	31,242
2028	Suter Dr.	Monck Rd.	Dewberry Lane	1,847
2028	Suter Dr.	Dewberry Lane	Digby/Laxton Boundary Rd.	18,160
2028	Dewberry Lane	Suter Dr.	South End	1,231
2028	Laxton Township 4th Line	Monck Rd.	Douglas Dr.	4,771
2028	Laxton Township 4th Line	Douglas Dr.	Bailey Dr.	3,386
2028	Laxton Township 4th Line	Bailey Dr.	Monck Rd.	6,926
2028	Little Bay Dr.	Pine Ridge Rd.	East End	4,001
2028	High Point Lane	High Point Rd.	South End	4,925
2028	Benson Blvd.	Highway #35	Vern Court	7,387
2028	Benson Blvd.	Vern Court	East End	3,232
2028	Vern Court	Benson Blvd.	North End	3,386
2028	Bexley/Laxton Township Line	Highway #35	Porter Lane	3,694
2028	Bexley/Laxton Township Line	Porter Lane	East End	2,770
2028	Kelvin Rock Rd.	Highway #35	East End	6,926
2029	Ramsey Rd.	Valentia Rd.	East End	18,930
2029	Zion Rd.	400 Metres east of Simcoe Street	Fingerboard Rd.	63,561
2029	Zion Rd.	Fingerboard Rd.	Beacroft Rd.	72,641

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2029	Zion Rd.	Beacroft Rd.	Eldon Rd.	74,026
2029	Zion Rd.	Eldon Rd.	Valentia Rd.	78,951
2029	Zion Rd.	Valentia Rd.	East End	18,160
2029	Ranch Rd.	Beacroft Rd.	Eldon Rd.	66,023
2029	Ranch Rd.	Eldon Rd.	Valentia Rd.	65,869
2029	Westview Ave.	Verna Dr.	South End	3,078
2029	August Lane	Ogemah Rd.	Ogemah Rd.	5,233
2029	Taylor St.	Highway #7	South End	1,693
2029	Boundary Rd.	0.3 Km East of Highway #115	Micro Rd.	29,857
2029	Boundary Rd.	Micro Rd.	Sandaraska Rd.	30,626
2029	Boundary Rd.	Sandaraska Rd.	East End	22,162
2029	Sandy Hook Rd.	1.1 Km East of Wilmont Rd.	Highway #35	49,402
2029	Drum Rd.	Manvers/Scugog Townline	Wilmont Rd.	76,950
2029	Telecom Rd.	Manvers/Scugog Townline	East End	14,467
2029	Telecom Rd.	Wilmont Rd.	Highway #35	71,256
2029	Ballyduff Rd.	1.0 Km East of Highway #35	Wild Turkey Rd.	23,855
2029	Ballyduff Rd.	West End	Porter Rd.	7,233
2029	Manvers/Scugog Townline	Manvers/Clarington Town Line	Drum Rd.	6,772
2029	Manvers/Scugog Townline	Drum Rd.	Mount Joy Road	30,780
2029	Manvers/Scugog Townline	Mount Joy Road	Telecom Rd.	8,618
2029	Manvers/Scugog Townline	Telecom Rd.	Devitt's Rd.	28,625
2029	Porter Rd.	Highway #7A	2.5 Km North of Highway #7A	59,713
2029	White Rock Rd.	The Glen Rd.	Linden Valley Rd.	28,779
2029	White Rock Rd.	Linden Valley Rd.	Woodville Rd.	26,471
2029	Kingfisher Ln.	Fenel Rd.	West Bay Blvd.	44,785
2029	Powles Rd.	Cameron Rd.	Country Lane	31,088
2029	Powles Rd.	Country Lane	Highway #35	32,319
2029	Country Lane	Highway #35	Powles Rd.	52,172
2029	Country Lane	Powles Rd.	Glenarm Rd.	111,270
2029	Jubbs Shore Rd.	Highway #35	Sackitt Rd.	6,002



## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2029	Sackitt Rd.	South End	Jubbs Shore Rd.	2,924
2029	Sackitt Rd.	Jubbs Shore Rd.	North End	770
2029	Response St.	K.L. Rd. 8	North End	3,232
2029	Gardiner Rd.	K.L. Rd. 8	Gardiner Shore Ave.	2,001
2029	Gardiner Shore Ave.	West End	Gardiner Rd.	3,848
2029	Gardiner Shore Ave.	Gardiner Rd.	East End	2,770
2029	Byrnell Ave.	K.L. Rd. 8	Grove Rd.	3,232
2029	Redwing Ave.	K.L. Rd. 8	Oriole Rd.	923
2029	Oriole Rd.	West End	Redwing Ave.	923
2029	Oriole Rd.	Redwing Ave.	Bass St.	2,462
2029	Bass St.	K.L. Rd. 8	Oriole Rd.	3,078
2029	Heights Rd.	Four Points Rd.	K.L. Rd. 36	53,403
2029	Heights Rd.	K.L. Rd. 36	North End	48,017
2029	Lilac Rd.	0.1 Km North of Highway #7	Peace Rd.	24,470
2029	Lilac Rd.	Peace Rd.	Tracey's Hill Rd.	53,865
2029	Lilac Rd.	Tracey's Hill Rd.	Brookview Rd.	24,008
2029	Lilac Rd.	Brookview Rd.	Pigeon Lake Rd.	36,167
2029	Country Lane	Glenarm Rd.	Whitetail Rd.	28,779
2029	Country Lane	Whitetail Rd.	Pearn's Rd.	12,004
2029	Bayview Rd.	Highway #35	South End	10,004
2029	Boundary Rd.	K.L. Rd. 121	Davis Lake Road	72,487
2029	Boundary Rd.	Davis Lake Road	West End	7,079
2029	The Avenue	Crego St.	West End	5,233
2029	Laxton Township 5th Line	Monck Rd.	South End	4,001
2029	Laxton Township 5th Line	Monck Rd.	Sunset Beach Rd.	7,541
2029	Laxton Township 6th Line	Monck Rd.	Acorn Rd.	17,391
2029	Laxton Township 6th Line	Acorn Rd.	1.8 Km North of Monck Rd.	23,085
2029	Laxton Township 6th Line	1.8 Km North of Mock Rd.	North End	770
2030	Station Rd.	Cresswell Rd.	Farmstead Rd.	30,472
2030	Barry's Rd.	Highway #7	South End	8,618



## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2030	White Rock Rd.	Royal Oak Rd.	Salem Rd.	30,164
2030	White Rock Rd.	Salem Rd.	Cresswell Rd.	30,011
2030	White Rock Rd.	Cresswell Rd.	Farmstead Rd.	30,318
2030	White Rock Rd.	Farmstead Rd.	Highway #7	30,011
2030	Stoney Creek Rd.	0.4 Km West of Highway #35	South End	47,093
2030	Tower Rd.	Mount Horeb Rd.	Star Hill Rd.	60,483
2030	Tower Rd.	Star Hill Rd.	0.9 Km North of Star Hill Rd.	19,084
2030	Tower Rd.	1.4 Km North of Star Hill Rd.	Highway #35	20,469
2030	Star Hill Rd.	Tower Rd.	Hillhead Rd.	21,546
2030	Crosswind Rd.	Post Rd.	Old Mill Rd.	27,548
2030	Crosswind Rd.	Old Mill Rd.	Lilac Rd.	30,011
2030	Crosswind Rd.	Lilac Rd.	Heights Rd.	19,391
2030	Ranch Rd.	K.L. Rd. 36	Berry Lane	35,089
2030	Ranch Rd.	Berry Lane	North End	3,694
2030	Berry Lane	Ranch Rd.	Manchester Trail	1,385
2030	Manchester Trail	Berry Lane	North End	2,770
2030	Farms Rd.	Woodville Rd.	Lorneville Rd.	80,490
2030	Windmere Rd.	Woodville Rd.	Lorneville Rd.	66,485
2030	Windmere Rd.	Lorneville Rd.	Glenarm Rd.	66,947
2030	Windmere Rd.	Glenarm Rd.	North End	15,544
2030	Pearn's Rd.	Country Lane	Highway #35	28,933
2030	School Rd.	Elm Tree Rd.	Omega Rd.	29,087
2030	School Rd.	Omega Rd.	Hardwood St.	16,313
2030	Omega Rd.	Otter Rd.	North End	2,462
2030	Bona Vista Dr.	Otter Rd.	Ridge Dr.	1,847
2030	Bona Vista Dr.	Ridge Dr.	Cedar Ave.	2,770
2030	Cedar Ave.	West End	Bona Vista Dr.	3,232
2030	Cedar Ave.	Bona Vista Dr.	Ridge Dr.	7,233
2030	Ridge Dr.	Bona Vista Dr.	Cedar Ave.	9,080
2030	Ridge Dr.	Cedar Ave.	Maple Ave.	29,857

## Gravel Resurfacing Plan 2021-2030

Year	Road	From	To	Cost (2021\$)
2030	Maple Ave.	Otter Rd.	Ridge Dr.	15,698
2030	Maple Ave.	Ridge Dr.	North End	3,540
2030	Hardwood St.	School Rd.	0.3 Km North of School Rd.	6,464
2030	Hardwood St.	0.3 Km North of School Rd.	1.2 Km South of Otter Rd.	7,695
2030	Jasper Dr.	Omega Rd.	School Rd.	23,085
2030	Iris Dr.	Killarney Bay Rd.	West End	20,777
2030	Romany Ranch Rd.	Balsam Grove Rd.	West End Turnaround	26,009
2030	Bulmer's Rd.	Cedar Tree Rd.	Bury's Green Rd.	83,106
2030	Walker's Rd.	Cedar Tree Rd.	Bury's Green Rd.	75,103
2030	Fairbairn Rd.	Cedar Tree Rd.	Bury's Green Rd.	78,335
2030	St. Alban's Rd.	Treeview Line	Cedar Tree Rd.	75,257
2030	St. Alban's Rd.	Cedar Tree Rd.	North End	17,391
2030	Cedar Tree Rd.	Fairbairn Rd.	St. Alban's Rd.	30,780
2030	Ledge Hill Rd.	Bury's Green Rd.	Somerville 2nd Concession	26,625
2030	Ledge Hill Rd.	Somerville 2nd Concession	Somerville 3rd Concession	28,164
2030	Ledge Hill Rd.	Somerville 3rd Concession	Somerville 5th Concession	59,559
2030	Sticky Lane	Base Line Rd.	South End	3,232
2030	Morton Lane	Chisholm Trail	1.4 Km East of Chisholm Trail	27,240
2030	Morton Lane	1.4 Km East of Chisholm Trail	East End	13,082
2030	Deer Lake Rd.	Bexley/Laxton Township Line	Tumbleweed Rd.	36,628
2030	Deer Lake Rd.	Tumbleweed Rd.	Mockingbird Lane	26,625
2030	Deer Lake Rd.	Mockingbird Lane	Monck Rd.	37,859
2030	Mockingbird Lane	Deer Lake Rd.	South End	7,849
2030	Laxton Township 8th Line	Monck Rd.	South End	5,233
2030	Otter Lane	Bexley/Laxton Township Line	Laxton South 1/4 Line	34,320
2030	Laxton South 1/4 Line	Highway #35	Otter Lane	17,699
2030	Laxton South 1/4 Line	Otter Lane	West End	14,159
2030	Rush Lake Rd.	K.L. Rd. 41	Greenwood Rd.	3,694
2030	Greenwood Rd.	Rush Lake Rd.	South End	10,927
2030	Locust Lane	Rush Lake Rd.	North End	3,078

**Gravel Resurfacing Plan 2021-2030**

Year	Road	From	To	Cost (2021\$)
2030	Digby/Laxton Boundary Rd.	Victoria Rd.	Monck Rd.	140,511

# The Corporation of the City of Kawartha Lakes

## Council Report

Report Number CA2020-003

---

**Meeting Date:** September 15, 2020

**Title:** Early-Start Approval for Selected 2021 Capital Projects

**Description:** This report asks Council to provide early-start approval for certain proposed 2021 capital projects for which early-start approval is considered essential.

**Ward Number:** All Wards

**Author and Title:** Adam Found, Manager of Corporate Assets

---

### **Recommendation(s):**

**That** Report CA2020-003, **Early-Start Approval for Selected 2021 Capital Projects**, be received; and

**That** the proposed capital projects outlined in Tables 1-3 of Report CA2020-003 be approved and included in the forthcoming 2021 tax-supported capital budget and 2021 water-wastewater capital budget, whichever is applicable.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## Background:

As part of the capital budget process, staff has identified certain proposed 2021 capital projects for which early-start approval is considered essential. These projects are outlined in Tables 1-3, wherein estimated capital costs and related financing are indicated:

Table 1: Phase 3 of 4 of Downtown Lindsay Reconstruction - Road Part						
Road Section	Estimated Cost (\$)	Financing (\$)				
		Capital Reserve	DC Reserve	Federal Gas Tax Reserve	Debenture	Total
Cambridge St. - Russell St. to Peel St.	1,684,000	315,600	168,400	1,200,000	-	1,684,000
Kent St. - William St. to Victoria Ave.	5,076,000	968,400	507,600	3,600,000	-	5,076,000
<b>Total</b>	<b>6,760,000</b>	<b>1,284,000</b>	<b>676,000</b>	<b>4,800,000</b>	<b>-</b>	<b>6,760,000</b>

Table 2: Phase 3 of 4 of Downtown Lindsay Reconstruction - Water-Wastewater Part						
Road Section	Estimated Cost (\$)	Financing (\$)				
		Water Debenture	SCF Grant (Water)	Sewage Debenture	Sewage DC Reserve	Total
Cambridge St. - Russell St. to Peel St.	1,281,000	178,059	357,399	398,391	347,151	1,281,000
Kent St. - William St. to Victoria Ave.	2,094,000	326,664	651,234	596,790	519,312	2,094,000
<b>Total</b>	<b>3,375,000</b>	<b>504,723</b>	<b>1,008,633</b>	<b>995,181</b>	<b>866,463</b>	<b>3,375,000</b>

Table 3: Other 2021 Capital Projects Requiring Early-Start Approval					
Project	Primary Treatment or Activity	Estimated Cost (\$)	Financing (\$)		
			Capital Reserve	Debenture	Total
Eldon Landfill Final Cover - Phase 1 and 2 Cells	Emplacement	1,160,000	1,160,000	-	1,160,000
Contaminated Stockpile at 68 Lindsay St. N.	Disposal	400,000	400,000	-	400,000
Ambulances (2)	Remount	330,000	330,000	-	330,000
<b>Total</b>		<b>1,890,000</b>	<b>1,890,000</b>	<b>-</b>	<b>1,890,000</b>

This report asks Council to provide early-start approval for the projects outlined in Tables 1-3.

## Rationale:

Just as with the previous phases of Downtown Lindsay Reconstruction, Phase 3 will benefit greatly from early-start approval. In order to (i) realize cost and project management efficiencies (e.g. more competitive pricing), (ii) minimize disruption to downtown merchants and (iii) ensure exhaustion of the final installment (about \$1M) of the Small Communities Fund grant before that grant expires, it is imperative that the Phase 3 of the project be tendered in the fall of 2020.

As Council is aware, the construction of the new Human Services facility at 68 Lindsay St. N. in 2018-2019 resulted in the stockpiling of roughly 11,500 m<sup>3</sup> of soil at the north end of the property. Testing and analysis indicates roughly 5,500 m<sup>3</sup> of the stockpile is uncontaminated and hence suitable material for final cover at a landfill. The remaining 6,000 m<sup>3</sup> is contaminated and hence must either be landfilled or taken to a special treatment facility, where the latter option costs

about 3.5 times that of the former. As it turns out, the Eldon Landfill requires final cover in 2021, and the entire stockpile can be taken to the Eldon Landfill to be landfilled and used as final cover. This presents the City with a rare opportunity to dispose of the problematic stockpile in a cost-effective and timely manner.

In Table 3, the cost of the Eldon Landfill Final Cover project reflects usage of the suitable part of the stockpile, and the cost of the Contaminated Stockpile project reflects landfilling of the unsuitable part of the stockpile. Efficiencies will be realized from Engineering and Corporate Assets' managing the two projects jointly. As the stockpile must be removed in a timely fashion in order for Kawartha Lakes-Haliburton Housing Corporation to construct housing on the site as planned, it is essential that the Eldon Landfill Final Cover and Contaminated Stockpile projects be tendered jointly in the fall of 2020.

Finally, Table 3 also includes the Ambulances project, which is to facilitate the remounting of two ambulances in accordance with lifecycle requirements. Early-start approval for the project is needed to ensure timely project completion, given ambulances require specialized chasses that must be ordered well in advance. Having the chasses ordered during or after Q1, 2021 would cause undue project delay and risk to the Paramedic Service.

### **Other Alternatives Considered:**

The alternative to staff's recommendation is for Council to provide approval for the projects outlined in Tables 1-3 during regular capital budget deliberations, which are scheduled for mid-Q1, 2021 due to the pandemic. Staff strongly advises against this approach for the reasons noted in the previous section, namely that it would unnecessarily result in undue delays and risks, increased costs, foregone grant revenue and foregone project management synergies and other opportunities.

### **Financial/Operation Impacts:**

Without early-start approval, the projects outlined in Tables 1-3 can be expected to incur cost increases in the range of 10%-20% and or be unduly delayed. In the case of Downtown Lindsay Reconstruction, there would be an added loss of up to \$1M in revenue from the Small Communities Fund grant for cast iron watermain replacement in Lindsay. That grant expires October 31, 2021.

### **Relationship of Recommendation(s) To The 2016-2019 Strategic Plan:**

The recommendations of this report align with the following strategic enablers: (i) Responsible Fiscal Resource Management and (ii) Efficient Infrastructure and Asset Management.

## **Consultations:**

Director of Engineering and Corporate Assets  
Supervisor of Infrastructure Construction and Design  
Manager of Environmental Services  
Paramedic Chief

**Department Head E-Mail:** jrojas@kawarthalakes.ca

**Department Head:** Juan Rojas, Director of Engineering and Corporate Assets

# **The Corporation of the City of Kawartha Lakes**

## **Council Report**

**Report Number ENG2020-011**

---

**Meeting Date:** September 15, 2020

**Title:** Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay

**Description:** Request for Stop Control

**Ward Number:** Ward 5

**Author and Title:** Joseph Kelly, Senior Engineering Tech

---

### **Recommendation(s):**

**THAT** Report ENG2020-011 **Request for Stop Control – Hopkins Road, David Drive, Richard Avenue and Linwood Road in Lindsay** be received;

**THAT** a stop sign be installed at the intersection of Hopkins Road and David Drive on the Hopkins Road (northern) approach;

**THAT** a stop sign be installed at the intersection of Hopkins Road and Richard Avenue on the Hopkins Road (southern) approach;

**THAT** a stop sign be installed at the intersection Richard Avenue and Linwood Road on the Linwood Road (southern) approach;

**THAT** the necessary By-laws for the above recommendations be forwarded to council for adoption;

**THAT** the Mayor and Clerk be authorized to execute any documents and agreements required by the approval of this application/agreement/decision.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_



## **Background:**

Staff received word from a Council member that residents were requesting all-way stop controls at the intersection of Hopkins Road and David Drive in Lindsay. A map can be seen in Appendix A. The streets mentioned above are found in the north west quadrant of Lindsay. This area is an older subdivision that had been developed with a rural cross-section.

Preliminary review showed that an all-way stop would not be warranted at the requested locations, however it was found that there are currently no right-of-way controls in the subdivision at all.

## **Rationale:**

In general, there are few intersections in the urban area of Lindsay without a right-of way control. Examples of right-of-way controls are yield signs, stop signs, all-way stops, and traffic lights.

Traditionally, yield signs were not commonly used in Lindsay, therefore a stop control would be most appropriate as more restrictive controls are not warranted due to low volumes.

**Staff recommends the installation of stop signs at all intersections in the subdivision (Hopkins Road and David Drive, Hopkins Road and Richard Avenue, and Richard Avenue and Linwood Drive).**

**Right of way should be granted to the through road for all intersections.**

## **Other Alternatives Considered:**

Yield signs were considered instead of stop signs. All similar subdivisions in Lindsay use stop signs, therefore yield signs would not be consistent with historical practices.

## **Financial/Operation Impacts:**

Approximately \$450 per sign x 3 signs = \$1350 (Includes material, equipment and labour costs) in order for Public Works to install

## **Relationship of Recommendation(s) To The 2020-2023 Strategic Plan:**

Providing life safety and protection, is a priority objective of the City under the Council Adopted Strategic Plan Goal of An Exceptional Quality of Life.

## **Consultations:**

N/A

## **Attachments:**

Appendix A – Key Map



ENG2020-011  
Appendix A.pdf

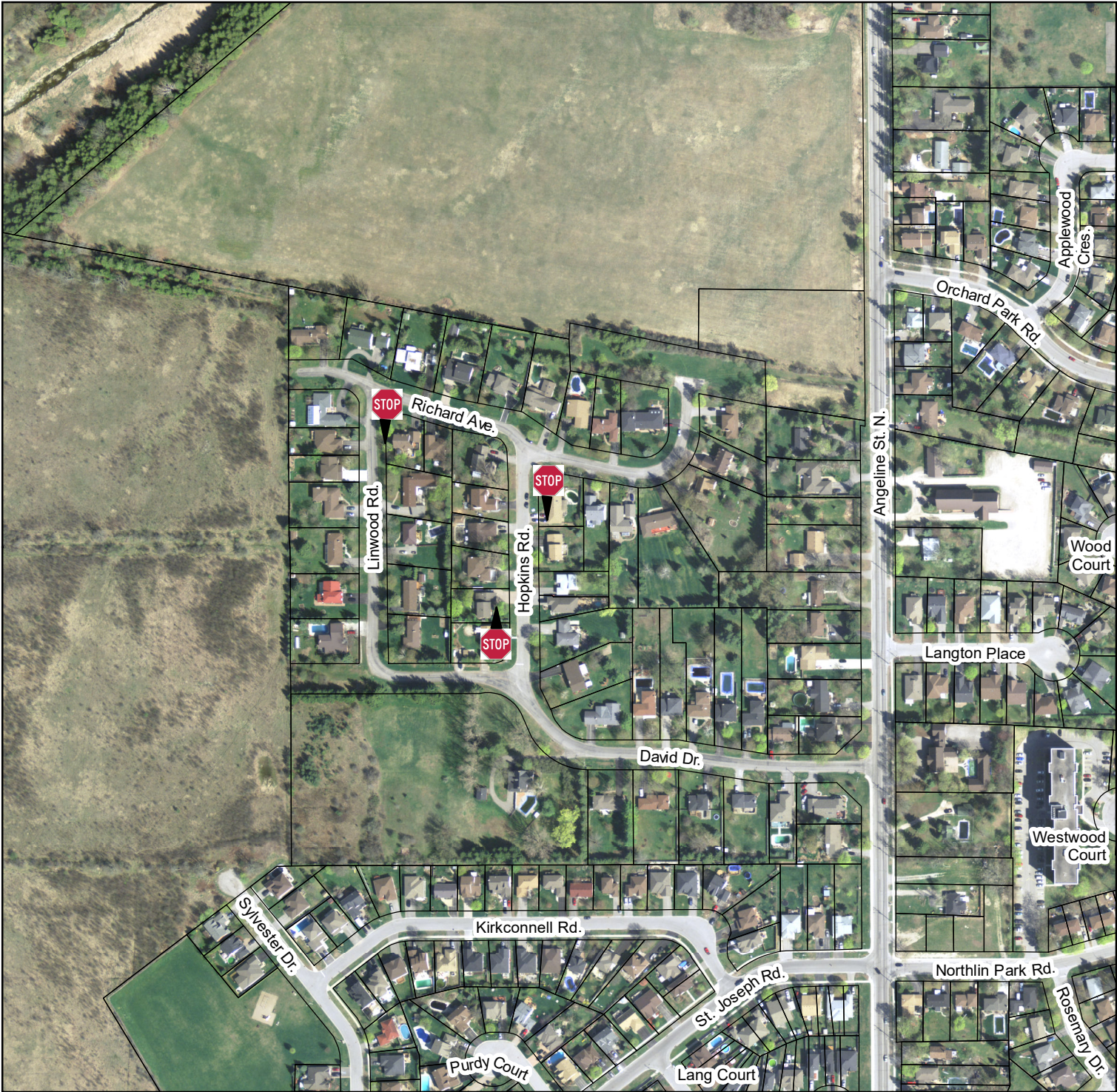
**Department Head E-Mail:** [jrojas@kawarthalakes.ca](mailto:jrojas@kawarthalakes.ca)

**Department Head:** Juan Rojas, Director of Engineering & Corporate Assets

**Department File:** Engineering



Appendix A  
Proposed Stop Signs  
Key Map

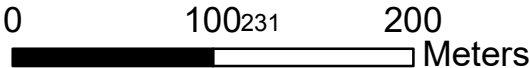


Proposed stop sign location  
facing direction of arrow

Map produced by the City of Kawartha Lakes Engineering Department with data obtained under license. Reproduction without permission is prohibited.

The foregoing information is given for convenience only and it should be clearly understood that you must satisfy yourself as to whether the premises and the existing or proposed use thereof are, or would be, in conformity with all applicable by-laws and regulations of the municipality.

All distances and locations are approximate and are not of survey quality. This map is illustrative only. Do not rely on it as being a precise indicator of privately or publicly owned land, routes, locations or features, nor as a guide to navigate.



Projection: Transverse Mercator  
Coordinate System: NAD83, Zone 17





## Council Report

Report Number ENG2020-019

---

**Meeting Date:** September 15,2020

**Title:** Recommendations from the August 13, 2020 and September 3, 2020 Drainage Board Meetings

**Author and Title:** Michael Farquhar Supervisor of Technical Services Engineering and Corporate Assets

---

### Recommendation(s):

**That** Report ENG2020-019, **Recommendations from the August 13,2020 and September 3, 2020 Drainage Board Meeting**, be received;

**That** Council directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report for the MacEachern-Brown Municipal Drain under the provisions of the Drainage Act, R.S.O. 1990, c. D.17;

**That** the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17; and

**That** pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that M. Gerrits Consulting Inc. be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements of the proposed improvement under section 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17.

**Department Head:**\_\_\_\_\_

**Financial/Legal/HR/Other:**\_\_\_\_\_

**Chief Administrative Officer:**\_\_\_\_\_

## **Background:**

At the Drainage Board Meeting of August 13 2020 and September 3, 2020, the Board adopted the following recommendations:

### **(Regarding the McEachern-Brown Municipal Drain)**

**DB2020-011**

**Moved By** C. Clarke

**Seconded By** M. Verbik

**Recommend that** the memorandum from L. Feitler, Drainage Superintendent - Engineering and Corporate Assets, dated July 14, 2020, regarding the direction of Engineer to proceed with drainage report be received;

**That** the Drainage Board directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report under the provisions of the *Drainage Act, R.S.O. 1990, c. D.17*;

**Carried**

### **(Regarding the Hugh Davidson Municipal Drain)**

**DB2020-019**

**Moved By** C. Clarke

**Seconded By** Councillor Ashmore

**Recommend That** the memorandum from the Drainage Superintendent - Engineering and Corporate Assets L. Feiter, dated September 3, 2020, regarding the Request for Drain Improvement for the Hugh Davidson Municipal Drain by owners Ed Bagshaw of Concession 8, PT W1/2 Lot 19, geographic Township of Mariposa, be received;

**That** the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17;

**That** pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that M. Gerrits Consulting Inc. be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements

of the proposed improvement under section 78 of the Drainage Act,  
R.S.O. 1990, Chapter D. 17.

**Carried**

This report addresses that direction.

### **Rationale:**

The City of Kawartha Lakes Drainage Board is established under the authority of the City of Kawartha Lakes Act, 2000. The Act states the following regarding Drainage Matters:

**6 (1)** The council may by by-law,

(a) establish a drainage board;

(b) delegate to the drainage board any of the council's powers and duties under the *Drainage Act*, except for its power to make by-laws and resolutions; and

(c) require the drainage board to exercise the council's powers and duties with respect to any matter under the *Drainage Act* in which the council is required by law to hold hearings or afford an opportunity to be heard. 2000, c. 43, s. 6 (1).

As the Kawartha Lakes Drainage Board does not have authority to make resolutions, or pass by-laws this, report is presented to Council to confirm the recommendations made at the most recent Drainage Board meeting.

The recommendations made at the last Drainage Board meeting were made based on the material submitted to the Drainage Board. The material is attached to this report for Council's review.

### **Other Alternatives Considered:**

Council holds the authority to alter any recommendation made by the Drainage Board prior to adoption. Alternatives were discussed and reviewed at the respective Drainage Board meetings.

### **Alignment to Strategic Priorities**

The Kawartha Lakes Strategic Plan identifies the following two priorities that bolster support for an active and effective Drainage Program in the City of Kawartha Lakes:

- Protect and support agricultural land and businesses

- Offer business development programs to support the agricultural, tourism, cultural, manufacturing and innovation sectors

### **Financial/Operation Impacts:**

Financial and Operational Impacts are reviewed identified in the attached memorandum to the Drainage Board.

### **Consultations:**

Consultations are identified in the attached memorandum to the Drainage Board.

### **Attachments:**

Appendix A – August 13, 2020 Memorandum to the Drainage Board and attachments



Appendix A.pdf

Appendix B – September 3, 2020 Memorandum to the Drainage Board and attachments



Appendix B.pdf

**Department Head E-Mail: [jrojas@kawarthalakes.ca](mailto:jrojas@kawarthalakes.ca)**  
**Department Head: Juan Rojas**



**The Corporation of the  
City of Kawartha Lakes**  
322 Kent Street West P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1167  
Fax: 705-324-2982

## Memorandum

**Date:** August 6, 2020  
**To:** Drainage Board  
**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets  
**Re:** Direction of Engineer to Proceed with Drainage Report  
MacEachern Brown Municipal Drain  
**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### Recommendation:

**Recommend that** the memorandum from L. Feitler, Drainage Superintendent - Engineering and Corporate Assets, dated July 14, 2020, regarding the direction of Engineer to proceed with drainage report be received;

**That** the Drainage Board directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report under the provisions of the *Drainage Act, R.S.O. 1990, c. D.17*;



## Background:

The City of Kawartha Lakes received a petition for drainage works on September 3<sup>rd</sup>, 2019. A drainage board meeting was held to discuss the petition on September 17<sup>th</sup>, 2019 and subsequently a Council meeting was held on October 22, 2019 where the following resolution was passed:

### **MacEachern / Brown Petition Drain**

Mike Farquhar, Supervisor, Technical Services

### **CR2019-585**

**That** Report ENG2019-023, **MacEachern / Brown Petition Drain**, be received;

**That** Council proceeds with the petition submitted by D.S. & B. Farms Inc., Robert MacEachern and Lynda MacEachern for drainage works by owners for Lot 17 Con 3, Lot 16 Con 3 and Lot 16 Con 2 in the Former Eldon twp., and instruct the City Clerk to proceed with the notices required under Section 5 of the Drainage Act; and

**That** Council appoints and retains, D.M. Wills and Associates Limited, in accordance with the Drainage Act, as the Engineer of Record for the petition and to proceed with the requirements of a petition drain.

There were delays to the on-site meeting due to both weather and health and safety. The on-site meeting was tentatively planned for the spring when existing conditions of the land could be observed. The Corona Virus also delayed the on-site meeting until the gathering limit imposed by the provincial government was lifted to 10 people.

The section 9 on-site meeting was held on July 7<sup>th</sup>, 2020. Both petitioners as well as land owners in the projected watershed were invited to attend. Following the meeting, the Engineer determined the petition is valid under Section 4(1)(b) of the *Drainage Act, R.S.O. 1990, c. D.17*.

Section 4 of the *Drainage Act, R.S.O. 1990, c. D.17* states:

### **Petition Drains**

#### **Petition**

**4 (1)** A petition for the drainage by means of a drainage works of an area requiring drainage as described in the petition may be filed with the clerk of the local municipality in which the area is situate by,

(a) the majority in number of the owners, as shown by the last revised assessment roll of lands in the area, including the owners of any roads in the area;

(b) the owner or owners, as shown by the last revised assessment roll, of lands in the area representing at least 60 per cent of the hectarage in the area;

(c) where a drainage works is required for a road or part thereof, the engineer, road superintendent or person having jurisdiction over such road or part, despite subsection 61 (5);

(d) where a drainage works is required for the drainage of lands used for agricultural purposes, the Director. *R.S.O. 1990, c. D.17, s. 4 (1)*

### **Alternatives:**

1. Proceed with a Preliminary Report containing a sketched plan and an estimate of the cost of the drainage works.

### **Recommendation for appointment of a Drainage Engineer:**

Following a competitive procurement process and Council resolution, D.M. Wills has already been retained as the appointed Engineering firm for the MacEachern-Brown Municipal Drain under Section 8 of the provisions of the *Drainage Act, R.S.O. 1990, c. D.17*;

### **Attachments:**

Appendix A - Section 9 on-site meeting minutes.

Appendix B - Petition for the MacEachern Brown municipal drain.

Appendix C - Letter from Engineering Firm D. M. Wills validating petition.

Appendix D - Site drawing from Engineering Firm D. M. Wills.

Appendix E - Memo to drainage board from Lucas Feitler, Drainage Superintendent dated September 11, 2019.

Appendix F – Emails regarding petition from landowners in estimated watershed.



**The Corporation of the  
City of Kawartha Lakes**  
322 Kent Street West P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1167  
Fax: 705-324-2982

## Memorandum

**Date:** August 6, 2020  
**To:** Drainage Board  
**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets  
**Re:** Direction of Engineer to Proceed with Drainage Report  
MacEachern Brown Municipal Drain  
**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### Recommendation:

**Recommend that** the memorandum from L. Feitler, Drainage Superintendent - Engineering and Corporate Assets, dated July 14, 2020, regarding the direction of Engineer to proceed with drainage report be received;

**That** the Drainage Board directs the appointed Engineering Firm D. M. Wills to proceed with an Engineer's Report under the provisions of the *Drainage Act, R.S.O. 1990, c. D.17*;

## Background:

The City of Kawartha Lakes received a petition for drainage works on September 3<sup>rd</sup>, 2019. A drainage board meeting was held to discuss the petition on September 17<sup>th</sup>, 2019 and subsequently a Council meeting was held on October 22, 2019 where the following resolution was passed:

### **MacEachern / Brown Petition Drain**

Mike Farquhar, Supervisor, Technical Services

### **CR2019-585**

**That** Report ENG2019-023, **MacEachern / Brown Petition Drain**, be received;

**That** Council proceeds with the petition submitted by D.S. & B. Farms Inc., Robert MacEachern and Lynda MacEachern for drainage works by owners for Lot 17 Con 3, Lot 16 Con 3 and Lot 16 Con 2 in the Former Eldon twp., and instruct the City Clerk to proceed with the notices required under Section 5 of the Drainage Act; and

**That** Council appoints and retains, D.M. Wills and Associates Limited, in accordance with the Drainage Act, as the Engineer of Record for the petition and to proceed with the requirements of a petition drain.

There were delays to the on-site meeting due to both weather and health and safety. The on-site meeting was tentatively planned for the spring when existing conditions of the land could be observed. The Corona Virus also delayed the on-site meeting until the gathering limit imposed by the provincial government was lifted to 10 people.

The section 9 on-site meeting was held on July 7<sup>th</sup>, 2020. Both petitioners as well as land owners in the projected watershed were invited to attend. Following the meeting, the Engineer determined the petition is valid under Section 4(1)(b) of the *Drainage Act, R.S.O. 1990, c. D.17*.

Section 4 of the *Drainage Act, R.S.O. 1990, c. D.17* states:

### ***Petition Drains***

#### ***Petition***

**4 (1)** *A petition for the drainage by means of a drainage works of an area requiring drainage as described in the petition may be filed with the clerk of the local municipality in which the area is situate by,*

*(a) the majority in number of the owners, as shown by the last revised assessment roll of lands in the area, including the owners of any roads in the area;*

*(b) the owner or owners, as shown by the last revised assessment roll, of lands in the area representing at least 60 per cent of the hectarage in the area;*

*(c) where a drainage works is required for a road or part thereof, the engineer, road superintendent or person having jurisdiction over such road or part, despite subsection 61 (5);*

*(d) where a drainage works is required for the drainage of lands used for agricultural purposes, the Director. R.S.O. 1990, c. D.17, s. 4 (1)*

### **Alternatives:**

1. Proceed with a Preliminary Report containing a sketched plan and an estimate of the cost of the drainage works.

### **Recommendation for appointment of a Drainage Engineer:**

Following a competitive procurement process and Council resolution, D.M. Wills has already been retained as the appointed Engineering firm for the MacEachern-Brown Municipal Drain under Section 8 of the provisions of the *Drainage Act, R.S.O. 1990, c. D.17*;

### **Attachments:**

Appendix A - Section 9 on-site meeting minutes.

Appendix B - Petition for the MacEachern Brown municipal drain.

Appendix C - Letter from Engineering Firm D. M. Wills validating petition.

Appendix D - Site drawing from Engineering Firm D. M. Wills.

Appendix E - Memo to drainage board from Lucas Feitler, Drainage Superintendent dated September 11, 2019.

Appendix F – Emails regarding petition from landowners in estimated watershed.

## Meeting Minutes

<b>Project Name:</b>	MacEachern Brown Municipal Drain
<b>Project No.:</b>	19-5377
<b>Type of Meeting</b>	On-Site Meeting
<b>Meeting Date:</b>	July 7, 2020
<b>Meeting Time:</b>	11:00 a.m.
<b>Report Date:</b>	July 13, 2020
<b>Recorder:</b>	Mark Hoar for Ken Smith
<b>Meeting Location:</b>	1963 County Road 46, Woodville, Ontario

### Requested Attendees:

Name	Title	Company
• Lucas Feitler	Drainage Superintendent	City of Kawartha Lakes (CKL)
• Mike Farquhar	Supervisor, Tech. Service	CKL
• Ken Smith	Project Manager	D.M. Wills Associates Limited (Wills)
• Mark Hoar	Project Engineer	Wills

### Local Residents:

- Robert MacEachern
- John Mackintosh
- Karen Buck-Mackintosh
- Bill Perry
- Scott Brown
- Christena Mitchell
- Kevin Mitchell
- Garry Hopkins
- Christine Halbot
- Dave Brown

### Purpose of Meeting:

To satisfy Section 9(1) and 9(2) of the Drainage Act for the MacEachern Brown Municipal Drain project.



Item	Description	Action By
------	-------------	-----------

**1. Health and Safety**

- Due to Covid-19 health concerns the meeting started with Health and Safety protocols.
  - Protective masks were offered, social distancing was maintained and hand sanitizer / disinfectant was offered for sign-in.
  - Meeting was relocated to Palestine Road, just west of County Road 46, to reduce exposure to traffic hazards.

**2. Introduction**

- Introductions
  - Ken Smith – Project Manager
  - Mark Hoar – Project Engineer
  - Mike Farquhar – Supervisor, Tech. Service
  - Lucas Feitler – On Site Supervision
  - Local Residents
- The local residents who attended the meeting were asked to identify their properties prior to the distribution of the private maps.

**3. Project History / Background / Goals and Objectives**

- A quick overview of the Drainage Act and was provided.
  - The overall goal is to provide a legal means to facilitate drainage for a property or properties that require drainage.
  - Obtain input to help define the Area Requiring Drainage.
  - The Area Requiring Drainage will need to be conveyed to a sufficient outlet.
  - Once the Area Requiring Drainage is confirmed by the engineer, an engineers report will be prepared for the detailed design of the proposed municipal drain.
- City of Kawartha Lakes indicated that if local residents require additional information on the Municipal Drain Process, the City of Kawartha Lakes Website and the Ontario Ministry of Agriculture, Food and Rural Affairs (OMAFRA) website are excellent resources.
- There is an existing Agreement for the drain, which was established in 1904. There was a legal requirement for property owners to maintain their portion of the existing award drain. If property owners do not clean out their portions of the award drain, civil court is required to resolve conflicts. Establishing a Municipal drain in place of the award drain puts the onus on the municipality to maintain the drain.
- Two (2) landowners, MacEachern and Brown, are signed on to this petition to date.

Item	Description	Action By
------	-------------	-----------

- OMAFRA grants may be available to help offset the cost of the municipal drain.

#### 4. Description of the Area Requiring Drainage

- A portion of the existing award drain was recently enclosed with a pipe by a riparian landowner (Browns Property). As a result, some flooding was reported on upstream lands (MacEachern Property). This impact has become the foundation for the petition under consideration. In addition, the drainage course south of Palestine Road has not been maintained causing potential flooding on upstream landowner (Browns Property).
- Wills requested input from residents on the catchment area provided at the meeting, along with a request for residents to contact Wills if the boundary is not shown to be correct.
- Robert MacEachern emphasized that he would like to see flooding conditions return to what they were prior to the construction of the 0.3 m diameter pipe on the Browns Property.
- Scott Brown emphasized that he would like to see the drainage channel downstream of Palestine Road be cleaned out to ensure his property has adequate drainage.

#### 5. Input from Property Owners Outside of Area Requiring Drainage

- A recommendation from John Mackintosh, property owner two (2) lots south of Palestine Road,
  - Suggested the straightening the existing channel on their property to allow a seamless connection into White's creek.
  - White's creek would appear to be a sufficient outlet as it is a watercourse with defined bed and banks.
  - The existing channel is terminated in a low lying area without a defined outlet. Beavers in the area have been known to be a problem and are exasperating flooding concerns.
- High ground water and high bedrock were mentioned as a possibility by local residents.

#### 6. Questions Asked During the Meeting

- Who will pay for the construction of the Municipal Drain?
  - CKL and Wills provided an overview of the schedule of assessment is and how costs and rebates are distributed throughout the catchment and how those assessments are proportional to land use and land area.
  - Wills shall prepare the Assessment Schedule and there will be ample time through the court of revision for property owners





Item	Description	Action By
	within the catchment to challenge the findings of the engineers report.	
	<ul style="list-style-type: none"><li>• What is the Time Line for completion of the project?<ul style="list-style-type: none"><li>- The times lines are laid out in accordance with the Drainage Act. The timeline cannot be easily identified due to the number of regulatory processes and appeals processes that may be required.</li><li>- Once the Area Requiring Drainage is defined by the engineer, the completion of the Engineers report will take up to six (6) months, with regulatory review, appeals processes, tendering and construction taking up to two (2) additional years.</li></ul></li></ul>	

The above represents the writer's understanding of the discussion and actions derived from the meeting. If there are any revisions required or omissions in the above, please advise our office as early as possible. The minutes shall be deemed complete and accurate if no response is received within five (5) days of distribution.

Submitted by: Ken Smith, P.Eng.

MJH/KS/kr

# Petition for Drainage Works by Owners Form 1

Drainage Act, R.S.O. 1990, c. D.17, clause 4(1)(a) or (b)

This form is to be used to petition municipal council for a new drainage works under the *Drainage Act*. It is not to be used to request the improvement or modification of an existing drainage works under the *Drainage Act*.

To: The Council of the Corporation of the City of Kawartha Lakes

The area of land described below requires drainage (provide a description of the properties or the portions of properties that require drainage improvements)

Lot 17 Con. 3, Lot 16 Con. 3 & Lot 16 Con 2 require converting of the Budd & Hopkins Award Drains to a Municipal Drain.

RECEIVED  
SEP 03 2019  
OFFICE OF THE CITY CLERK  
KAWARTHA LAKES

In accordance with section 9(2) of the *Drainage Act*, the description of the area requiring drainage will be confirmed or modified by an engineer at the on-site meeting.

As owners of land within the above described area requiring drainage, we hereby petition council under subsection 4(1) of the *Drainage Act* for a drainage works. In accordance with sections 10(4), 43 and 59(1) of the *Drainage Act*, if names are withdrawn from the petition to the point that it is no longer a valid petition, we acknowledge responsibility for costs.

## Purpose of the Petition (To be completed by one of the petitioners. Please type/print)

Contact Person (Last Name) Brown	(First Name) Scott	Telephone Number 705 328-8123 ext.
Address		
Road/Street Number C1510	Road/Street Name Thorah Concession Road 1	

## Location of Project

Lot 16	Concession 2	Municipality <u>Eldon - Kawartha Lakes</u>	Former Municipality (if applicable) <u>Eldon</u>
-----------	-----------------	---	---

What work do you require? (Check all appropriate boxes)

- ☐ Construction of new open channel  
☐ Construction of new tile drain  
☒ Deepening or widening of existing watercourse (not currently a municipal drain)  
☒ Enclosure of existing watercourse (not currently a municipal drain)  
☒ Other (provide description ▼)

Budd & Hopkins Award Drains

Name of watercourse (if known)

12000 Feet

Estimated length of project

Simcoe clay and Smithfield clay loam

General description of soils in the area

Convert Award Drains to Municipal Drains

What is the purpose of the proposed work? (Check appropriate box)

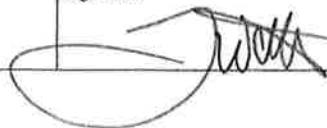
- ☐ Tile drainage only ☐ Surface water drainage only ☒ Both

Petition filed this 3RD day of September, 2019

Name of Clerk (Last, first name)

WATTS, JOEL

Signature



**Property Owners Signing The Petition**Page **2** of **2**

- Your municipal property tax bill will provide the property description and parcel roll number.
- In rural areas, the property description should be in the form of (part) lot and concession and civic address.
- In urban areas, the property description should be in the form of street address and lot and plan number if available.
- If you have more than two properties, please take copy(ies) of this page and continue to list them all.

Number	Property Description
	Pt Lot 16, Con. 2
Ward or Geographic Township	Parcel Roll Number
Eldon	165116001010102

I hereby petition for drainage for the land described and acknowledge my financial obligations.

**Ownership**☐ Sole Ownership

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

☐ Partnership (Each partner in the ownership of the property must sign the petition form)

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

☒ Corporation (The individual with authority to bind the corporation must sign the petition)

Name of Signing Officer (Last, First Name) (Type/Print)

Signature

Brown Scott  
Name of Corporation  
D. S. + B. Farms Inc.Scott Brown  
I have the authority to bind the Corporation.Position Title  
Vice President OwnerDate (yyyy/mm/dd)  
2019/08/22

Number	Property Description
	Pt Lot 16, Con. 3
Ward or Geographic Township	Parcel Roll Number
Eldon	165116001014100

I hereby petition for drainage for the land described and acknowledge my financial obligations.

**Ownership**☐ Sole Ownership

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

☒ Partnership (Each partner in the ownership of the property must sign the petition form)

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

Robert MacEachern	Robert MacEachern	2019/08/29
MacEachern Robert		
MacEachern Lynda	Lynda MacEachern	2019/08/29

☐ Corporation (The individual with authority to bind the corporation must sign the petition)

Name of Signing Officer (Last, First Name) (Type/Print)

Signature

Name of Corporation

I have the authority to bind the Corporation.

Position Title

Date (yyyy/mm/dd)

☐ Check here if additional sheets are attached

Clerk initial

**Petitioners become financially responsible as soon as they sign a petition.**

- Once the petition is accepted by council, an engineer is appointed to respond to the petition. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 8(1).
- After the meeting to consider the preliminary report, if the petition does not comply with section 4, the project is terminated and the original petitioners are responsible in equal shares for the costs. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 10(4).
- After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the original petitioners are responsible for the costs in shares proportional to their assessment in the engineer's report. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation to the assessment schedule in the engineer's report, as amended on appeal. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 61.

**Notice of Collection of Personal Information**

Any personal information collected on this form is collected under the authority of the *Drainage Act*, R.S.O. 1990, c. D. 17 and will be used for the purposes of administering the Act. Questions concerning the collection of personal information should be directed to: where the form is addressed to a municipality (*municipality to complete*)

and where the form is addressed to a territory without municipal organization, the Drainage Coordinator, Ministry of Agriculture, Food and Rural Affairs, 1 Stone Rd W, Guelph ON N1G 4Y2, 519 826-3552.



PARTNERS IN  
ENGINEERING, PLANNING &  
ENVIRONMENTAL SERVICES

July 13, 2020

The Corporation of the City of Kawartha Lakes  
12 Peel Street  
P.O. Box 9000  
Lindsay, ON  
K9V 5R8

**Attention: Lucas Feitler, Drainage Superintendent**

Dear Mr. Feitler:

**Re: Petition for Municipal Drainage MacEachern - Brown Petition  
Validity of Petition  
D.M. Wills Associates Project No. 19-5377**

---

To satisfy Section 9(1) and 9(2) of the Drainage Act for the MacEachern Brown Municipal Drain project, the On-Site Meeting was carried out on July 7, 2020. The purpose of the On-Site Meeting was to determine the Area Requiring Drainage and confirm the Validity of the Petition.

In order to satisfy Section 4 (1) of the Drainage Act, the engineer must evaluate the Validity of the Petition, based on four (4) criteria. The petition is determined to be valid if any of one (1) of the following criteria are satisfied:

- a) the majority in number of the owners, as shown by the last revised assessment roll of lands in the area, including the owners of any roads in the area;
- b) the owner or owners, as shown by the last revised assessment roll, of lands in the area representing at least 60 per cent of the hectarage in the area;
- c) where a drainage works is required for a road or part thereof, the engineer, road superintendent or person having jurisdiction over such road or part, despite subsection 61 (5); or
- d) where a drainage works is required for the drainage of lands used for agricultural purposes, the Director. R.S.O. 1990, c. D.17, s. 4 (1).

Based on the results of the On-Site Meeting, D.M. Wills estimated the Area Requiring Drainage, which is highlighted on the attached figure drawing.

Section 4(1)(a) – Evaluation of the percentage of land owners. A petition is valid when the percentage of number of petitions exceeds 50% of the total number of properties. Within the Area Requiring Drainage, there are



Lucas Feitler  
Page 2 of 2  
July 13, 2020

four (4) land owners and only two (2) signed petitioners, or 50%. Therefore, section 4(1)(a) is Not satisfied.

Section 4(1)(b) – Evaluation of the percentage of land area. A petition is valid when the percentage of area of the signed petitioners exceeds 60% of the total area. The Area Requiring Drainage was estimated at 34.14 ha in size. The area of the two (2) signed petitioners was estimated at 31.98 ha, or 94%. Therefore, Section 4(1)(b) is satisfied.

With Section 4(1)(b) satisfied, a review of Section 4(1)(c) and Section 4(1)(d) is not required.

With Section 4(1)(b) of the Drainage Act satisfied, the petition for the MacEachern Brown Municipal Drain is a valid petition.

If you have any questions or concerns, please don't hesitate to contact the undersigned.

Regards

A handwritten signature in black ink, appearing to read 'Mark Hoar'.

Mark Hoar, P.Eng.  
Senior Water Resources Engineer

MJH/kr

Enclosure



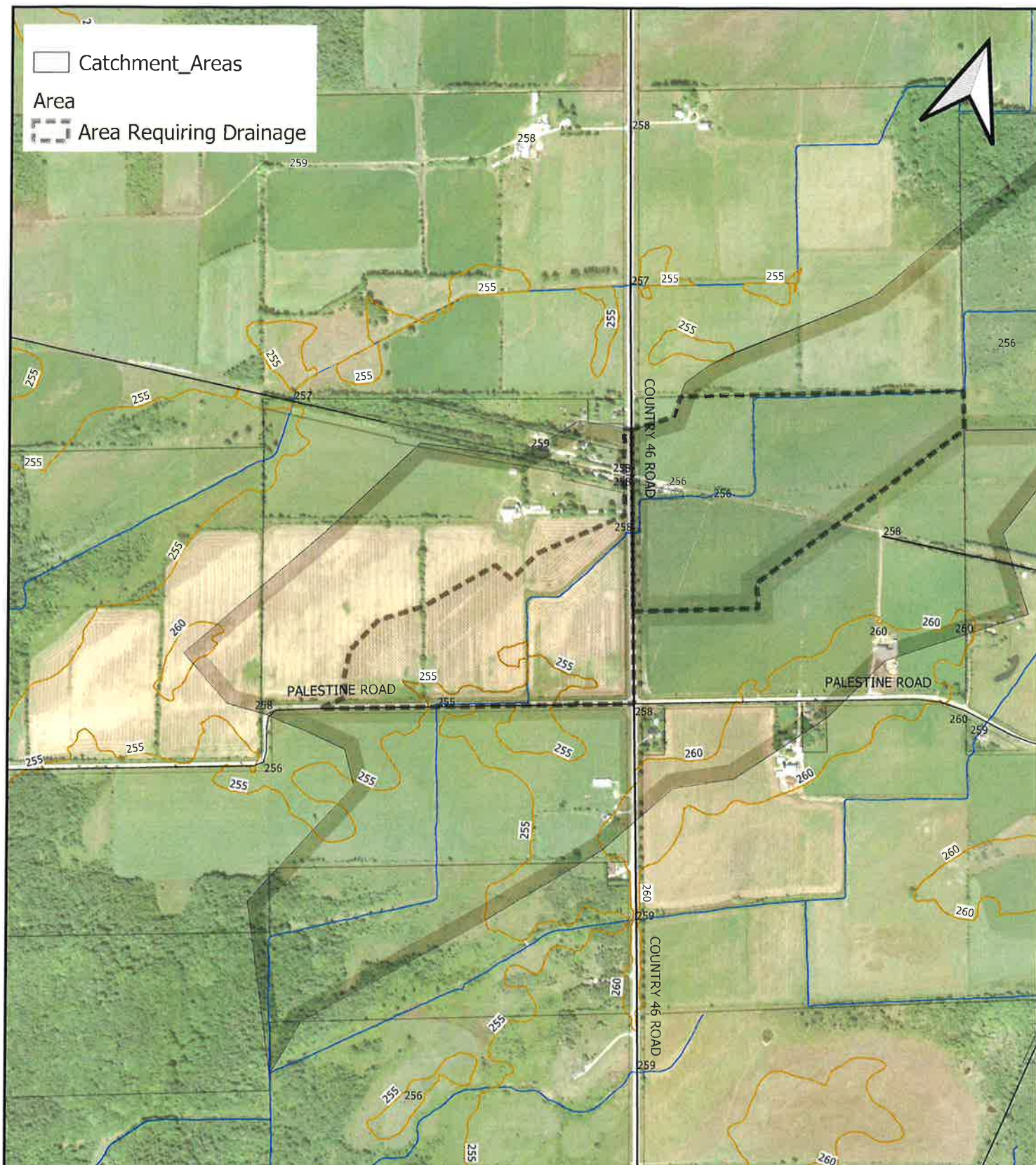


Figure  
Area Requireing Drainage



D.M. Wills Associates  
Limited  
150 Jameson Drive  
Peterborough, Ontario  
K9J 0B9

P. 705.742.2297  
F. 705.741.3568  
E. wills@dmwills.com

Drawn by:  
MJH

Chercked by:  
KS

Engineer.  
MJH

Project No.  
19-5377

Scale (Horz):  
  
1:10000

Map Date:  
July 13, 2020

Map File No.  
1 of 1



**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

## **MEMO**

**Date:** September 11, 2019  
**To:** Drainage Board  
**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets  
**Re:** Petition for Municipal Drainage  
MacEachern - Brown petition  
**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### **Recommendation:**

**That** the memorandum from the Drainage Superintendent - Engineering and Corporate Assets L. Feiter, dated September 17, 2019, regarding the petition for drainage works by owners of Concession 2, Part Lot 16, Geographic Township of Eldon (being Scott Brown of D.S. & B. Farms Inc.), and Concession 3, Part Lot 16, Geographic Township of Eldon (being Robert and Lynda MacEachern), be received;

**That** Council proceed with the petition submitted by D. S. & B. Farms Inc. and Robert and Lynda MacEachern for drainage works for Concession 2, Part Lot 16, and Concession 3 Part Lot 16 Geographic Township of Eldon to be known as the “MacEachern-Brown Drain” and instruct the City Clerk to proceed with the notices required under Section 5 of the *Drainage Act*;

**That** Staff concurrently continue to pursue with the petitioners options for a mutual drain agreement as per the City Policy; and

**That** pursuant to Section 8(1) of the *Drainage Act*, R.S.O. 1990, Chapter D. 17, staff recommend to Council a Drainage Engineer for the examination of the area requiring drainage and proceed with the requirements of the proposed MacEachern-Brown Drain.



**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

## **Background:**

The subject area/ land is bounded by Palestine Road to the South, and is separated by Kawartha Lakes Road 46 (refer to Appendix A). There are no existing Municipal Drains within the vicinity. The area of the land identified in the petition is approximately 200 acres in size.

The property is within the Simcoe County Conservation Authority jurisdiction as defined under the Ontario Conservation Act and has an identified watercourse on the property (see appendix B). This existing watercourse has been identified as the Eli Budd Award Drain, awarded construction in 1904.

On September 3, 2019 the City of Kawartha Lakes Clerks department received a petition for Drainage works within the subject area (Appendix C).

The Drainage Superintendent was called to site after a neighbor was concerned that a drainage ditch had been replaced with a covered pipe. A records request was completed and it was determined that the ditch was an existing Award drain. A meeting was held with landowners where legislation governing Award drains was discussed. The following was explained to land owners:

Section 3(18) of the Drainage Act states:

### **Drainage works constructed on requisition**

3 (1)-(17) Repealed: 2010, c. 16, Sched. 1, s. 2 (1).

### **Existing ditches**

(18) Every ditch constructed under *The Ditches and Watercourses Act*, being chapter 109 of the Revised Statutes of Ontario, 1960, shall be maintained in accordance with the award of the engineer providing for such maintenance until such ditch is brought under the provisions of this Act by petition under section 4. 2010, c. 16, Sched. 1, s. 2 (2).

Therefore, the drain must be maintained as per the latest engineer's report until it is petitioned for a municipal drain.

The first step to initiating maintenance is to send notice to the owner who is not maintaining their section of drain. This notice was served which initiated a site meeting between the land owner in contravention and owner serving notice. If the drain is still not maintained as per the engineer's report then there are three options for the landowner serving notice;

- Initiate a civil lawsuit based on non-compliance with an agreement.
- Initiate an appeal to the drainage referee under subsections 3(18) and paragraph 106(1)(c) of the Drainage Act.
- Petition under section 4 of the drainage act to have the award drain made into a municipal drain.





**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

It is up to the land owner to initiate the appeal to the drainage referee and the procedure to follow for appeal is Ontario regulation 232/15 Rules of Practice and Procedure in Proceedings Before the Referee. Recommendation was made that all land owners to seek their own legal advice for clarify and next steps.

Subsequent meetings where held with the applicants representative and City staff on site to review options for a mutual drain, municipal drain or alterations to the award drain. This situation was also discussed with the current Drainage Coordinator for OMAFRA. It was of the opinion that upon appeal, the Drainage Referee would change the Award to a Municipal drain and therefore the petitioning process initiated as per Section 4(1) of the Ontario Drainage Act. It was determined to be too costly and time consuming to pursue the appeal process and a petition was submitted to the Clerk's office on September 3<sup>rd</sup>, 2019.

### **Alternatives:**

As an option for required drainage the City firstly promotes the use of a Mutual agreement through the City's policy for Agricultural Tile discharge to roadside ditches prior to pursuing a petition for a Municipal drain under the Ontario Drainage Act. At this point in time the Drainage Superintendent has currently presented this option to the petitioners and explained its avenues in comparison to petitioning for a Municipal Drain under the Drainage Act. At this current time the petitioners wish to carry on with the process under the Drainage Act for the petition. Staff will leave the door open for pursuing a mutual agreement up until the prescribed time the petitioner has under the Drainage Act for removing their names and abandoning the petition.

### **Recommendation for appointment of a Drainage Engineer:**

Currently the City has a pool of Drainage Engineers which list in the following.

Burnside Engineering  
Tulloch Engineering  
K-Smart Engineering  
R. D. Dobbin Engineering  
DM Wills Engineering.

### **Attachments:**



## Lucas Feitler

---

**From:** Lucas Feitler  
**Sent:** Monday, July 20, 2020 3:00 PM  
**To:** [REDACTED]  
**Cc:** Mike Farquhar  
**Subject:** RE: Drainage Act information

Hi Karen,

You're welcome, please see my answers below. I have also tried to include the Drainage Act sections that correspond with my answers.

is this project already approved to go ahead?

The simple answer, Yes.

A petition has been submitted to council which initiates the procedures of the Drainage Act. The City of Kawartha Lakes has a Drainage Board that can also make decisions on City Council's behalf. The Drainage Board and City Council elected to proceed and accept the petition. If a municipality decides to accept a petition, it must appoint an engineer to determine the validity of said petition (section 8). So far the Engineer has conducted the on-site meeting and determined the petition is valid. Under section 9(5)) of the Drainage Act, the Drainage Board must now instruct the engineer to proceed with a report or preliminary report.

The Municipality must follow the procedure as it is laid out in the Drainage Act.

We are currently arranging this Drainage Board meeting. Please let me know if you would like to view or participate as this meeting can be livestreamed.

who is paying for D.M. Wills engineering company?

Throughout the design and construction phase, and until the drainage costs can be levied to assessed owners, the fees are paid by the Municipality. Once all construction and appeal periods have expired, costs are assessed to land owners. If requested by the land owner, the fees can be debentured over a period of 10 years. The engineering fees form part of the drainage works and are therefore paid by the watershed (section 70)

who is responsible to contact the Lake Simcoe Conservation Authority, the Planning and Development Environmental Regulations and related Watershed departments, and the Planning and Regulations dept.? And, at what point in the process are they involved?

It is the Municipalities' responsibility to notify the local Conservation Authority when a petition is submitted to Council (Section 5(1)(b)). This notification was sent to the General Manager of Planning and Development on November 1<sup>st</sup>, 2019.

In addition, the same Section 9 'On-Site' meeting invitation, that was sent to yourself, was sent to the General Manager of Planning and Development.

Once the design is completed, Lake Simcoe Conservation Authority will have to review. They must approve and issue a permit to complete the work. No construction will begin without approval from the Lake Simcoe Conservation Authority.

Thank you,

**Lucas Feitler**

Senior Engineering Technician, Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



**From:** karen buckmackintosh [REDACTED]  
**Sent:** Friday, July 17, 2020 1:27 PM  
**To:** Lucas Feitler <lfeitler@kawarthalakes.ca>  
**Subject:** Re: Drainage Act information

Lucas

Thank you for this information.

Can you please clarify a couple of things.

- is this project already approved to go ahead?
- who is paying for D.M. Wills engineering company?
- who is responsible to contact the Lake Simcoe Conservation Authority, the Planning and Development Environmental Regulations and related Watershed departments, and the Planning and Regulations dept.? And, at what point in the process are they involved?

Sincerely,  
Karen Buck-Mackintosh

On Wed, Jul 15, 2020 at 3:29 PM Lucas Feitler <lfeitler@kawarthalakes.ca> wrote:

Hello Karen Buck-Mackintosh,

Thank you for attending last week's on-site meeting for the MacEachern-Brown municipal drain.

The *Drainage Act, R.S.O. 1990, c. D.17* contains a detailed and specific procedure for land owners to obtain a legal outlet for their water. As discussed on site, I wanted to reach out and provide some additional informational sheets regarding municipal drains.

I have attached two factsheets from the Ontario Ministry and Agriculture, Food and Rural Affairs (OMAFRA) to this email. For a better understanding of the Drainage Act, I recommend that you read

through these, as well as visit OMAFRA's website at <http://www.omafra.gov.on.ca/english/landuse/drain-pub.htm>. This website is a great resource for drainage information and legislation. I highlight and recommend reading over the following additional factsheets from OMAFRA's website; Drainage Act Appeals, Duties of the Landowner Under the Drainage Act, and Municipal Drains and the Land Owner.

Should you have any general questions related to the *Drainage Act, R.S.O. 1990, c. D.17* please do not hesitate to contact me. If you have specific questions or requests related to the MacEachern-Brown drain, please direct them to Ken Smith at D. M. Wills Associates Limited. He can be reached by calling their office at (705) 742-2297 or alternatively by emailing [ksmith@dmwills.com](mailto:ksmith@dmwills.com).

Thank you,

**Lucas Feitler**  
Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



This message, including any attachments, is privileged and intended only for the addressee(s) named above. If you are not the intended recipient, you must not read, use or disseminate the information contained in this e-mail. If you have received this e-mail in error, please notify the sender immediately by telephone, fax, or e-mail and shred this confidential e-mail, including any attachments, without making a copy. Access to this e-mail by anyone else is unauthorized.

## Lucas Feitler

---

**From:** [REDACTED]  
**Sent:** Wednesday, July 15, 2020 5:11 PM  
**To:** Lucas Feitler  
**Subject:** Re: Drainage Act information

Hello Lucas,

Thank you for coming out to the site to explain all the particulars to myself and all the neighbours.

"Climate Change" has not been factored into the equation, this will be the 5th drought in 8 years on record. Will this drain be the bane of the whole area's crops being burned off in the scorching heat and lack of rain? And who will be responsible for this catastrophe?

Mr. Brown voluntarily filled in his portion of an awarded ditch and caused all the trouble with Mr. MacEachern, this is a litigation matter rather than shared expense on neighbouring farms that clearly don't want this drain and cannot afford this extravagant expense, people have been bankrupted for less.

We clearly do not want our lands drained into a desert during these times of climate insecurity. We do not want any type of ditching system that renders our crops without the moisture to grow. Over a 33 year period we have carefully nurtured a 55 ac. ecological reserve on lot 17, conc.3 to hold back any runoff and sequester the water for a slow release over severe drought years. This proposed municipal drain will devastate the whole area in a dry year.

Please feel free to forward on this email to council, neighbour's or anyone else involved in this case.

Thank you for your consideration in this matter and have a good day.

Yours very truly,

Christine Halbot & Fraser Currie

On 2020-07-15 15:41, Lucas Feitler wrote:

Hello Christine Halbot,

Thank you for attending last week's on-site meeting for the MacEachern-Brown municipal drain.

The *Drainage Act, R.S.O. 1990, c. D.17* contains a detailed and specific procedure for land owners to obtain a legal outlet for their water. As discussed on site, I wanted to reach out and provide some additional informational sheets regarding municipal drains.

I have attached two factsheets from the Ontario Ministry and Agriculture, Food and Rural Affairs (OMAFRA) to this email. For a better understanding of the Drainage Act, I recommend that you read

through these, as well as visit OMAFRA's website at <http://www.omafra.gov.on.ca/english/landuse/drain-pub.htm>. This website is a great resource for drainage information and legislation. I highlight and recommend reading over the following additional factsheets from OMAFRA's website; Drainage Act Appeals, Duties of the Landowner Under the Drainage Act, and Municipal Drains and the Land Owner.

Should you have any general questions related to the *Drainage Act, R.S.O. 1990, c. D.17* please do not hesitate to contact me. If you have specific questions or requests related to the MacEachern-Brown drain, please direct them to Ken Smith at D. M. Wills Associates Limited. He can be reached by calling their office at (705) 742-2297 or alternatively by emailing [ksmith@dmwills.com](mailto:ksmith@dmwills.com).

Thank you,

**Lucas Feitler**  
Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



This message, including any attachments, is privileged and intended only for the addressee(s) named above. If you are not the intended recipient, you must not read, use or disseminate the information contained in this e-mail. If you have received this e-mail in error, please notify the sender immediately by telephone, fax, or e-mail and shred this confidential e-mail, including any attachments, without making a copy. Access to this e-mail by anyone else is unauthorized.



**The Corporation of the City of Kawartha Lakes**

12 Peel Street P.O. Box 9000

Lindsay, ON K9V 5R8

Phone: 705-324-9411, Ext. 1156

Fax: 705-324-2982

## **Memorandum**

**Date:** September 3, 2020

**To:** Drainage Board

**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets

**Re:** Request for Drain Improvement – Section 78  
Hugh Davidson Municipal Drain

**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### **Recommendation:**

**Recommend That** the memorandum from the Drainage Superintendent - Engineering and Corporate Assets L. Feiter, dated September 3, 2020, regarding the Request for Drain Improvement for the Hugh Davidson Municipal Drain by owners Ed Bagshaw of Concession 8, PT W1/2 Lot 19, geographic Township of Mariposa, be received;

**That** the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17;

**That** pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that \_\_\_\_**(insert engineer)**\_\_\_\_ be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements of the proposed improvement under section 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17.





## **Background:**

During last year's inspections the Drainage Superintendent walked the Hugh Davidson Municipal Drain. Fill had been brought in and was placed beside the open section of the drain. The Drainage Superintendent met with the land owner, Ed Bagshaw who stated he wished to enclose the drain on his property. The Superintendent explained that this was a municipal drain and that this request would have to follow the procedures of the *Drainage Act, R.S.O. 1990, Chapter D. 17*.

The Superintendent explained that in the past, enclosing municipal drains have not been approved by local Conservation Authorities. Ed Bagshaw has since met on site with the aquatic biologist from Kawartha Region Conservation Authority to review the enclosure. I contacted the biologist who confirmed he has no issues with the proposed work and plans on issuing a permit for this specific enclosure.

Ed Bagshaw supplied a "Notice of Request for Drain Improvement, subs 78(1)" on August 18, 2020 to the City Clerk's Office. The Drainage Act requires the City to respond to this notice within 30 days.

Unlike a section 4 petition drain, proceeding with a section 78 improvement to a drain is entirely at the discretion of Council, and in Kawartha Lakes, the Drainage Board.

This specific request is made to improve the effectiveness of a single landowner's use of drain. However, this drain has been largely unmaintained and monitored for the past 40 years. Therefore, Engineering recommends proceeding with a new engineer's report to address the following additional concerns:

- The drain is not as per design. The Taylor road crossing has been altered and catch basins have been installed. The 'C.Farr' land has been enclosed. It is unknown if this enclosure is sized correctly. No records exist of this work being completed and it is unknown if it was approved by the drainage superintendent at the time the previous work was done. The scope and cost of work to get the drain back to its original condition, as per the latest engineer's report, would be quite large.
- The infrastructure on Highway 7 likely does not meet current M.T.O. standards.
- Additional land has been brought into the drain through tiling, from outside the drainage shed of the drain. The extent is currently unknown but outlets are visible.
- There is significant erosion, vegetation and fallen trees in brush area. A cleanout is required regardless of improvement request.



**The Corporation of the City of Kawartha Lakes**

12 Peel Street P.O. Box 9000

Lindsay, ON K9V 5R8

Phone: 705-324-9411, Ext. 1156

Fax: 705-324-2982

For the above reasons Engineering recommends proceeding with a new engineer's report

**Alternatives:**

1. Do not proceed with an improvement.
2. Initiate procedures to abandon the drain under section 84(2) of the *Drainage Act, R.S.O. 1990, c. D.17.*

**Recommendation for appointment of a Drainage Engineer:**

Currently the City has a pool of Drainage Engineers who are listed below. Should the City decide to proceed, and depending on availability the Engineer firm, an engineer should be selected from this list, and appointed on a date 30 days after the required notice is sent to Kawartha Conservation:

Burnside Engineering.  
Tulloch Engineering.  
M. Gerrits Consulting.  
R. D. Dobbin Engineering.  
DM Wills Engineering.  
K. Smart Engineering.

**Attachments:**

Drain report and drawings

Improvement request

H. M. GIBSON LTD.  
CONSULTING ENGINEERS

H. M. GIBSON, B.A.Sc., P.ENG., D.L.S.

1291 COMMISSIONERS RD., W.  
LONDON, ONTARIO, N6K 1C9  
471-7900

July 29, 1977

File No. 11-30

The Reeve and Members,  
Municipal Council,  
Township of Mariposa

Gentlemen:

Hugh Davidson Municipal Drain

In accordance with your instructions pursuant to a petition signed by Hugh Davidson, owner of the NE $\frac{1}{4}$  of Lot 20, Concession 8 and others comprising the majority in number of the owners in an area requiring drainage, I have made an examination and survey of the area and submit herewith report, plan, profile, specifications and assessments for a work to be known as the Hugh Davidson Municipal Drain.

The Hugh Davidson Drain presently consists of a tile drain across part of the N $\frac{1}{2}$  of Lot 20, Concession 8 with the tile terminating at approximately mid point of the NW $\frac{1}{4}$  of Lot 20. From this point downstream to the line between the East and West halves of Lot 19, Concession 8 it consists of a shallow open ditch which terminates in a pond at Station 37+00.

It was found that the tile drain is quite shallow and is considerably undersized by present Ministry of Agriculture standards. The open ditch is too shallow for the tile and does little more than conduct surface run-off.

I recommend that a new tile drain be constructed across Lot 20, Concession 8 starting on the North side of Highway #7 and outletting on the West side of the 19/20 sideroad. From this point I recommend that an open drain be constructed following the existing course from Station 26+26 to 38+49. From Station 38+49 to Station 64+31 the drain shall follow the low run to an outlet in the Mariposa Brook at the line between the East and West halves of Lot 18, Concession 8.

I have made an allowance for severance, payable to the owners, in lieu of constructing farm bridges. This allowance is sufficient to supply and install culverts of the recommended size. Should an owner wish to have a culvert installed as part of the work, he shall notify the municipality prior to letting of tenders, in which case the allowance shall not be paid to the owner.

The side slopes of the open drain shall be seeded down with a suitable grass mix.

This work may be done by the municipality, or with the approval of Council, by an individual owner or owners. The cost of such seeding shall be a charge to the drainage area. In the event that the work is done by the owners, payment shall be at a fixed rate per acre which is set by Council. The area requiring seeding is slightly in excess of 2 acres.

The plan shows the location of the work and the lands affected by it; the profile and specifications show the dimensions, grades, disposal of material and other particulars of the work.

It is considered equitable to make an allowance for Severance instead of providing for the construction, enlargement or other improvement of farm bridges rendered necessary by the work.

Attention is drawn to Section 80 and Section 82 of the Drainage Act 1975 regarding responsibilities of owners with respect to obstructions.

Should repairs, underpinning or other alterations be required for the Highway Bridge on Highway No. 7 I assess the cost thereof including any necessary expenses incidental thereto against the Ministry of Transportation and Communications having control of said road.

I determine the amounts to be paid in allowance to owners entitled thereto under the Drainage Act 1975 as follows:

# ALLOWANCES

Con.	Lot or Part	Owner	Damage to Lands & Crops (if any) Sec. 30	Severance Sec. 33	Ditch already constructed Sec. 31	Land taken for ditch Sec. 29
8	E <sup>1</sup> / <sub>2</sub> 18	K & B Rich	290.00	350.00		725.00
	N pt W <sup>1</sup> / <sub>2</sub> 19	K & B Rich	230.00	280.00		580.00
	N pt E <sup>1</sup> / <sub>2</sub> 19	C. Farr	245.00	280.00	490.00	620.00
	NW <sup>1</sup> / <sub>4</sub> 20	E. Haines	330.00			
	NE <sup>1</sup> / <sub>4</sub> 20	H. Davidson	180.00			
9	E <sup>1</sup> / <sub>2</sub> 20	B. VanDenBerg	30.00			
			<u>1,305.00</u>	<u>910.00</u>	<u>490.00</u>	<u>1,925.00</u>

TOTAL ALLOWANCES - \$4,630.00

MY ESTIMATE OF THE COST of the work is as follows:

MAIN DRAIN OPEN

6,600 cu. yds. of excavation including removal of brush, trees and boulders up to $\frac{1}{2}$ cu. yd. and levelling of excavated material and construction of silt basins at Stations 30+00 to 31+00, 44+00 to 45+00, 53+00 to 54+00 and 62+00 to 63+00	5,280.00
Clearing of brush, trees, logs and stumps Station 38+49 to 64+31	940.00

MAIN DRAIN CLOSED

370 lin. ft. of 14" dia. #1 Field Tile	555.00
Dig, lay and backfill	675.00
1,287 lin. ft. of 12" dia. #1 Field Tile	1,495.00
Dig, lay and backfill	2,010.00
793 lin. ft. of 10" dia. #1 Field Tile	700.00
Dig, lay and backfill	1,035.00
19/20 Sideroad	
40 lin. ft. of 15" dia. 14 ga. C.M.P.	215.00
Installation of C.M.P. complete with granular base and backfill	300.00
Outlet structure Sta. 26+26	
20 lin. ft. of 15" dia. 16 ga. C.M.P. complete with rodent grate	100.00
Installation of C.M.P. complete with heavy field stone rip rap (3 cu. yds.)	200.00
Work on Hwy.No.7 right-of-way Sta. 0+00 - 1+20	
20 lin. ft. of 12" dia. 16 ga. C.M.P.	70.00
Installation of C.M.P.	30.00
80 lin. ft. of 12-3/4" dia. 0.25" wall steel casing	530.00
Installation of casing by boring	3,200.00
20 lin. ft. of 12" dia. 16 ga. C.M.P.	70.00
Installation of C.M.P.	30.00
2 Catchbasins Sta. 0+00 and 9+13	500.00
Survey, Plan, Report, Assistance & Expenses	2,730.00
Allowances under the Drainage Act 1975	4,630.00
Supervision of construction (by Engineer)	1,365.00
Contingencies	700.00
Total Estimated Cost	\$27,360.00

This sum of \$27,360.00 I assess against the lands and roads affected according to the annexed Schedule of Assessment.

Whether or not the Ministry of Transportation and Communications elects to do the work on Highway Number 7 Station 0+00 to Station 1+20 it shall be assessed the actual cost of the work as a special assessment in addition to the Benefit and Outlet assessments.

After construction, the drain shall be maintained by the Municipality of the Township of Mariposa at the expense of all the lands and roads assessed herein and in the same relative proportion until said assessment shall be varied according to the provisions of the Drainage Act, with the exception that the special assessment against Highway Number 7 shall not apply.



*H. M. Gibson*  
H.M. Gibson, P. Eng., O.L.S.

#### RECOMMENDED CULVERT SIZES

Con.	Lot or Part	Owner	Ft. diameter or equivalent sq. ft. of opening
8	E $\frac{1}{2}$ 18	K & B Rich	24'x36" dia. 14 ga.C.M.P.
	NW pt 19	K & B Rich	24'x30" dia. 14 ga.C.M.P.
	NE pt 19	C. Farr	24'x30" dia. 14 ga.C.M.P.

\* Denotes non-agricultural lands

TOWNSHIP OF MARIPOSA - SCHEDULE OF ASSESSMENT - HUGH DAVIDSON MUNICIPAL DRAIN - Project No. 11-30

Con.	Lot or Part	Approx. Acres Affected	Owner	MAIN DRAIN OPEN		MAIN DRAIN CLOSED		Special Assessment
				Benefit Liability	Outlet Liability	Benefit Liability	Outlet Liability	
8	E $\frac{1}{2}$ 18	22	K & B Rich	3,120.00				
	N pt W $\frac{1}{2}$ 19	22	K & B Rich	3,075.00	81.00			
	N pt E $\frac{1}{2}$ 19	32	C. Farr	3,300.00	252.00			
	S pt 19	5	J. McMorrow		21.00			
	S $\frac{1}{2}$ 20	11	L. Hope		150.00		39.00	
	Pt NW $\frac{1}{4}$ 20	45	E. Haines	300.00	615.00	3,300.00	144.00	
*	Pt NW $\frac{1}{4}$ 20	F	<del>R. Barclay G. Bos</del>		15.00		39.00	
	NE $\frac{1}{4}$ 20, N $\frac{1}{2}$ 21	21	H. Davidson		288.00	2,235.00	474.00	
* 9	Pt SW $\frac{1}{4}$ 20	F	L. Foster		15.00		39.00	
*	Pt SW $\frac{1}{4}$ 20	F	T. Hannah		15.00		39.00	
*	Pt SW $\frac{1}{4}$ 20	F	R. Deschamps		15.00		39.00	
	Pt SW $\frac{1}{4}$ 20	5	C. Everson		69.00		126.00	
	SE $\frac{1}{4}$ 20	24	B. VanDenBerg		330.00	585.00	600.00	
*	Pt SE $\frac{1}{4}$ 21	1	Victoria County Bd. of Education		15.00		39.00	
	Pt SE $\frac{1}{4}$ 21	5	Doug Appelton		69.00		126.00	
	Total Lands			9,795.00	1,950.00	6,120.00	1,704.00	
	Sideroad 19/20	2.5	Twp. of Mariposa	180.00	135.00	750.00		
	Highway No. 7	5.5	Min. of Tpt. & Comm.		450.00	1,185.00	1,251.00	3,840.00
	Total Roads			180.00	585.00	1,935.00	1,251.00	3,840.00
	Total Lands and Roads			9,975.00	2,535.00	8,055.00	2,955.00	3,840.00
			TOTAL ASSESSMENT	-	\$27,360.00			



H.M. GIBSON LIMITED

1291 Commissioners Rd. W.,  
London, Ontario  
N6K 1C9

SPECIFICATIONS

1. EXTENT OF WORK: These specifications and the report, plan and profile of the same date apply to and govern the construction of:

3,801 lineal feet of OPEN DRAIN (6,600 cu. yds.)  
2,630 lineal feet of CLOSED DRAIN  
2 catchbasins

2. INSTRUCTIONS TO BIDDERS: Tenders will be received and contracts awarded only in the form of a lump sum for the completion of the whole work in accordance with the plan, profile and specifications or of such portions as specified in the Tender call.

Each bidder shall file a sealed proposal and with it a certified cheque for a sum equal to ten percent (10%) of the bid price, made payable to the Municipality. If a person making such a proposal fails to enter into a contract pursuant to the requirements of the Council within fourteen days of acceptance of the proposal, the aforesaid cheque shall be forfeited to the Municipality. All certified cheques, except that of the bidder to whom the work is awarded, will be returned within ten days after the contract is awarded. The certified cheque of the bidder to whom the work is awarded, will be returned with the final payment of the work.

The bidders must examine for themselves the plans, profiles and specifications, and the location of the proposed work, and exercise their own judgement as to the extent of the work to be done. The Contractor must assume all risks of variance in any computation by whomsoever made, of statements of amounts or quantities necessary to complete the work required by the contract.

If any doubt exists in the mind of any person tendering as to the exact meaning of any portion of these specifications or this plan or profile, it must be removed before signing the contract agreement; thereafter the Contractor will be bound by the decision of the Engineer on all points.

3. ERRORS: The Contractor shall satisfy himself before the commencement of any part of the work, of the meaning of all stakes, marks and any apparent errors which he may find shall be immediately reported to the Engineer for correction before the work is commenced. Should the Contractor attempt to correct the mistakes, he will be held liable to bring the work back to the proper grade.
4. TERMINATION OF CONTRACT: Time shall be deemed the essence of this contract. All the work included in the contract must be concluded on or before the date fixed at the time the contract is awarded. The Contractor further agrees that if at any time the Engineer shall be of the opinion and shall so certify in writing to the Municipal Council, that the said work or any part thereof is unnecessarily delayed or that the said Contractor is violating any of the conditions of this contract, or is executing same in bad faith, or if the said work is not fully completed within the time named in the contract for its completion, the Council shall have the power, five days after receiving notice of the Engineer, to notify the said Contractor to discontinue all further work and terminate all future performance thereof by the Contractor but reserving all claims against the Contractor for breach of contract by written notice to be served upon the Contractor, either personally, or at his residence, or by registered mail, or with his agent in charge of the work. Thereupon the Contractor shall discontinue said work, and the Council shall have the power to procure labour, tools, material and machinery, by contract or otherwise, and to complete said work, and to charge the expense thereof, including other damages of every name and nature, to the aforesaid Contractor. The expense so charged shall be deducted by the Council out of such moneys as may then be due, or may at any time thereafter become due to the said Contractor under or by virtue of this Agreement. In case such expense is less than the amount which would have been payable under the contract if the work had been completed by said Contractor, he shall receive the difference, and in the case such expense shall exceed the sum, he shall pay the amount of such excess to the Municipality.

5. **ALTERATIONS:** The Engineer may make minor changes in the work as it progresses, an amount proportionate to the amount contained in the tender being added to or deducted from the contract price to cover such changes. No change will be made unless ordered by the Engineer in writing.
6. **SPECIAL CONDITIONS:** If the Contractor should encounter any conditions of any sort which may not have been known to the Engineer, and were not provided for by these plans and specifications, and which would make necessary alterations to the plans and specifications in order that the work be completed in a satisfactory and workmanlike manner, the Contractor shall immediately notify the Engineer who will make the necessary alterations. Failure of the Contractor to so notify the Engineer shall not relieve the Contractor of the responsibility of fully completing the work and maintaining it for a period of one year after completion of construction.
7. **HIGHWAYS, UTILITIES, ETC.:** The Contractor shall, before performing any work affecting the land or property of the Ministry of Transportation and Communications, or any Railway, Telephone, or Pipeline Company or Public Utility, obtain at his expense any necessary permits. The Contractor shall further agree to perform the work affecting said lands or property in accordance with the specifications of such Ministry, Company or Utility, as though said specifications were hereto attached.
8. **DAMAGES, LIABILITY:** The Contractor shall pay all losses, damages or claims received by the Municipality and he shall protect and save harmless the Municipality against liability for any accidents, damages, casualty, losses or claims directly or indirectly arising out of the Contract, or manner of performance thereof by the Contractor, his agents, employees or sub-contractors. The Contractor will be solely liable for all injuries and/or accidents to workmen, and/or public and/or property and shall furnish the Municipality with proof of his insurance against all liabilities prior to obtaining the Contract.

The Contractor shall be held liable for any expenses or damages occasioned by fences being left open or improperly closed, insufficient guarding and lighting or bad workmanship at places where a drain runs along or across a road allowance or any negligence in carrying on the work. Any such expense or damages may be deducted by the Engineer from the amount of the contract or may be recovered by the Municipality from the Contractor or his sureties.

9. **PAYMENT:** Progress payment in cash equal to about 80% of the value of the work done and materials incorporated in the work will be made to the Contractor on the written certificate of the Engineer. An additional 17% will be paid 30 days after the final acceptance by the Engineer, and 3% of the contract price may be reserved by the Municipality for one year. After the completion of the work, any part of this reserve may be used to make good defects developed within that time from faulty workmanship, materials supplied by the Contractor and loose backfill, provided that written notice shall first be given the Contractor so that he may promptly make good such defects if he so desires.
10. **FINAL INSPECTION:** All the work included in the contract must at the time of completion and final inspection have the full dimensions and cross-sections. Final inspection will be made by the Engineer within 30 days after he has received notice in writing from the Contractor that the work is completed or as soon thereafter as weather conditions permit.
11. **STAKES:** Stakes are set one hundred feet apart throughout the course of the work or as shown on the accompanying plan and profile. The Contractor shall be held liable for the cost of replacing any stakes or bench marks destroyed during the course of construction and the drainage area shall be liable for the cost of replacing stakes or marks destroyed before commencement of construction.
12. **LINE:** The drain shall run in straight lines throughout each course except that at intersections of courses it shall run on a curve of at least 50 feet radius. The centre line of the present drain shall in general be the centre line of the finished work but the present courses shall be lined out and all sloping and widening necessary shall be done in such manner as to make the finished work uniform.
13. **PROFILE:** The drain is to be excavated to regular grade lines as shown on the profile. These grade lines are governed entirely by the bench-marks and show the bottom of the finished drain. In the case of tile drains the grade line is that of the inner side of the invert. The profile shows, for the convenience of the Contractor and others, the approximate depths from the surface of the ground at points where the numbered stakes are set and from the average bottom of the present drain as taken at the time of survey but the bench-marks must govern. The depths are indicated on the profile in feet and tenths of feet.

14. EXCAVATION: Both sides of an open drain are to be sloped one foot horizontally to one foot vertically, or as otherwise shown on the accompanying profile. The drain shall have the full specified bottom width at the grade line.
15. EXCAVATED MATERIAL: A clear berm or margin of at least six feet shall be left between the top edge of the ditch and the spoil bank. No excavated material is to be left in any ditches, depressions, furrows or tiles intended to conduct water into the open drain. In no case shall the side of the spoil bank nearest the ditch have a slope greater than one and one half to one. Excavated material shall in general be placed on the lower side of the drain or on the side opposite trees and fences. The spoil shall be deposited, spread and levelled so that the land on which it lies may be cultivated with adjacent lands by use of ordinary farm machinery. This shall mean the spreading of material to a maximum depth of 12 inches. If the Contractor obtains a statement in writing, signed by the owner of the lands affected that he does not wish the spoil to be levelled, the Engineer may release the Contractor from obligation in that regard. Disposal of the material shall be to the satisfaction of the Engineer or the Commissioner appointed to be in charge of the work.
16. ROADS: Where a drain is removed from the road allowance, the new channel shall be constructed entirely on farm lands and the excavated material shall be placed in the abandoned channel. Excess material, if any, not required for such filling, shall be placed on the adjoining farm lands. On road allowances, disposal of excavated material, levelling, backfilling, installation of culverts and catch basins, and all other work shall be performed as directed by the Superintendent in charge of the road concerned and to his satisfaction.

Any corrugated metal pipe culverts laid under the travelled portion of any road allowance shall be laid on six inches of pit run gravel and shall be backfilled to the road surface with pit run gravel. Any paved road surface shall be restored with a similar paving material to the satisfaction of the road authority having jurisdiction.
17. CLEARING - TILE DRAINS: All brush, timber, logs and stumps shall be cleared back a minimum of 50 feet on each side of the drain, unless otherwise specified on the profile. All cleared material shall be piled for use or disposal by the owner.

## 17. Continued

**CLEARING - OPEN DRAINS:** Brush, timber, logs, stumps or stones or any other obstructions in the course of the work, and any brush along the banks thereof shall be removed to a sufficient distance to be clear of the excavated material, or to the width as shown on the profile. No brush or trees are to be left inside the slopes of the drain whether they come within the limits of the excavation or not. Brush removed from the drain and banks thereof shall be piled to the satisfaction of the Engineer. Contractors will be permitted to cut standing timber along the banks of the drain to the extent that may in the opinion of the Engineer be reasonably necessary for the operation of the excavating equipment. Timber necessarily cut by the Contractor shall be left on the property where found for the use or disposal of the owner.

18. **FENCES:** The Contractor will be permitted to remove fences to the extent necessary to enable him to excavate the drain and dispose of the material. Any such fences must be carefully handled so as to cause no unnecessary damage, and shall be replaced by the Contractor in as good condition as found so far as material permits. Fences shall be properly stretched and fastened. Replacing of the fences shall be to the satisfaction of the Engineer or the Commissioner appointed to be in charge of the work. When authorized by the Engineer, the Contractor shall supply new materials to repair a fence, the cost of such material being an additional expense to the drainage area.
19. **EXCAVATION AT BRIDGE SITES:** The Contractor shall be required to excavate the drain to full depths and as nearly as possible to the full widths and slopes at the sites of all bridges. Temporary bridges may be removed for this purpose and the material left at the side of the drain for the subsequent use of the owner in rebuilding. Bridges of a permanent character are not to be unnecessarily disturbed, the excavation at these bridges being made if necessary by hand, tractor, or other suitable means.
20. **BRIDGES:** All bridges hereafter constructed or reconstructed, in order not to be regarded as obstructions, shall have openings of clear width equal to twice the specified bottom width of the drain.
21. **ALLOWANCES FOR DAMAGES:** The damages for which allowances are made include damages for lands on which the excavation is actually made and those on which excavated material, timber, brush or other obstructions may be deposited.

22. **TILE AND LAYING:** All tile shall be sound, of first quality and conform to the requirements of ASTM C412. They shall be laid carefully on a smooth bottom with joints fitting tightly. The grade shall be made by using horizontal sight-bars at stakes above and below the point where the tile is being laid.
23. **LATERAL TILE DRAINS:** The Contractor shall guard against damaging outlets of tributary drains and he shall connect tributary drains to the main tile as work progresses. The cost of such connections shall be an extra to the contract.
24. **MAIN OUTLETS:** Any Main, Award or Municipal Drains encountered shall be connected to this drain constructed under these specifications. Any existing tile drains which have an outlet in the upstream end of this drain, or an old drain which may be replaced by this drain, shall be connected to this drain. These connections shall be made by the Contractor as part of this contract.
25. **FILLING:** As the laying of the tile progresses, partial filling is to be made at the sides sufficient to hold the tile in place. After the work is inspected by the Engineer or the Commissioner in charge of the work, the remainder of the excavated material shall be used to restore and maintain the natural surface of the ground. Care shall be taken to backfill the excavated material evenly on either side of the tile to prevent movement of the tile. All backfill material shall be free of stones larger than 4 inches in diameter.
26. **PROTECTION:** The protection at the outlet of a tile drain shall be a length of corrugated metal pipe fitted with a rodent-proof grate. The grate shall be hinged at the top to permit the exit of foreign material from the tile. The pipe shall be protected with hand placed rip rap (sacked concrete or heavy field stone, as directed) and shall extend along bottom of the open drain as directed and in a manner satisfactory to the Engineer. Where heavy overflow is likely to occur, the rip rap shall be extended up the sides to prevent the water cutting around the protection. Protection for the ends of culverts shall be in accordance with the plans, profiles and special specifications provided.
27. **CATCHBASINS:** Shall be constructed in accordance with the plans provided. If there are no existing drains to be connected to the catchbasin at the top end of the drain, a plugged tile shall be placed in the upstream wall, with the same diameter and at the same elevation as the outlet

## 27. Continued

- tile. Where the catchbasin is on a road allowance the Contractor shall obtain from the Road Superintendent approval of the location of the catchbasin, the grate to be used and the elevation at which the top shall be set. All tile entering the catchbasin shall be tightly cemented into the wall.
28. UNSTABLE SOIL: If during the construction of the drain quick sand, fine sand, silt or other unstable soil conditions are encountered the Contractor shall immediately notify the Engineer or Commissioner in charge of the work. The basis of payment for such extra work shall be set by the Engineer.
29. EXCESS TILE: If the tile are supplied by the Municipality, at the end of the job the Contractor shall stockpile all excess tile in one readily accessible location for pick-up by the Municipality.
30. LIVESTOCK: It shall be the responsibility of each owner to keep his livestock clear of the construction area. Loss or damage to livestock in the construction area shall not be the liability of the Contractor except through negligence or carelessness on the part of the Contractor and/or his agents.
31. TRENCH WIDTH: The minimum width of trench shall be not less than the outside diameter of the drain tile plus six (6) inches, except where authorized in writing by the Engineer.
32. RODENT GRATES: Rodent Grates shall be an integral part of the Corrugated Metal Culvert at the outlet. These grates shall be of a style and type acceptable to the Engineer.

IN ADDITION

Lateral Tile - All lateral tile encountered during construction shall be connected to the new tile. The cost of such connections shall be an extra to the contract.

Clearing Widths - Open Work - 70 feet on spoil side. Closed portion - 50 feet on each side of drain, unless otherwise directed by the Engineer.

Open Drain - Side Slopes  $1\frac{1}{2}:1$  ; Bottom width - 3 feet throughout.

Sediment Basins - Shall be constructed in accordance with the attached drawings.

Seeding & Mulching - The grass seed mix shall contain a minimum of three varieties, suitable to the area, NOT including canary grass and shall be approved by Council.

M.T.C. Right-of-way - All disturbed areas on the right-of-way shall be restored to current M.T.C. specifications. The cost of the restoration shall be a direct charge to the M.T.C.



## SPECIFICATIONS FOR MUNICIPAL DRAINS CROSSING TOWNSHIP ROADS

1. The Township will supply no labour, equipment or materials for the construction of the road crossing, with the sole exception of patching an existing asphalt surface.
2. The excavated material removed from the travelled portion of the road and four feet (4') or the full width of the gravelled shoulder, whichever is greater, on each side of the travelled portion, shall be removed. Excavated material may be spread on the right-of-way with the consent of the Township Road Superintendent.
3. The granular backfill material for the excavation on the travelled portion and four feet (4'), or the full shoulder width, on either side shall be acceptable to the Township Road Superintendent, and shall be thoroughly compacted in layers not exceeding 12 inches with a MECHANICAL VIBRATING COMPACTOR.
4. The Township will place the asphalt patch over the excavation on existing asphalt covered roads.
5. The excavated material from the trench beyond a point four feet (4') from the travelled portion, or beyond the outside edge of the gravel shoulder, may be replaced in the trench in the case of covered drains. This material shall be compacted by hand tamping in layers not exceeding 24 inches. The finished work shall be left in a clean and orderly manner, flush with or slightly higher than the adjacent ground.
6. The location on the right-of-way and the elevation of the top of catchbasins, inlets, and junction boxes on the right-of-way shall be as required by the Township Road Superintendent.
7. The Contractor shall give the Township Road Superintendent at least two (2) days notice before he commences any work on the right-of-way of any Township Road.
8. If at all possible, the Contractor shall keep the road open to traffic at all times. The Contractor shall provide suitable warning signs and/or flagmen to the satisfaction of the Township Road Superintendent to notify the motorists of work on the road ahead. If it is necessary to close the road to through traffic, the Contractor shall provide for and adequately sign the detour road route.

H.M. Gibson Limited  
Consulting Engineers

# Notice of Request for Drain Improvement

Drainage Act, R.S.O. 1990, c. D.17, subs. 78(1)

To: The Council of the Corporation of the City of KAWARTHA LAKES

Re: HUGH DAVIDSON DRAIN  
(Name of Drain)

In accordance with section 78(1) of the *Drainage Act*, take notice that I/we, as owner(s) of land affected, request that the above mentioned drain be improved.

The work being requested is (check all appropriate boxes):

- ☐ Changing the course of the drainage works;
- ☐ Making a new outlet for the whole or any part of the drainage works;
- ☐ Constructing a tile drain under the bed of the whole or any part of the drainage works;
- ☐ Constructing, reconstructing or extending bridges or culverts;
- ☐ Constructing, reconstructing or extending embankments, walls, dykes, dams, reservoirs, pumping stations or other protective works in connection with the drainage works;
- ☐ Otherwise improving, extending to an outlet or altering the drainage works;
- ☒ Covering all or part of the drainage works; and/or
- ☐ Consolidating two or more drainage works.

Provide a more specific description of the proposed drain improvement you are requesting:

## Property Owners:

- Your municipal property tax bill will provide the property description and parcel roll number.
- In rural areas, the property description should be in the form of (part) lot and concession and civic address.
- In urban areas, the property description should be in the form of street address and lot and plan number, if available.

Property Description

Conc 8 PTW 1/2 lot 19

Ward or Geographic Township

4 / Markham

Parcel Roll Number

1100302  
1651 ~~00000000~~ 3400 0000

If property is owned in partnership, all partners must be listed. If property is owned by a corporation, list the corporation's name and the name and corporate position of the authorized officer. Only the owner(s) of the property may request a drain improvement.

RECEIVED

AUG 18 2020

OFFICE OF THE CITY CLERK  
KAWARTHA LAKES

**Sole Ownership****Individual or Sole Ownership**

Name (Last Name, First Name) <u>Ed Bagshaw</u>	Signature 	Date (yyyy/mm/dd) <u>2020/08/17</u>
--	--	-------------------------------------

Enter the mailing address and primary contact information of property owner below:

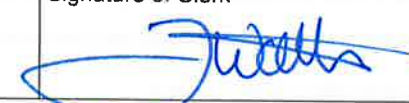
Last Name <u>Bagshaw</u>	First Name <u>Ed</u>	Middle Initial
--------------------------	----------------------	----------------

**Mailing Address**

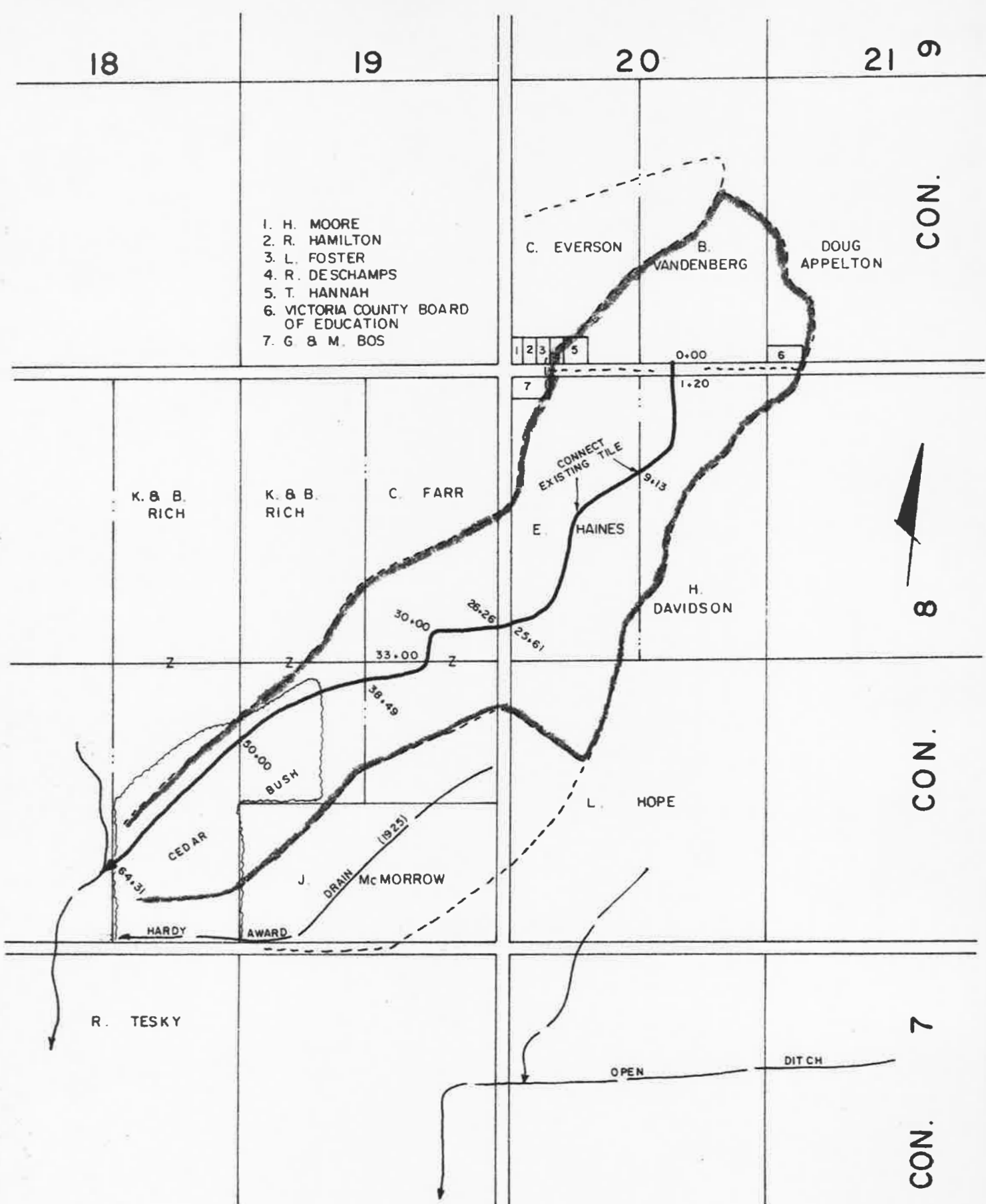
Unit Number	Street/Road Number <u>1299</u>	Street/Road Name <u>Elm Tree Rd.</u>	PO Box
City/Town <u>Lindsay</u>	Province <u>Ont.</u>	Postal Code <u>K9V 4R2</u>	
Telephone Number <u>705-324-4498</u>	Cell Phone Number (Optional)	Email Address (Optional) <u>frmed @ i-zoom.net</u>	

To be completed by recipient municipality:

Notice filed this 18 day of AUGUST 20 20

Name of Clerk (Last Name, First Name) <u>WATTS, JOEL</u>	Signature of Clerk 
--	--





H. M. GIBSON LTD. CONSULTING ENGINEERS KINCARDINE : LONDON	
<b>HUGH DAVIDSON DRAIN TOWNSHIP OF MARIPOSA</b>	
Scale: 1 in = 1000 ft.	File No.
Date: 29 JULY 1977	11 - 30



4.8 RD FENCE  
8.7 0.60 C. ROAD  
4.8 1420 S. RD. FENCE

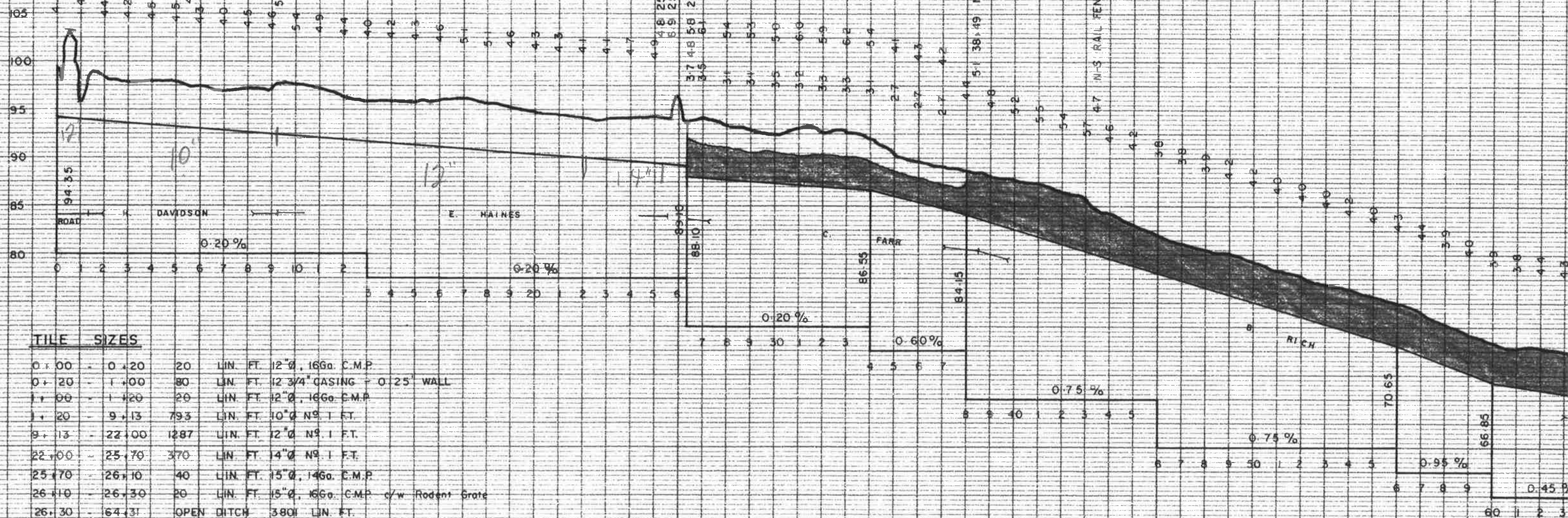
4.2 5.78 E-W FENCE  
4.0  
4.5  
4.6 5.4 9.13 N-S FENCE

4.9 4.8 25.61 E. RD. FENCE  
8.9 25.90 C. RD.  
3.7 4.8 5.8 26.26 W. RD. FENCE

4.4 5.1 38.49 N-S FENCE

5.7 4.7 N-S RAIL FENCE

20.4 acres

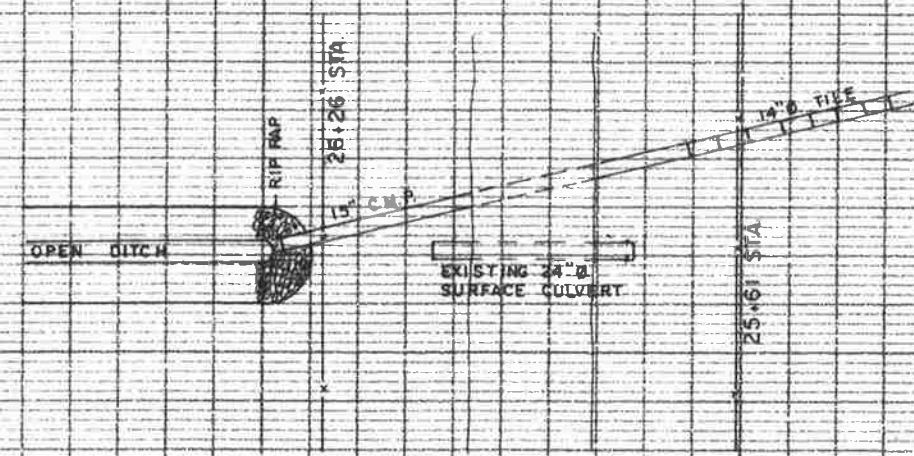


# TILE SIZES

0+00 - 0+20	20	LIN. FT. 12"Ø, 16Ga. C.M.P.
0+20 - 1+00	80	LIN. FT. 12 3/4" CASING - 0.25' WALL
1+00 - 1+20	20	LIN. FT. 12"Ø, 16Ga. C.M.P.
1+20 - 9+13	793	LIN. FT. 10"Ø N9.1 FT.
9+13 - 22+00	1287	LIN. FT. 12"Ø N9.1 FT.
22+00 - 25+70	370	LIN. FT. 14"Ø N9.1 FT.
25+70 - 26+10	40	LIN. FT. 15"Ø, 16Ga. C.M.P.
26+10 - 26+30	20	LIN. FT. 15"Ø, 16Ga. C.M.P. c/w Rodent Grate
26+30 - 64+31		OPEN DITCH 3801 LIN. FT.

CATCHBASINS STA 0+00, STA 9+13

SIDE SLOPE 1 1/2 : 1  
3' BOTTOM THROUGHOUT



ROAD CROSSING



# Petition for Drainage Works by Owners Form 1

*Drainage Act, R.S.O. 1990, c. D.17, clause 4(1)(a) or (b)*

**This form is to be used to petition municipal council for a new drainage works under the *Drainage Act*. It is not to be used to request the improvement or modification of an existing drainage works under the *Drainage Act*.**

To: The Council of the Corporation of the City of Kawartha Lakes

The area of land described below requires drainage (provide a description of the properties or the portions of properties that require drainage improvements)

Lot 17 Con. 3, Lot 16 Con. 3 & Lot 16 Con 2 require converting of the Budd & Hopkins Award Drains to a Municipal Drain.

RECEIVED  
SEP 03 2019  
OFFICE OF THE CITY CLERK  
KAWARTHA LAKES

In accordance with section 9(2) of the *Drainage Act*, the description of the area requiring drainage will be confirmed or modified by an engineer at the on-site meeting.

As owners of land within the above described area requiring drainage, we hereby petition council under subsection 4(1) of the *Drainage Act* for a drainage works. In accordance with sections 10(4), 43 and 59(1) of the *Drainage Act*, if names are withdrawn from the petition to the point that it is no longer a valid petition, we acknowledge responsibility for costs.

**Purpose of the Petition (To be completed by one of the petitioners. Please type/print)**

Contact Person (Last Name) Brown	(First Name) Scott	Telephone Number 705 328-8123 ext.
Address		
Road/Street Number C1510	Road/Street Name Thorah Concession Road 1	

**Location of Project**

Lot 16	Concession 2	Municipality <u>Eldon - Kawartha Lakes</u>	Former Municipality (if applicable) <u>Eldon</u>
-----------	-----------------	---	---

What work do you require? (Check all appropriate boxes)

- ☐ Construction of new open channel  
☐ Construction of new tile drain  
☒ Deepening or widening of existing watercourse (not currently a municipal drain)  
☒ Enclosure of existing watercourse (not currently a municipal drain)  
☒ Other (provide description ▼)

Budd & Hopkins Award Drains

Name of watercourse (if known)

12000 Feet

Estimated length of project

Simcoe clay and Smithfield clay loam

General description of soils in the area

Convert Award Drains to Municipal Drains

What is the purpose of the proposed work? (Check appropriate box)

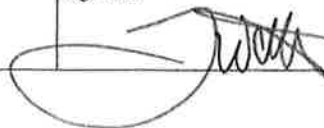
- ☐ Tile drainage only ☐ Surface water drainage only ☒ Both

Petition filed this 3RD day of September, 20 19

Name of Clerk (Last, first name)

WATTS, JOEL

Signature



**Property Owners Signing The Petition**Page **2** of **2**

- Your municipal property tax bill will provide the property description and parcel roll number.
- In rural areas, the property description should be in the form of (part) lot and concession and civic address.
- In urban areas, the property description should be in the form of street address and lot and plan number if available.
- If you have more than two properties, please take copy(ies) of this page and continue to list them all.

Number	Property Description Pt Lot 16, Con. 2
Ward or Geographic Township Eldon	Parcel Roll Number 165116001010102

I hereby petition for drainage for the land described and acknowledge my financial obligations.

**Ownership**☐ Sole Ownership

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

☐ Partnership (Each partner in the ownership of the property must sign the petition form)

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)

☒ Corporation (The individual with authority to bind the corporation must sign the petition)

Name of Signing Officer (Last, First Name) (Type/Print) <u>Brown Scott</u>	Signature <u>Scott Brown</u>
Name of Corporation <u>D. S. + B. Farms Inc.</u>	I have the authority to bind the Corporation.
Position Title <u>Vice President Owner</u>	Date (yyyy/mm/dd) <u>2019/08/22</u>

Number	Property Description Pt Lot 16, Con. 3
Ward or Geographic Township Eldon	Parcel Roll Number 165116001014100

I hereby petition for drainage for the land described and acknowledge my financial obligations.

**Ownership**☐ Sole Ownership

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
--	-----------	-------------------

☒ Partnership (Each partner in the ownership of the property must sign the petition form)

Owner Name (Last, First Name) (Type/Print)	Signature	Date (yyyy/mm/dd)
<u>Robert MacEachern</u>	<u>Robert MacEachern</u>	<u>2019/08/29</u>
<u>MacEachern Robert</u>		
<u>MacEachern Lynda</u>	<u>Lynda MacEachern</u>	<u>2019/08/29</u>

☐ Corporation (The individual with authority to bind the corporation must sign the petition)

Name of Signing Officer (Last, First Name) (Type/Print)	Signature
Name of Corporation	I have the authority to bind the Corporation.
Position Title	Date (yyyy/mm/dd)

☐ Check here if additional sheets are attachedClerk initial JW**Petitioners become financially responsible as soon as they sign a petition.**

- Once the petition is accepted by council, an engineer is appointed to respond to the petition. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 8(1).
- After the meeting to consider the preliminary report, if the petition does not comply with section 4, the project is terminated and the original petitioners are responsible in equal shares for the costs. *Drainage Act*, R.S.O. 1990, c. D. 17 subs. 10(4).
- After the meeting to consider the final report, if the petition does not comply with section 4, the project is terminated and the original petitioners are responsible for the costs in shares proportional to their assessment in the engineer's report. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 43.
- If the project proceeds to completion, a share of the cost of the project will be assessed to the involved properties in relation to the assessment schedule in the engineer's report, as amended on appeal. *Drainage Act*, R.S.O. 1990, c. D. 17 s. 61.

**Notice of Collection of Personal Information**

Any personal information collected on this form is collected under the authority of the *Drainage Act*, R.S.O. 1990, c. D. 17 and will be used for the purposes of administering the Act. Questions concerning the collection of personal information should be directed to: where the form is addressed to a municipality (*municipality to complete*)

and where the form is addressed to a territory without municipal organization, the Drainage Coordinator, Ministry of Agriculture, Food and Rural Affairs, 1 Stone Rd W, Guelph ON N1G 4Y2, 519 826-3552.

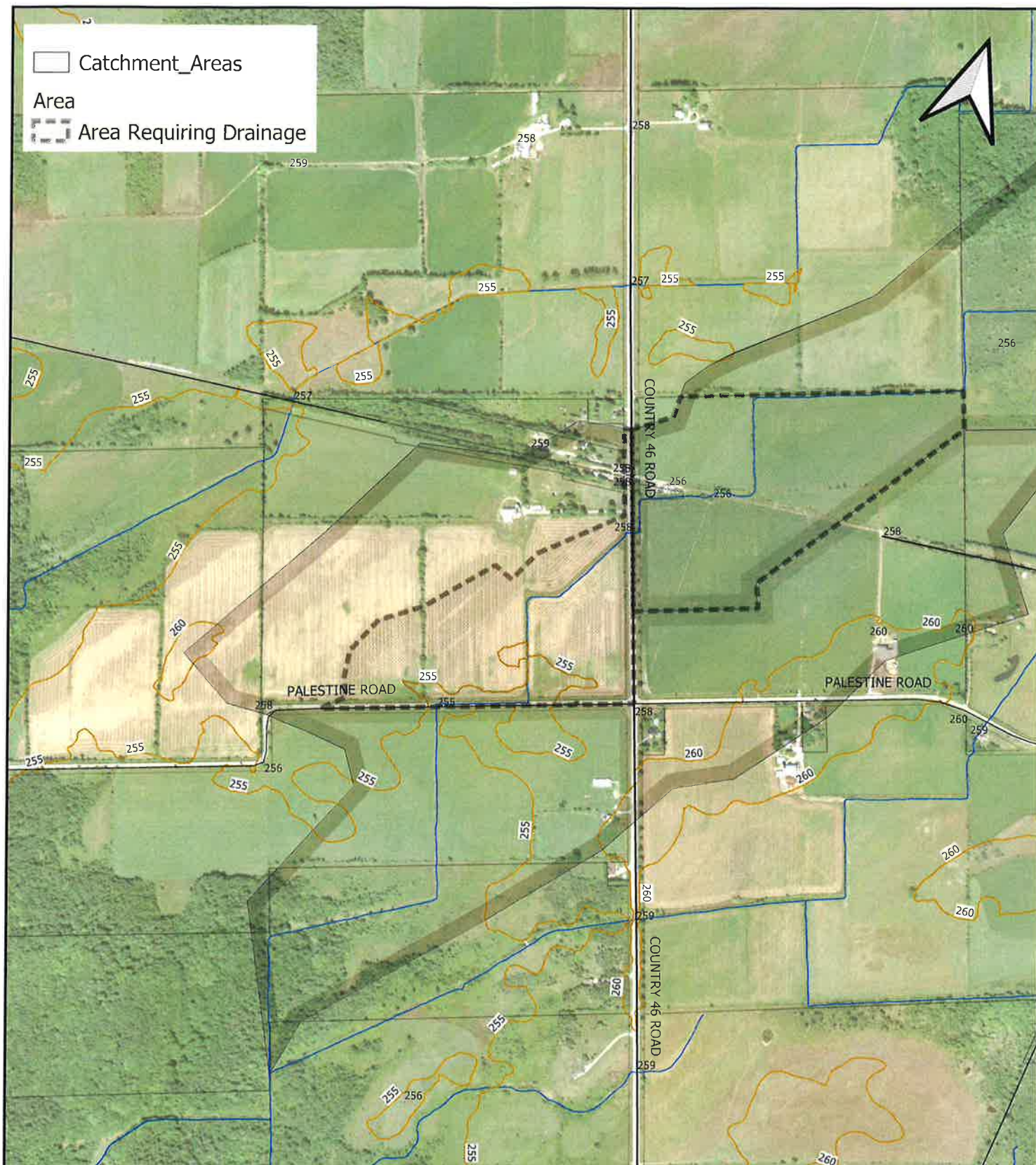


Figure  
Area Requiring Drainage



D.M. Wills Associates  
Limited  
150 Jameson Drive  
Peterborough, Ontario  
K9J 0B9

P. 705.742.2297  
F. 705.741.3568  
E. wills@dmwills.com

Drawn by:  
MJH

Checked by:  
KS

Engineer:  
MJH

Project No.  
19-5377

Scale (Horz):  
  
1:10000

Map Date:  
July 13, 2020

Map File No.  
1 of 1





**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

## **MEMO**

**Date:** September 11, 2019  
**To:** Drainage Board  
**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets  
**Re:** Petition for Municipal Drainage  
MacEachern - Brown petition  
**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### **Recommendation:**

**That** the memorandum from the Drainage Superintendent - Engineering and Corporate Assets L. Feiter, dated September 17, 2019, regarding the petition for drainage works by owners of Concession 2, Part Lot 16, Geographic Township of Eldon (being Scott Brown of D.S. & B. Farms Inc.), and Concession 3, Part Lot 16, Geographic Township of Eldon (being Robert and Lynda MacEachern), be received;

**That** Council proceed with the petition submitted by D. S. & B. Farms Inc. and Robert and Lynda MacEachern for drainage works for Concession 2, Part Lot 16, and Concession 3 Part Lot 16 Geographic Township of Eldon to be known as the “MacEachern-Brown Drain” and instruct the City Clerk to proceed with the notices required under Section 5 of the *Drainage Act*;

**That** Staff concurrently continue to pursue with the petitioners options for a mutual drain agreement as per the City Policy; and

**That** pursuant to Section 8(1) of the *Drainage Act, R.S.O. 1990, Chapter D. 17*, staff recommend to Council a Drainage Engineer for the examination of the area requiring drainage and proceed with the requirements of the proposed MacEachern-Brown Drain.



**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

## **Background:**

The subject area/ land is bounded by Palestine Road to the South, and is separated by Kawartha Lakes Road 46 (refer to Appendix A). There are no existing Municipal Drains within the vicinity. The area of the land identified in the petition is approximately 200 acres in size.

The property is within the Simcoe County Conservation Authority jurisdiction as defined under the Ontario Conservation Act and has an identified watercourse on the property (see appendix B). This existing watercourse has been identified as the Eli Budd Award Drain, awarded construction in 1904.

On September 3, 2019 the City of Kawartha Lakes Clerks department received a petition for Drainage works within the subject area (Appendix C).

The Drainage Superintendent was called to site after a neighbor was concerned that a drainage ditch had been replaced with a covered pipe. A records request was completed and it was determined that the ditch was an existing Award drain. A meeting was held with landowners where legislation governing Award drains was discussed. The following was explained to land owners:

Section 3(18) of the Drainage Act states:

### **Drainage works constructed on requisition**

3 (1)-(17) Repealed: 2010, c. 16, Sched. 1, s. 2 (1).

### **Existing ditches**

(18) Every ditch constructed under *The Ditches and Watercourses Act*, being chapter 109 of the Revised Statutes of Ontario, 1960, shall be maintained in accordance with the award of the engineer providing for such maintenance until such ditch is brought under the provisions of this Act by petition under section 4. 2010, c. 16, Sched. 1, s. 2 (2).

Therefore, the drain must be maintained as per the latest engineer's report until it is petitioned for a municipal drain.

The first step to initiating maintenance is to send notice to the owner who is not maintaining their section of drain. This notice was served which initiated a site meeting between the land owner in contravention and owner serving notice. If the drain is still not maintained as per the engineer's report then there are three options for the landowner serving notice;

- Initiate a civil lawsuit based on non-compliance with an agreement.
- Initiate an appeal to the drainage referee under subsections 3(18) and paragraph 106(1)(c) of the Drainage Act.
- Petition under section 4 of the drainage act to have the award drain made into a municipal drain.



**The Corporation of the  
City of Kawartha Lakes**  
12 Peel Street P.O. Box 9000  
Lindsay, ON K9V 5R8  
Phone: 705-324-9411, Ext. 1156  
Fax: 705-324-2982

It is up to the land owner to initiate the appeal to the drainage referee and the procedure to follow for appeal is Ontario regulation 232/15 Rules of Practice and Procedure in Proceedings Before the Referee. Recommendation was made that all land owners to seek their own legal advice for clarify and next steps.

Subsequent meetings where held with the applicants representative and City staff on site to review options for a mutual drain, municipal drain or alterations to the award drain. This situation was also discussed with the current Drainage Coordinator for OMAFRA. It was of the opinion that upon appeal, the Drainage Referee would change the Award to a Municipal drain and therefore the petitioning process initiated as per Section 4(1) of the Ontario Drainage Act. It was determined to be too costly and time consuming to pursue the appeal process and a petition was submitted to the Clerk's office on September 3<sup>rd</sup>, 2019.

### **Alternatives:**

As an option for required drainage the City firstly promotes the use of a Mutual agreement through the City's policy for Agricultural Tile discharge to roadside ditches prior to pursuing a petition for a Municipal drain under the Ontario Drainage Act. At this point in time the Drainage Superintendent has currently presented this option to the petitioners and explained its avenues in comparison to petitioning for a Municipal Drain under the Drainage Act. At this current time the petitioners wish to carry on with the process under the Drainage Act for the petition. Staff will leave the door open for pursuing a mutual agreement up until the prescribed time the petitioner has under the Drainage Act for removing their names and abandoning the petition.

### **Recommendation for appointment of a Drainage Engineer:**

Currently the City has a pool of Drainage Engineers which list in the following.

Burnside Engineering  
Tulloch Engineering  
K-Smart Engineering  
R. D. Dobbin Engineering  
DM Wills Engineering.

### **Attachments:**

## Lucas Feitler

---

**From:** Lucas Feitler  
**Sent:** Monday, July 20, 2020 3:00 PM  
**To:** [REDACTED]  
**Cc:** Mike Farquhar  
**Subject:** RE: Drainage Act information

Hi Karen,

You're welcome, please see my answers below. I have also tried to include the Drainage Act sections that correspond with my answers.

is this project already approved to go ahead?

The simple answer, Yes.

A petition has been submitted to council which initiates the procedures of the Drainage Act. The City of Kawartha Lakes has a Drainage Board that can also make decisions on City Council's behalf. The Drainage Board and City Council elected to proceed and accept the petition. If a municipality decides to accept a petition, it must appoint an engineer to determine the validity of said petition (section 8). So far the Engineer has conducted the on-site meeting and determined the petition is valid. Under section 9(5)) of the Drainage Act, the Drainage Board must now instruct the engineer to proceed with a report or preliminary report.

The Municipality must follow the procedure as it is laid out in the Drainage Act.

We are currently arranging this Drainage Board meeting. Please let me know if you would like to view or participate as this meeting can be livestreamed.

who is paying for D.M. Wills engineering company?

Throughout the design and construction phase, and until the drainage costs can be levied to assessed owners, the fees are paid by the Municipality. Once all construction and appeal periods have expired, costs are assessed to land owners. If requested by the land owner, the fees can be debentured over a period of 10 years. The engineering fees form part of the drainage works and are therefore paid by the watershed (section 70)

who is responsible to contact the Lake Simcoe Conservation Authority, the Planning and Development Environmental Regulations and related Watershed departments, and the Planning and Regulations dept.? And, at what point in the process are they involved?

It is the Municipalities' responsibility to notify the local Conservation Authority when a petition is submitted to Council (Section 5(1)(b)). This notification was sent to the General Manager of Planning and Development on November 1<sup>st</sup>, 2019.

In addition, the same Section 9 'On-Site' meeting invitation, that was sent to yourself, was sent to the General Manager of Planning and Development.

Once the design is completed, Lake Simcoe Conservation Authority will have to review. They must approve and issue a permit to complete the work. No construction will begin without approval from the Lake Simcoe Conservation Authority.

Thank you,

**Lucas Feitler**

Senior Engineering Technician, Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



**From:** karen buckmackintosh [REDACTED]  
**Sent:** Friday, July 17, 2020 1:27 PM  
**To:** Lucas Feitler <lfeitler@kawarthalakes.ca>  
**Subject:** Re: Drainage Act information

Lucas

Thank you for this information.

Can you please clarify a couple of things.

- is this project already approved to go ahead?
- who is paying for D.M. Wills engineering company?
- who is responsible to contact the Lake Simcoe Conservation Authority, the Planning and Development Environmental Regulations and related Watershed departments, and the Planning and Regulations dept.? And, at what point in the process are they involved?

Sincerely,  
Karen Buck-Mackintosh

On Wed, Jul 15, 2020 at 3:29 PM Lucas Feitler <lfeitler@kawarthalakes.ca> wrote:

Hello Karen Buck-Mackintosh,

Thank you for attending last week's on-site meeting for the MacEachern-Brown municipal drain.

The *Drainage Act, R.S.O. 1990, c. D.17* contains a detailed and specific procedure for land owners to obtain a legal outlet for their water. As discussed on site, I wanted to reach out and provide some additional informational sheets regarding municipal drains.

I have attached two factsheets from the Ontario Ministry and Agriculture, Food and Rural Affairs (OMAFRA) to this email. For a better understanding of the Drainage Act, I recommend that you read

through these, as well as visit OMAFRA's website at <http://www.omafra.gov.on.ca/english/landuse/drain-pub.htm>. This website is a great resource for drainage information and legislation. I highlight and recommend reading over the following additional factsheets from OMAFRA's website; Drainage Act Appeals, Duties of the Landowner Under the Drainage Act, and Municipal Drains and the Land Owner.

Should you have any general questions related to the *Drainage Act, R.S.O. 1990, c. D.17* please do not hesitate to contact me. If you have specific questions or requests related to the MacEachern-Brown drain, please direct them to Ken Smith at D. M. Wills Associates Limited. He can be reached by calling their office at (705) 742-2297 or alternatively by emailing [ksmith@dmwills.com](mailto:ksmith@dmwills.com).

Thank you,

**Lucas Feitler**  
Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



This message, including any attachments, is privileged and intended only for the addressee(s) named above. If you are not the intended recipient, you must not read, use or disseminate the information contained in this e-mail. If you have received this e-mail in error, please notify the sender immediately by telephone, fax, or e-mail and shred this confidential e-mail, including any attachments, without making a copy. Access to this e-mail by anyone else is unauthorized.

## Lucas Feitler

---

**From:** [REDACTED]  
**Sent:** Wednesday, July 15, 2020 5:11 PM  
**To:** Lucas Feitler  
**Subject:** Re: Drainage Act information

Hello Lucas,

Thank you for coming out to the site to explain all the particulars to myself and all the neighbours.

"Climate Change" has not been factored into the equation, this will be the 5th drought in 8 years on record. Will this drain be the bane of the whole area's crops being burned off in the scorching heat and lack of rain? And who will be responsible for this catastrophe?

Mr. Brown voluntarily filled in his portion of an awarded ditch and caused all the trouble with Mr. MacEachern, this is a litigation matter rather than shared expense on neighbouring farms that clearly don't want this drain and cannot afford this extravagant expense, people have been bankrupted for less.

We clearly do not want our lands drained into a desert during these times of climate insecurity. We do not want any type of ditching system that renders our crops without the moisture to grow. Over a 33 year period we have carefully nurtured a 55 ac. ecological reserve on lot 17, conc.3 to hold back any runoff and sequester the water for a slow release over severe drought years. This proposed municipal drain will devastate the whole area in a dry year.

Please feel free to forward on this email to council, neighbour's or anyone else involved in this case.

Thank you for your consideration in this matter and have a good day.

Yours very truly,

Christine Halbot & Fraser Currie

On 2020-07-15 15:41, Lucas Feitler wrote:

Hello Christine Halbot,

Thank you for attending last week's on-site meeting for the MacEachern-Brown municipal drain.

The *Drainage Act, R.S.O. 1990, c. D.17* contains a detailed and specific procedure for land owners to obtain a legal outlet for their water. As discussed on site, I wanted to reach out and provide some additional informational sheets regarding municipal drains.

I have attached two factsheets from the Ontario Ministry and Agriculture, Food and Rural Affairs (OMAFRA) to this email. For a better understanding of the Drainage Act, I recommend that you read

through these, as well as visit OMAFRA's website at <http://www.omafra.gov.on.ca/english/landuse/drain-pub.htm>. This website is a great resource for drainage information and legislation. I highlight and recommend reading over the following additional factsheets from OMAFRA's website; Drainage Act Appeals, Duties of the Landowner Under the Drainage Act, and Municipal Drains and the Land Owner.

Should you have any general questions related to the *Drainage Act, R.S.O. 1990, c. D.17* please do not hesitate to contact me. If you have specific questions or requests related to the MacEachern-Brown drain, please direct them to Ken Smith at D. M. Wills Associates Limited. He can be reached by calling their office at (705) 742-2297 or alternatively by emailing [ksmith@dmwills.com](mailto:ksmith@dmwills.com).

Thank you,

**Lucas Feitler**  
Municipal Drainage Superintendent  
Engineering and Corporate Assets, City of Kawartha Lakes  
705-324-9411 ext. 1167 [www.kawarthalakes.ca](http://www.kawarthalakes.ca)



This message, including any attachments, is privileged and intended only for the addressee(s) named above. If you are not the intended recipient, you must not read, use or disseminate the information contained in this e-mail. If you have received this e-mail in error, please notify the sender immediately by telephone, fax, or e-mail and shred this confidential e-mail, including any attachments, without making a copy. Access to this e-mail by anyone else is unauthorized.





**The Corporation of the City of Kawartha Lakes**

12 Peel Street P.O. Box 9000

Lindsay, ON K9V 5R8

Phone: 705-324-9411, Ext. 1156

Fax: 705-324-2982

## **Memorandum**

**Date:** September 3, 2020

**To:** Drainage Board

**From:** Lucas Feitler, Drainage Superintendent – Engineering & Corporate Assets

**Re:** Request for Drain Improvement – Section 78  
Hugh Davidson Municipal Drain

**CC:** Juan Rojas Director of Engineering and Corporate Assets  
Mike Farquhar, Supervisor of Technical Services.

---

### **Recommendation:**

**Recommend That** the memorandum from the Drainage Superintendent - Engineering and Corporate Assets L. Feiter, dated September 3, 2020, regarding the Request for Drain Improvement for the Hugh Davidson Municipal Drain by owners Ed Bagshaw of Concession 8, PT W1/2 Lot 19, geographic Township of Mariposa, be received;

**That** the City proceed with the Request for Drain Improvement submitted by Ed Bagshaw for an improvement to the Hugh Davidson Municipal Drain and the City Clerk proceed by sending notices required under Section 5 and 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17;

**That** pursuant to Section 8(1) and 78(2) of the Drainage Act, R.S.O. 1990, Chapter D. 17, and subject to any objection from Kawartha Conservation, that     (insert engineer)     be appointed as the Drainage Engineer on a date 30 days from the notice to the Kawartha Conservation for the examination of the drainage works and to proceed with the requirements of the proposed improvement under section 78 of the Drainage Act, R.S.O. 1990, Chapter D. 17.



## **Background:**

During last year's inspections the Drainage Superintendent walked the Hugh Davidson Municipal Drain. Fill had been brought in and was placed beside the open section of the drain. The Drainage Superintendent met with the land owner, Ed Bagshaw who stated he wished to enclose the drain on his property. The Superintendent explained that this was a municipal drain and that this request would have to follow the procedures of the *Drainage Act, R.S.O. 1990, Chapter D. 17*.

The Superintendent explained that in the past, enclosing municipal drains have not been approved by local Conservation Authorities. Ed Bagshaw has since met on site with the aquatic biologist from Kawartha Region Conservation Authority to review the enclosure. I contacted the biologist who confirmed he has no issues with the proposed work and plans on issuing a permit for this specific enclosure.

Ed Bagshaw supplied a "Notice of Request for Drain Improvement, subs 78(1)" on August 18, 2020 to the City Clerk's Office. The Drainage Act requires the City to respond to this notice within 30 days.

Unlike a section 4 petition drain, proceeding with a section 78 improvement to a drain is entirely at the discretion of Council, and in Kawartha Lakes, the Drainage Board.

This specific request is made to improve the effectiveness of a single landowner's use of drain. However, this drain has been largely unmaintained and monitored for the past 40 years. Therefore, Engineering recommends proceeding with a new engineer's report to address the following additional concerns:

- The drain is not as per design. The Taylor road crossing has been altered and catch basins have been installed. The 'C.Farr' land has been enclosed. It is unknown if this enclosure is sized correctly. No records exist of this work being completed and it is unknown if it was approved by the drainage superintendent at the time the previous work was done. The scope and cost of work to get the drain back to its original condition, as per the latest engineer's report, would be quite large.
- The infrastructure on Highway 7 likely does not meet current M.T.O. standards.
- Additional land has been brought into the drain through tiling, from outside the drainage shed of the drain. The extent is currently unknown but outlets are visible.
- There is significant erosion, vegetation and fallen trees in brush area. A cleanout is required regardless of improvement request.



**The Corporation of the City of Kawartha Lakes**

12 Peel Street P.O. Box 9000

Lindsay, ON K9V 5R8

Phone: 705-324-9411, Ext. 1156

Fax: 705-324-2982

For the above reasons Engineering recommends proceeding with a new engineer's report

**Alternatives:**

1. Do not proceed with an improvement.
2. Initiate procedures to abandon the drain under section 84(2) of the *Drainage Act, R.S.O. 1990, c. D.17.*

**Recommendation for appointment of a Drainage Engineer:**

Currently the City has a pool of Drainage Engineers who are listed below. Should the City decide to proceed, and depending on availability the Engineer firm, an engineer should be selected from this list, and appointed on a date 30 days after the required notice is sent to Kawartha Conservation:

Burnside Engineering.  
Tulloch Engineering.  
M. Gerrits Consulting.  
R. D. Dobbin Engineering.  
DM Wills Engineering.  
K. Smart Engineering.

**Attachments:**

Drain report and drawings

Improvement request

H. M. GIBSON LTD.  
CONSULTING ENGINEERS

H. M. GIBSON, B.A.Sc., P.ENG., D.L.S.

1291 COMMISSIONERS RD., W.  
LONDON, ONTARIO, N6K 1C9  
471-7900

July 29, 1977

File No. 11-30

The Reeve and Members,  
Municipal Council,  
Township of Mariposa

Gentlemen:

Hugh Davidson Municipal Drain

In accordance with your instructions pursuant to a petition signed by Hugh Davidson, owner of the NE $\frac{1}{4}$  of Lot 20, Concession 8 and others comprising the majority in number of the owners in an area requiring drainage, I have made an examination and survey of the area and submit herewith report, plan, profile, specifications and assessments for a work to be known as the Hugh Davidson Municipal Drain.

The Hugh Davidson Drain presently consists of a tile drain across part of the N $\frac{1}{2}$  of Lot 20, Concession 8 with the tile terminating at approximately mid point of the NW $\frac{1}{4}$  of Lot 20. From this point downstream to the line between the East and West halves of Lot 19, Concession 8 it consists of a shallow open ditch which terminates in a pond at Station 37+00.

It was found that the tile drain is quite shallow and is considerably undersized by present Ministry of Agriculture standards. The open ditch is too shallow for the tile and does little more than conduct surface run-off.

I recommend that a new tile drain be constructed across Lot 20, Concession 8 starting on the North side of Highway #7 and outletting on the West side of the 19/20 sideroad. From this point I recommend that an open drain be constructed following the existing course from Station 26+26 to 38+49. From Station 38+49 to Station 64+31 the drain shall follow the low run to an outlet in the Mariposa Brook at the line between the East and West halves of Lot 18, Concession 8.

I have made an allowance for severance, payable to the owners, in lieu of constructing farm bridges. This allowance is sufficient to supply and install culverts of the recommended size. Should an owner wish to have a culvert installed as part of the work, he shall notify the municipality prior to letting of tenders, in which case the allowance shall not be paid to the owner.

The side slopes of the open drain shall be seeded down with a suitable grass mix.

This work may be done by the municipality, or with the approval of Council, by an individual owner or owners. The cost of such seeding shall be a charge to the drainage area. In the event that the work is done by the owners, payment shall be at a fixed rate per acre which is set by Council. The area requiring seeding is slightly in excess of 2 acres.

The plan shows the location of the work and the lands affected by it; the profile and specifications show the dimensions, grades, disposal of material and other particulars of the work.

It is considered equitable to make an allowance for Severance instead of providing for the construction, enlargement or other improvement of farm bridges rendered necessary by the work.

Attention is drawn to Section 80 and Section 82 of the Drainage Act 1975 regarding responsibilities of owners with respect to obstructions.

Should repairs, underpinning or other alterations be required for the Highway Bridge on Highway No. 7 I assess the cost thereof including any necessary expenses incidental thereto against the Ministry of Transportation and Communications having control of said road.

I determine the amounts to be paid in allowance to owners entitled thereto under the Drainage Act 1975 as follows:

# ALLOWANCES

Con.	Lot or Part	Owner	Damage to Lands & Crops (if any) Sec. 30	Severance Sec. 33	Ditch already constructed Sec. 31	Land taken for ditch Sec. 29
8	E <sup>1</sup> / <sub>2</sub> 18	K & B Rich	290.00	350.00		725.00
	N pt W <sup>1</sup> / <sub>2</sub> 19	K & B Rich	230.00	280.00		580.00
	N pt E <sup>1</sup> / <sub>2</sub> 19	C. Farr	245.00	280.00	490.00	620.00
	NW <sup>1</sup> / <sub>4</sub> 20	E. Haines	330.00			
	NE <sup>1</sup> / <sub>4</sub> 20	H. Davidson	180.00			
9	E <sup>1</sup> / <sub>2</sub> 20	B. VanDenBerg	30.00			
			<u>1,305.00</u>	<u>910.00</u>	<u>490.00</u>	<u>1,925.00</u>

TOTAL ALLOWANCES - \$4,630.00

MY ESTIMATE OF THE COST of the work is as follows:

MAIN DRAIN OPEN

6,600 cu. yds. of excavation including removal of brush, trees and boulders up to $\frac{1}{2}$ cu. yd. and levelling of excavated material and construction of silt basins at Stations 30+00 to 31+00, 44+00 to 45+00, 53+00 to 54+00 and 62+00 to 63+00	5,280.00
Clearing of brush, trees, logs and stumps Station 38+49 to 64+31	940.00

MAIN DRAIN CLOSED

370 lin. ft. of 14" dia. #1 Field Tile	555.00
Dig, lay and backfill	675.00
1,287 lin. ft. of 12" dia. #1 Field Tile	1,495.00
Dig, lay and backfill	2,010.00
793 lin. ft. of 10" dia. #1 Field Tile	700.00
Dig, lay and backfill	1,035.00
19/20 Sideroad	
40 lin. ft. of 15" dia. 14 ga. C.M.P.	215.00
Installation of C.M.P. complete with granular base and backfill	300.00
Outlet structure Sta. 26+26	
20 lin. ft. of 15" dia. 16 ga. C.M.P. complete with rodent grate	100.00
Installation of C.M.P. complete with heavy field stone rip rap (3 cu. yds.)	200.00
Work on Hwy.No.7 right-of-way Sta. 0+00 - 1+20	
20 lin. ft. of 12" dia. 16 ga. C.M.P.	70.00
Installation of C.M.P.	30.00
80 lin. ft. of 12-3/4" dia. 0.25" wall steel casing	530.00
Installation of casing by boring	3,200.00
20 lin. ft. of 12" dia. 16 ga. C.M.P.	70.00
Installation of C.M.P.	30.00
2 Catchbasins Sta. 0+00 and 9+13	500.00
Survey, Plan, Report, Assistance & Expenses	2,730.00
Allowances under the Drainage Act 1975	4,630.00
Supervision of construction (by Engineer)	1,365.00
Contingencies	700.00
Total Estimated Cost	\$27,360.00

This sum of \$27,360.00 I assess against the lands and roads affected according to the annexed Schedule of Assessment.

Whether or not the Ministry of Transportation and Communications elects to do the work on Highway Number 7 Station 0+00 to Station 1+20 it shall be assessed the actual cost of the work as a special assessment in addition to the Benefit and Outlet assessments.

After construction, the drain shall be maintained by the Municipality of the Township of Mariposa at the expense of all the lands and roads assessed herein and in the same relative proportion until said assessment shall be varied according to the provisions of the Drainage Act, with the exception that the special assessment against Highway Number 7 shall not apply.



*H. M. Gibson*  
H.M. Gibson, P. Eng., O.L.S.

#### RECOMMENDED CULVERT SIZES

Con.	Lot or Part	Owner	Ft. diameter or equivalent sq. ft. of opening
8	E $\frac{1}{2}$ 18	K & B Rich	24'x36" dia. 14 ga.C.M.P.
	NW pt 19	K & B Rich	24'x30" dia. 14 ga.C.M.P.
	NE pt 19	C. Farr	24'x30" dia. 14 ga.C.M.P.



\* Denotes non-agricultural lands

TOWNSHIP OF MARIPOSA - SCHEDULE OF ASSESSMENT - HUGH DAVIDSON MUNICIPAL DRAIN - Project No. 11-30

Con.	Lot or Part	Approx. Acres Affected	Owner	MAIN DRAIN OPEN		MAIN DRAIN CLOSED		Special Assessment
				Benefit Liability	Outlet Liability	Benefit Liability	Outlet Liability	
8	E $\frac{1}{2}$ 18	22	K & B Rich	3,120.00				
	N pt W $\frac{1}{2}$ 19	22	K & B Rich	3,075.00	81.00			
	N pt E $\frac{1}{2}$ 19	32	C. Farr	3,300.00	252.00			
	S pt 19	5	J. McMorrow		21.00			
	S $\frac{1}{2}$ 20	11	L. Hope		150.00		39.00	
	Pt NW $\frac{1}{4}$ 20	45	E. Haines	300.00	615.00	3,300.00	144.00	
*	Pt NW $\frac{1}{4}$ 20	F	<del>R. Barclay G. Bos</del>		15.00		39.00	
	NE $\frac{1}{4}$ 20, N $\frac{1}{2}$ 21	21	H. Davidson		288.00	2,235.00	474.00	
* 9	Pt SW $\frac{1}{4}$ 20	F	L. Foster		15.00		39.00	
*	Pt SW $\frac{1}{4}$ 20	F	T. Hannah		15.00		39.00	
*	Pt SW $\frac{1}{4}$ 20	F	R. Deschamps		15.00		39.00	
	Pt SW $\frac{1}{4}$ 20	5	C. Everson		69.00		126.00	
	SE $\frac{1}{4}$ 20	24	B. VanDenBerg		330.00	585.00	600.00	
*	Pt SE $\frac{1}{4}$ 21	1	Victoria County Bd. of Education		15.00		39.00	
	Pt SE $\frac{1}{4}$ 21	5	Doug Appelton		69.00		126.00	
	Total Lands			9,795.00	1,950.00	6,120.00	1,704.00	
	Sideroad 19/20	2.5	Twp. of Mariposa	180.00	135.00	750.00		
	Highway No. 7	5.5	Min. of Tpt. & Comm.		450.00	1,185.00	1,251.00	3,840.00
	Total Roads			180.00	585.00	1,935.00	1,251.00	3,840.00
	Total Lands and Roads			9,975.00	2,535.00	8,055.00	2,955.00	3,840.00
TOTAL ASSESSMENT				-	\$27,360.00			

H.M. GIBSON LIMITED

1291 Commissioners Rd. W.,  
London, Ontario  
N6K 1C9

SPECIFICATIONS

1. EXTENT OF WORK: These specifications and the report, plan and profile of the same date apply to and govern the construction of:

3,801 lineal feet of OPEN DRAIN (6,600 cu. yds.)  
2,630 lineal feet of CLOSED DRAIN  
2 catchbasins

2. INSTRUCTIONS TO BIDDERS: Tenders will be received and contracts awarded only in the form of a lump sum for the completion of the whole work in accordance with the plan, profile and specifications or of such portions as specified in the Tender call.

Each bidder shall file a sealed proposal and with it a certified cheque for a sum equal to ten percent (10%) of the bid price, made payable to the Municipality. If a person making such a proposal fails to enter into a contract pursuant to the requirements of the Council within fourteen days of acceptance of the proposal, the aforesaid cheque shall be forfeited to the Municipality. All certified cheques, except that of the bidder to whom the work is awarded, will be returned within ten days after the contract is awarded. The certified cheque of the bidder to whom the work is awarded, will be returned with the final payment of the work.

The bidders must examine for themselves the plans, profiles and specifications, and the location of the proposed work, and exercise their own judgement as to the extent of the work to be done. The Contractor must assume all risks of variance in any computation by whomsoever made, of statements of amounts or quantities necessary to complete the work required by the contract.

If any doubt exists in the mind of any person tendering as to the exact meaning of any portion of these specifications or this plan or profile, it must be removed before signing the contract agreement; thereafter the Contractor will be bound by the decision of the Engineer on all points.

3. ERRORS: The Contractor shall satisfy himself before the commencement of any part of the work, of the meaning of all stakes, marks and any apparent errors which he may find shall be immediately reported to the Engineer for correction before the work is commenced. Should the Contractor attempt to correct the mistakes, he will be held liable to bring the work back to the proper grade.
4. TERMINATION OF CONTRACT: Time shall be deemed the essence of this contract. All the work included in the contract must be concluded on or before the date fixed at the time the contract is awarded. The Contractor further agrees that if at any time the Engineer shall be of the opinion and shall so certify in writing to the Municipal Council, that the said work or any part thereof is unnecessarily delayed or that the said Contractor is violating any of the conditions of this contract, or is executing same in bad faith, or if the said work is not fully completed within the time named in the contract for its completion, the Council shall have the power, five days after receiving notice of the Engineer, to notify the said Contractor to discontinue all further work and terminate all future performance thereof by the Contractor but reserving all claims against the Contractor for breach of contract by written notice to be served upon the Contractor, either personally, or at his residence, or by registered mail, or with his agent in charge of the work. Thereupon the Contractor shall discontinue said work, and the Council shall have the power to procure labour, tools, material and machinery, by contract or otherwise, and to complete said work, and to charge the expense thereof, including other damages of every name and nature, to the aforesaid Contractor. The expense so charged shall be deducted by the Council out of such moneys as may then be due, or may at any time thereafter become due to the said Contractor under or by virtue of this Agreement. In case such expense is less than the amount which would have been payable under the contract if the work had been completed by said Contractor, he shall receive the difference, and in the case such expense shall exceed the sum, he shall pay the amount of such excess to the Municipality.

5. **ALTERATIONS:** The Engineer may make minor changes in the work as it progresses, an amount proportionate to the amount contained in the tender being added to or deducted from the contract price to cover such changes. No change will be made unless ordered by the Engineer in writing.
6. **SPECIAL CONDITIONS:** If the Contractor should encounter any conditions of any sort which may not have been known to the Engineer, and were not provided for by these plans and specifications, and which would make necessary alterations to the plans and specifications in order that the work be completed in a satisfactory and workmanlike manner, the Contractor shall immediately notify the Engineer who will make the necessary alterations. Failure of the Contractor to so notify the Engineer shall not relieve the Contractor of the responsibility of fully completing the work and maintaining it for a period of one year after completion of construction.
7. **HIGHWAYS, UTILITIES, ETC.:** The Contractor shall, before performing any work affecting the land or property of the Ministry of Transportation and Communications, or any Railway, Telephone, or Pipeline Company or Public Utility, obtain at his expense any necessary permits. The Contractor shall further agree to perform the work affecting said lands or property in accordance with the specifications of such Ministry, Company or Utility, as though said specifications were hereto attached.
8. **DAMAGES, LIABILITY:** The Contractor shall pay all losses, damages or claims received by the Municipality and he shall protect and save harmless the Municipality against liability for any accidents, damages, casualty, losses or claims directly or indirectly arising out of the Contract, or manner of performance thereof by the Contractor, his agents, employees or sub-contractors. The Contractor will be solely liable for all injuries and/or accidents to workmen, and/or public and/or property and shall furnish the Municipality with proof of his insurance against all liabilities prior to obtaining the Contract.

The Contractor shall be held liable for any expenses or damages occasioned by fences being left open or improperly closed, insufficient guarding and lighting or bad workmanship at places where a drain runs along or across a road allowance or any negligence in carrying on the work. Any such expense or damages may be deducted by the Engineer from the amount of the contract or may be recovered by the Municipality from the Contractor or his sureties.

9. **PAYMENT:** Progress payment in cash equal to about 80% of the value of the work done and materials incorporated in the work will be made to the Contractor on the written certificate of the Engineer. An additional 17% will be paid 30 days after the final acceptance by the Engineer, and 3% of the contract price may be reserved by the Municipality for one year. After the completion of the work, any part of this reserve may be used to make good defects developed within that time from faulty workmanship, materials supplied by the Contractor and loose backfill, provided that written notice shall first be given the Contractor so that he may promptly make good such defects if he so desires.
10. **FINAL INSPECTION:** All the work included in the contract must at the time of completion and final inspection have the full dimensions and cross-sections. Final inspection will be made by the Engineer within 30 days after he has received notice in writing from the Contractor that the work is completed or as soon thereafter as weather conditions permit.
11. **STAKES:** Stakes are set one hundred feet apart throughout the course of the work or as shown on the accompanying plan and profile. The Contractor shall be held liable for the cost of replacing any stakes or bench marks destroyed during the course of construction and the drainage area shall be liable for the cost of replacing stakes or marks destroyed before commencement of construction.
12. **LINE:** The drain shall run in straight lines throughout each course except that at intersections of courses it shall run on a curve of at least 50 feet radius. The centre line of the present drain shall in general be the centre line of the finished work but the present courses shall be lined out and all sloping and widening necessary shall be done in such manner as to make the finished work uniform.
13. **PROFILE:** The drain is to be excavated to regular grade lines as shown on the profile. These grade lines are governed entirely by the bench-marks and show the bottom of the finished drain. In the case of tile drains the grade line is that of the inner side of the invert. The profile shows, for the convenience of the Contractor and others, the approximate depths from the surface of the ground at points where the numbered stakes are set and from the average bottom of the present drain as taken at the time of survey but the bench-marks must govern. The depths are indicated on the profile in feet and tenths of feet.

14. EXCAVATION: Both sides of an open drain are to be sloped one foot horizontally to one foot vertically, or as otherwise shown on the accompanying profile. The drain shall have the full specified bottom width at the grade line.
15. EXCAVATED MATERIAL: A clear berm or margin of at least six feet shall be left between the top edge of the ditch and the spoil bank. No excavated material is to be left in any ditches, depressions, furrows or tiles intended to conduct water into the open drain. In no case shall the side of the spoil bank nearest the ditch have a slope greater than one and one half to one. Excavated material shall in general be placed on the lower side of the drain or on the side opposite trees and fences. The spoil shall be deposited, spread and levelled so that the land on which it lies may be cultivated with adjacent lands by use of ordinary farm machinery. This shall mean the spreading of material to a maximum depth of 12 inches. If the Contractor obtains a statement in writing, signed by the owner of the lands affected that he does not wish the spoil to be levelled, the Engineer may release the Contractor from obligation in that regard. Disposal of the material shall be to the satisfaction of the Engineer or the Commissioner appointed to be in charge of the work.
16. ROADS: Where a drain is removed from the road allowance, the new channel shall be constructed entirely on farm lands and the excavated material shall be placed in the abandoned channel. Excess material, if any, not required for such filling, shall be placed on the adjoining farm lands. On road allowances, disposal of excavated material, levelling, backfilling, installation of culverts and catch basins, and all other work shall be performed as directed by the Superintendent in charge of the road concerned and to his satisfaction.

Any corrugated metal pipe culverts laid under the travelled portion of any road allowance shall be laid on six inches of pit run gravel and shall be backfilled to the road surface with pit run gravel. Any paved road surface shall be restored with a similar paving material to the satisfaction of the road authority having jurisdiction.
17. CLEARING - TILE DRAINS: All brush, timber, logs and stumps shall be cleared back a minimum of 50 feet on each side of the drain, unless otherwise specified on the profile. All cleared material shall be piled for use or disposal by the owner.

## 17. Continued

**CLEARING - OPEN DRAINS:** Brush, timber, logs, stumps or stones or any other obstructions in the course of the work, and any brush along the banks thereof shall be removed to a sufficient distance to be clear of the excavated material, or to the width as shown on the profile. No brush or trees are to be left inside the slopes of the drain whether they come within the limits of the excavation or not. Brush removed from the drain and banks thereof shall be piled to the satisfaction of the Engineer. Contractors will be permitted to cut standing timber along the banks of the drain to the extent that may in the opinion of the Engineer be reasonably necessary for the operation of the excavating equipment. Timber necessarily cut by the Contractor shall be left on the property where found for the use or disposal of the owner.

18. **FENCES:** The Contractor will be permitted to remove fences to the extent necessary to enable him to excavate the drain and dispose of the material. Any such fences must be carefully handled so as to cause no unnecessary damage, and shall be replaced by the Contractor in as good condition as found so far as material permits. Fences shall be properly stretched and fastened. Replacing of the fences shall be to the satisfaction of the Engineer or the Commissioner appointed to be in charge of the work. When authorized by the Engineer, the Contractor shall supply new materials to repair a fence, the cost of such material being an additional expense to the drainage area.
19. **EXCAVATION AT BRIDGE SITES:** The Contractor shall be required to excavate the drain to full depths and as nearly as possible to the full widths and slopes at the sites of all bridges. Temporary bridges may be removed for this purpose and the material left at the side of the drain for the subsequent use of the owner in rebuilding. Bridges of a permanent character are not to be unnecessarily disturbed, the excavation at these bridges being made if necessary by hand, tractor, or other suitable means.
20. **BRIDGES:** All bridges hereafter constructed or reconstructed, in order not to be regarded as obstructions, shall have openings of clear width equal to twice the specified bottom width of the drain.
21. **ALLOWANCES FOR DAMAGES:** The damages for which allowances are made include damages for lands on which the excavation is actually made and those on which excavated material, timber, brush or other obstructions may be deposited.

22. **TILE AND LAYING:** All tile shall be sound, of first quality and conform to the requirements of ASTM C412. They shall be laid carefully on a smooth bottom with joints fitting tightly. The grade shall be made by using horizontal sight-bars at stakes above and below the point where the tile is being laid.
23. **LATERAL TILE DRAINS:** The Contractor shall guard against damaging outlets of tributary drains and he shall connect tributary drains to the main tile as work progresses. The cost of such connections shall be an extra to the contract.
24. **MAIN OUTLETS:** Any Main, Award or Municipal Drains encountered shall be connected to this drain constructed under these specifications. Any existing tile drains which have an outlet in the upstream end of this drain, or an old drain which may be replaced by this drain, shall be connected to this drain. These connections shall be made by the Contractor as part of this contract.
25. **FILLING:** As the laying of the tile progresses, partial filling is to be made at the sides sufficient to hold the tile in place. After the work is inspected by the Engineer or the Commissioner in charge of the work, the remainder of the excavated material shall be used to restore and maintain the natural surface of the ground. Care shall be taken to backfill the excavated material evenly on either side of the tile to prevent movement of the tile. All backfill material shall be free of stones larger than 4 inches in diameter.
26. **PROTECTION:** The protection at the outlet of a tile drain shall be a length of corrugated metal pipe fitted with a rodent-proof grate. The grate shall be hinged at the top to permit the exit of foreign material from the tile. The pipe shall be protected with hand placed rip rap (sacked concrete or heavy field stone, as directed) and shall extend along bottom of the open drain as directed and in a manner satisfactory to the Engineer. Where heavy overflow is likely to occur, the rip rap shall be extended up the sides to prevent the water cutting around the protection. Protection for the ends of culverts shall be in accordance with the plans, profiles and special specifications provided.
27. **CATCHBASINS:** Shall be constructed in accordance with the plans provided. If there are no existing drains to be connected to the catchbasin at the top end of the drain, a plugged tile shall be placed in the upstream wall, with the same diameter and at the same elevation as the outlet



## 27. Continued

- tile. Where the catchbasin is on a road allowance the Contractor shall obtain from the Road Superintendent approval of the location of the catchbasin, the grate to be used and the elevation at which the top shall be set. All tile entering the catchbasin shall be tightly cemented into the wall.
28. UNSTABLE SOIL: If during the construction of the drain quick sand, fine sand, silt or other unstable soil conditions are encountered the Contractor shall immediately notify the Engineer or Commissioner in charge of the work. The basis of payment for such extra work shall be set by the Engineer.
29. EXCESS TILE: If the tile are supplied by the Municipality, at the end of the job the Contractor shall stockpile all excess tile in one readily accessible location for pick-up by the Municipality.
30. LIVESTOCK: It shall be the responsibility of each owner to keep his livestock clear of the construction area. Loss or damage to livestock in the construction area shall not be the liability of the Contractor except through negligence or carelessness on the part of the Contractor and/or his agents.
31. TRENCH WIDTH: The minimum width of trench shall be not less than the outside diameter of the drain tile plus six (6) inches, except where authorized in writing by the Engineer.
32. RODENT GRATES: Rodent Grates shall be an integral part of the Corrugated Metal Culvert at the outlet. These grates shall be of a style and type acceptable to the Engineer.

IN ADDITION

Lateral Tile - All lateral tile encountered during construction shall be connected to the new tile. The cost of such connections shall be an extra to the contract.

Clearing Widths - Open Work - 70 feet on spoil side. Closed portion - 50 feet on each side of drain, unless otherwise directed by the Engineer.

Open Drain - Side Slopes  $1\frac{1}{2}:1$  ; Bottom width - 3 feet throughout.

Sediment Basins - Shall be constructed in accordance with the attached drawings.

Seeding & Mulching - The grass seed mix shall contain a minimum of three varieties, suitable to the area, NOT including canary grass and shall be approved by Council.

M.T.C. Right-of-way - All disturbed areas on the right-of-way shall be restored to current M.T.C. specifications. The cost of the restoration shall be a direct charge to the M.T.C.

## SPECIFICATIONS FOR MUNICIPAL DRAINS CROSSING TOWNSHIP ROADS

1. The Township will supply no labour, equipment or materials for the construction of the road crossing, with the sole exception of patching an existing asphalt surface.
2. The excavated material removed from the travelled portion of the road and four feet (4') or the full width of the gravelled shoulder, whichever is greater, on each side of the travelled portion, shall be removed. Excavated material may be spread on the right-of-way with the consent of the Township Road Superintendent.
3. The granular backfill material for the excavation on the travelled portion and four feet (4'), or the full shoulder width, on either side shall be acceptable to the Township Road Superintendent, and shall be thoroughly compacted in layers not exceeding 12 inches with a MECHANICAL VIBRATING COMPACTOR.
4. The Township will place the asphalt patch over the excavation on existing asphalt covered roads.
5. The excavated material from the trench beyond a point four feet (4') from the travelled portion, or beyond the outside edge of the gravel shoulder, may be replaced in the trench in the case of covered drains. This material shall be compacted by hand tamping in layers not exceeding 24 inches. The finished work shall be left in a clean and orderly manner, flush with or slightly higher than the adjacent ground.
6. The location on the right-of-way and the elevation of the top of catchbasins, inlets, and junction boxes on the right-of-way shall be as required by the Township Road Superintendent.
7. The Contractor shall give the Township Road Superintendent at least two (2) days notice before he commences any work on the right-of-way of any Township Road.
8. If at all possible, the Contractor shall keep the road open to traffic at all times. The Contractor shall provide suitable warning signs and/or flagmen to the satisfaction of the Township Road Superintendent to notify the motorists of work on the road ahead. If it is necessary to close the road to through traffic, the Contractor shall provide for and adequately sign the detour road route.

H.M. Gibson Limited  
Consulting Engineers

# Notice of Request for Drain Improvement

Drainage Act, R.S.O. 1990, c. D.17, subs. 78(1)

To: The Council of the Corporation of the City of KAWARTHA LAKES

Re: HUGH DAVIDSON DRAIN  
(Name of Drain)

In accordance with section 78(1) of the *Drainage Act*, take notice that I/we, as owner(s) of land affected, request that the above mentioned drain be improved.

The work being requested is (check all appropriate boxes):

- ☐ Changing the course of the drainage works;
- ☐ Making a new outlet for the whole or any part of the drainage works;
- ☐ Constructing a tile drain under the bed of the whole or any part of the drainage works;
- ☐ Constructing, reconstructing or extending bridges or culverts;
- ☐ Constructing, reconstructing or extending embankments, walls, dykes, dams, reservoirs, pumping stations or other protective works in connection with the drainage works;
- ☐ Otherwise improving, extending to an outlet or altering the drainage works;
- ☒ Covering all or part of the drainage works; and/or
- ☐ Consolidating two or more drainage works.

Provide a more specific description of the proposed drain improvement you are requesting:

## Property Owners:

- Your municipal property tax bill will provide the property description and parcel roll number.
- In rural areas, the property description should be in the form of (part) lot and concession and civic address.
- In urban areas, the property description should be in the form of street address and lot and plan number, if available.

Property Description

Conc 8 PTW 1/2 lot 19

Ward or Geographic Township

4 / Markham

Parcel Roll Number

1100302  
1651 ~~00000000~~ 3400 0000

If property is owned in partnership, all partners must be listed. If property is owned by a corporation, list the corporation's name and the name and corporate position of the authorized officer. Only the owner(s) of the property may request a drain improvement.

RECEIVED

AUG 18 2020

OFFICE OF THE CITY CLERK  
KAWARTHA LAKES

**Sole Ownership****Individual or Sole Ownership**

Name (Last Name, First Name) <i>Ed Bagshaw</i>	Signature 	Date (yyyy/mm/dd) <i>2020/08/17</i>
--	--	-------------------------------------

Enter the mailing address and primary contact information of property owner below:

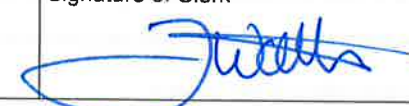
Last Name <i>Bagshaw</i>	First Name <i>Ed</i>	Middle Initial
--------------------------	----------------------	----------------

**Mailing Address**

Unit Number	Street/Road Number <i>1299</i>	Street/Road Name <i>Elm Tree Rd.</i>	PO Box
City/Town <i>Lindsay</i>	Province <i>Ont.</i>	Postal Code <i>K9V-4R2</i>	
Telephone Number <i>705-324-4498</i>	Cell Phone Number (Optional)	Email Address (Optional) <i>frmed @ i-zoom.net</i>	

To be completed by recipient municipality:

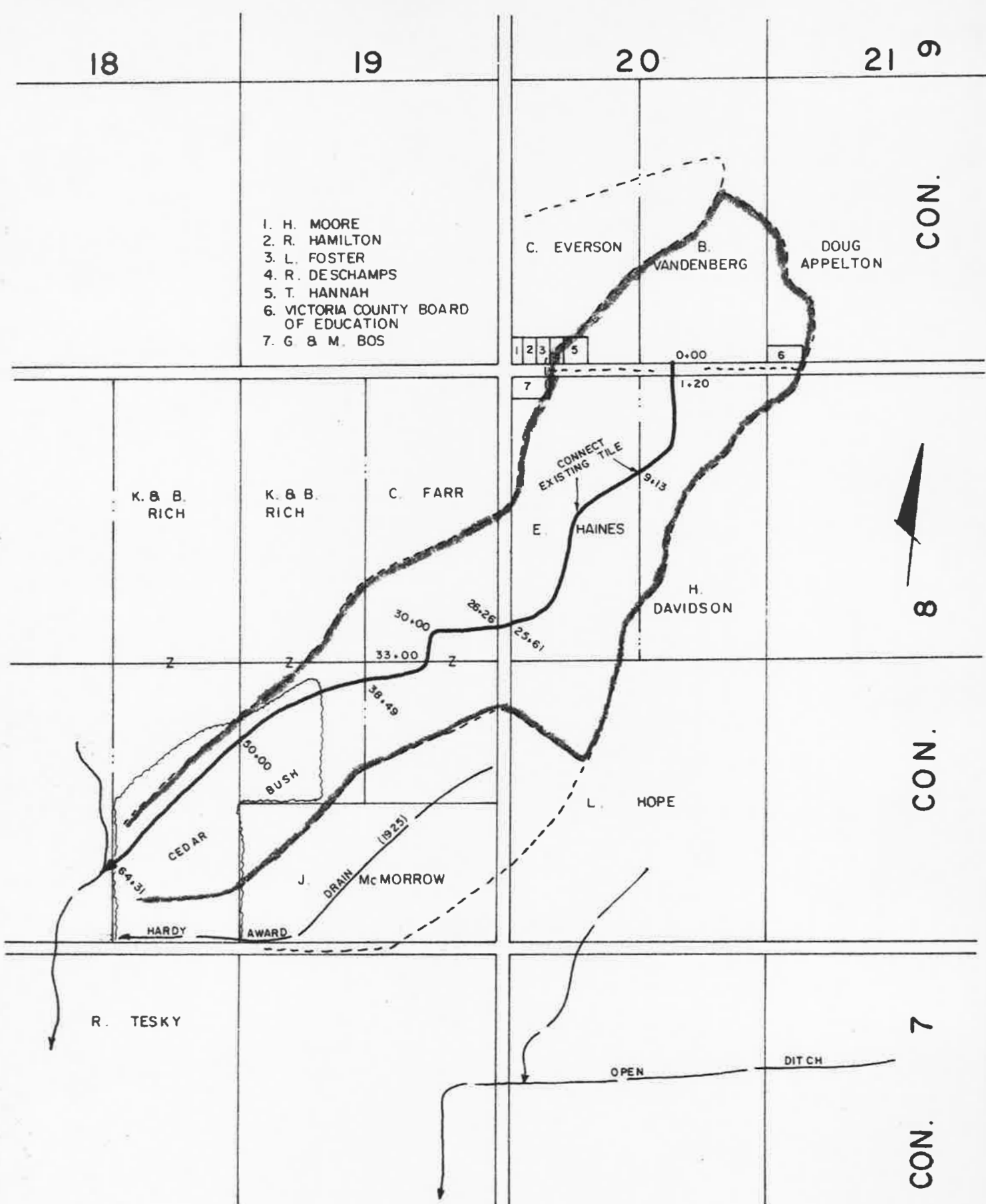
Notice filed this *18* day of *AUGUST* 20 *20*

Name of Clerk (Last Name, First Name) <i>WATTS, JOEL</i>	Signature of Clerk 
--	--

RECEIVED

AUG 18 2020

OFFICE OF THE CLERK  
MUNICIPALITY OF LINDSAY



H. M. GIBSON LTD. CONSULTING ENGINEERS KINCARDINE : LONDON	
<b>HUGH DAVIDSON DRAIN TOWNSHIP OF MARIPOSA</b>	
Scale: 1 in = 1000 ft.	File No.
Date: 29 JULY 1977	11 - 30



4.8 RD FENCE  
8.7 0.60 C. ROAD  
4.8 1420 S. RD. FENCE

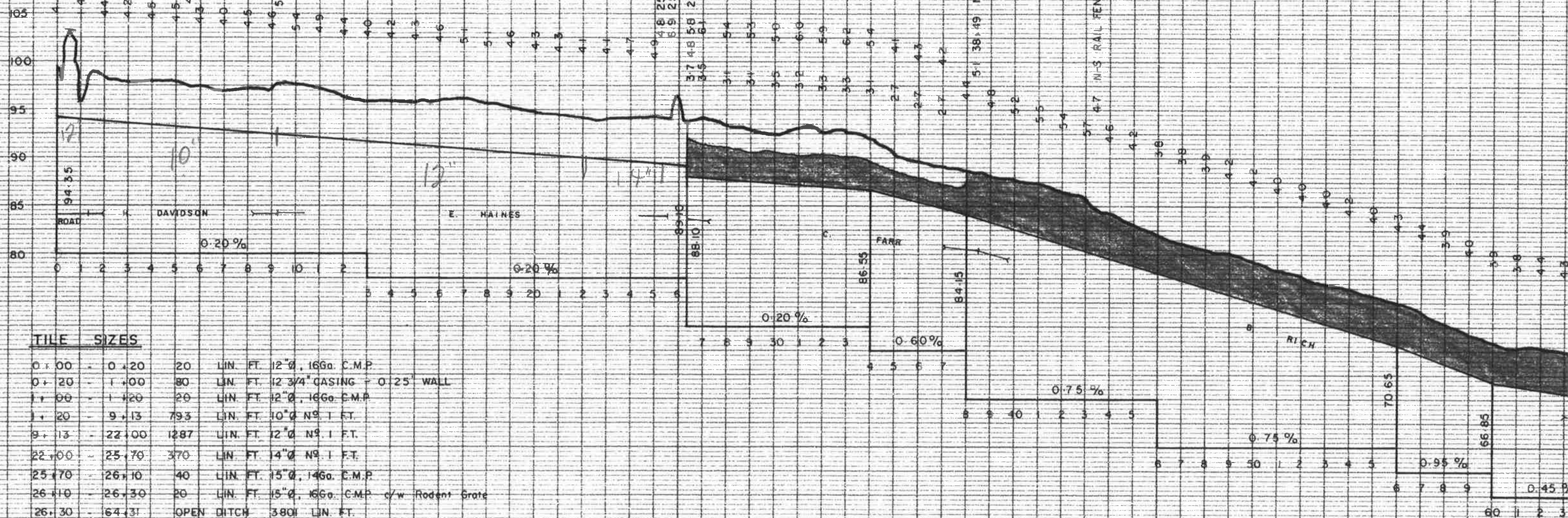
4.2 5.78 E-W FENCE  
4.0  
4.5  
4.6 5.4 9.13 N-S FENCE

4.9 4.8 25.61 E. RD. FENCE  
8.9 25.90 C. RD.  
3.7 4.8 5.8 26.26 W. RD. FENCE

4.4 5.1 38.49 N-S FENCE

5.7 4.7 N-S RAIL FENCE

20.4 acres

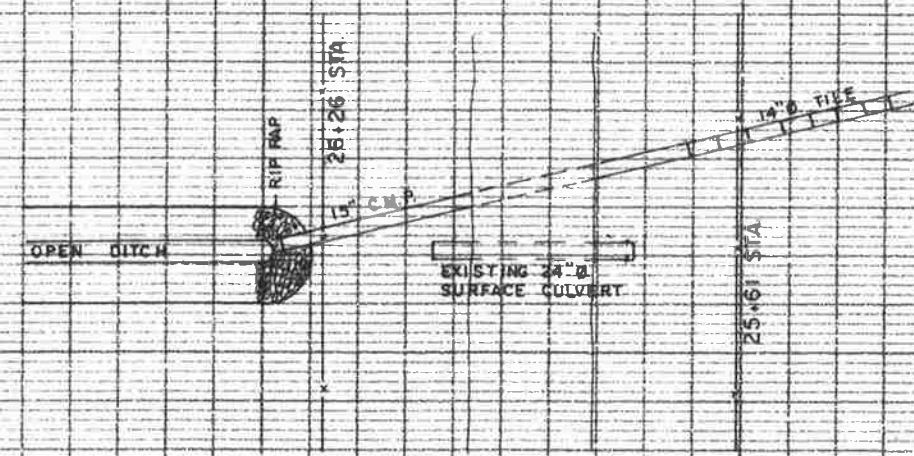


# TILE SIZES

0+00 - 0+20	20	LIN. FT. 12"Ø, 16Ga. C.M.P.
0+20 - 1+00	80	LIN. FT. 12 3/4" CASING - 0.25' WALL
1+00 - 1+20	20	LIN. FT. 12"Ø, 16Ga. C.M.P.
1+20 - 9+13	793	LIN. FT. 10"Ø N9.1 FT.
9+13 - 22+00	1287	LIN. FT. 12"Ø N9.1 FT.
22+00 - 25+70	370	LIN. FT. 14"Ø N9.1 FT.
25+70 - 26+10	40	LIN. FT. 15"Ø, 16Ga. C.M.P.
26+10 - 26+30	20	LIN. FT. 15"Ø, 16Ga. C.M.P. c/w Rodent Grate
26+30 - 64+31	OPEN DITCH	380' LIN. FT.

CATCHBASINS STA 0+00, STA 9+13

SIDE SLOPE 1 1/2 : 1  
3' BOTTOM THROUGHOUT



ROAD CROSSING





## Council Memorandum

---

Date: September 17, 2020

To: Council

From: Chis Marshall

Re: Land Use Planning Interim Procedures

---

### Recommendation

**That** the Memo from Chris Marshall, Director of Development Services, regarding Land Use Planning Interim Procedures be received; and

**That** now that the State of Emergency has been lifted and the Planning Advisory Committee meetings are taking place on a monthly basis, the interim modification to the Planning Advisory Committee Terms of Reference be removed that enabled planning applications to be forwarded directly to Council for consideration and approval.

### Rationale

In order to expedite planning decisions already in process during the State of Emergency, and where a Statutory Public Meeting under the Planning Act had already been held, an interim amendment to the current Planning Advisory Committee terms of reference was adopted by Council on April 28, 2020. Now that the State of Emergency has been lifted and the Planning Advisory Committee Meetings are being held on a monthly basis, staff are recommending that the interim modification to the Planning Advisory Committee Terms of Reference be removed

Attachment – PAC Terms of Reference



Planning Advisory  
Committee Terms of F

## **Terms of Reference**

### **Name: Planning Advisory Committee**

Date Established by Council: September 28, 2018 (Amended Procedural Bylaw)  
(Terms of Reference approved December 11, 2018)

### **Mission:**

The Planning Advisory Committee is established as per the requirements of Section 8(1) of the Planning Act that requires all single-tier municipalities to appoint a Planning Advisory Committee. The objective of the Planning Advisory Committee is to provide recommendations to Council on all Planning applications and policies including holding Statutory Public meetings.

### **Roles and Responsibilities:**

It is the responsibility of all appointed Members to comply with:

- the City Code of Conduct for Committee Members;
- the City Procedural By-law;
- Other applicable City by-laws and policies;
- Municipal Act;
- Municipal Freedom of Information and Protection of Privacy Act; and,
- Municipal Conflict of Interest Act.

No individual member or the Committee as a whole has the authority to make direct representations of the City to Federal or Provincial Governments.

Members shall abide by the rules outlined within the Municipal Conflict of Interest Act and shall disclose any pecuniary interest to the Recording Secretary and absent himself or herself from meetings for the duration of the discussion and voting (if any) with respect to that matter.

The Committee will abide by any terms and conditions which may be set out by the City's Council, CAO, City Clerk, City Solicitor, Auditor and/or Insurer for any activities relating to Committee business in keeping with the Committee's Terms of Reference and established Policies.



**Activities:**

The following represents the general activities of the Committee:

1. Make recommendations to Council on all planning applications, policy initiatives and By-laws and general planning information.
2. Hold Statutory Public meetings as per Sections 17, 34 and 51 of the Planning Act.

**Composition:**

The Planning Advisory Committee shall consist of seven (7) Members, being the Mayor, three (3) Members of Council, and three (3) Members of the public. Two (2) alternate Council Members for the Planning Advisory Committee are to be identified and called upon to attend to ensure that a quorum is met when it becomes apparent that a member is not able to attend.

**Appointment of Officers:**

The Committee shall, at its first meeting in each year, elect from its Membership a Chair and Vice-Chair. It is acknowledged that there are no per diems for any Committee positions and it is acknowledged that none of the above positions shall be paid for their services. All Committee Members are considered volunteer positions.

**Term of Appointment:**

Unless exempted by legislation, Members will be appointed for the term of Council. Members shall continue to serve beyond the end of their term until the appointments of their successors have been approved by Council.

**Resources:**

The Development Services Department will provide support in the form of advice, day-to-day liaison with the Committee.

A member of staff shall be designated as Recording Secretary by the City Clerk's Office. The Recording Secretary shall prepare and publish agendas, attend all formal business Committee Meetings for the purpose of taking Minutes, and prepare and publish minutes in an accessible format acceptable to the City Clerk's Office.

The liaison department shall ensure that a current Terms of Reference for the Committee has been provided to the City Clerk's Office and is posted on the City website.

**Timing of Meetings:**

Regular Committee Meetings will generally be held on Wednesdays, as per the Council adopted annual calendar, commencing at 1:00 p.m. Special Committee Meetings will be held on a set day and time as may be determined by the Head of Council or at the call of the Chair.

**Location of Meetings:**

The Committee meetings will be held in Council Chambers, City Hall, or alternatively at another accessible City facility.

**Meetings:**

Council shall adopt an annual calendar for each year setting the Regular Planning Advisory Committee Meeting Dates. . The Head of Council or the Chair may at any time, summon a Special Committee Meeting with twenty-four (24) hours' Notice through the City Clerk's office to the Members.

The Chair, through the City Clerk's Office shall cause notice of the meetings, including the agenda for the meetings, to be provided to Members of the Committee and posted to the City website not later than the Wednesday preceding the week in which the Meeting is to be held. Where that Wednesday is a statutory holiday, the material shall be distributed on the preceding Tuesday through the Recording Secretary.

For Special Planning Advisory Committee Meetings, the City Clerk shall forward to Members all Agendas a minimum of one business day in advance of the Meeting through the Recording Secretary.

Quorum for meetings shall consist of a majority of the Members of the Committee. No meeting shall proceed without quorum.

At the first meeting of each year, an Orientation Session shall be held for all new Committee Members.

**Procedures:**

Procedures for the formal business meetings of the Committee shall be governed by the City's Procedural By-law and Legislation or, where both of these are silent, by Robert's Rules of Order.

**Closed Meetings:**

The Committee shall not be permitted to hold Closed Meetings.

**Agendas and Minutes:**

A copy of the Agenda shall be provided to the City Clerk's office at the same time it is provided to Committee Members. The City Clerk's office will distribute the agenda to Council Members as per established procedures.

Minutes of all formal business meetings of the Committee shall be forwarded to the liaison department, and to the City Clerk's Office, not later than one week after the meeting. The City Clerk's Office will electronically circulate the formal business meeting minutes to all Members of Council by including them on a Regular Council Meeting agenda. The City Clerk's Office will maintain a set of printed minutes on file for public review.

The Recording Secretary shall ensure that all Committee Agendas and Minutes are posted to the City website at the same times as they are circulated to the City Clerk's Office.

**Reports:**

If there are recommendations of the Planning Advisory Committee that fall outside of their delegated decision-making scope, they are to be forwarded to Council, through the liaison department in a formal written report on the City report template. It will be the responsibility of the Committee Chair to provide a memo to the liaison department identifying the Committee recommendations for final preparation of the report.

**Purchasing Policy:**

This Committee has no purchasing or procurement responsibilities.

**Insurance:**

The City of Kawartha Lakes' General Liability Policy and Errors and Omissions Liability Policy will extend to this Committee and its Members. The applicable insurance policies extend to Committee Members while in the performance of his/her duties and to those activities authorized by the City of Kawartha Lakes and Council. Members must adhere to the policies

and procedures of the City of Kawartha Lakes and Council, including this Terms of Reference.

The Committee must provide, via the liaison department an annual updated listing of all Members, including member positions, to the City of Kawartha Lakes to ensure the applicable insurance coverage remains in force.

Committee Members are not entitled to any benefits normally provided by the Corporation of the City of Kawartha Lakes, including those provided by the Workplace Safety and Insurance Board of Ontario ("WSIB") and are responsible for their own medical, disability or health insurance coverage.

### **Expulsion of Member:**

Any member of the Committee who misses three consecutive formal business meetings, without being excused by the Committee, may be removed from the Committee in accordance with adopted policy.

Any member of the Committee may be removed from the Committee at the discretion of Council for reasons including, but not limited to, the member being in contravention of the Municipal Act, the Municipal Freedom of Information and Protection of Privacy Act, the Provincial Offences Act, The Municipal Conflict of Interest Act or the Code of Conduct for Committee Members; disrupting the work of the Committee; or other legal issues. The process for expulsion of a Committee member is outlined in the City's **Council Committee, Board and Task Force Policy**.

### **Terms of Reference:**

The Recording Secretary shall ensure that a current Terms of Reference for the Committee has been provided to the City Clerk's Office and is posted on the City website.

Any responsibilities not clearly identified within these Terms of Reference shall be the responsibility of the City of Kawartha Lakes. Council may, at its discretion, change the Terms of Reference for this Committee at any time. Any changes proposed to these Terms of Reference by the Committee shall be recommended to Council via the liaison department through a report to Council.



## Council Memorandum

---

Date: September 15, 2020  
To: Mayor and Council  
From: Fenelon Falls Powerlinks Committee  
Re: 2020 Funding Request

---

### Recommendation

**That** the memorandum from the Fenelon Falls Powerlinks Committee regarding 2020 Funding Request be received; and

**That** \$1,500,00 be released from the Fenelon Falls Powerlinks Reserve Fund to the Powerlinks Committee for the purpose of a Fenelon Falls Dam Lighting Study.

### Rationale

The Fenelon Falls Powerlinks Committee oversees and makes recommendations to Council regarding the use of the Powerlinks Fund to be used for the betterment and enhancement of Parks and Recreation in the village of Fenelon Falls.

They are very eager to enhance the Fenelon Falls tourist appeal and visitor attraction by lighting the waterfalls at the Fenelon Falls Dam. They have had discussions with the Trent-Severn Waterway regarding this proposal and have been advised that a study to determine if existing lighting equipment and/or locations are viable for reuse or if new equipment and/or locations are required.

The following motion was passed by the Fenelon Falls Powerlinks Committee

**Moved By** C. Appleton  
**Seconded By** S. Barrett



**That** the Fenelon Falls Powerlinks Committee requests City Council to release \$1,500.00 from the Powerlinks Reserve Fund for the purpose of a Fenelon Falls Dam Lighting Study.

**Carried**

The release of these funds will allow the Fenelon Falls Powerlinks Committee to prepare a preliminary outline so that they can commence with the study required for Dam Lighting to seek final approval from the Trent-Severn for the implementation of this project.

The current fund of the Powerlinks Reserve Fund is \$631,252.91 and the release of funds for this request would leave the balance at \$629,752.91.

## SCHEDULE K

### Form of Borrowing By-law

WHEREAS the *Municipal Act, 2001*, as amended (the “**Act**”) provides that a municipality may incur a debt for municipal purposes, whether by borrowing money or in any other way, and may issue debentures and prescribed financial instruments and enter prescribed financial agreements for or in relation to the debt;

AND WHEREAS the Council of the Corporation of the City of Kawartha Lakes (the “**Municipality**”) has passed the by-law(s) enumerated in column (1) of Schedule “A” attached hereto and forming part of this By-law (“**Schedule “A”**”) authorizing the capital work described in column (2) of Schedule “A” (the “**Capital Work**”) and authorizing, *inter alia*, the entering into of a combined loan and grant agreement dated February 23, 2018 for the provision of long term borrowing from the Federation of Canadian Municipalities, as trustee of the Green Municipal Fund (“**FCM**”) in respect of the Capital Work (the “**Financing Agreement**”) and desires to issue debentures for the Capital Work in the amount specified in column (3) of Schedule “A”;

AND WHEREAS before authorizing the Capital Work, the Municipality had its Treasurer update its most recent annual debt and financial obligation limit received from the Ministry of Municipal Affairs and Housing in accordance with the applicable regulation and, prior to authorizing the Capital Work, the Treasurer determined that the estimated annual amount payable in respect of the Capital Work, would not cause the Municipality to exceed the updated limit and that the approval of the Capital Work, by the Ontario Municipal Board was not required;

AND WHEREAS to provide long term financing for the Capital Work pursuant to the Financing Agreement, it is now expedient to issue 3.50% amortizing debentures in the principal amount of \$5,000,000 in lawful money of Canada, on the terms hereinafter set forth.

### NOW THEREFORE THE COUNCIL OF THE MUNICIPALITY ENACTS AS FOLLOWS:

1. For the Capital Work, the borrowing upon the credit of the Municipality of the principal sum of \$5,000,000 and the issue of amortizing debentures therefor to be repaid in semi-annual instalments of combined (blended) principal and interest as hereinafter set forth, are hereby authorized.
2. The Mayor and the treasurer of the Municipality are hereby authorized to cause any number of amortizing debentures to be issued up to the aggregate of the said amount of \$5,000,000 substantially in the form attached as Schedule “B” attached hereto and forming part of this By-law (the “**Debentures**”). The Debentures shall bear the Municipality’s municipal seal and the signatures of the Mayor and the treasurer of the Municipality, all in accordance with the provisions of the Act. The municipal seal of the Municipality and the signatures referred to in this section may be printed, lithographed, engraved or otherwise mechanically reproduced. The Debentures are sufficiently signed if they bear the required signatures and each person signing has the authority to do so on the date he or she signs.
3. The Debentures shall be in fully registered form as one or more certificates in the aggregate principal amount of \$5,000,000, in the name of FCM or as FCM may otherwise direct, substantially in the form attached as Schedule “B” hereto and forming part of this By-law with provision for payment of principal and interest (other than in respect of the final payment of principal and outstanding interest on the maturity date upon presentation and surrender) on such terms as to which the registered holder and the Municipality may agree.
4. The Debentures shall all be dated the 15<sup>th</sup> of October, 2020, and as to both principal and interest shall be expressed and be payable in lawful money of Canada. The Debentures shall bear interest at the rate of 3.50% per annum from the date thereof payable semi-annually in arrears as described in this section.

The Debentures shall be paid in full by October 15, 2040 and shall be payable in semi-annual instalments of combined (blended) principal and interest on such days as are set forth in Schedule “C” attached hereto and forming part of this By-law (“**Schedule “C”**”) in each of the years during the currency of the Debentures, as set forth in Schedule “C”.

5. Payments in respect of principal of and interest on the Debentures shall be made only on a day on which banking institutions in Ottawa, Ontario, are not authorized or obligated by law or executive order to be closed (an “**Business Day**”), and if any date for payment is not a Business Day, payment shall be made on the next following Business Day and no further interest shall be paid in respect of the delay in such payment.
6. If the Municipality defaults in the payment of any instalment of combined (blended) principal and interest at any time appointed for payment thereof, the Municipality shall, until such overdue principal and/or interest amount(s) has/have been paid in full, pay to FCM interest on the principal and interest that is then outstanding at an annual rate that equals the greater of: (a) (a) the sum of (A) the GoC ten (10) year benchmark bond yield indicated at [www.bankofcanada.ca](http://www.bankofcanada.ca) effective on the applicable default date plus (B) four point fifteen percent (4.15%) per annum or (b), the annual rate in effect on the applicable default date calculated pursuant to section 2.06 plus two point fifty percent (2.50%) per annum, calculated from the date of such default.
7. Whenever it is necessary to compute any amount of interest in respect of the Debentures for a period of less than one full year, other than with respect to regular semi-annual interest payments, such interest shall be calculated on the basis of the actual number of days in the period and a year of 365 or 366 days as appropriate.
8. Following October 15, 2030, the Municipality may on any subsequent semi-annual payment date, on not less than thirty (30) days’ notice to FCM, prepay all or part of the principal amount of Debentures that is outstanding on the specified semi-annual payment date, provided it simultaneously pays all accrued interest thereon plus an amount equal to twenty (24) months of interest calculated pursuant to s. 2.09(b) of the Financing Agreement on the principal amount of the Debentures so prepaid. Notwithstanding the foregoing, the Municipality shall pay an amount equal to twelve (12) months of interest instead of twenty four (24) months of interest if the prepayment occurs on or after the date where three fourths (3/4) of the term of the Debentures has elapsed. Prepayments must be in an amount equal to or greater than ten percent (10%) of the outstanding principal amount of the Debentures. In the event of a prepayment, FCM shall provide to the Municipality a new amortization schedule effective as of the prepayment date.
9. Each year in which a payment of an instalment of combined (blended) principal and interest becomes due, there shall be raised as part of the general levy the amounts of principal and interest payable in each year as set out in Schedule “C” to the extent that the amounts have not been provided for by any other available source including other taxes or fees or charges imposed on persons or property by a by-law of any municipality.
10. The Debentures may contain any provision for their registration thereof authorized by any statute relating to municipal debentures in force at the time of the issue thereof.
11. The Municipality shall maintain a registry in respect of the Debentures in which shall be recorded the names and the addresses of the registered holders and particulars of the Debentures held by them respectively and in which particulars of the cancellation, exchanges, substitutions and transfers of Debentures, may be recorded and the Municipality is authorized to use electronic, magnetic or other media for records of or related to the Debentures or for copies of them.



12. The Municipality shall not be bound to see to the execution of any trust affecting the ownership of any Debenture or be affected by notice of any equity that may be subsisting in respect thereof. The Municipality shall deem and treat registered holders of Debentures as the absolute owners thereof for all purposes whatsoever notwithstanding any notice to the contrary and all payments to or to the order of registered holders shall be valid and effectual to discharge the liability of the Municipality on the Debentures to the extent of the sum or sums so paid. Where a Debenture is registered in more than one name, the principal of and interest from time to time payable on such Debenture shall be paid to or to the order of all the joint registered holders thereof, failing written instructions to the contrary from all such joint registered holders, and such payment shall constitute a valid discharge to the Municipality. In the case of the death of one or more joint registered holders, despite the foregoing provisions of this section, the principal of and interest on any Debentures registered in their names may be paid to the survivor or survivors of such holders and such payment shall constitute a valid discharge to the Municipality.
13. The Debentures will be transferable or exchangeable at the office of the treasurer of the Municipality upon presentation for such purpose accompanied by an instrument of transfer or exchange in a form approved by the Municipality and which form is in accordance with the prevailing Canadian transfer legislation and practices, executed by the registered holder thereof or such holder's duly authorized attorney or legal personal representative, whereupon and upon registration of such transfer or exchange and cancellation of the Debenture, the Mayor and the treasurer shall issue and deliver a new Debenture or Debentures of an equal aggregate principal amount in any authorized denomination or denominations as directed by the transferee, in the case of a transfer or as directed by the registered holder in the case of an exchange.
14. The Mayor and the treasurer shall issue and deliver new Debentures in exchange or substitution for the Debentures outstanding on the registry with the same maturity and of like form which have become lost, stolen, mutilated, defaced or destroyed, provided that the applicant therefor shall have: (a) paid such costs as may have been incurred in connection therewith; (b) (in the case of a lost, stolen or destroyed Debenture) furnished the Municipality with such evidence (including evidence as to the certificate number of the Debenture in question) and indemnity in respect thereof satisfactory to the Municipality in its discretion; and (c) surrendered to the Municipality any mutilated or defaced Debentures in respect of which new Debentures are to be issued in substitution.
15. The Debentures issued upon any registration of transfer or exchange or in substitution for any Debentures or part thereof shall carry all the rights to interest if any, accrued and unpaid which were carried by such Debentures or part thereof and shall be so dated and shall bear the same maturity date and, subject to the provisions of this By-law, shall be subject to the same terms and conditions as the Debentures in respect of which the transfer, exchange or substitution is effected.
16. The cost of all transfers and exchanges, including the printing of authorized denominations of the new Debentures, shall be borne by the Municipality. When any of the Debentures are surrendered for transfer or exchange the treasurer of the Municipality shall: (a) in the case of an exchange, cancel and destroy the Debentures surrendered for exchange; (b) in the case of an exchange, certify the cancellation and destruction in the registry; and (c) enter in the registry particulars of the new Debenture or Debentures issued in exchange.
17. Reasonable fees for the substitution of a new Debenture or new Debentures for any of the Debentures that are lost, stolen, mutilated, defaced or destroyed and for the replacement of lost, stolen, mutilated, defaced or destroyed principal and interest cheques may be imposed by the Municipality. Where new Debentures are issued in substitution in these circumstances the Municipality shall: (a) treat as cancelled and destroyed the Debentures in respect of which new Debentures will be issued in substitution; (b) certify the deemed cancellation and destruction in the registry; (c) enter in the registry particulars of the new Debentures issued in substitution; and (d) make a notation of any indemnities provided.

18. Except as otherwise expressly provided herein, any notice required to be given to a registered holder of one or more of the Debentures will be sufficiently given if a copy of such notice is mailed or otherwise delivered to the registered address of such registered holder.
19. The Mayor and the treasurer are hereby authorized to cause the Debentures to be issued, the clerk and the treasurer are hereby individually authorized to generally do all things and to execute all documents and other papers in the name of the Municipality in order to carry out the issue of the Debentures and the treasurer is authorized to affix the Municipality's municipal seal to any of such documents and papers.
20. The proceeds realized in respect of the Debentures, after providing for the expenses related to their issue, if any, shall be apportioned and applied to the Capital Work and to no other purpose except as permitted by the Act.
21. Subject to the Municipality's investment policies and goals, the applicable legislation and the terms and conditions of the Debentures, the Municipality may, if not in default under the Debentures, at any time purchase any of the Debentures in the open market or by tender or by private contract at any price and on such terms and conditions (including, without limitation, the manner by which any tender offer may be communicated or accepted and the persons to whom it may be addressed) as the Municipality may in its discretion determine.
22. This By-law takes effect on the day of passing.

---

Andy Letham, Mayor

---

Cathie Ritchie, Clerk

**Schedule "A" to Borrowing By-Law**

(1)	(2)	(3)	(4)
<b>By-law</b>	<b>Capital Work Description</b>	<b>Amount of Debentures to be Issued</b>	<b>Term of Years of Debentures</b>
		\$	
2018-072	Construction of Office Space and Affordable Housing at 68 Lindsay Street	\$5,000,000	20

**Schedule “B” to Borrowing By-Law**

Province of Ontario  
City of Kawartha Lakes

No. 2020-080

**FULLY REGISTERED 3.50% AMORTIZING DEBENTURE**

THE City of Kawartha Lakes (the “**Municipality**”), for value received, hereby promises to pay to:

FEDERATION OF CANADIAN MUNICIPALITIES, AS TRUSTEE FOR THE GREEN MUNICIPAL  
FUND (“FCM”)

or registered assigns, subject to the conditions attached hereto which form part hereof (the “**Conditions**”), upon presentation and surrender of this debenture by the maturity date of this debenture ([15, October], 2040), the principal sum of

----- (\$5,000,000) -----

by semi-annual instalments of combined (blended) principal and interest in the manner and in the amounts set forth in the attached amortization schedule (the “**Schedule**”) and subject to late payment interest charges pursuant to the Conditions, in lawful money of Canada. Interest shall be paid until the maturity date of this debenture, in like money in semi-annual payments from the October 15, 2020 or from the last date on which interest has been paid on this debenture, whichever is later at the rate of 3.50% per annum, in arrears, on the specified dates, as set forth in the Schedule (each, a “**Payment Date**”) in the manner provided in the Conditions. Interest shall be paid on default at the applicable rate set out in the Conditions both before and after default and judgment. The applicable rate of interest, the payments of principal and interest and the principal balance outstanding in each year are shown in the Schedule.

This debenture is subject to the Conditions.

DATED at the Corporation of the City of Kawartha Lakes on October 15, 2020.

IN TESTIMONY WHEREOF and under the authority of By-law Number 2020-080 of the Municipality duly passed on September 15, 2020 (the “**By-law**”), this debenture is sealed with the municipal seal of the Municipality and signed by the Mayor and the treasurer thereof.

Date of Registration: October 15, 2020

\_\_\_\_\_  
Andy Letham, Mayor

\_\_\_\_\_  
Carolyn Daynes, Treasurer

## **CONDITIONS OF THE DEBENTURE**

1. The debentures issued pursuant to the By-law (collectively the “Debentures” and individually a “Debenture”) are issuable as fully registered Debentures without coupons. The Debentures are direct, unsecured and unsubordinated obligations of the Municipality. Notwithstanding any provision to the contrary contained herein, the Debentures shall be issued in minimum denominations of \$5,000,000. The Debentures rank concurrently and equally in respect of payment of principal and interest with all other debentures of the Municipality except for the availability of money in a sinking or retirement fund for a particular issue of debentures.
2. This Debenture is one fully registered Debenture registered in the name of FCM and held by FCM.
3. The Municipality shall maintain at its designated office a registry in respect of the Debentures in which shall be recorded the names and the addresses of the registered holders and particulars of the Debentures held by them respectively and in which particulars of the cancellation, exchanges, substitutions and transfers of Debentures, may be recorded and the Municipality is authorized to use electronic, magnetic or other media for records of or related to the Debentures or for copies of them.
4. The Municipality shall not be bound to see to the execution of any trust affecting the ownership of any Debenture or be affected by notice of any equity that may be subsisting in respect thereof. The Municipality shall deem and treat registered holders of Debentures, including this Debenture as the absolute owners thereof for all purposes whatsoever notwithstanding any notice to the contrary and all payments to or to the order of registered holders shall be valid and effectual to discharge the liability of the Region on the Debentures to the extent of the sum or sums so paid. Where a Debenture is registered in more than one name, the principal of and interest from time to time payable on such Debenture shall be paid to or to the order of all the joint registered holders thereof, failing written instructions to the contrary from all such joint registered holders, and such payment shall constitute a valid discharge to the Municipality. In the case of the death of one or more joint registered holders, despite the foregoing provisions of this section, the principal of and interest on any Debentures registered in their names may be paid to the survivor or survivors of such holders and such payment shall constitute a valid discharge to the Municipality.
5. The record date for purposes of payment of principal of and interest on the Debentures is as of 5:00 p.m. on the sixteenth calendar day preceding any Payment Date including the maturity date. Principal of and interest on the Debentures are payable by the Municipality to the persons registered as holders in the registry on the relevant record date. The Municipality shall not be required to register any transfer, exchange or substitution of Debentures during the period from any record date to the corresponding Payment Date.
6. The Municipality shall make all payments in respect of semi-annual instalments of combined (blended) principal and interest on the Debentures on each Payment Date commencing on April 15, 2021 (other than in respect of the final payment of principal and outstanding interest on the maturity date upon presentation and surrender of this Debenture) on such terms as the Municipality and the registered holder may agree.
7. Following October 15, 2030, the Municipality may on any subsequent semi-annual payment date, on not less than thirty (30) days’ notice to FCM, prepay all or part of the principal that is outstanding provided it simultaneously pays all accrued interest thereon plus, as a bonus, an amount equal to twenty (24) months of interest calculated pursuant to s. 2.09(b) of the Financing Agreement on the principal amount of the Debentures so prepaid. Notwithstanding the foregoing, the Municipality shall pay an amount equal to twelve (12) months of interest instead of twenty four (24) months of interest if the prepayment occurs on or after the date where three fourths (3/4) of the term of the Debentures has elapsed. Prepayments must be in an amount equal to or greater than ten percent (10%) of the outstanding

principal amount of the Debentures. In the case of a prepayment of a part of the principal, a new amortization schedule will be provided to the Municipality effective as of the date of the prepayment and such new amortization schedule shall be deemed to replace the amortization schedule which constitutes part of the Debenture in respect of which the prepayment was effected. Upon delivery of such notice, the Municipality shall be obligated to effect prepayment in accordance with the terms of the notice and this section. Any amounts prepaid may not be re-borrowed.

8. If the Municipality defaults in the payment of any instalment of combined (blended) principal and interest at any time appointed for payment thereof, the Municipality shall, until such overdue principal and/or interest amount(s) has/have been paid in full, pay to FCM interest on the principal and interest that is then outstanding at an annual rate that equals the greater of: (a) (a) the sum of (A) the GoC ten (10) year benchmark bond yield indicated at [www.bankofcanada.ca](http://www.bankofcanada.ca) effective on the applicable default date plus (B) four point fifteen percent (4.15%) per annum or (b), the annual rate in effect on the applicable default date calculated pursuant to section 2.06 plus two point fifty percent (2.50%) per annum, calculated from the date of such default.
9. Whenever it is necessary to compute any amount of interest in respect of the Debentures for a period of less than one full year, other than with respect to regular semi-annual interest payments, such interest shall be calculated on the basis of the actual number of days in the period and a year of 365 or 366 days, as appropriate.
10. Payments in respect of principal of and interest on the Debentures shall be made only on a day on which banking institutions in Ottawa, Ontario, are not authorized or obligated by law or executive order to be closed (an “**Business Day**”), and if any date for payment is not a Business Day, payment shall be made on the next following Business Day and no further interest shall be paid in respect of the delay in such payment.
11. The Debentures are transferable or exchangeable at the office of the treasurer of the Municipality upon presentation for such purpose accompanied by an instrument of transfer or exchange in a form approved by the Municipality and which form is in accordance with the prevailing Canadian transfer legislation and practices, executed by the registered holder thereof or such holder’s duly authorized attorney or legal personal representative, whereupon and upon registration of such transfer or exchange and cancellation of the Debenture or Debentures presented, a new Debenture or Debentures of an equal aggregate principal amount in any authorized denomination or denominations will be delivered as directed by the transferee, in the case of a transfer or as directed by the registered holder in the case of an exchange.
12. The Municipality shall issue and deliver new Debentures in exchange or substitution for Debentures outstanding on the registry with the same maturity and of like form which have become lost, stolen, mutilated, defaced or destroyed, provided that the applicant therefor shall have: (a) paid such costs as may have been incurred in connection therewith; (b) (in the case of a lost, stolen or destroyed Debenture) furnished the Municipality with such evidence (including evidence as to the certificate number of the Debenture in question) and indemnity in respect thereof satisfactory to the Municipality in its discretion; and (c) surrendered to the Municipality any mutilated or defaced Debentures in respect of which new Debentures are to be issued in substitution.
13. The Debentures issued upon any registration of transfer or exchange or in substitution for any Debentures or part thereof shall carry all the rights to interest if any, accrued and unpaid which were carried by such Debentures or part thereof and shall be so dated and shall bear the same maturity date and, subject to the provisions of the By-law, shall be subject to the same terms and conditions as the Debentures in respect of which the transfer, exchange or substitution is effected.

14. The cost of all transfers and exchanges, including the printing of authorized denominations of the new Debentures shall be borne by the Municipality. When any of the Debentures are surrendered for transfer or exchange to the treasurer of the Municipality shall: (a) in the case of an exchange, cancel and destroy the Debentures surrendered for exchange; (b) in the case of an exchange, certify the cancellation and destruction in the registry; and (c) enter in the registry particulars of the new Debenture or Debentures issued in exchange.
15. Reasonable fees for the substitution of a new Debenture or new Debentures for any of the Debentures that are lost, stolen, mutilated, defaced or destroyed and for the replacement of lost, stolen, mutilated, defaced or destroyed principal and interest cheques may be imposed by the Municipality. Where new Debentures are issued in substitution in these circumstances the Municipality shall: (a) treat as cancelled and destroyed the Debentures in respect of which new Debentures will be issued in substitution; (b) certify the deemed cancellation and destruction in the registry; (c) enter in the registry particulars of the new Debentures issued in substitution; and (d) make a notation of any indemnities provided.
16. Except as otherwise expressly provided herein, any notice required to be given to a registered holder of one or more of the Debentures will be sufficiently given if a copy of such notice is mailed or otherwise delivered to the registered address of such registered holder. If the Municipality or any registered holder is required to give any notice in connection with the Debentures on or before any day and that day is not a Business Day then such notice may be given on the next following Business Day.
17. Unless otherwise expressly provided herein, any reference herein to a time shall be considered to be a reference to Ottawa, Ontario time.
18. The Debentures are governed by and shall be construed in accordance with the laws of the Province of Ontario and the federal laws of Canada applicable in Ontario.

## **Schedule “C” to Borrowing Bylaw**

### **Amortization Schedule**



GMF 15491 -  
Amortization Schedu



Date: 09/08/2020

File: GF15491 Type: Municipal  
Business: City of Kawartha Lakes

26 Francis Street  
Lindsay, Ontario, Canada K9V 5R8  
Tel: (705) 324-9411 Fax: (705) 324-1750  
Creditor: Federation of Canadian Municipalities

Amount Financed (Original)  
Simple Interest (10/15/2020)  
Payment Frequency  
Start of the period  
First payment  
Method  
Day Count  
Payment Method

\$5,000,000.00  
3.50 %  
Semiannually  
10/15/2020  
04/15/2021  
Simple Interest  
Actual/Actual  
Normal

Line Num.	Line status	Pmt Date	Payment	Rate	Principal (Mathematical)	Accrued Interest	Col. Fees	Balance	Comment
1	Information	10/15/2020	\$0.00	3.50 %	\$0.00	\$0.00	\$0.00	\$5,000,000.00	
2	Due Pmt	04/15/2021	\$174,857.28	3.50 %	\$87,597.01	\$87,260.27	\$0.00	\$4,912,402.99	
3	Due Pmt	10/15/2021	\$174,857.28	3.50 %	\$88,654.70	\$86,202.58	\$0.00	\$4,823,748.29	
4	Due Pmt	04/15/2022	\$174,857.28	3.50 %	\$90,672.96	\$84,184.32	\$0.00	\$4,733,075.33	
5	Due Pmt	10/15/2022	\$174,857.28	3.50 %	\$91,801.53	\$83,055.75	\$0.00	\$4,641,273.80	
6	Due Pmt	04/15/2023	\$174,857.28	3.50 %	\$93,857.52	\$80,999.76	\$0.00	\$4,547,416.28	
7	Due Pmt	10/15/2023	\$174,857.28	3.50 %	\$95,059.47	\$79,797.81	\$0.00	\$4,452,356.81	
8	Due Pmt	04/15/2024	\$174,857.28	3.50 %	\$96,941.04	\$77,916.24	\$0.00	\$4,355,415.77	
9	Due Pmt	10/15/2024	\$174,857.28	3.50 %	\$98,637.50	\$76,219.78	\$0.00	\$4,256,778.27	
10	Due Pmt	04/15/2025	\$174,857.28	3.50 %	\$100,567.75	\$74,289.53	\$0.00	\$4,156,210.52	
11	Due Pmt	10/15/2025	\$174,857.28	3.50 %	\$101,924.33	\$72,932.95	\$0.00	\$4,054,286.19	
12	Due Pmt	04/15/2026	\$174,857.28	3.50 %	\$104,101.66	\$70,755.62	\$0.00	\$3,950,184.53	
13	Due Pmt	10/15/2026	\$174,857.28	3.50 %	\$105,539.66	\$69,317.62	\$0.00	\$3,844,644.87	
14	Due Pmt	04/15/2027	\$174,857.28	3.50 %	\$107,760.33	\$67,096.95	\$0.00	\$3,736,884.54	
15	Due Pmt	10/15/2027	\$174,857.28	3.50 %	\$109,282.63	\$65,574.65	\$0.00	\$3,627,601.91	
16	Due Pmt	04/15/2028	\$174,857.28	3.50 %	\$111,374.25	\$63,483.03	\$0.00	\$3,516,227.66	
17	Due Pmt	10/15/2028	\$174,857.28	3.50 %	\$113,323.30	\$61,533.98	\$0.00	\$3,402,904.36	
18	Due Pmt	04/15/2029	\$174,857.28	3.50 %	\$115,469.61	\$59,387.67	\$0.00	\$3,287,434.75	
19	Due Pmt	10/15/2029	\$174,857.28	3.50 %	\$117,169.56	\$57,687.72	\$0.00	\$3,170,265.19	
20	Due Pmt	04/15/2030	\$174,857.28	3.50 %	\$119,529.64	\$55,327.64	\$0.00	\$3,050,735.55	
21	Due Pmt	10/15/2030	\$174,857.28	3.50 %	\$121,323.14	\$53,534.14	\$0.00	\$2,929,412.41	
22	Due Pmt	04/15/2031	\$174,857.28	3.50 %	\$123,733.01	\$51,124.27	\$0.00	\$2,805,679.40	
23	Due Pmt	10/15/2031	\$174,857.28	3.50 %	\$125,623.37	\$49,233.91	\$0.00	\$2,680,056.03	
24	Due Pmt	04/15/2032	\$174,857.28	3.50 %	\$127,956.30	\$46,900.98	\$0.00	\$2,552,099.73	

Line Num.	Line status	Pmt Date	Payment	Rate	Principal (Mathematical)	Accrued Interest	Col. Fees	Balance	Comment
25	Due Pmt	10/15/2032	\$174,857.28	3.50 %	\$130,195.53	\$44,661.75	\$0.00	\$2,421,904.20	
26	Due Pmt	04/15/2033	\$174,857.28	3.50 %	\$132,590.08	\$42,267.20	\$0.00	\$2,289,314.12	
27	Due Pmt	10/15/2033	\$174,857.28	3.50 %	\$134,684.52	\$40,172.76	\$0.00	\$2,154,629.60	
28	Due Pmt	04/15/2034	\$174,857.28	3.50 %	\$137,254.57	\$37,602.71	\$0.00	\$2,017,375.03	
29	Due Pmt	10/15/2034	\$174,857.28	3.50 %	\$139,456.49	\$35,400.79	\$0.00	\$1,877,918.54	
30	Due Pmt	04/15/2035	\$174,857.28	3.50 %	\$142,083.74	\$32,773.54	\$0.00	\$1,735,834.80	
31	Due Pmt	10/15/2035	\$174,857.28	3.50 %	\$144,396.95	\$30,460.33	\$0.00	\$1,591,437.85	
32	Due Pmt	04/15/2036	\$174,857.28	3.50 %	\$147,007.12	\$27,850.16	\$0.00	\$1,444,430.73	
33	Due Pmt	10/15/2036	\$174,857.28	3.50 %	\$149,579.74	\$25,277.54	\$0.00	\$1,294,850.99	
34	Due Pmt	04/15/2037	\$174,857.28	3.50 %	\$152,259.47	\$22,597.81	\$0.00	\$1,142,591.52	
35	Due Pmt	10/15/2037	\$174,857.28	3.50 %	\$154,807.15	\$20,050.13	\$0.00	\$987,784.37	
36	Due Pmt	04/15/2038	\$174,857.28	3.50 %	\$157,618.41	\$17,238.87	\$0.00	\$830,165.96	
37	Due Pmt	10/15/2038	\$174,857.28	3.50 %	\$160,289.57	\$14,567.71	\$0.00	\$669,876.39	
38	Due Pmt	04/15/2039	\$174,857.28	3.50 %	\$163,166.56	\$11,690.72	\$0.00	\$506,709.83	
39	Due Pmt	10/15/2039	\$174,857.28	3.50 %	\$165,965.56	\$8,891.72	\$0.00	\$340,744.27	
40	Due Pmt	04/15/2040	\$174,857.28	3.50 %	\$168,894.26	\$5,963.02	\$0.00	\$171,850.01	
41	Due Pmt	10/15/2040	\$174,857.39	3.50 %	\$171,850.01	\$3,007.38	\$0.00	\$0.00	

Grand total

Principal (Original)	\$5,000,000.00
Additional Principal	\$0.00
Financed Fees (APR)	\$0.00
	-----
Total Amount Financed	\$5,000,000.00
Other increases	\$0.00
Total Accrued Interest	\$1,994,291.31
Grand total	\$6,994,291.31
Total payments (positive)	\$6,994,291.31
Balance	\$0.00

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-\_\_\_\_**

### **A By-Law to Repeal By-Law 2020-033, being a By-Law Delegate Authority for Decisions to the Chief Administrative Officer in the City of Kawartha Lakes**

#### **Recitals**

1. Various federal, provincial, and local health regulations surrounding the Covid-19 pandemic restricted the ability for Council to meet regularly.
2. Council adopted By-Law 2020-033 to provide certain delegation of authority to the Chief Administrative Officer during that time.
3. This By-Law repeals By-law 2020-033.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_\_\_.**

#### **Section 1.00: Definitions and Interpretation**

**1.01 Definitions:** In this by-law,

**“Chief Administrative Officer”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**“Council” or “City Council”** means the municipal council for the City;

#### **Section 2.00: Repeals**

**2.01 Repeal:** By-Law 2020-033 is repealed.

#### **Section 3.00: Effective Date**

**3.01 Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 15 day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

### **A By-law to Repeal By-Law 2019-166, Being a By-Law Stop Up and Close Part of the Road Allowance Legally Described as Part of the Road Allowance between Concession 3 and Concession 4, in the Geographic Township of Verulam, City of Kawartha as Parts 1-10 on Plan 57R10775 Being Part of PIN:63123-0413 (LT)**

#### **Recitals**

1. Council adopted By-Law 2019-166 on December 10, 2019 to stop up and close part of the road allowance legally described as Part of the Road Allowance between Concessions 3 and 4, in the Geographic Township of Verulam, City of Kawartha Lakes, designated as Parts 1-10 on Plan 57R-10775 being Part of PIN: 63123-0413 (LT) and to authorize the sale to the abutting landowners.
2. It was subsequently discovered that there was an error in Section 2.00, specifically an error which set out that the subject property was to be sold to the abutting landowners for nominal consideration. This is in contravention of By-Law 2018-020, as amended, which sets out that interior road allowances are to be sold to abutting landowners for \$15.00 per linear foot of road allowance (based on a 66-foot width).
3. Further, By-Law 2019-166 did not contain an authorization for Council to grant easements to Bell Canada and Hydro One Networks Inc.
4. This By-Law repeals the stop up and closure of part of the road allowance legally described as Part of the Road Allowance between Concessions 3 and 4, in the Geographic Township of Verulam, City of Kawartha Lakes, designated as Parts 1-10 on Plan 57R-10775 being Part of PIN: 63123-0413 (LT) and the authorization to sell same to the abutting landowners, until such time as a new By-Law is passed with the above-noted corrections.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020- .**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

**1.02 Interpretation Rules:**

- (a) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

**1.03 Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

**1.04 Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

**Section 2.00: Repeal**

**2.01 Repeal:** By-Law 2019-166 is repealed.

**Section 3.00: Effective Date**

**3.01 Effective Date:** This By-law shall come into force on the date it is finally passed by Council

By-law read a first, second and third time, and finally passed, this 28<sup>th</sup> day of July, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

### **A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes, (PIN 63155-0126)**

#### **Recitals**

1. Authorize a grant of easement in favour of Enbridge Gas Inc. for the purpose of installing a 3m gas pipeline for expanding services for supply to Colborne and Francis St., the parcel being legally described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126).
2. Council to allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-      .**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

##### **1.02 Interpretation Rules:**

(a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

## **Section 2.00: Easement**

- 2.01 **Easement:** Enbridge Gas Inc. has requested to have the City of Kawartha Lakes grant an easement in their favour for the purpose of installing a 3m gas pipeline for expanding services for supply to Colborne and Francis St. property owners within the property legally described as Part of Lot 2 on Plan 51, Part of Lot 3 to 4 on Plan 17, Part 1 on 57R-3305, Part 1 to 3 on 57R-3442, Part 1 to 2 on 57R-3379, subject to and together with R170129 and R167876, together with R372028, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0126)

## **Section 3.00: Effective Date**

- 3.01 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 20<sup>th</sup> day of August, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

**A By-law to Authorize a Grant of Easement in Favour of Enbridge Gas Inc. Over a Parcel Legally Described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part of Lot 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Part of Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Part of Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099)**

### **Recitals**

1. Authorize a grant of easement in favour of Enbridge Gas Inc. for the purpose of installing a 3m gas pipeline for expanding services to future clients adjacent and behind 61-65 Colborne Street, the parcel being legally described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099).
2. Council to allow for the Mayor and Clerk to execute all documentation related to the Grant of Easement

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-      .**

### **Section 1.00: Definitions and Interpretation**

#### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

#### **1.02 Interpretation Rules:**

(a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.



- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

## **Section 2.00: Easement**

- 2.01 **Easement:** Enbridge Gas Inc. has requested to have the City of Kawartha Lakes grant an easement in their favour for the purpose of installing a 3m gas pipeline for expanding services to future clients adjacent and behind 61-65 Colborne Street within the property legally described as Part 6 on Plan 98, Part of Lot 1 on Plan 17, Part 2 on Plan 17, Part 1 on 57R-1711 subject to R128917, Lot 3 on Plan 17, Part 1 and 2 on 57R-3324 together with A31885, Lot 4 on Plan 17 as in R173282, subject to A8323, together with R316562, R316563, in the Geographic Village of Fenelon Falls, City of Kawartha Lakes (PIN 63155-0099).

## **Section 3.00: Effective Date**

- 3.01 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 20<sup>th</sup> day of August, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

### **A By-law to Stop Up and Close Part of the Road Allowance in Front of Lot 31, Concession 13, in the Geographic Township of Dalton, City of Kawartha Lakes, Designated as Part 1 on Plan 57R-10779, and to Authorize the Sale of the Land to the Abutting Owner**

#### **Recitals**

1. Pursuant to the Municipal Act, 2001, Council is empowered to stop up, close and to sell any part of a highway under its jurisdiction;
2. The land described in Schedule “A” attached forms part of the original shore road allowance along the Black River and has been declared to be surplus to municipal needs.
3. It is desirable to stop up and close that part of the original shore road allowance along the Black River described in Schedule “A” attached to this by-law and to authorize the sale of the land to the abutting owner.
4. Notice of intention of City Council to pass this by-law was given by ad notice duly published in the Kawartha Lakes This Week newspaper in the City of Kawartha Lakes on the 25<sup>th</sup> day of July and the 1<sup>st</sup> and 8<sup>th</sup> days of August, 2019, in accordance with the provisions of the *Municipal Act, 2001* and By-law 2018-020, as amended.
5. The proposed by-law came before Council for consideration at its regular meeting on the 15<sup>th</sup> day of September, 2020 at 2:00 p.m. and at that time no person objected to the proposed by-law nor claimed that his land would be prejudicially affected.
6. The sale of this land was approved by City Council on the 19<sup>th</sup> day of March, 2020 by the adoption of Report RS2020-001 by CR2020-072.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020- .**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

**1.02 Interpretation Rules:**

(a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

**1.03 Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

**1.04 Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

**Section 2.00: Shoreline Road Closure and Sale**

**2.01 Closure and Sale:** That part of the original shore road allowance described in Schedule “A” attached to this by-law has been declared to be surplus to municipal needs and is hereby stopped up, closed and authorized to be sold to the abutting owner for \$20.00 per linear foot of water frontage adjacent to a river, being the sum of Five Thousand Two Hundred Eighty-Eight Dollars and Seventy-One Cents (\$5,288.71) plus HST, if applicable, plus the cost of the reference plan, advertising, registrations, City staff time expense, legal fees and disbursements, and any other costs incurred by the City in connection to this transaction.

**Section 3.00: Effective Date**

**3.01 Effective Date:** This By-law shall come into force on the date it is finally passed by Council and has been deposited on title in the Registry Office for the Registry Division of Victoria (No. 57).

By-law read a first, second and third time, and finally passed, this 15<sup>th</sup> day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

## **Schedule A**

### **Description of Land to be Stopped Up, Closed and Conveyed to the Abutting Owner**

Part of the Road Allowance in Front of Lot 31, Concession 13, in the Geographic Township of Dalton, City of Kawartha Lakes, Designated as Part 1 on Plan 57R-10779

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-XXX**

### **A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes Clifton Street and Kennedy Drive in the Geographic Village of Fenelon Falls**

#### **Recitals**

1. Council adopted Resolution Number CR2020-210 approving of the Traffic Control in this area.
2. The Municipal Act, 2001, S.O.2001, c.25 authorizes municipal councils to pass by-laws respecting traffic on highways under their jurisdiction, in conjunction with the provisions and requirements of the Highway Traffic Act, R.S.O. 1990, c.H.8.
3. This by-law enacts the approved traffic control.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2018-076.**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

**“Director of Engineering and Corporate Assets”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

**“Director of Public Works”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

##### **1.02 Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

- (c) Except as otherwise provided in section 1.01, the words and terms used in this by-law have the same meaning as the words and terms used in the Highway Traffic Act, R.S.O. 1990, c.H.8.
- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

## **Section 2.00: Regulate Traffic**

- 2.01 **All Way Stop:** Stop signs shall be erected at all corners of the intersection of Clifton Street and Kennedy Drive in the Geographic Village of Fenelon Falls.

## **Section 3.00: Enforcement, Offence and Penalties**

- 3.01 **Enforcement:** This by-law may be enforced by every police officer.
- 3.02 **Obstruction:** No person shall hinder or obstruct, or attempt to hinder or obstruct, any person exercising a power or performing a duty under this by-law.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended and the Highway Traffic Act, R.S.O. 1990, c.H.8 and any other applicable penalty.

## **Section 4.00: Administration and Effective Date**

- 4.01 **Administration of the By-law:** The Director of Engineering and Corporate Assets is responsible for the administration of this by-law. The Director of Public Works is responsible for the installation and maintenance of any traffic control signal systems, other traffic control signals, and signs authorized by this by-law.
- 4.02 **New Traffic Control Signals:** In accordance with the requirements of subsection 144(31) of the Highway Traffic Act, R.S.O. 1990, c.H.8., the Director of Engineering and Corporate Assets is designated by Council as the person whose approval is required prior to the erection or installation of any new traffic control signal system or traffic control signal used in conjunction with a traffic control signal system that has been authorized by this by-law.

4.03 **Effective Date:** This By-law shall come into force on the date it is finally passed, and after properly worded signs have been erected.

By-law read a first, second and third time, and finally passed, this 15 day of September, 2020.

---

Andy Letham, Mayor

---

Joel Watts, Deputy Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

### **A By-law to Provide for the Erection of Stop Signs in the City of Kawartha Lakes (Hopkins Road, David Drive, Richard Avenue, and Linwood Road)**

#### **Recitals**

1. The Engineering and Corporate Assets Department has recommended that stop controls be implemented at various intersections in Lindsay
2. Council adopted Resolution Number CR2020-(insert number) approving of the Traffic Control in this area.
3. The Municipal Act, 2001, S.O. 2001, c. 25 authorizes municipal councils to pass by-laws respecting traffic on highways under the jurisdiction, in conjunction with the provisions and requirements of the Highways Traffic Act, R.S.O. 1990, c.H.8.
4. This by-law enacts the approved traffic control.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-          .**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

**“Director of Engineering and Corporate Assets”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

**“Director of Public Works”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

##### **1.02 Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.



(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

(c) Except as otherwise provided in section 1.01, the words and terms used in this by-law have the same meaning as the words and terms used in the Highway Traffic Act, R.S.O. 1990, c.H.8.

- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

## **Section 2.00: Regulate Traffic**

- 2.01 **Stop Control:** Stop sign shall be erected at the north-west corner of the intersection of David Drive and Hopkins Road in Lindsay.
- 2.02 **Stop Control:** Stop sign shall be erected at the south-east corner of the intersection of Hopkins Road and Richard Avenue in Lindsay.
- 2.03 **Stop Control:** Stop sign shall be erected at the south-east corner of the intersection of Richard Avenue and Linwood Road in Lindsay.

## **Section 3.00: Enforcement, Offence and Penalties**

- 3.01 **Enforcement:** This by-law may be enforced by every police officer.
- 3.02 **Obstruction:** No person shall hinder or obstruct, or attempt to hinder or obstruct, any person exercising a power or performing a duty under this by-law.
- 3.03 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the Provincial Offences Act, R.S.O. 1990, Chapter P. 33, as amended and the Highway Traffic Act, R.S.O. 1990, c.H.8 and any other applicable penalty.

## **Section 4.00: Administration and Effective Date**

- 4.01 **Administration of the By-law:** The Director of Engineering and Corporate Assets is responsible for the administration of this by-law. The Director of Public Works is responsible for the installation and maintenance of any traffic control signal systems, other traffic control signals, and signs authorized by this by-law.

4.02 **New Traffic Control Signals:** In accordance with the requirements of subsection 144(31) of the Highway Traffic Act, R.S.O. 1990, c.H.8., the Director of Engineering and Corporate Assets is designated by Council as the person whose approval is required prior to the erection or installation of any new traffic control signal system or traffic control signals used in conjunction with a traffic control signal system that has been authorized by this by-law.

4.03 **Effective Date:** This By-law shall come into force on the date it is finally passed, and after properly worded signs have been erected.

By-law read a first, second and third time, and finally passed, this 15 day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020 -**

### **A By-law to Amend the Town of Lindsay Zoning By-law No. 2000-75 to Rezone Land within the City Of Kawartha Lakes**

[File D06-2020-020, Report PLAN2020-033, respecting Part of Lot 24, Concession 4 (Formerly Ops); 57R-7234, Parts 9 to 14, Former Town of Lindsay, identified as Vacant Land on Angeline Street North – CIC Developments Inc.]

#### **Recitals:**

1. Section 34 of the Planning Act, R.S.O. 1990, c.P.13 authorizes Council to determine the appropriate zoning categories and provisions assigned to land.
2. Council has received an application to amend the categories and provisions relating to a specific parcel of land to increase the maximum lot coverage to 45% for 125 of 146 lots in draft plan of subdivision 16T-88009 on the subject land.
3. A public meeting to solicit public input has been held.
4. Council deems it appropriate to rezone the Property.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_.**

#### **Section 1:00 Zoning Details**

1.01 **Property Affected:** The Property affected by this by-law is described as Part of Lot 24, Concession 4 (Formerly Ops); 57R-7234, Parts 9 to 14, Former Town of Lindsay, City of Kawartha Lakes.

1.02 **Textual Amendment:** By-law No. 2000-75 of the Town of Lindsay is further amended to add the following section to Section 6.3:

“6.3.27 R1-S22 Zone

Notwithstanding the zone requirements for the R1 zone and Section 5.12, on land zoned R1-S22, the following shall apply:

- i. All buildings and structures shall be setback a minimum of 8 metres from the top of the slope of the Jennings’s Creek valleylands;
- ii. The maximum lot coverage for all buildings shall be 45%; and
- iii. Section 5.12 (j)(v) shall not apply.”

1.03 **Textual Amendment:** By-law No. 2000-75 of the Town of Lindsay is further amended by deleting Section 6.3.10 in its entirety and replacing it with the following:

#### “6.3.10 R1-S6 Zone

Notwithstanding the zone requirements for the R1 zone and Section 5.12, on land zoned R1-S6, the following shall apply:

- i. All buildings and structures shall be setback a minimum of 8 metres from the top of the slope of the Jennings’s Creek valleylands; and
- ii. Section 5.12 (j)(v) shall not apply.”

- 1.04 **Textual Amendment:** By-law No. 2000-75 of the Town of Lindsay is further amended by deleting Section 6.3.24 in its entirety and replacing it with the following:

#### “6.3.24 R1-S19 Zone

Notwithstanding the zone requirements for the R1 zone and Section 5.12, on land zoned R1-S19, the following shall apply:

- i. The maximum lot coverage for all buildings shall be 45%; and
- ii. Section 5.12 (j)(v) shall not apply.”

- 1.05 **Textual Amendment:** By-law No. 2000-75 of the Town of Lindsay is further amended by deleting Section 7.3.42 in its entirety and replacing it with the following:

#### “7.3.42 R2-S37 Zone

Notwithstanding the zone requirements for the R2 zone and Section 5.12, on land zoned R2-S37, the following shall apply:

- i. The maximum lot coverage for all buildings shall be 45%; and
- ii. Section 5.12 (j)(v) shall not apply.”

- 1.06 **Schedule Amendment:** Schedule ‘A’ to By-law No. 2000-75 of the Town of Lindsay is further amended to change the zone category from the ‘Residential One (R1) Zone’ to the ‘Residential One Special Nineteen (R1-S19) Zone’; from the ‘Residential One Special Nineteen (R1-S19) Zone’ to the ‘Residential One Special Six (R1-S6) Zone’; from the ‘Residential One Special Six (R1-S6) Zone’ to the ‘Residential One Special Twenty-Two (R1-S22) Zone’; and from the ‘Residential Two (R2) Zone’ to the ‘Residential Two Special Thirty-Seven (R1-S37) Zone’ for the land referred to as ‘R1-S19’; ‘R1-S6’; ‘R1-S22’; and ‘R2-S37’, as shown on Schedule ‘A’ attached to this By-law.

## **Section 2:00 Effective Date**

- 2.01 **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Section 34 of the Planning Act R.S.O. 1990, c.P.13.

By-law read a first, second and third time, and finally passed, this \*\* day of \*\*\*, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

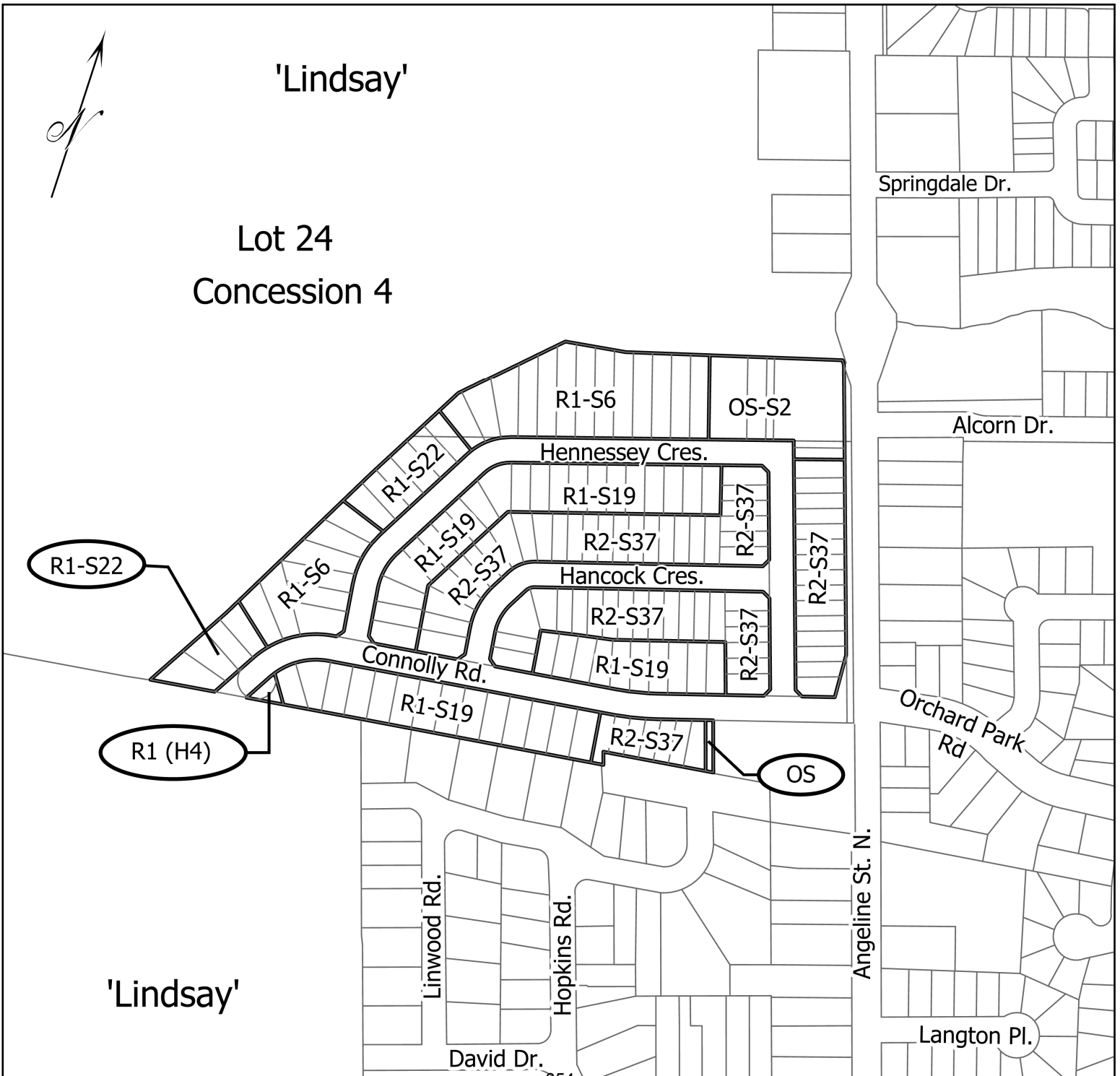
THE CORPORATION OF THE CITY OF

# KAWARTHA LAKES

THIS IS SCHEDULE 'A' TO BY-LAW \_\_\_\_\_ PASSED

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_



# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020 -**

### **A By-Law To Amend The Township of Eldon Zoning By-Law No. 94-14 To Rezone Land Within The City Of Kawartha Lakes**

[File D06-2020-021, Report PLAN2020-034, respecting Part of Lot 32, Concessions 9 and 10 and Part Lots 49 to 54, North Portage Road, geographic Township of Eldon, identified as 188 Talbot River Road – Kirkfield Lake Resort Inc.]

#### **Recitals:**

1. Section 34 of the Planning Act, R.S.O. 1990, c.P.13 authorizes Council to determine the appropriate zoning categories and provisions assigned to land. Section 39 of the Planning Act authorizes Council to permit temporary uses on lands in a By-law that is passed under Section 34.
2. Council has received an application to permit a temporary use of a commercial off-grid rental cabin facility consisting of a maximum of 5 small scale cabins, 6 tent sites and 1 common building for washroom facilities.
3. A public meeting to solicit public input has been held.
4. Council deems it appropriate to rezone the Property.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_.**

#### **Section 1:00 Zoning Details**

- 1.01 **Property Affected:** The Property affected by this by-law is described as Part of Lot 32, Concessions 9 and 10 and Part Lots 49 to 54, North Portage Road, geographic Township of Eldon, City of Kawartha Lakes, identified as 188 Talbot River Road.
- 1.02 **Textual Amendment:** By-law No. 94-14 of the Township of Eldon is further amended to add the following section to Section 7.3:
  - 7.3.31 AGRICULTURAL EXCEPTION THIRTY-ONE (A1-31) ZONE
    - 7.3.31.1 Notwithstanding the zone requirements for the A1 Zone, on land zoned A1-31 the following is permitted through a Temporary Use By-law under Section 39 of the Planning Act, R.S.O., 1990, c.P 13, as amended:
      - a) a commercial off-grid rental cabin facility consisting of a maximum of 5 small scale cabins each to a maximum of 18 sq.m., 6 tent sites for sleeping accommodation and that are located in one concentrated area and having a maximum tent

size of 10 sq.m., 1 common building for washroom facilities to a maximum of 20 sq.m., an internal private road which utilizes the existing internal road on the property, private docks for the cabins and a communal dock and pavilion for common waterfront access for water-based recreational activities. No other site alterations related to the temporary use are permitted on the property.

This By-law is passed in accordance with Section 39(2) of the Planning Act, R.S.O., 1990, c.P.13 and shall be in effect for a temporary period of time, until September 15, 2023.

- 1.04 **Schedule Amendment:** Schedule 'A' to By-law No. 94-14 of the Township of Verulam is further amended to change the zone category from the 'Agricultural (A1) Zone' to the 'Agricultural Exception Thirty-one (A1-31) Zone' for the land referred to as 'A1-31' as shown on Schedule 'A' attached to this By-law.

## **Section 2:00      Effective Date**

- 2.01 **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Sections 34 and 39 of the Planning Act R.S.O. 1990, c.P.13.

By-law read a first, second and third time, and finally passed, this \*\* day of \*\*\*, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk



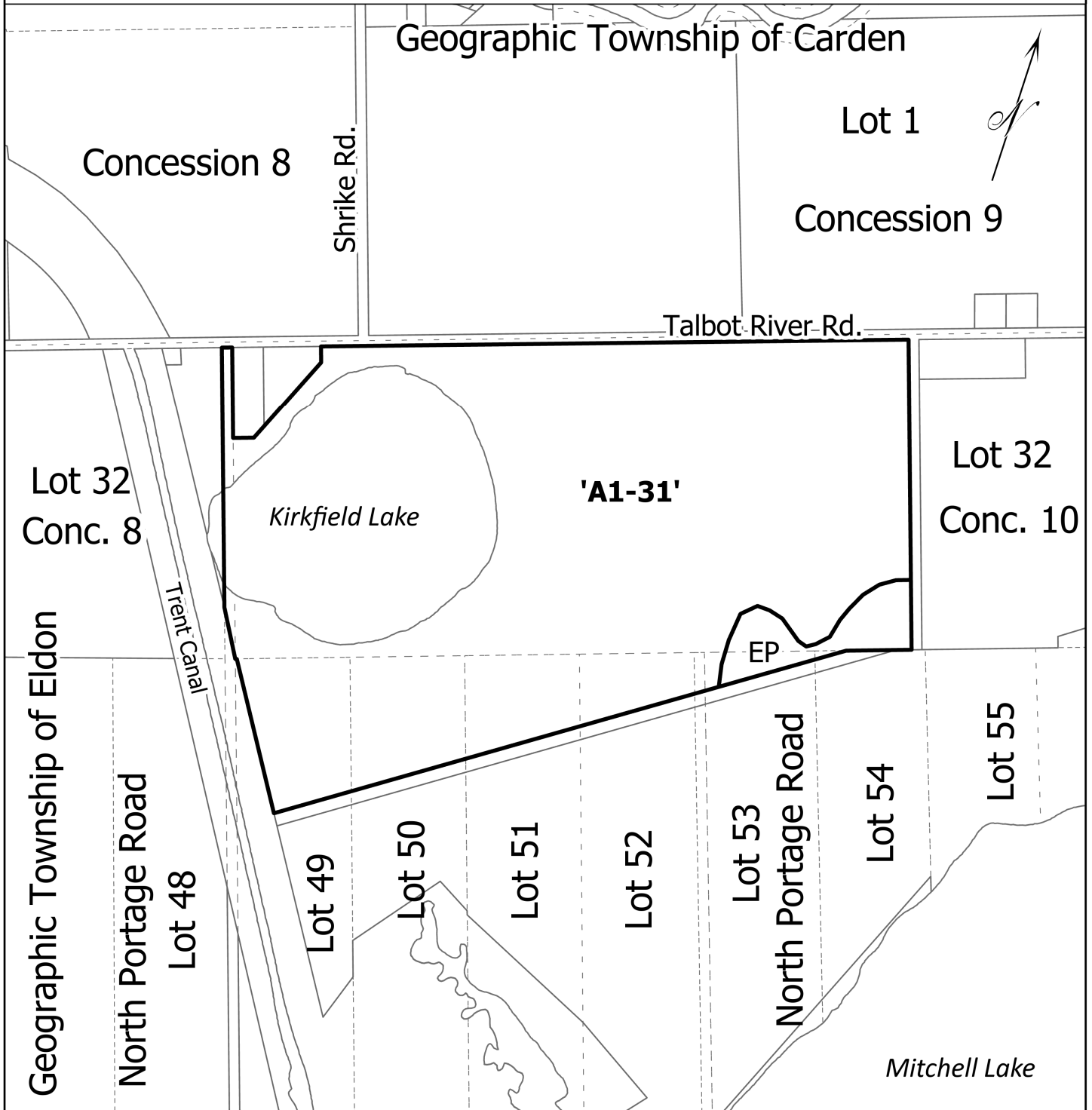
THE CORPORATION OF THE CITY OF

# KAWARTHA LAKES

THIS IS SCHEDULE 'A' TO BY-LAW \_\_\_\_\_ PASSED

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_



# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020 - XXXX**

### **A By-Law To Amend The Township of Manvers Zoning By-Law No. 87-06 To Rezone Land Within The City Of Kawartha Lakes**

File D06-2020-013, Report PLAN2020-039, respecting Part Lot 17, Concession 13, geographic Township of Manvers, identified as 438 St. Mary's Road

#### **Recitals:**

1. Section 34 of the Planning Act, R.S.O. 1990, c.P.13 authorizes Council to determine the appropriate zoning categories and provisions assigned to land.
2. Council has received an application to amend the categories and provisions relating to a specific parcel of land to:
  - (a) rezone the land containing the dwelling to the rural residential type one zone category;
  - (c) rezone the balance of the vacant agricultural lands to prohibit residential uses, in order to fulfill a condition of provisional consent
3. A public meeting to solicit public input has been held.
4. Council deems it appropriate to rezone the Property.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_.**

#### **Section 1:00 Zoning Details**

- 1.01 **Property Affected:** The Property affected by this by-law is described as Part Lot 17, Concession 13, geographic Township of Manvers, City of Kawartha Lakes.
- 1.02 **Textual Amendment:** By-law No. 87-06 of the Township of Manvers is further amended by adding the following subsections **to Section 10.3:**
  - 10.3.pp RURAL GENERAL SPECIAL EXCEPTION 42 (A1-S42) ZONE**
  - 10.3.pp** Notwithstanding subsections **10.1(d), 10.1(g), 10.1(h), 10.1 (i) and 10.1(j)**10, on land zoned "A1-S42" a dwelling unit and accessory uses thereto and/or a seasonal farm residential use and accessory uses thereto are prohibited.
- 1.03 **Schedule Amendment:** Schedule 'A' to By-law No. 87-06 of the Township of Manvers is further amended to change the zone category on a portion of the

property from Rural General (A1) Zone to Rural Residential Type One (RR1) Zone for the land referred to as RR1, as shown on Schedule 'A' attached to this By-law; and to change the zone category on the balance of the lands from Rural General (A1) Zone to Rural General Special Exception 42 (A1-S42) Zone for the land referred to as A1-S42, as shown on Schedule 'A' attached to this By-law.

## **Section 2:00      Effective Date**

2.01    **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Section 34 of the Planning Act R.S.O. 1990, c.P.13.

By-law read a first, second and third time, and finally passed, this 15th day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

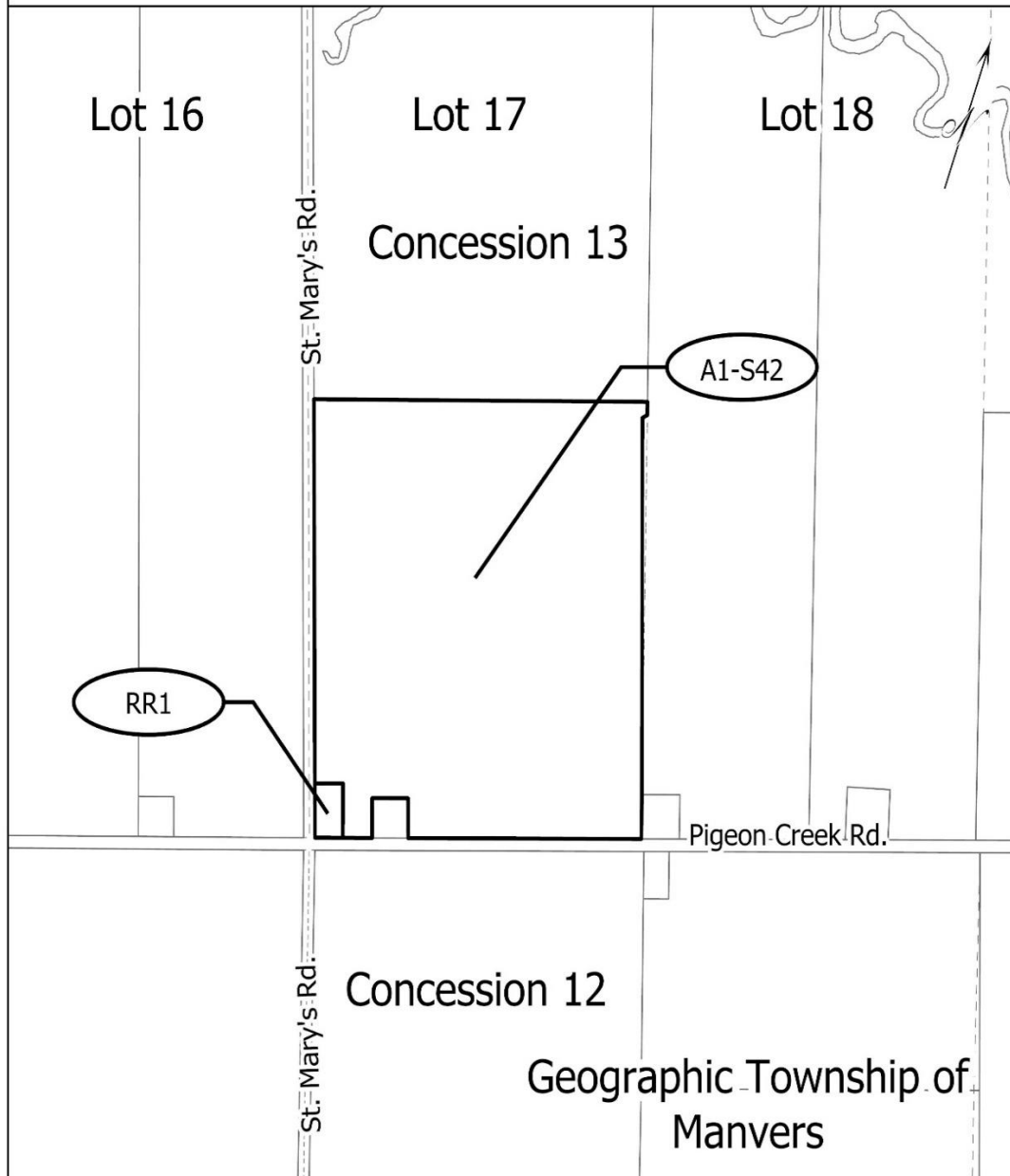
THE CORPORATION OF THE CITY OF

## KAWARTHA LAKES

THIS IS SCHEDULE 'A' TO BY-LAW \_\_\_\_\_ PASSED

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_



# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020 -**

### **A By-Law To Amend The Town of Lindsay Zoning By-Law No. 2000-75 To Rezone Land Within The City Of Kawartha Lakes**

File D06-2020-008, Report PLAN2020-040, respecting Part Lot 2, North side of Glenelg Street, Town Plot, former Town of Lindsay, identified as 6 Glenelg Street West – Glenelg Developments Corporation

#### **Recitals:**

1. Section 34 of the Planning Act, R.S.O. 1990, c.P.13 authorizes Council to determine the appropriate zoning categories and provisions assigned to land.
2. Council has received an application to amend the categories and provisions relating to a specific parcel of land to facilitate a lot severance by consent under Section 53 of the Planning Act to a portion of the property known municipally as 6 Glenelg Street West to permit a fourplex dwelling and home occupation use within a dwelling with site specific development standards on the subject land.
3. A public meeting to solicit public input has been held.
4. Council deems it appropriate to rezone the Property.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_.**

#### **Section 1:00 Zoning Details**

- 1.01 **Property Affected:** The portion of the Property affected by this by-law is described as Part Lot 2, North side of Glenelg Street, Town Plot, former Town of Lindsay, City of Kawartha Lakes, identified as 6 Glenelg Street West.
- 1.02 **Textual Amendment:** By-law No. 2000-75 of the Town of Lindsay is further amended to add the following section to Section 9.3:

##### **“9.3.19 RM1-S18 Zone**

Notwithstanding the permitted uses and zone requirements of the RM1 zone, on land zoned RM1-S18, only a fourplex dwelling and a home occupation use within a dwelling are permitted subject to the following provisions:

- |    |  |                    |
|----|--|--------------------|
| a. | Minimum lot area per dwelling unit     | 111 m <sup>2</sup> |
| b. | Minimum lot frontage per dwelling unit | 4.5 m              |
| c. | Minimum interior side yard setback     | 1.3 m              |
| d. | Minimum rear yard setback              | 1.9 m              |
| e. | Minimum number of parking spaces       | 5”                 |

- 1.03 **Schedule Amendment:** Schedule 'A' to By-law No. 2000-75 of the Town of Lindsay is further amended to change the zone category from the Central Commercial (CC) Zone to the Residential Multiple One Special Eighteen (RM1-S18) Zone for the land referred to as 'RM1-S18', as shown on Schedule 'A' attached to this By-law.

## **Section 2:00      Effective Date**

- 2.01 **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Section 34 of the Planning Act R.S.O. 1990, c.P.13.

By-law read a first, second and third time, and finally passed, this 15 day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

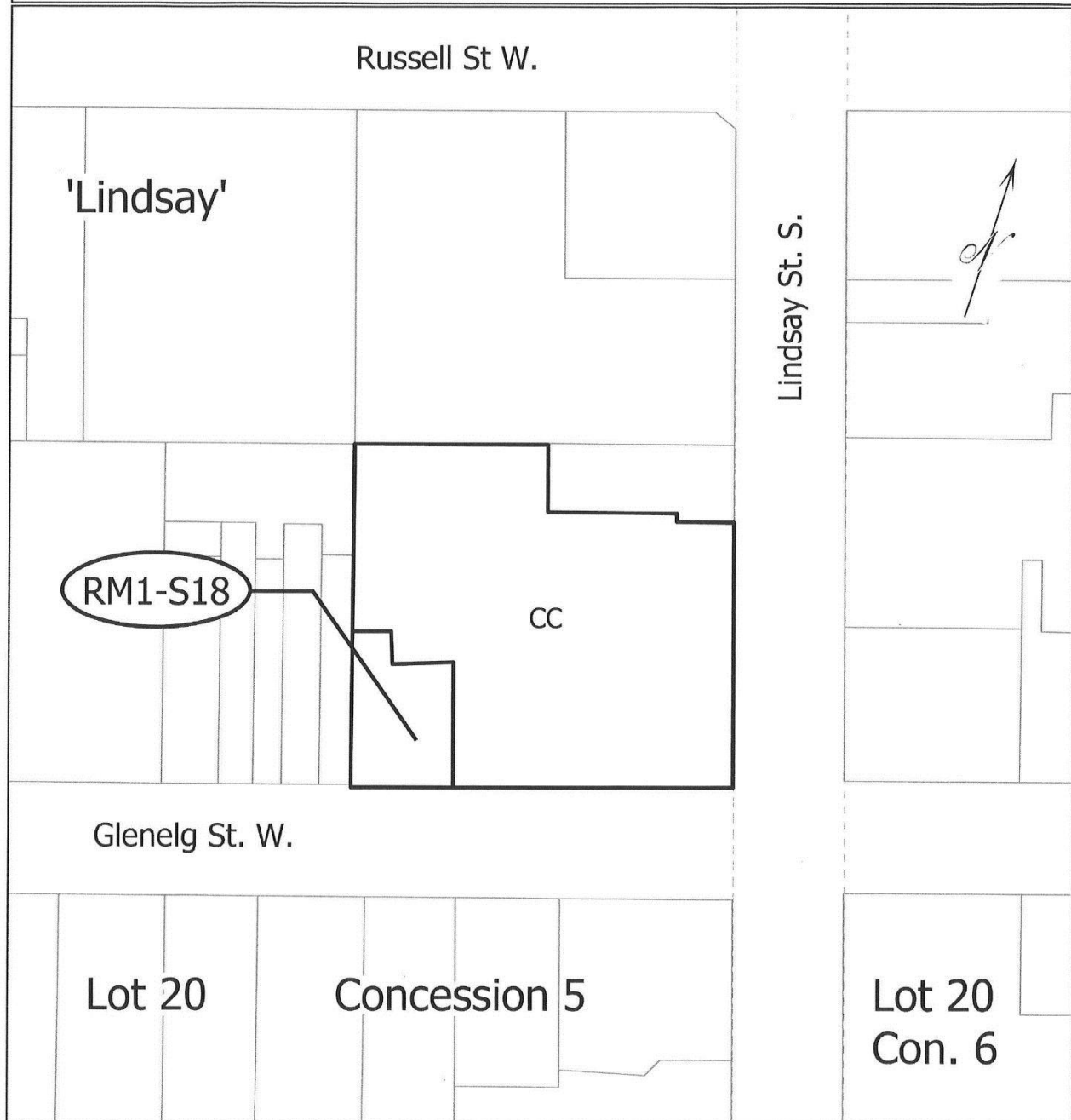
THE CORPORATION OF THE CITY OF

## KAWARTHA LAKES

THIS IS SCHEDULE 'A' TO BY-LAW \_\_\_\_\_ PASSED

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_



# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020 -**

### **A By-Law To Amend The Township of Eldon Zoning By-Law No. 94-14 To Rezone Land Within The City Of Kawartha Lakes**

File D06-2020-015, Report PLAN2020-041, respecting Part Lot 2 Concession 8, geographic Township of Eldon, identified as 112 Kirkfield Road – Yates

#### **Recitals:**

1. Section 34 of the Planning Act, R.S.O. 1990, c.P.13 authorizes Council to determine the appropriate zoning categories and provisions assigned to land.
2. Council has received an application to amend the categories and provisions relating to a specific parcel of land to permit the use of the land for a second dwelling unit attached to the existing farmhouse as an accessory dwelling unit.
3. A public meeting to solicit public input has been held.
4. Council deems it appropriate to rezone the Property.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-\_\_.**

#### **Section 1:00 Zoning Details**

- 1.01 **Property Affected:** The Property affected by this by-law is described as Part Lot 2 Concession 8, geographic Township of Eldon, City of Kawartha Lakes, and identified as 112 Kirkfield Road.
- 1.02 **Textual Amendment:** By-law No. 94-14 of the Township of Eldon is further amended to add the following section to Section 7.3:  
  
“7.3.32            AGRICULTURAL EXCEPTION THIRTY-TWO (A1-32) ZONE  
  
7.3.32.1           In addition to the uses permitted in Section 7.1, on lands zoned A1-32, a second dwelling unit attached to the existing detached dwelling as an accessory dwelling unit is also permitted.”
- 1.03 **Schedule Amendment:** Schedule ‘A’ to By-law No. 94-14 of the Township of Eldon is further amended to change the zone category from the Agricultural (A1) Zone to the Agricultural Exception Thirty-Two (A1-32) Zone for the land referred to as ‘A1-32’, as shown on Schedule ‘A’ attached to this By-law.



## **Section 2:00      Effective Date**

2.01    **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed, subject to the provisions of Section 34 of the Planning Act, R.S.O. 1990, c.P.13.

By-law read a first, second and third time, and finally passed, this \*\* day of \*\*\*, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk

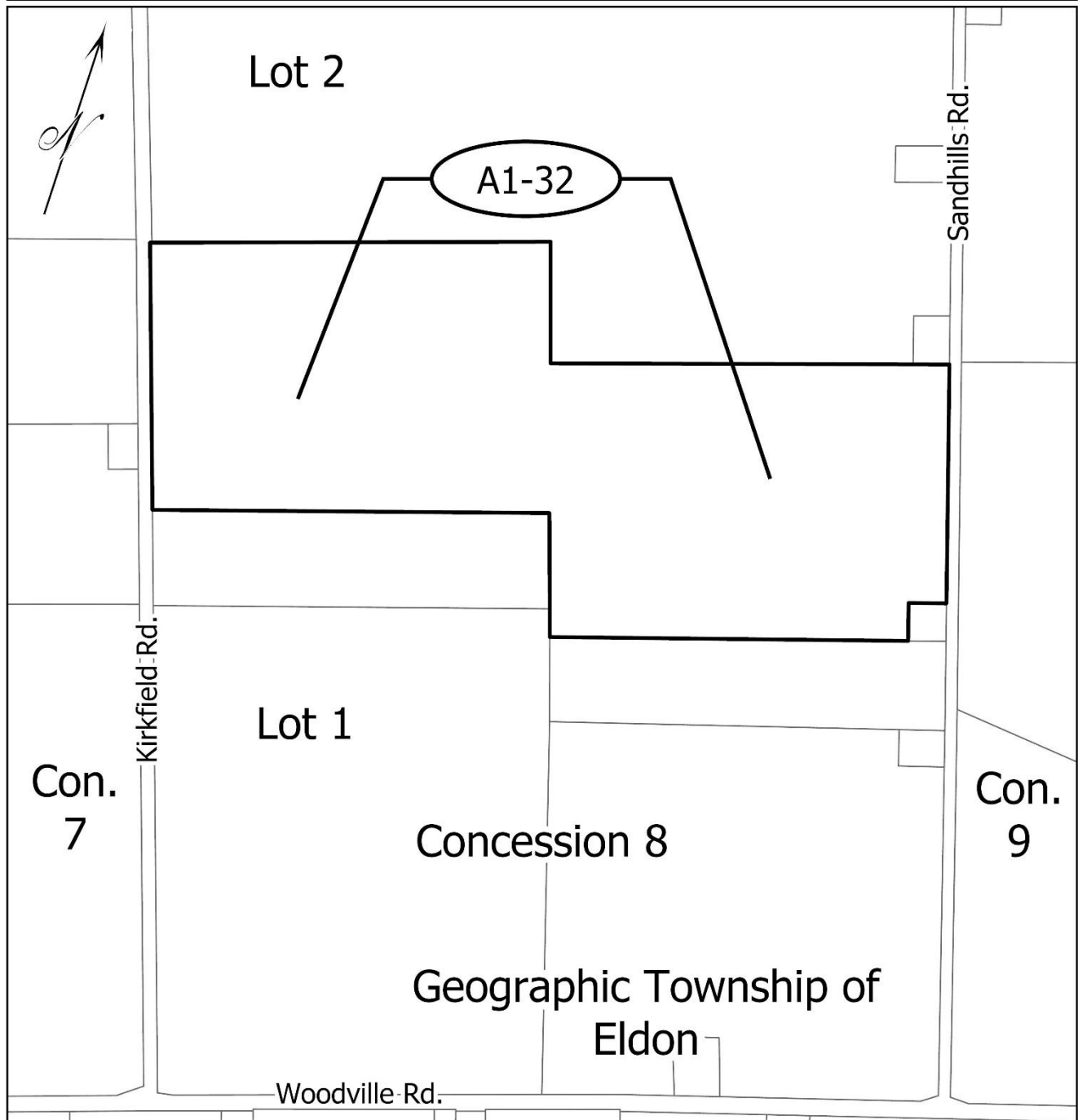
THE CORPORATION OF THE CITY OF

## KAWARTHA LAKES

THIS IS SCHEDULE 'A' TO BY-LAW \_\_\_\_\_ PASSED

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

MAYOR \_\_\_\_\_ CLERK \_\_\_\_\_



# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2020-**

### **A By-law to Amend By-Law 2018-039, being A By-law to Regulate Water and Wastewater Services in the City of Kawartha Lakes**

#### **Recitals**

1. The Corporation of the City of Kawartha Lakes passed By-Law 2018-039 on March 6, 2018, to enact rules and regulations to provide for the management and general maintenance of municipal water and wastewater works and fixing the rates and charges to be paid by owners and occupiers.
2. Septage Disposal Rates were adjusted on March 19, 2020 through the adoption of CR2020-072 (CW2020-074).
3. These updates require amendment to Schedule B of By-Law 2018-039.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-      .**

#### **Section 1.00: Definitions and Interpretation**

##### **1.01 Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

**"City Clerk"** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

**“Council” or “City Council”** means the municipal council for the City;

**“Director of Public Works”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

##### **1.02 Interpretation Rules:**

(a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

##### **1.03 Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

## **Section 2.00: Amendment to By-Law 2018-039**

- 2.01 **Amendment to Schedule B:** Schedule B is amended by replacing the version originally adopted with By-Law 2018-039 with the version enclosed herein as Schedule A.

## **Section 3.00: Administration and Effective Date**

- 3.01 **Administration of the By-law:** The Director of Public Works is responsible for the administration of this by-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 15 day of September, 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk



Appendix A  
Schedule B By-law 2

## Schedule “B” – Rates/Fees for Septage Disposal as per “A By-Law to Govern Septage Disposal at City of Kawartha Lakes Sewage Works”

### Standard Septage Waste

	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
Rate per 1000 gal	\$80.17	\$85.95	\$91.73	\$97.51	\$103.29
Rate per m <sup>3</sup>	\$17.62	\$18.89	\$20.16	\$21.43	\$22.70

### Holding Tank Waste

	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
Rate per 1000 gal	\$80.17	\$85.95	\$91.73	\$97.51	\$103.29
Rate per m <sup>3</sup>	\$17.62	\$18.89	\$20.16	\$21.43	\$22.70

### Abattoir Waste

	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>2023</b>	<b>2024</b>
Rate per 1000 gal	\$80.17	\$85.95	\$91.73	\$97.51	\$103.29
Rate per m <sup>3</sup>	\$17.62	\$18.89	\$20.16	\$21.43	\$22.70

### Leachate

	<b>2020</b>
Rate per 1000 gal	\$7.05
Rate per m <sup>3</sup>	\$1.55

- **Registration Fee of \$50.00 for all owners/haulers.**
- **Administration Fee for Septage Hauled from Outside Municipal Boundaries – Flat rate of \$7.00 per tonne.**
- **Environmental Compliance Charge – Flat rate of \$100 per load for Abattoir Waste.**
- **Leachate Disposal Fee increases on par with the annual water and sewer rate increase each year**

# **The Corporation of the City of Kawartha Lakes**

## **By-law 2020-XXX**

### **A By-Law to Confirm the Proceedings of a Regular Meeting of Council, Tuesday, September 15, 2020**

#### **Recitals**

1. The Municipal Act, 2001, S.O. 2001 c. 25 as amended, provides that the powers of a municipal corporation are exercised by its Council.
2. The Municipal Act, also provides that the Council's powers must be exercised by by-law.
3. For these reasons, the proceedings of the Council of The Corporation of the City of Kawartha Lakes at this meeting should be confirmed and adopted by by-law.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-XXX.**

#### **Section 1.00: Confirmation**

- 1.01 The actions of the Council at the following meeting:

##### **Tuesday, September 15, 2020, Open Session, Regular Council Meeting**

and each motion, resolution and other action passed or taken by the Council at that meeting is, except where prior approval of the Ontario Municipal Board is required, adopted, ratified and confirmed as if all such proceedings had been expressly embodied in this By-law.

- 1.02 The Mayor and the proper officials of the City are authorized and directed to do all things necessary to give effect to the actions of the Council referred to in Section 1.01 of this By-law. In addition, the Clerk is authorized and directed to affix the corporate seal to any documents which require it.

#### **Section 2.00: General**

- 2.01 This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 15<sup>th</sup> day of September 2020.

---

Andy Letham, Mayor

---

Cathie Ritchie, City Clerk