

The Corporation of the City of Kawartha Lakes

ADDITIONAL AGENDA

REGULAR COUNCIL MEETING

CC2017-29

Tuesday, October 24, 2017

Open Session Commencing at 2:00 p.m.

Council Chambers

City Hall

26 Francis Street, Lindsay, Ontario K9V 5R8

MEMBERS:

Mayor Andy Letham

Councillor Isaac Breadner

Councillor Pat Dunn

Councillor Doug Elmslie

Councillor Gord James

Councillor Gerard Jilesen

Councillor Brian S. Junkin

Councillor Rob Macklem

Councillor Mary Ann Martin

Councillor Gord Miller

Councillor Patrick O'Reilly

Councillor John Pollard

Councillor Kathleen Seymour-Fagan

Councillor Heather Stauble

Councillor Stephen Strangway

Councillor Andrew Veale

Councillor Emmett Yeo

Accessible formats and communication supports are available upon request.

		Pages
9.	<u>DEPUTATIONS</u>	
9.3	<i>CC2017-29.9.3</i>	4 - 9
	Susan Bigness Preferred Waste Collection Option - Shadow Lake Road 2 (Report WM2017-010, Item 10.3.14 on the Agenda)	
9.4	<i>CC2017-29.9.4</i>	10 - 11
	Neil Evans Preferred Waste Collection Option - Shadow Lake Road 2 (Report WM2017-010, Item 10.3.14 on the Agenda)	
10.	<u>CONSENT MATTERS</u>	
10.1	Correspondence	
10.1.5	<i>CC2017-29.10.1.5</i>	12 - 12
	Nelson and Beverley LeDrew Preferred Waste Collection Option - Shadow Lake Road 2 (Report WM2017-010, Item 10.3.14 on the Agenda)	
	RESOLVED THAT the October 16, 2017 e-mail correspondence from Nelson and Beverley LeDrew, regarding Preferred Waste Collection Option - Shadow Lake Road 2, Report WM2017-010, Item 10.3.14 on the Agenda, be received.	
10.1.6	<i>CC2017-29.10.1.6</i>	13 - 16
	Heather Stauble, Councillor Haliburton, Kawartha, Pine Ridge District Health Unit Resolution Regarding Response to the Report of the Minister's Expert Panel on Public Health - Public Health within an Integrated Health System.	
	RESOLVED THAT the October 23, 2017 correspondence from the Haliburton, Kawartha, Pine Ridge District Health Unit requesting support for their Resolution Regarding Response to the Report of the Minister's Expert Panel on Public Health - Public Health within an Integrated Health System, be received.	

15.	<u>BY-LAWS</u>	
15.1	By-Laws by Consent	
15.1.9	<i>CC2017-29.15.1.9</i>	<i>17 - 18</i>
	A By-Law to Assume Deane Street, Plan 57M-774 (PIN: 63148-0166(LT) and 63148-0013(LT)), and 0.3 Metre Reserve, Plan 57M-774 (PIN: 63148-0011(LT)), Geographic Village of Fenelon Falls, The Corporation of the City of Kawartha Lakes	
15.1.10	<i>CC2017-29.15.1.10</i>	<i>19 - 20</i>
	A By-Law to Assume Peller Court, Plan 57M-759 (PIN: 63139-0024(LT)) and both 0.3 Metre Reserves, Plan 57M-759 (PIN: 63139-0022(LT) and 63139-0023(LT)), Geographic Township of Verulam, The Corporation of the City of Kawartha Lakes	
15.1.11	<i>CC2017-29.15.1.11</i>	<i>21 - 22</i>
	A By-law to Assume Barron Boulevard, Plan 57M-784 (PIN: 63209-0200(LT)) and 0.3 Metre Reserve, Plan 57M-784 (PIN 63209-0194(LT)), St. Peter Street, Plan 57M-784 (PIN: 63209-0201(LT)), and Simpson Road, Plan 57M-784 (PIN: 63209-0199(LT)) and 0.3 Metre Reserve, Plan 57M-784 (PIN: 63209-0198(LT)), and Park Block 36, Plan 57M-784, (PIN: 63209-0193(LT)), Geographic Township of Ops, The Corporation of the City of Kawartha Lakes	



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: *

Susan Bigness

Address: *

[Redacted Address]

City/Town/Village:

[Redacted City/Town/Village]

Province: *

ON

Postal Code:

[Redacted Postal Code]

Telephone: *

[Redacted Telephone]

Email: *

[Redacted Email]

There can be 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: *

Susan Bigness

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

Report on garbage collection on Shadow Lake Rd 2.

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

Appropriate steps will be taken to help solve the garbage situation for our road.

Signature:

Dusan Bigness

Date:

Oct 20/17

Please complete this form and return to the City Clerk's Office:
Fax: 705-324-8110 Email: agendaitems@kawarthalakes.ca

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 Section 10 of City of Kawartha Lakes By-law 2014-266. This information may be circulated to members of Council, staff and the general public. 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.



Mayor Letham and City Council
City of Kawartha Lakes
26 Francis St.
Lindsay ON

Dear Mr. Mayor and Council:

Please accept this document as a supplement to my presentation to council on October 24.

- I am a resident of Shadow Lake Rd 2. My family has owned property on this road since 1930 and I have owned property on the road since 1978.
- I am speaking for myself, using my experience and notes as a former executive for a number of years on the Shadow Lake Rd 2 Road Association (now defunct), my personal experiences and my conversations with many of my neighbors on the road.
- Prior to amalgamation, garbage collection on Shadow Lake Rd 2 was the responsibility of Somerville Township.
- As a child, I remember going with my father to the previous Laxton waste site with our weekly garbage. As I grew older, garbage was picked up by Somerville Township at our 'curbside' during the months of May to October inclusive and no winter service was provided. No one lived on the road permanently at that time, so year round pick up was not a concern. As one or two cottages were converted to year round homes in the 80's, garbage was then picked up at our curbside from May to October and at the end of the road where it meets Monck Road from November to April.
- This appeared quite successful.
- Garbage and then recycling first became an issue for us in 1995 as more families became full time residents and other cottages were used recreationally on a year round basis.
- Large plastic bins were placed at the current site of the transfer station (concrete bunker) to receive the garbage instead of just leaving garbage bags on the ground at that location. These were used only from October to May.
- Contrary to the staff report, the current concrete bunker was installed in 2001 by residents because bears were destroying the plastic bins. The concrete bin was purchased by a small number of the residents and placed on private property located near the entrance of the road with Monck Road. At the time of installation, the concrete bunker was only used for winter garbage and was locked during the summer months.

- Again contrary to the staff report, in 2002, after amalgamation, the CKL informed residents that it would no longer pick up in two locations – residents were forced to choose between the transfer station and individual pickup. Because some residents were going to be denied individual pickup (three residences on Kelly Road, a satellite road off Shadow Lake Rd 2), the owners of the bin agreed to allow all residents to use the bunker year round and the city granted its use as a transfer station. The residents purchased a large number of recycling bins to hold the recycling materials and used the concrete bin for garbage bags only.
- In the past few years, with the increased use of properties as rental units, an increase in traffic to the location from off the road and the change to Miller for pickup, garbage has become more of a problem.
- The reasons for the problems are seen by the residents as follows:
 - ❖ Currently we have 9 of 37 cottages (approximately 25%) on the road rented during the summer months. Six are posted on the internet for full summer availability and have an advertised capacity of 66 people in the 6 cottages. Often this capacity is exceeded. The garbage demand of these six cottages alone often exceeds the total capacity produced by the rest of the road residents. Many of the renters come from jurisdictions that have different garbage and recycle rules. They do not read the signs when dumping garbage and recycling materials and they do not change their habits, believing that rules for garbage and recycling are standard throughout the province. They continue to bag and mix recyclables and use green garbage bags. Additionally, we have an owner that has multiple dwelling units on the property. Each dwelling is occupied throughout the summer and produces quantities of refuse beyond the limits of a single property.
 - ❖ There has been dumping observed at the location by non-residents of the road. This cannot be controlled by the residents as easy access to the garbage bunker is available off Monck Road.
 - ❖ Garbage pickup in the CKL changed after Miller took over the routes. Less care is taken when emptying the garbage bags and recycle bins and often small items of garbage and recycling are left behind. This attracts small animals to the site. Bins have been left unusable because they have been damaged beyond repair due to the way they are handled when being emptied.
 - ❖ Some residents just don't care. When spoken to by other residents, they shake their heads and walk away, continuing to cause problems for the remaining residents.
- The residents, for the most part, have worked diligently to try and control the inappropriate dumping taking place.
- Despite spending substantial sums of money to place signs at the location that indicate the appropriate use of the site, persons continue to dump garbage and recycling

inappropriately. The residents have also, in the past, paid for cleanup of the site on a weekly basis but this was discontinued when not all residents contributed to the expense.

- Only a few residents will now maintain the site and perform cleanup as needed.
- This season's change to clear garbage bags has exacerbated the situation as the Miller drivers remove inappropriately bagged garbage and/or recycling and leave it outside the bunker for animals to scavenge through.
- Conversations have been ongoing with the city by a few residents of the road for the last few years. Some residents have asked for individual pickup to re-commence but these requests have been ignored. At least two letters were sent in July asking for individual pickup and to date, no response has been received by the senders. The CKL has written letters to all the residents but many residents did not receive the letters. My letter was in fact mailed to an outdated address despite the tax bills coming to the appropriate address.
- Option 1 seems to be preferred by a large number of the property owners. The few owners who now work to maintain the site are prepared to cooperate with the city to help control the site but need more guidance and support to have this option be successful. What does the city mean when it says that they are going to engage in expanded investigation and enforcement? Who is going to clean the site when inappropriate dumping (televisions, lawn furniture etc.) is placed at the site? Who is going to remove inappropriate garbage bags? (green bags, bags filled with recyclables) I believe the residents are willing to assist the city as evidenced by their continued contact with city staff over the summer but are no longer prepared to assume complete control of the site.
- Option 2 is unacceptable. Residents of the road will no doubt seek recourse to the issue by petitioning MPAC to lower property assessments and seek recourse from the courts, if necessary, because of a loss of service with no corresponding change in taxes should we not receive garbage pickup and a loss to property values as a lack of garbage pickup would also lower property values on the road compared to roads that receive curbside pickup and result in financial losses on the part of owners. This option would punish all for the misbehavior of a few. Additionally, as the city staff notes, this option will lead to increased illegal dumping and no one will be responsible for the cleanup.
- Option 3, the change to bag tags and forcing residents to use the Laxton landfill site would place a burden on the 37 residents of Shadow Lake Rd 2 that is not being forced on other private roads (many of who receive individual pickup – Shadow Lake Rd 6, 8 and Griffin Road to name three). This places a financial burden (cost of travel and time) on our residents as well as reduces the value of our properties compared to nearby neighbors who receive individual pickup. As well, many of the residents are seniors and others have mobility issues and health issues. We have widows who own property on the road and others who do not and cannot drive. The possible loss of garbage service

places an unfair burden on these people to seek out alternatives for them to dispose of garbage. Again, residents would seek recourse for financial losses and loss of service.

- Option 4 is likely acceptable to the residents. Since we already receive service to the road through our limited service agreement and a turnaround is provided for the grader, we have provided letters giving turnarounds for a garbage vehicle. A combined use of a pickup truck, such as used when servicing other roads and the garbage truck would provide year round access for the garbage pickup for the parts of the road that are more inaccessible (over a very large hill). Perhaps a logical solution might be to return to our original service - summer individual pickup and end of the road pickup in the off season. This would ensure compliance in the difficult summer months and safety to the workers in the winter months.
- In summation: The CKL removed individual pickup for residents of our road because they would not pick up at all residences on the road. Remember, curbside pickup was declined by the majority because the city was unfairly denying service to Kelly Road residents. To us, curbside pickup is not an enhancement of services. This is service that other residents of the city receive, what we originally had and what we pay for despite not receiving the service. No reduction in taxes for loss of service was provided upon losing individual pickup. To perceive individual pickup as an enhanced service when our tax bill reflects the same amount of money for garbage service as those who receive individual pickup is a fallacy. Currently, the city provides individual pickup at most residences, using small trucks as necessary. The residents agree that the current situation is untenable. The residents have been unable to control the situation alone. Short-term rentals to people without an invested interest in the situation and with large numbers of occupants well beyond occupancy rates of a majority of private homes in the city, contributes largely to the problem. Once summer rentals end, the situation at the bunker site ends and there are no incidents. Many of the choices in the report are unacceptable to the residents. Should option 1 be chosen, residents are prepared to work with the city to attempt to solve the issue but not assume sole responsibility to solve the problem. Option 4 is also an acceptable option. Options 2 and 3 are unacceptable and would result in undetermined actions on the part of the residents. A large number of residents cannot be punished for the actions of a few over whom we have no control.

Thank you.

A handwritten signature in cursive script, reading "Susan Bigness". The signature is written in dark ink and is positioned above the printed name.

Susan Bigness



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: *

Neil Evans

Address: *

[REDACTED]

City/Town/Village:

[REDACTED]

Province: *

Ontario

Postal Code:

[REDACTED]

Telephone: *

[REDACTED]

Email: *

[REDACTED]

There can be 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: *

Neil Evans

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

in regards to the report on Garbage pick on Shadow Lake Rd 2

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

Garbage pick up at each address on the road or a reduction of taxes equal to the amount paid for garbage pick up

Signature:

N/Bur

Date:

October 2 2017

Please complete this form and return to the City Clerk's Office:

Fax: 705-324-8110 Email: agendaitems@kawarthalakes.ca

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Kathy Lewis

From: noreply@kawarthalakes.ca on behalf of Nelson LeDrew [REDACTED]
Sent: Monday, October 16, 2017 3:25 PM
To: Clerks
Subject: Garbage collection

To City Council Members:

We understand there is to be a meeting Oct 24 re garbage problems.

We have owned the property [REDACTED] for 30 years & comply with the rules for garbage collection & Recycling as do most of the people on our road.

The problems occur June, July, August when people are on vacation.

If the year could be amortized over 52 weeks x 2 tags per week per property = 104 tags they could be applied to the bags ... the total # of bags collected noted each week (as they are now I believe) & at year end assess the result.

We do not want to revert back to taking garbage to the dump.
I am physically handicapped & this would be a problem.

The Taxes we pay include waste management services & we request garbage pick up be continued either as is from the bunker (preferred) or from each property.

Not having garbage pick up would decrease property resale opportunities & values.

Regards,
Nelson & Beverley LeDrew
[REDACTED]

Ron Taylor, CAO/Acting City Clerk
City of Kawartha Lakes City Hall
26 Francis Street, P.O. Box 9000
Lindsay, Ontario K9V 5R8

October 23, 2017

Dear Mr. Taylor

Re: Request for support for Resolution #2017-02 of the Board of Health for the Haliburton, Kawartha, Pine Ridge District Health Unit - "Response of the Board of Health for the Haliburton, Kawartha, Pine Ridge District Health Unit to the Report of the Minister's Expert Panel on Public Health – Public Health within an Integrated Health System"

In January 2017, the Minister of Health and Long-Term Care established an Expert Panel on Public Health to provide advice on structural, organizational and governance changes for Ontario's public health sector within a transformed health system. On July 20, 2017, the Ministry of Health and Long-Term Care released the Report of the Minister's Expert Panel on Public Health – Public Health within an Integrated Health System.

The Expert Panel made recommendations regarding: Optimal Organizational Structure for Public Health; Optimal Geographic Boundaries; Optimal Leadership Structure; and Optimal Approach to Governance. The Expert Panel's recommendations included that Ontario: establish 14 regional public health entities; establish catchment areas for the 14 regional public health entities that are consistent with LHIN boundaries and respect existing municipal boundaries; and establish a consistent governance structure for regional boards of health with specific features regarding governance.

The Board of Health has discussed the recommendations of the Expert Panel and has many concerns regarding their implementation.

The Association of Municipalities of Ontario (AMO) and the Association of Local Public Health Agencies (alPHA) have concerns similar to those of the Board of Health. Their concerns are outlined in their respective correspondence to the Minister of Health and Long-Term Care, which can be accessed via the links in Resolution #2017-02.

.../2

PROTECTION · PROMOTION · PREVENTION



HEAD OFFICE
200 Rose Glen Road
Port Hope, Ontario L1A 3V6
Phone · 1-866-888-4577
Fax · 905-885-9551



HALIBURTON OFFICE
Box 570
191 Highland Street, Unit 301
Haliburton, Ontario K0M 1S0
Phone · 1-866-888-4577
Fax · 705-457-1336



LINDSAY OFFICE
108 Angeline Street South
Lindsay, Ontario K9V 3L5
Phone · 1-866-888-4577
Fax · (705) 324-0455

Ron Taylor
October 23, 2017
Page 2

At its meeting on October 19, 2017, the Board of Health passed Resolution #2017-02 titled "Response of the Board of Health for the Haliburton, Kawartha, Pine Ridge District Health Unit to the Report of the Minister's Expert Panel on Public Health – Public Health within an Integrated Health System" copy attached.

The Board of Health respectfully requests that the City of Kawartha Lakes endorse this resolution.

Sincerely

BOARD OF HEALTH FOR THE HALIBURTON, KAWARTHA,
PINE RIDGE DISTRICT HEALTH UNIT

A handwritten signature in black ink, appearing to read "A. Lynn Noseworthy", written over a light blue rectangular background.

A. Lynn Noseworthy, MD, MHSc, FRCPC
Medical Officer of Health

ALN:ed

RESOLUTION #2017-02- Board of Health October 19, 2017

- Title:** Response of the Board of Health for the Haliburton, Kawartha, Pine Ridge District Health Unit to the Report of the Minister’s Expert Panel on Public Health – Public Health within an Integrated Health System
- WHEREAS** In January 2017, the Minister of Health and Long-Term Care established an Expert Panel on Public Health to provide advice on structural, organizational and governance changes for Ontario’s public health sector within a transformed health system;
- WHEREAS** On July 20, 2017, the Ministry of Health and Long-Term Care released the Report of the Minister’s Expert Panel on Public Health – [Public Health within an Integrated Health System](#) ;
- WHEREAS** The Expert Panel made recommendations regarding: Optimal Organizational Structure for Public Health; Optimal Geographic Boundaries; Optimal Leadership Structure; and Optimal Approach to Governance;
- WHEREAS** The Expert Panel’s recommendations included that Ontario: establish 14 regional public health entities; establish catchment areas for the 14 regional public health entities that are consistent with LHIN boundaries and respect existing municipal boundaries; and establish a consistent governance structure for regional boards of health with specific features regarding governance, appointees, size, Indigenous representation, Francophone representation, diversity and inclusion, qualifications, appointment process, board compensation, committees, and succession planning and implementation;
- WHEREAS** The Expert Panel also proposed leadership considerations for regional public health entities and their functional departments as well as local public health service delivery areas;
- WHEREAS** The Expert Panel recognized that if implemented, the recommendations will mean large organizational change for the sector. While the Expert Panel was not asked to make specific recommendations about implementation, it identified the following elements that should be considered in developing an implementation plan: legislation; funding; and transition planning/change management;
- WHEREAS** On October 12, 2017, the Association of Municipalities of Ontario (AMO) released its [response](#) to the Expert Panel’s Report;
- WHEREAS** In its response AMO indicated that after consideration by its Board of Directors and Health Task Force it does not support the recommendations of the Expert Panel on Public Health and urged the government not to adopt them given there is no clear evidence to justify such changes to the public health system. AMO also indicated in its response that integrating public health within the health care system, would completely change and dilute over time the mandate of the local public health system;
- WHEREAS** On October 17, 2017, the Association of Local Public Health Agencies (ALPHA) released its [response](#) to the Expert Panel’s Report;
- WHEREAS** In its response, ALPHA indicated that its members have been consistent and clear that the mandates of Local Public Health (LPH) and healthcare are and should remain separate and distinct; irrespective of the influence of local circumstances, ALPHA is collectively concerned that the attempt to align these mandates to the degree recommended by the Expert Panel will be to the detriment of its members’ ability to promote and protect health at the community level; ALPHA believes that the LPH system has many strengths that would be eroded by the Expert Panel proposals; ALPHA urges that the following

overarching concerns be carefully considered as part of any analysis for potential implementation: system disruption, fit with the work of LPH, meeting local needs, and LPH capacity;

WHEREAS In its response, alPHa also indicated that given the concerns that it expressed about the massive systemic change proposed by the Expert Panel aimed at fostering LPH-LHIN collaboration, it would like to propose that the work of the Public Health Work Stream that was established to define the formal relationship between LHIN Chief Executive Officers (CEOs) and LPH Medical Officers of Health (MOH) under the *Patients First Act, 2016* be allowed to further develop as an alternative solution;

WHEREAS In addition, alPHa recommended that the initiatives underway including the new Standards for Public Health Programs and Services, new Accountability Framework, and findings of the Public Health Work Stream and other provincial and national actions in progress be implemented and evaluated before the Expert Panel recommendations are given further consideration; and

WHEREAS The Board of Health has the same concerns as AMO and alPHa regarding the Expert Panel Report;

NOW THEREFORE BE IT RESOLVED that the Board of Health for the Haliburton, Kawartha, Pine Ridge District Health Unit endorse both the AMO and alPHa responses to the Expert Panel Report on Public Health and that AMO and alPHa are so advised;

AND FURTHER that the Premier of Ontario, Minister of Health and Long-Term Care, MPPs for Northumberland—Quinte West and Haliburton—Kawartha Lakes—Brock, Municipalities of Northumberland and Haliburton Counties and the City of Kawartha Lakes, Chief Medical Officer of Health, Assistant Deputy Minister, Population and Public Health Division, Ministry of Health and Long-Term Care, Central East LHIN CEO, South East LHIN CEO, and Ontario boards of health are so advised.

The Corporation of the City of Kawartha Lakes

By-Law 2017 - _____

A By-Law to Assume Deane Street, Plan 57M-774 (PIN: 63148-0166(LT) and 63148-0013(LT)), and 0.3 Metre Reserve, Plan 57M-774 (PIN: 63148-0011(LT)), Geographic Village of Fenelon Falls, The Corporation of the City of Kawartha Lakes

Recitals

1. Subsection 31(4) of the *Municipal Act, 2001* authorizes Council to assume unopened road allowances or road allowances shown on registered plans of subdivision for public use, by by-law.
2. Council now deems it desirable to assume Deane Street and corresponding 0.3 metre reserve, Plan 57M-774, Geographic Village of Fenelon Falls, the Corporation of the City of Kawartha Lakes as public highways in the City of Kawartha Lakes.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-_____.

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.

“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, which 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: Assumption of Services

- 2.01 **Assumption:** The following highway is assumed by the City:

- a) The road known as Deane Street and the 0.3 metre reserve, Plan 57M-774, Geographic Village of Fenelon Falls, City of Kawartha Lakes.

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 ____ day of _____, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk

The Corporation of the City of Kawartha Lakes

By-Law 2017 - _____

A By-Law to Assume Peller Court, Plan 57M-759 (PIN: 63139-0024(LT)) and both 0.3 Metre Reserves, Plan 57M-759 (PIN: 63139-0022(LT) and 63139-0023(LT)), Geographic Township of Verulam, The Corporation of the City of Kawartha Lakes

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By-law read a first, second and third time, and finally passed, this ____ day of _____, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk

The Corporation of the City of Kawartha Lakes

By-law 2017 - ____

A By-law to Assume Barron Boulevard, Plan 57M-784 (PIN: 63209-0200(LT)) and 0.3 Metre Reserve, Plan 57M-784 (PIN 63209-0194(LT)), St. Peter Street, Plan 57M-784 (PIN: 63209-0201(LT)), and Simpson Road, Plan 57M-784 (PIN: 63209-0199(LT)) and 0.3 Metre Reserve, Plan 57M-784 (PIN: 63209-0198(LT)), and Park Block 36, Plan 57M-784, (PIN: 63209-0193(LT)), Geographic Township of Ops, The Corporation of the City of Kawartha Lakes

Recitals

1. Subsection 31(4) of the *Municipal Act, 2001* authorizes Council to assume unopened road allowances or road allowances shown on registered plans of subdivision for public use, by by-law.
2. Council now deems it desirable to assume Barron Boulevard and corresponding 0.3 metre reserve, St. Peter Street, and Simpson Road and corresponding 0.3 metre reserve, Plan 57M-784, Geographic Township of Ops, the Corporation of the City of Kawartha Lakes as public highways in the City of Kawartha Lakes.
3. Council now deems it desirable to assume the Park, Plan 57-784, in the City of Kawartha Lakes.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-____.

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.

“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, which 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: Assumption of Services

- 2.01 **Assumption:** The following highways are assumed by the City:

- a) The roads known as Barron Boulevard and corresponding 0.3 metre reserve, St. Peter Street, and Simpson Road and corresponding 0.3 metre reserve, Plan 57M-784, Geographic Township of Ops, City of Kawartha Lakes.
- b) The Park, Plan 57M-784, Geographic Township of Ops, City of Kawartha Lakes.

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 ____ day of _____, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk