

MA-E4-1



OFFICE OF THE MAYOR

LEGISLATIVE SERVICES	
COPY TO:	FOR:
Chair	<input checked="" type="checkbox"/> Committee
CAO	<input checked="" type="checkbox"/>
Corporate Services	<input checked="" type="checkbox"/> Council
Public Works	
Employee and Business Services	RC Nov. 24
Health Services	File
Human Services	
Peel Living	

RECEIVED

OCT 24 2011

REGION OF PEEL  
LEGISLATIVE SERVICES

October 13, 2011

Ministry of Consumer Services  
6<sup>th</sup> Floor, Mowat Block  
900 Bay Street  
Toronto, Ontario  
M7A 1L2

Dear Minister:

Re: Funeral, Burial and Cremation Services Act, 2002 and Regulations

The City of Mississauga has been dealing with a rezoning application to permit a crematorium in conjunction with an existing funeral home which is in close proximity to a residential area. A public meeting was held on September 6, 2011, at which the enclosed Planning staff report dated August 16, 2011, was considered. In addition to numerous emails and correspondence, many residents appeared at the Committee to express their objection to the proposed crematorium so close to their homes.

Subsequently, on October 12, 2011, the Council of the Corporation of the City of Mississauga adopted the enclosed Resolution 0237-2011 requesting changes to the Funeral, Burial and Cremation Services Act, 2002, and regulations to provide minimum separation distances from proposed crematoria to other sensitive land uses.

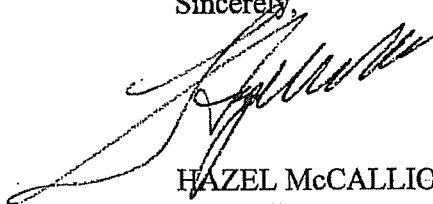
REFERRAL TO Corporate Services  
RECOMMENDED  
DIRECTION REQUIRED \_\_\_\_\_  
RECEIPT RECOMMENDED \_\_\_\_\_



THE CORPORATION OF THE CITY OF MISSISSAUGA  
300 CITY CENTRE DRIVE, MISSISSAUGA, ON L5B 3C1  
TEL: 905-896-5555 FAX: 905-896-5879  
mayor@mississauga.ca

Please give this matter your urgent attention as it is of grave concern to Mississauga Council and its residents. We look forward to receiving your positive response to the requested legislative changes.

Sincerely,

A handwritten signature in black ink, appearing to read 'Hazel McCallion', written over a faint, illegible typed name.

HAZEL McCALLION, C.M., LL.D.  
MAYOR

cc: Minister of Municipal Affairs and Housing  
Minister of the Environment  
Mississauga MPPs  
Clerk, Region of Peel  
Clerk, City of Brampton  
Clerk, Town of Caledon  
Association of Municipalities of Ontario

Encs.



RESOLUTION 0237-2011  
adopted by the Council of  
The Corporation of the City of Mississauga  
at its meeting on October 12, 2011

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Moved by: Bonnie Crombie

Seconded by: Jim Tovey

WHEREAS on August 24, 2009, the City of Mississauga received Official Plan Amendment and Rezoning Applications submitted by 1429036 Ontario Inc., to permit a proposed crematorium in the existing funeral home on 3263 Derry Road East under File OZ 09/012 W5;

AND WHEREAS these applications were deemed complete by the City on September 16, 2009;

AND WHEREAS on September 6, 2011, the City of Mississauga Planning and Development Committee held a Public Meeting pursuant to the provisions of the *Planning Act*, as amended regarding the proposal;

AND WHEREAS the legislation currently in effect, namely the *Cemeteries Act (Revised)* and the *Funeral Directors and Establishment Act* permit crematoriums only in cemeteries;

AND WHEREAS the Province has enacted the *Funeral, Burial and Cremation Services Act, 2002*, and passed related regulations which will permit crematoriums outside cemeteries;

AND WHEREAS the *Funeral, Burial and Cremation Services Act, 2002*, and related regulations are scheduled to come into force on July 1, 2012;

AND WHEREAS the regulations of the *Funeral, Burial and Cremation Services Act, 2002*, do not include a minimum separation distance requirement from a residential zone to a proposed crematorium;

AND WHEREAS the City of Mississauga is concerned about the proximity of the proposed crematorium to existing residential development;

AND WHEREAS it would be premature for the City of Mississauga to approve the proposal prior to the coming into force of the legislation and regulations that would permit a crematorium to be located outside of a cemetery;

NOW THEREFORE LET IT BE RESOLVED:

1. That the Minister of Consumer Services, be requested to amend the *Funeral, Burial and Cremation Services Act, 2002* or the regulations there under to establish minimum separation distances from proposed crematoria to other sensitive land uses.
2. That a copy of this resolution be sent to the Minister of Consumer Services, Minister of Municipal Affairs and Housing, Minister of the Environment, all local Members of Provincial Parliament, Region of Peel and the local area municipalities and Association of Municipalities of Ontario(AMO).
3. That the Commissioner of Planning and Building be directed to review the Official Plan and Zoning By-law with respect to the Funeral, Burial and Cremation Services Act, 2002 and report back to Council with any recommended changes to policy and zoning by early 2012.