

CHAIR:

N. IANNICCA

MEMBERS:

P. BROWN

G. CARLSON

B. CROMBIE

D. DAMERLA

S. DASKO

G. S. DHILLON

J. DOWNEY

C. FONSECA

P. FORTINI

A. GROVES

J. INNIS

J. KOVAC

M. MAHONEY

S. MCFADDEN

M. MEDEIROS

M. PALLESCHI

C. PARRISH

K. RAS

P. SAITO

R. SANTOS

I. SINCLAIR

R. STARR

A. THOMPSON

P. VICENTE



The Council of the
Regional Municipality of Peel
REVISED AGENDA

Date: Thursday, December 19, 2019

Time: Immediately following Regional
Council Budget

Place: Council Chamber, 5th Floor
Regional Administrative Headquarters
10 Peel Centre Drive, Suite A

For inquiries about this agenda or to make arrangements for accessibility accommodations including alternate formats, please contact:

Christine Thomson at (905) 791-7800, ext. 4582 or at
christine.thomson@peelregion.ca.

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Please Note:

Quorum was lost at the December 12, 2019 Regional Council meeting, therefore the following actions are required:

- a. Confirmation of the actions of Regional Council at its meeting of December 12, 2019 (See Approval of Minutes – Item 3.1); and,
- b. Consideration of those matters not dealt with at the December 12, 2019 meeting (See Unfinished Business).

1. ROLL CALL

2. DECLARATIONS OF CONFLICTS OF INTEREST

3. APPROVAL OF MINUTES

3.1. By-law to Confirm the Proceedings of the December 12, 2019 Regional Council meeting

3.2. December 12, 2019 Regional Council meeting (**Minutes now available**)

4. APPROVAL OF AGENDA

5. CONSENT AGENDA

6. UNFINISHED BUSINESS

The following items listed below were not dealt with at the December 12, 2019 Regional Council meeting:

6. DELEGATIONS

Item 6.4 was dealt with at the December 12, 2019 Regional Council meeting but was not formally received due to a lack of quorum.

6.4 **Jeffrey Jackson, Director, Finance and Treasurer, City of Mississauga**, Regarding the Motion to Change the Apportionment of the Regional Levy (Related to 19.1)

7. STAFF PRESENTATIONS

7.2. Update on Recreational Cannabis: Regional Initiatives, Resource Consumption and New Regulations

10. ITEMS RELATED TO PLANNING AND GROWTH MANAGEMENT

Chaired by Councillor M. Palleschi or Vice-Chair Councillor A. Thompson

- 10.2. Proposed Changes to the *Aggregate Resources Act* and Regulations

12. ITEMS RELATED TO ENTERPRISE PROGRAMS AND SERVICES

Chaired by Councillor C. Fonseca or Vice-Chair Councillor K. Ras

- 12.1. Review of Regional Council Composition (For information)
- 12.3. Process for Appointing a Chief Administrative Officer
- 12.6. Report of the Regional Council Policies and Procedures Committee (PPC – 5/2019) meeting held on November 7, 2019

14. ITEMS RELATED TO PUBLIC WORKS

Chaired by Councillor A. Groves or Vice-Chair Councillor P. Fortini

- 14.2. Lakeview Village Community Overview of Components of the Proposed Development with Regional Interest (For information)

19. NOTICE OF MOTION/MOTION

- 19.1. Motion Regarding Implementation of a New Formula to be Applied to the Peel Regional Police Levy Allocations for Mississauga and Brampton for 2021 (**As requested by Councillor Parrish**) (Related to 6.4)
- 19.3. Motion Regarding the Absence of Councillor Sue McFadden
- 19.4. Motion Regarding Extension of Yard Waste Collection (**As requested by Councillor Fonseca**)

20. BY-LAWS

By-law 73-2019: A by-law to accept, assume and dedicate lands for public highway purposes.

By-law 75-2019: A by-law to requisition from the lower-tier municipalities a sum not exceeding 50 per cent of the amount that in By-law 28-2019 was to be raised in each lower-tier municipality, before the adoption of the final Regional estimates for the year 2020. (Related to 12.8)

21. IN CAMERA MATTERS

- 21.4. Status Update - Potential Provincial Growth Allocations (Oral) (Advice that is subject to solicitor-client privilege, including communications necessary for the purpose; and, Litigation or potential litigation, including matters before administrative tribunals)
- 21.5. Local Planning Appeal Tribunal Proceedings (Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose)

7. BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL

8. ADJOURNMENT



**THE COUNCIL OF
THE REGIONAL MUNICIPALITY OF PEEL
December 12, 2019**

Regional Chair Iannicca called the meeting of Regional Council to order at 11:12 a.m. in the Council Chamber, Regional Administrative Headquarters, 10 Peel Centre Drive, Suite A, Brampton.

Regional Chair Iannicca recognized Stew Macleod, Foreperson, Wastewater Division, who recently celebrated his 50th year with the Region of Peel. Stew Macleod began his career with the Town of Mississauga Public Utilities Commission in 1969 and since 1990, has been a foreperson. On behalf of Regional Council, Regional Chair Iannicca expressed appreciation to Stew Macleod for his dedication and commitment to providing water services to the community.

Stew Macleod stated that he has enjoyed his career at the Region of Peel and he recognized his colleagues for their teamwork and support.

1. ROLL CALL

Members Present:	P. Brown	M. Mahoney
	G. Carlson	S. McFadden
	B. Crombie	M. Medeiros
	D. Damerla	M. Palleschi
	S. Dasko	C. Parrish
	G.S. Dhillon	K. Ras
	J. Downey	P. Saito
	C. Fonseca	R. Santos
	P. Fortini	I. Sinclair
	A. Groves	R. Starr
	N. Iannicca	A. Thompson
	J. Innis	P. Vicente
	J. Kovac	

Members Absent:

Also Present: N. Polsinelli, Interim Chief Administrative Officer; C. Matheson, Commissioner of Corporate Services; S. VanOfwegen, Commissioner of Finance and Chief Financial Officer; S. Baird, Commissioner of Digital and Information Services; P. Caza, Acting Regional Solicitor; A. Smith, Acting Chief Planner; A. Farr, Acting Commissioner of Public Works; J. Sheehy, Commissioner of Human Services; C. Granger, Acting Commissioner of Health Services; Dr. J. Hopkins, Medical Officer of Health; K. Lockyer, Regional Clerk and Director of Legal Services; C. Thomson, Legislative Specialist; S. Valteau, Legislative Technical Coordinator; R. Khan, Legislative Technical Coordinator

* See text for arrivals

◆ See text for departures

★ Denotes alternate member

2. DECLARATIONS OF CONFLICTS OF INTEREST - Nil

3. APPROVAL OF MINUTES

3.1. November 14, 2019 Regional Council meeting

Moved by Councillor Vicente,
Seconded by Councillor Starr;

That the minutes of the November 14, 2019 Regional Council meeting be approved.

Carried 2019-1076

Unconfirmed – See page 581 for details

4. APPROVAL OF AGENDA

Moved by Councillor McFadden,
Seconded by Councillor Mahoney;

That the agenda for the December 12, 2019 Regional Council meeting be approved.

Carried 2019-1077

Unconfirmed – See page 581 for details

5. CONSENT AGENDA

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the following matters listed on the December 12, 2019 Regional Council Agenda be approved under the Consent Agenda: Items 8.1, 9.1, 10.1, 10.3, 11.1, 12.2, 12.4, 12.5, 12.7, 12.8, 13.1, 13.2, 14.1, 16.1, 16.2, 16.3, 17.1, 17.2, 17.3, 17.4, 17.5, 17.6, 17.7, 18.1, 21.1, 21.2, 21.3.

In Favour	G. Carlson; B. Crombie; D. Damerla; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; A. Groves; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 21
Opposed		
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>	P. Brown; P. Fortini; M. Palleschi	3

Carried 2019-1078

Unconfirmed – See page 581 for details

RESOLUTIONS AS A RESULT OF THE CONSENT AGENDA

8.1. **Report of the Strategic Housing and Homelessness Committee (SHHC 5/2019) meeting held on November 21, 2019**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the report of the Strategic Housing and Homelessness Committee (SHHC-5/2019) meeting held on November 21, 2019 be adopted.

Carried 2019-1079

Unconfirmed – See page 581 for details

1. DECLARATIONS OF CONFLICTS OF INTEREST -Nil

2. APPROVAL OF AGENDA

RECOMMENDATION SHHC-13-2019

That the agenda for the November 21, 2019 Strategic Housing and Homelessness Committee meeting, be approved.

Approved 2019-1080

Unconfirmed – See page 581 for details

3. DELEGATIONS

- 3.1. **Ian Hanney, Policy Analyst, Peel Alliance to End Homelessness, Providing an Overview of Peel Alliance to End Homelessness (PAEH)**

Received 2019-1081

Unconfirmed – See page 581 for details

- 3.2. **William Graham, Volunteer, The Royal Canadian Legion, Knights of Columbus and The Society of St. Vincent dePaul, Providing Suggestions on Working Toward Homelessness Solutions**

Received 2019-1082

Unconfirmed – See page 581 for details

- 3.3 **Mark Alfano, Founder, CITIZENX, Providing Suggestions on How to Anticipate New Challenges to Affordable Housing Emergencies**

Withdrawn 2019-1083

Unconfirmed – See page 581 for details

4. REPORTS

- 4.1. **Housing and Homelessness Service Transformation: Shifting to a Needs-Based Approach**

Presentation by Grace Caron, Program Director and Joyce Nielsen, Program Manager, Service Transformation, Human Services

Received 2019-1084

Unconfirmed – See page 581 for details

- 4.2. **Housing and Homelessness Service Transformation: Implementing a Coordinated Access System**

RECOMMENDATION SHHC-14-2019

That the Commissioner of Human Services be delegated authority to approve the use of the Community Capacity and Innovation funding allocated to The Regional Municipality of Peel under an amendment to the Reaching Home transfer payment agreement with the Minister of Employment and Social Development Canada (the “Minister”), in the amount of \$623,250, for the federal funding period of 2019 through to 2024, or as may be extended by the Minister, for service provision by community agencies in accordance with federal funding obligations;

And further, that the Director of Housing Services be delegated authority to execute agreements and other related documents to conduct Community Capacity and Innovation activities, on business terms satisfactory to the Commissioner of Human Services and on legal terms satisfactory to the Regional Solicitor for the federal funding period of 2019 through to 2024 or as may be extended by the Minister;

And further, that the 2019 Homelessness Support gross expenditures and revenues be increased by \$60,000 as a result of the additional federal funding;

And further, that \$181,780 in gross expenditures and revenues be included for consideration in the 2020 Homelessness Support operating budget.

Approved 2019-1085

Unconfirmed – See page 581 for details

- 9.1. **Sonya Pacheco, Legislative Coordinator, City of Brampton**, Letter dated November 5, 2019 Regarding a Review of 2018-2028 Peel Poverty Reduction Strategy and Alignment of City Programs and Strategies

Received 2019-1086

Unconfirmed – See page 581 for details

- 10.1. **Peel 2041 Regional Official Plan Review – Consultation on Proposed Environmental, Agricultural and Rural System Policies**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That public consultations be initiated on proposed revisions to the Regional Official Plan policies related to Climate Change, Water Resources, Wildland Fire Hazards, Agricultural System, Rural System and Provincial Greenbelt Plans policies;

And further, that a copy of the draft Regional Official Plan policies be forwarded to the Ministry of Municipal Affairs and Housing, City of Brampton, Town of Caledon, City of Mississauga, all other municipalities adjacent to the Region of Peel, and to the appropriate agencies for their review and comment.

Carried 2019-1087

Unconfirmed – See page 581 for details

10.3. **An Update on Bill 138: *Plan to Build Ontario Together Act, 2019*, and Ongoing Advocacy Efforts on Bill 108**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the letter from the Regional Chair to the Minister of Municipal Affairs and Housing; Minister of Finance; and, the Clerk of the Committee of Standing Committee on Finance and Economic Affairs, attached as Appendix I to the joint report of the Commissioner of Finance and Chief Financial Officer and Acting Commissioner of Public Works, titled "An Update on Bill 138: *Plan to Build Ontario Together Act, 2019*, and Ongoing Advocacy Efforts on Bill 108", as the Region of Peel's comments on Bill 138, be endorsed;

And further, that a copy of the subject report be forwarded to the Minister of Municipal Affairs and Housing; the Minister of Finance; and, the Clerk of the Committee of Standing Committee on Finance and Economic Affairs.

Carried 2019-1088

Unconfirmed – See page 581 for details

Related to Resolution 2019-1089

11.1. **Julie Stevens, President, Municipal Finance Officers' Association of Ontario (MFOA) and Stephen VanOfwegen, Chair, Ontario Regional and Single Tier Treasurers (ORSTT)**, Letter dated November 18, 2019, Providing a Copy of the MFOA and ORSTT Letter to the Interim Deputy Minister of Municipal Affairs and Housing Regarding Consultation on the Community Benefits Charge Formula

Received 2019-1089

Unconfirmed – See page 581 for details

Related to Resolution 2019-1088

12.2. **Indigenous Land Acknowledgement**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That a formal Indigenous land acknowledgement that recognizes the historic and present inhabitants of this region and respects the spiritual relationship that exists between Indigenous peoples and their traditional territories, as outlined in the report of the Commissioner of Corporate Services, titled "Indigenous Land Acknowledgement", be approved;

And further, that all public proceedings conducted by the Region of Peel, taking place in the geographic region known as Peel, open with the reading of this land acknowledgement.

Carried 2019-1090

Unconfirmed – See page 581 for details

12.4. **Report of the Audit and Risk Committee (ARC – 5/2019) meeting held on October 31, 2019**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the report of the Audit and Risk Committee (ARC – 5/2019) meeting held on October 31, 2019 be adopted.

Carried 2019-1091

Unconfirmed – See page 581 for details

1. DECLARATIONS OF CONFLICTS OF INTEREST – Nil

2. APPROVAL OF AGENDA

RECOMMENDATION ARC-13-2019:

That the agenda for the October 31, 2019 Audit and Risk Committee include a motion from Member Fairhead requesting an update on the ISO 20,000 Program to be dealt with under Other Business - Item 7.1;

And further, that the agenda for the October 31, 2019 Audit and Risk Committee meeting, be approved as amended.

Approved 2019-1092

Unconfirmed – See page 581 for details

3. DELEGATIONS – Nil

4. REPORTS

4.1. Water and Wastewater Billing Audit

Received 2019-1093

Unconfirmed – See page 581 for details

4.2. **Energy Management Audit**

Received 2019-1094

Unconfirmed – See page 581 for details

4.3. **Status of the 2019 Enterprise Risk and Audit Services Risk Based Work Plan**

Received 2019-1095

Unconfirmed – See page 581 for details

4.4. **Status of Management Action Plans**

Received 2019-1096

Unconfirmed – See page 581 for details

4.5. **Financial and Economic Risk to the Region Due to Flooding Events Exacerbated by Climate Change**

Received 2019-1097

Unconfirmed – See page 581 for details

4.6. **Deloitte 2019 Audit Service Plan**

Received 2019-1098

Unconfirmed – See page 581 for details

5. **COMMUNICATIONS – Nil**

6. **IN CAMERA MATTERS – Nil**

7. **OTHER BUSINESS**

7.1 **Motion from Member Fairhead Requesting an Update on the ISO 20,000 Program**

RECOMMENDATION ARC-14-2019:

That staff be directed to report to a future Audit and Risk Committee meeting on the overall goals, the specific objectives, and the progress of the ISO 20,000 program; including a summary

of key challenges encountered and highlighting where the Audit and Risk Committee support would be valued.

Approved 2019-1099

Unconfirmed – See page 581 for details

- 12.5. **Report of the Committee Clerk regarding the Diversity, Equity and Anti-Racism Committee (DEAR - 4/2019) meeting held on November 7, 2019**

Received 2019-1100

Unconfirmed – See page 581 for details

- 12.7. **Report of the Emergency Management Program Committee (EMPC - 2/2019) meeting held on November 21, 2019**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the report of the Emergency Management Program Committee (EMPC – 2/2019) meeting held on November 21, 2019 be adopted.

Carried 2019-1101

Unconfirmed – See page 581 for details

1. DECLARATIONS OF CONFLICTS OF INTEREST - Nil

2. APPROVAL OF AGENDA

RECOMMENDATION EMPC-4-2019:

That the agenda for the November 21, 2019 Emergency Management Program Committee meeting, be approved.

Approved 2019-1102

Unconfirmed – See page 581 for details

3. DELEGATIONS - Nil

4. REPORTS

4.1. Lessons Learned from the First Nations Evacuation Response

Received 2019-1103

Unconfirmed – See page 581 for details

4.2. **Status Update on the 2019 Office of the Fire Marshal and
Emergency Management Compliance Submission**

RECOMMENDATION EMPC-5-2019:

That staff be directed to provide an emergency procedures brief, including a copy of the Region of Peel Emergency Plan, to Regional Councillors;

And further, that the Region of Peel Emergency Plan By-law 78-2015 be brought forward to the next Emergency Management Program Committee in May 2020 for review;

And further, that the Region of Peel Emergency Plan By-law be reviewed in the first year of each new Term of Office.

Approved 2019-1104

Unconfirmed – See page 581 for details

Related to Resolution 2019-1105

RECOMMENDATION EMPC-6-2019:

That the annual IMS 200 training sessions, as outlined in section xiii) of the report from the Commissioner of Corporate Services, titled “Status Update on the 2019 Office of the Fire Marshal and Emergency Management Compliance Submission”, be made available to Regional Councillors;

And further, that Councillors receive advance notification of upcoming training sessions.

Approved 2019-1105

Unconfirmed – See page 581 for details

Related to Resolution 2019-1104

12.8. **2020 Interim Regional Requisition By-Law**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the 2020 interim Regional requisition be approved at a sum not to exceed 50 per cent of the 2019 tax levy to the Cities of Mississauga and Brampton and the Town of Caledon;

And further, that the necessary by-law be presented for enactment.

Carried 2019-1106

Unconfirmed – See page 581 for details

Related to By-law 75-2019

- 13.1. **Krystal Christopher, Legislative Coordinator, City of Mississauga**, Email dated November 20, 2019, Providing a Copy of the City of Mississauga's Resolution 0273-2019, Regarding the Regional Chair

Received 2019-1107

Unconfirmed – See page 581 for details

- 13.2. **Sylvia Jones, Solicitor General**, Letter dated November 19, 2019, Providing Further Information on the Federal Investment Aimed at Reducing Gun Violence and Gang Activity in Ontario

Received 2019-1108

Unconfirmed – See page 581 for details

- 14.1. **Automated Speed Enforcement Program Update**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That the Automated Speed Enforcement Agreement with the Ministry of Transportation of Ontario (MTO Agreement) and the processing centre agreement with the City of Toronto (City of Toronto Agreement) and any related amendments and extensions thereto, together with such further agreements and ancillary documents that may be required for participation in and delivery of the Automated Speed Enforcement program in Peel Region, be executed by the Region of Peel's duly authorized signing officers, provided that the MTO Agreement, the City of Toronto Agreement and any such further agreements and ancillary documents are on business terms satisfactory to the Commissioner of Public Works and on legal terms satisfactory to the Regional Solicitor.

Carried 2019-1109

Unconfirmed – See page 581 for details

- 16.1. **Region of Peel's Role in Community Safety Initiatives**

Received 2019-1110

Unconfirmed – See page 581 for details

16.2. **Peel Public Health Transformation Consultation**

Received 2019-1111

Unconfirmed – See page 581 for details

16.3. **Emergency Health Services Modernization Consultation and Implications for Peel Regional Paramedic Services**

Received 2019-1112

Unconfirmed – See page 581 for details

17.1. **Christine Massey, Spokesperson, Fluoride Free Peel**, Email dated November 11, 2019, Providing Information Regarding the Department of Health and Human Services Draft National Toxicology Program Monograph on the Systematic Review of Fluoride Exposure and Neurodevelopmental and Cognitive Health Effects

Received 2019-1113

Unconfirmed – See page 581 for details

17.2. **Christine Massey, Spokesperson, Fluoride Free Peel**, Email dated November 11, 2019, Providing Information that Freedom of Information Requests Reveal that Ontario, Alberta and Washington State Institutions Have No Fluoride/Pregnancy Studies to Suggest Safety with Respect to Childhood Intelligence Quotient (IQ) or Attention Deficit Hyperactivity Disorder (ADHD)

Received 2019-1114

Unconfirmed – See page 581 for details

17.3. **Christine Massey, Spokesperson, Fluoride Free Peel**, Email dated November 11, 2019, Providing Excerpts from an Article titled “Association of Water Fluoride and Urinary Fluoride Concentrations with Attention Deficit Hyperactivity Disorder in Canadian Youth”

Received 2019-1115

Unconfirmed – See page 581 for details

17.4. **Christine Massey, Spokesperson, Fluoride Free Peel**, Email dated November 11, 2019, Regarding the Appeal of the Region of Peel Records Request #123-19-161 Under the *Municipal Freedom of Information and Protection of Privacy Act*

Received 2019-1116

Unconfirmed – See page 581 for details

- 17.5. **Christine Massey, Spokesperson, Fluoride Free Peel**, Email dated November 11, 2019, Providing a Link to an Article titled "Fluoride Brain Research is Alarming and Growing"
- Received 2019-1117
Unconfirmed – See page 581 for details
- 17.6. **Krystal Christopher, Legislative Coordinator, City of Mississauga**, Email dated November 20, 2019, Providing Endorsement of Region of Peel By-law 49-2019 To Prohibit Smoking and Vaping in Outdoor Public Places and Workplaces
- Received 2019-1118
Unconfirmed – See page 581 for details
- 17.7. **Terri Brenton, Legislative Coordinator, City of Brampton**, Letter dated November 21, 2019, Providing Endorsement of Region of Peel By-law 49-2019 To Prohibit Smoking and Vaping in Outdoor Public Places and Workplaces
- Received 2019-1119
- 18.1 **Summary Note: Peel Waterpipe Smoking By-law Update: Leave to Appeal to the Supreme Court of Canada of the Region of Peel's By-law to Regulate Waterpipe Smoking (By-law 30-2016) Is Dismissed**
- Received 2019-1120
Unconfirmed – See page 581 for details

Council opted not to move into closed session to consider the following matters:

- November 14, 2019 Regional Council Closed Session Report
- Appointment of Associate Medical Officer of Health (Personal matters about an identifiable individual, including municipal or local board employees)
- Funding Request for Toronto and Region Conservation Authority Project Proposal, Town of Caledon, Ward 4 (A proposed or pending acquisition or disposition of land by the municipality or local board)

- 21.1. **November 14, 2019 Regional Council Closed Session Report**
- Received 2019-1121
Unconfirmed – See page 581 for details

21.2. **Appointment of Associate Medical Officer of Health (Personal matters about an identifiable individual, including municipal or local board employees)**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That Dr. Kathryn Marsilio be appointed as temporary Associate Medical Officer of Health, effective immediately and for a period up to 24 months;

And further, that documentation be provided to the Ministry of Health to apply for funding under the Provincial Medical Officer of Health/Associate Medical Officer of Health Compensation Initiative.

Carried 2019-1122

Unconfirmed – See page 581 for details

21.3. **Funding Request for Toronto and Region Conservation Authority Project Proposal, Town of Caledon, Ward 4 (A proposed or pending acquisition or disposition of land by the municipality or local board)**

Moved by Councillor Medeiros,
Seconded by Councillor Fonseca;

That The Regional Municipality of Peel (the “Region”) provide an amount of \$280,000 to the Toronto and Region Conservation Authority (the “TRCA”) to cover 70 percent of eligible land value associated with TRCA’s proposed partial taking purchase of the conservation lands located at 8686 Old Church Road legally described as Part of Lot 20, Concession 6, Town of Caledon (formerly Township of Albion), Regional Municipality of Peel (approximately 41.7 hectares) in accordance with the Greenlands Securement Program (the “Program”) Implementation Guidelines (the “Guidelines”) and the Greenlands Securement Agreement (the “Agreement”) between the Region and TRCA dated September 28, 2017;

And further, that the Region provide TRCA with additional funding in the estimated amount of \$25,180 to fund 70 percent of eligible securement costs, including costs related to market value appraisal, applicable taxes, legal fees, survey, and Phase 1 Environmental Site Assessment;

And further, that the Acting Commissioner of Public Works be directed to confirm and disburse the final amount of funding once all Program requirements have been met in accordance with the Guidelines and the Agreement to the Region’s sole reasonable satisfaction;

And further, that the funds for the acquisition be provided from the Greenlands Securement Capital Project Number 18-3310;

And further, that should the TRCA dispose of any portion of the lands acquired, that the Region be paid a portion of the sale proceeds proportional to the Region’s

total contribution towards the total cost of acquiring the property as outlined within the Guidelines and the Agreement;

And further, that the said proceeds from the sale of the acquired lands be returned to the Greenlands Securement Capital Project.

Carried 2019-1123

Unconfirmed – See page 581 for details

AGENDA ITEMS SUBJECT TO DISCUSSION AND DEBATE

6. DELEGATIONS

- 6.1. **Lorrie McKee, Director, Public Affairs and Stakeholder Relations and Michelle McKenzie, Region of Peel Municipal Member, Board of Directors, Greater Toronto Airports Authority (GTAA),** Regarding Toronto Pearson's Growth, Community Investment and Transit Vision

Received 2019-1124

Unconfirmed – See page 581 for details

Michelle McKenzie, Region of Peel Municipal Member, Board of Directors, Greater Toronto Airports Authority (GTAA) advised that effective April 2020, Deborah Flint will commence her role as President and Chief Executive Officer of the GTAA.

Lorrie McKee, Director, Public Affairs and Stakeholder Relations provided data related to the number of passengers that have passed through Pearson International Airport (PIA) since 1997 and future growth projections; the value of imports and exports that PIA facilitates or generates; and, PIA's impact on the local economy and jobs. Lorrie McKee highlighted results from an employee survey that was the first airport workforce survey conducted in Canada and she shared the GTAA's vision for a major mobility hub that would support the growth and competitiveness of businesses in the Airport Employment Zone and the Greater Toronto Horseshoe Area. She provided an update on the progress of PIA's Noise Management Action Plan, including the launch of Noise Management Forums, publishing of an updated complaint process and the development of the InsightFull Web-Portal which is now underway.

In response to a question from Councillor Crombie, Lorrie McKee advised that the GTAA's commitment of \$1 million in funding through the Propeller Project to the opportunities identified in the "Uncovering Underemployment" report will be used towards interventions with employers on behalf of individuals looking for work, research and policy changes and she undertook to provide Members of Regional Council with information regarding the Propeller Project.

In response to a question from Councillor Dhillon, Lorrie McKee advised that the GTAA will be making investments in 2020 for more dedicated routes for buses to take as they come in to the airport in order to reduce drive times.

6.2. **Dan O’Reilly, Wildfield Resident,** Regarding a Plan for the Preservation of the Heritage House Located at 11962 The Gore Road, Wildfield, City of Brampton, Ward 10

Received 2019-1125

Unconfirmed – See page 581 for details

Moved by Councillor Vicente,
Seconded by Councillor Dhillon;

That staff explore further possibilities consistent with Resolution 2018-592 from the June 28, 2018 Regional Council meeting related to the structure located at 11962 The Gore Road and report back to the January 9, 2020 Regional Council meeting;

And further, that staff report to a future meeting of Regional Council with options related to the potential future management of heritage structures.

In Favour	P. Brown; G. Carlson; B. Crombie; D. Damerla; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; M. Palleschi; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 23
Opposed		
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>	A. Groves	1

Carried 2019-1126

Unconfirmed – See page 581 for details

Dan O’Reilly, Wildfield Resident, advised that the Brampton Heritage Board approved the Region of Peel’s request to demolish a heritage house located at 11962 The Gore Road in the City of Brampton which was once the site of a blacksmith shop. He stated that the house is included on the City of Brampton’s Municipal Register of Cultural Resources and that every effort should be made to preserve it. Dan O’Reilly noted that there is a possibility that a building lot could be secured within the Vales of the Humber subdivisions in the Wildfield area, and Candevcon Limited Consulting Engineers and Planners has reached out to the developers to ascertain whether they would be willing to relocate the house to one of their sites. Dan O’Reilly requested that the Region of Peel assume the entire relocation costs as an incentive for a willing party to come forward, assume ownership of the house and conclude a lot purchase agreement with the developer.

Andrew Farr, Acting Commissioner of Public Works, responded to questions from Councillor Vicente and advised that in order to maintain construction timelines for the widening of Mayfield Road, watermain construction would need to commence in the Spring 2020 which would require

that the house be demolished in late winter or early spring. He noted that the cost to relocate the home would be over \$1.5 million.

Councillor Vicente requested that Region of Peel staff contact Candevcon Limited Consulting Engineers and Planners to discuss the potential for identifying a building lot for the house.

In response to a question from Councillor Dhillon, Gayle Gorman, Manager, Real Estate, advised that Region of Peel staff have appeared before the Heritage Board four times since 2011 to explore different options for the structure. In June 2018, staff presented five options for Regional Council's consideration and received direction to offer the structure for sale with the purchaser moving the structure offsite at their expense. Region of Peel staff worked with the Heritage Board to contact potential interested purchasers and signage was placed on the property for nine weeks, however no expressions of interest were received. The Heritage Board decision allowed the structure to be demolished and Brampton Council also approved the demolition.

Councillor Innis expressed support for referring the issue to staff in light of the new information brought forward by Dan O'Reilly. Councillor Innis requested that staff report to a future meeting of Regional Council with options related to the potential future management of heritage structures.

- 6.3. **Ashley Smoke and Katie Karia, Members of the Peel Drug Users Advisory Panel**, Providing Support for Supervised Consumption Services in the Region of Peel

Received 2019-1127

Unconfirmed – See page 581 for details

Related to Resolutions 2019-1128 and 2019-1132

Ashley Smoke and Katie Karia, Members of the Peel Drug Users Advisory Panel, shared their experiences with addictions and the impact it has had on them, their families and friends.

Ashley Smoke explained her experience after a car accident that led to a drug dependency and the difficulty she had locating and accessing services. She voiced support for safe consumption sites that would allow people in need to have somewhere to get assistance. Ashley Smoke expressed fear for the safety of addicted friends and family members who are alone on the streets and described the trauma she has felt from saving people from overdose.

Katie Karia described how people are forced to use drugs in secret locations out of fear of prosecution and that naloxone cannot be self-administered because someone who is overdosing does not know it is happening. She shared stories of the 31 people she knows who have died of overdose. Katie Karia highlighted the need for safe consumption sites where professionals can be available to ensure proper dosages are used which would result in lives being saved.

Members of Regional Council expressed their appreciation to the delegates for sharing their insights and experiences.

Items 7.1, 7.3, 6.5 and 19.2 were dealt with.

7.1. Peel Opioid Strategy Update

Presentation by Dr. Jessica Hopkins, Medical Officer of Health

Received 2019-1128

Unconfirmed – See page 581 for details

Related to Resolutions 2019-1130 and 2019-1131

Dr. Jessica Hopkins, Medical Officer of Health, stated that there has been a steady increase in prescriptions for opioids over the last 20 years and that Canada is the world's second largest per capita consumer of opioids. She highlighted the emergence of highly potent illicit opioids, such as fentanyl, and the parallel increase in opioid-associated deaths, with many of the deaths involving younger adults. Opioid related harms and deaths have increased markedly since 2013 and 109 people died in 2018 in the Region of Peel due to opioid overdose. She outlined the Peel Opioid Strategy which focuses on prevention, harm reduction, treatment and enforcement and justice, supported by surveillance and health status data, urgent response planning and coordination and policy and advocacy.

Dr. Hopkins highlighted the Supervised Consumption Site Study findings, which showed that there is a need for supervised consumption services in the Region of Peel. The study also found that people who use drugs would use supervised consumption services if they were available and respondents ranked access to other services, such as counselling, health services and assistance with housing and employment as important. The most common concerns identified by respondents to the general community survey included increase in drug use in the area, more drug trafficking in the area, decrease in property values, impact on the neighbourhood and personal safety concerns.

Dr. Hopkins outlined recommendations from the study and reviewed next steps should Regional Council endorse staff's recommendations, including the establishment of a planning and implementation group, consisting of stakeholders. The group would work to increase acceptability and awareness of the benefits and purposes of supervised consumption services and create a venue for engaging in open dialogue around operational considerations.

Councillor Palleschi requested that he and Councillor Santos be appointed to participate in the drug strategy stakeholder meetings and he moved the recommendation contained in the report listed as item 7.1.

Councillor Damerla suggested that the report listed as item 7.1 be deferred to allow more time for community input and education. Councillor Damerla stated her interest in participating in the drug strategy stakeholder meetings.

Councillor Innis requested that the first clause be amended to be received instead of endorsed.

Councillor Fortini nominated Councillor Groves to participate in the stakeholder meetings.

Moved by Councillor Palleschi,
Seconded by Councillor Santos;

That the Peel Opioid Strategy included in Appendix I of the Report from the Acting Commissioner of Health Services and the Medical Officer of Health, titled “Peel Opioid Strategy: A Local Response to the Opioid Overdose Crisis” be endorsed;

And further, that Regional Councillors from each of the three local municipalities participate in planned stakeholder discussions regarding the development of a regional drug strategy in Peel;

And further, that the following Councillors participate in the drug strategy stakeholder meetings: Councillors Palleschi and Santos, City of Brampton; Councillor Groves, Town of Caledon; and Councillor Damerla, City of Mississauga.

Moved by Councillor Innis,
Seconded by Councillor Damerla;

That the first clause of the motion be amended by striking out the word “endorsed” and replacing it with the word “received”.

In Favour	G. Carlson; D. Damerla; J. Innis; J. Kovac; M. Mahoney; C. Parrish	Total 6
Opposed	B. Crombie; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; A. Groves; S. McFadden; M. Medeiros; M. Palleschi; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	17
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>	P. Brown	1

LOST 2019-1129

Unconfirmed – See page 581 for details

Councillor Damerla requested that the first clause of the main motion be split and voted on separately.

Moved by Councillor Palleschi,
Seconded by Councillor Santos;

That the Peel Opioid Strategy included in Appendix I of the Report from the Acting Commissioner of Health Services and the Medical Officer of Health, titled “Peel Opioid Strategy: A Local Response to the Opioid Overdose Crisis” be endorsed.

In Favour	P. Brown; G. Carlson; B. Crombie; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; A. Groves; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; M. Palleschi; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 23
Opposed	D. Damerla	1
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>		

Carried 2019-1130

Unconfirmed – See page 581 for details

Moved by Councillor Palleschi,
Seconded by Councillor Santos;

That Regional Councillors from each of the three local municipalities participate in planned stakeholder discussions regarding the development of a regional drug strategy in Peel;

And further, that the following Councillors participate in the drug strategy stakeholder meetings: Councillor Palleschi and Councillor Santos, City of Brampton; Councillor Groves, Town of Caledon; and Councillor Damerla, City of Mississauga.

In Favour	P. Brown; G. Carlson; B. Crombie; D. Damerla; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; A. Groves; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; M. Palleschi; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 24
Opposed		
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>		

Carried 2019-1131

Unconfirmed – See page 581 for details

7.3. **Supervised Consumption Site Needs Assessment and Feasibility Study Results**

Moved by Councillor Palleschi,
Seconded by Councillor Santos;

That Regional Council as the Board of Health endorse the findings of the Region of Peel’s Needs Assessment and Feasibility Study for Supervised Consumption Sites, as summarized in Appendix II of the report of the Acting Commissioner of Health Services and Medical Officer of Health titled, “Supervised Consumption Site Needs Assessment and Feasibility Study Results”;

And further, that Peel Public Health, in collaboration with Moyo Health and Community Services, convene an implementation and planning group with other relevant organizations, including but not limited to health and social services agencies, police, people with lived/living experience, local business organizations, community members, and Regional Councillors of wards identified as potential locations for supervised consumption sites.

In Favour	P. Brown; G. Carlson; B. Crombie; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; A. Groves; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; M. Palleschi; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 23
Opposed	D. Damerla	1
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>		

Carried 2019-1132

Unconfirmed – See page 581 for details

Related to Resolutions 2019-1127 and 2019-1128

6.5. **Aleem Kanji, on behalf of Pierre Ranger - Founder, Let’s Remember Adam**
Expressing Support for the School Bus Stop-Arm Camera Motion Listed on the December 12, 2019 Regional Council Agenda

Received 2019-1133

Unconfirmed – See page 581 for details

Related to Resolution 2019-1134

Aleem Kanji, on behalf of Pierre Ranger, Founder, Let's Remember Adam, introduced a video of Pierre Ranger expressing appreciation to Regional Council for its consideration of a motion to support the implementation of cameras on school buses to promote the safety of students and their families. A second video was shown highlighting the impact to his family of the loss of Adam Ranger, who was killed on February 11, 2000 while getting off his school bus.

19.2. Motion Regarding School Bus Stop Arm Cameras

Councillor Innis requested the motion include that a copy of the resolution be circulated to other Ontario regional governments, the Premier of Ontario and the Minister of Transportation.

Moved by Councillor Ras,
Seconded by Councillor Downey;

Whereas the safety of students in Peel Region is of paramount concern;

And whereas the City of Brampton, the Town of Caledon and the City of Mississauga, as well as the Region of Peel have adopted Vision Zero policies;

And whereas, between May 24 and June 10, 2016, the Peel School Board conducted a pilot project wherein stop arm cameras were installed on two school buses resulting in 491 violations in just 14 school days;

And whereas, the Province of Ontario, through the adoption of Bill 174, will produce regulations allowing for the use of stop arm camera video evidence to be used as stand-alone evidence in court to lay fines on drivers who pass a stopped school bus;

And whereas, the province has indicated through correspondence, it is up to the municipalities, with the cooperation of School Boards, to implement this technology, and it is up to the municipalities to solely administer any program in their jurisdictions, and submit their programs to the province to assist in the development of the regulations;

And whereas, police are not in a position to adequately police all school buses operating in Peel Region and would be greatly assisted by this technology and its effect of making our roads safer for students;

And whereas, the City of Brampton, the Town of Caledon and the City of Mississauga have all passed resolutions in support of implementing and employing this technology on school buses in Peel Region;

And whereas, Peel Region is home to multiple School Boards and Private Schools serving the transportation interests of a combined 1,450 buses per day;

And whereas, to properly implement this technology requires the coordination and collaboration between Brampton, Caledon and Mississauga, as well as the Region of Peel, and Student Transportation of Peel Region (STOPR), the consortium that operates school buses in Peel Region;

Therefore be it resolved, that the Region of Peel supports the implementation of cameras on school buses to promote the safety of our students and their families;

And further, that Peel Region staff oversee the formation of a working group comprising the following membership:

- one staff representative each of the City of Brampton, the Town of Caledon, the City of Mississauga, and the Region of Peel (4);
- one Regional Council representative each of the City of Brampton, the Town of Caledon and the City of Mississauga (3);
- one representative from Peel Regional Police and one representative from Ontario Provincial Police (OPP) (2);
- Representative(s) from STOPR (maximum of 3);

And further, that through Region of Peel staff, this working group provide options and recommendations to the April 9, 2020 Peel Regional Council meeting, on how best to proceed with the implementation of a stop-arm camera program for Peel Region;

And further, that a copy of this resolution be sent to all Ontario upper-tier municipalities, the Premier of Ontario and the Minister of Transportation.

In Favour	G. Carlson; B. Crombie; D. Damerla; S. Dasko; G.S. Dhillon; J. Downey; C. Fonseca; P. Fortini; A. Groves; J. Innis; J. Kovac; M. Mahoney; S. McFadden; M. Medeiros; C. Parrish; K. Ras; P. Saito; R. Santos; I. Sinclair; R. Starr; A. Thompson; P. Vicente	Total 22
Opposed		
Abstain <i>(counted as a no vote)</i>		
Absent <i>(from meeting and/or vote)</i>	P. Brown; M. Palleschi	2

Carried 2019-1134

Unconfirmed – See page 581 for details

Related to Resolution 2019-1133

6.4. **Jeffrey Jackson, Director, Finance and Treasurer, City of Mississauga,**
Regarding the Motion to Change the Apportionment of the Regional Levy

Related to Notice of Motion/Motions - Item 19.1

Jeffrey Jackson, Director, Finance and Treasurer, City of Mississauga, stated that section 310 of the *Municipal Act, 2001*, as amended, allows the Region of Peel to delegate the setting of the tax ratio to each of its local municipalities. He explained how the Ontario Provincial Police (OPP) funding model is allocated to the Town of Caledon and suggested that the same formula could be used to allocate Peel Regional Police costs to the Cities of Brampton and Mississauga. He referred to the December 5, 2019 Regional Council Budget meeting at which the Treasurer of the Town of Caledon responded that the OPP cost is allocated to Caledon taxpayers based on assessment. Jeffrey Jackson stated that each taxpayer receives a tax bill which contains a Region of Peel levy amount that is allocated to that property based upon assessment; however, the amount allocated to Caledon taxpayers by the Region of Peel is based upon the OPP formula.

Item 19.1 was brought forward.

19.1. Motion Regarding Implementation of a New Formula to be Applied to the Peel Regional Police Levy Allocations for Mississauga and Brampton for 2021

Councillor Parrish noted that an additional clause had been added to the motion listed as item 19.1 that the Region of Peel enact a by-law to apportion the upper tier levies for police services for the 2021 to Mississauga and Brampton using the OPP funding model.

Moved by Councillor Parrish,
Seconded by Councillor Saito;

Whereas 323 municipalities in Ontario, including Caledon, are policed by the Ontario Provincial Police (O.P.P.);

And whereas, the O.P.P. funding model developed in 2014 assigns costs roughly based on number of households (50%) and number and type of calls (50%), with adjustments for any specialized or enhanced services contracted by the municipality;

And whereas, the O.P.P. budget for Caledon in 2019 proposed 56.2% based on number of households and contracted extra services, and 43.8% on service calls weighted by officers' allocated time;

And whereas, the budget allocations for Peel Regional Police (P.R.P.) are based solely on assessment, with Brampton paying 37.3% and Mississauga 62.7% in 2019;

And whereas, the Mayor of Brampton recognized the shortcomings of this formula in the Brampton Guardian: *"the per capita formula does not speak to demand which isn't always based on population or tax base"* November 28, 2019;

And whereas, the 'Regional Apportionment Plan' allows flexibility to allocate various regional costs on a basis other than assessment, in fact allowing Caledon to be served by the O.P.P. with costs being assigned only to Caledon, and P.R.P. serving Brampton and Mississauga with those costs only assigned to Brampton and Mississauga;

And whereas, an independent financial analysis was recently conducted by Ernst & Young (E&Y) - overseen by a Steering Committee comprised of the Chief Administrative Officers and Chief Financial Officers of the Region of Peel, the cities of Mississauga and Brampton and the Town of Caledon - resulting in the conclusion that P.R.P. costs shared by Mississauga and Brampton would be more equitable if assigned using the O.P.P. formula;

And whereas, as Brampton and Mississauga grow and mature, the O.P.P. formula applied to P.R.P. costs would evolve and change depending on the dynamics of both cities;

Therefore be it resolved, that the 'Regional Apportionment Plan' allowing regions to allocate various costs on a basis other than assessment, be utilized for a change in Peel Regional Police cost allocation;

And further, that the formula used by the O.P.P. in 323 Ontario municipalities be applied to Peel Regional Police cost sharing for the cities of Brampton and Mississauga;

And further, that the new formula be applied to the Peel Regional Police Budget allocations for Mississauga and Brampton for Budget 2021;

And further, that the Regional Municipality of Peel enact a by-law in accordance with the *Municipal Act, 2001, as amended* to apportion the upper tier levies for police services for the year 2021 to Mississauga and Brampton using the OPP funding model.

Councillor Medeiros stated that consideration of the motion would be premature as there are other funding models that may be able to achieve an equitable allocation that have not yet been explored.

Councillor Ras moved to call the question.

All City of Brampton Councillors exited the meeting at 2:04 p.m.

Having regard to section 4.5.1 of the Region of Peel Procedure By-law 56-2019 which states “at least one member representing each local municipality, are necessary to form a quorum at a meeting of Council”; without representation from the City of Brampton, a quorum of voting members was not present.

The Regional Clerk stated that in accordance with section 4.5.5 of Procedure By-law 56-2019, if during the course of a meeting quorum is lost, then the meeting shall be deemed to have recessed for 30 minutes to reconvene when quorum is regained. If quorum is not regained within 30 minutes then the Presiding Officer shall call the roll and the Regional Clerk shall record in the minutes the names of those present, and the meeting shall stand adjourned.

Proceedings were paused while quorum was sought.

At 2:36 p.m., quorum was not achieved. No confirming by-law was enacted with respect to resolutions passed at this meeting.

Roll Call

Members Present:	G. Carlson	M. Mahoney
	B. Crombie	S. McFadden
	D. Damerla	C. Parrish
	S. Dasko	K. Ras
	J. Downey	P. Saito
	C. Fonseca	I. Sinclair
	N. Iannicca	R. Starr
	J. Innis	A. Thompson
	J. Kovac	
Members Absent:	P. Brown	M. Medeiros
	G.S. Dhillon	M. Palleschi
	P. Fortini	R. Santos
	A. Groves	P. Vicente

The items listed below were not dealt with at this December 12, 2019 Regional Council meeting and in accordance with section 4.5.6 of the Region of Peel Procedure By-law 56-2019, shall be placed on the agenda for the next regular meeting of that body.

The meeting stood adjourned.

6. DELEGATIONS

- 6.4. **Jeffrey Jackson, Director, Finance and Treasurer, City of Mississauga,**
Regarding the Motion to Change the Apportionment of the Regional Levy

7. STAFF PRESENTATIONS

- 7.2. Update on Recreational Cannabis: Regional Initiatives, Resource Consumption and New Regulations

10. ITEMS RELATED TO PLANNING AND GROWTH MANAGEMENT

Chaired by Councillor M. Palleschi or Vice-Chair Councillor A. Thompson

- 10.2. Proposed Changes to the *Aggregate Resources Act* and Regulations

12. ITEMS RELATED TO ENTERPRISE PROGRAMS AND SERVICES

Chaired by Councillor C. Fonseca or Vice-Chair Councillor K. Ras

- 12.1. Review of Regional Council Composition

- 12.3. Process for Appointing a Chief Administrative Officer
- 12.6. Report of the Regional Council Policies and Procedures Committee (PPC – 5/2019) meeting held on November 7, 2019

14. ITEMS RELATED TO PUBLIC WORKS

Chaired by Councillor A. Groves or Vice-Chair Councillor P. Fortini

- 14.2. Lakeview Village Community Overview of Components of the Proposed Development with Regional Interest

19. NOTICE OF MOTION/MOTION

- 19.1. Motion Regarding Implementation of a New Formula to be Applied to the Peel Regional Police Levy Allocations for Mississauga and Brampton for 2021
- 19.3. Motion Regarding the Absence of Councillor Sue McFadden
- 19.4. Motion Regarding Extension of Yard Waste Collection

20. BY-LAWS

By-law 73-2019: A by-law to accept, assume and dedicate lands for public highway purposes.

By-law 75-2019: A by-law to requisition from the lower-tier municipalities a sum not exceeding 50 per cent of the amount that in By-law 28-2019 was to be raised in each lower-tier municipality, before the adoption of the final Regional estimates for the year 2020.

21. IN CAMERA MATTERS

- 21.4. Status Update - Potential Provincial Growth Allocations (Oral) (Advice that is subject to solicitor-client privilege, including communications necessary for the purpose; and, Litigation or potential litigation, including matters before administrative tribunals)
- 21.5. Local Planning Appeal Tribunal Proceedings (Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board; and advice that is subject to solicitor-client privilege, including communications necessary for that purpose)

Regional Clerk

Regional Chair

Request for Delegation

FOR OFFICE USE ONLY

MEETING DATE YYYY/MM/DD 2019/12/12	MEETING NAME Regional Council
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Attention: Regional Clerk
Regional Municipality of Peel
10 Peel Centre Drive, Suite A
Brampton, ON L6T 4B9
Phone: 905-791-7800 ext. 4582
E-mail: council@peelregion.ca

DATE SUBMITTED YYYY/MM/DD 2019/12/09
--

NAME OF INDIVIDUAL(S) Jeffrey Jackson

POSITION(S)/TITLE(S) Director, Finance & Treasurer
--

NAME OF ORGANIZATION(S) City of Mississauga

E-MAIL jeff.jackson@mississauga.ca	TELEPHONE NUMBER (905) 615-3200	EXTENSION 5477
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REASON(S) FOR DELEGATION REQUEST (SUBJECT MATTER TO BE DISCUSSED) Item 19.1 (December 12, 2019 Regional Council Agenda) Motion to Change Apportionment
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A formal presentation will accompany my delegation <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Presentation format: <input type="checkbox"/> PowerPoint File (.ppt) <input checked="" type="checkbox"/> Adobe File or Equivalent (.pdf) <input type="checkbox"/> Picture File (.jpg) <input type="checkbox"/> Video File (.avi,.mpg) <input type="checkbox"/> Other <input type="text"/>
Additional printed information/materials will be distributed with my delegation : <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Attached

Note:
Delegates are requested to provide an electronic copy of all background material / presentations to the Clerk's Division at **least ten (10) business days prior** to the meeting date so that it can be included with the agenda package. **In accordance with Procedure By-law 56-2019 delegates appearing before Regional Council or Committee are requested to limit their remarks to 5 minutes and 10 minutes respectively (approximately 5/10 slides).**
Delegates should make every effort to ensure their presentation material is prepared in an [accessible format](#).
Once the above information is received in the Clerk's Division, you will be contacted by Legislative Services staff to confirm your placement on the appropriate agenda.

Notice with Respect to the Collection of Personal Information
(Municipal Freedom of Information and Protection of Privacy Act)

Personal information contained on this form is authorized under Section 5.4 of the Region of Peel Procedure By-law 56-2019, for the purpose of contacting individuals and/or organizations requesting an opportunity to appear as a delegation before Regional Council or a Committee of Council. The Delegation Request Form will be published in its entirety with the public agenda. The Procedure By-law is a requirement of Section 238(2) of the *Municipal Act, 2001*, as amended. Please note that all meetings are open to the public except where permitted to be closed to the public under legislated authority. All Regional Council meetings are audio broadcast via the internet and will be posted and available for viewing subsequent to those meetings. Questions about collection may be directed to the Manager of Legislative Services, 10 Peel Centre Drive, Suite A, 5th floor, Brampton, ON L6T 4B9, (905) 791-7800 ext. 4462.

Please complete and return this form via email to council@peelregion.ca

DATE: November 26, 2019

REPORT TITLE: **UPDATE ON RECREATIONAL CANNABIS: REGIONAL INITIATIVES, RESOURCE CONSUMPTION AND NEW REGULATIONS**

FROM: Cathy Granger, Acting Commissioner of Health Services
 Jessica Hopkins, MD MHS Sc CCFP FRCPC, Medical Officer of Health

RECOMMENDATION

That the Ontario Cannabis Legalization Implementation Fund funding received by the Region of Peel be divided equally between Peel Regional Police and Public Health;

And further, that any unspent portion of the funds allocated to Peel Regional Police or Public Health be transferred to the other party in the event costs exceed the allocation;

And further, that the Commissioner of Finance and Chief Financial Officer be authorized to create a Tax Supported Rate Stabilization sub-reserve to manage the Ontario Cannabis Legalization Implementation Fund funding received by the Region of Peel;

And further, that the funds received from the Ontario Cannabis Legalization Implementation Fund be contributed to the Cannabis Funding Sub-reserve and withdrawals be approved from such sub-reserve to fund the implementation costs of recreational cannabis legalization;

And further, that the Region of Peel advocate to the Ontario provincial government for sufficient funding to cover Regional costs directly related to cannabis legalization and for funding to be given to municipalities who have previously opted out of hosting private cannabis retail stores.

REPORT HIGHLIGHTS

- On October 17, 2019, the production and sale of edibles, topicals and extracts became legal under the federal Cannabis Regulations.
- In the Region of Peel, one cannabis retail store operates in Brampton.
- Through the 2018-2019 Ontario Cannabis Legalization Implementation Fund, the Region of Peel and its municipalities received a total of \$1,898,901 from the province. The Region received approximately half of this funding.
- As of June 30, 2019, Peel Regional Police has spent \$1,401,700 on cannabis-related expenditures in the months leading up to and since legalization of cannabis (\$971,400 in 2018 and \$430,300 in 2019).
- Cannabis-related Public Health spending, in the form of staff time, has been devoted to public education, policy and By-law development, enforcement and surveillance. Approximately \$300,000 in cannabis-related expenditures related to By-law enforcement are anticipated over the next 24 months.

7.2-2

UPDATE ON RECREATIONAL CANNABIS

- Only a portion of the overall increase in Regional costs directly related to cannabis legalization will be covered by the Ontario Cannabis Legalization Implementation Fund funding (\$944,450).

DISCUSSION

1. Background

a) Health Impacts of Cannabis Use

Public Health has reviewed evidence regarding the physical, mental and social health effects of recreational cannabis use. The review found cannabis use is linked with:

- Respiratory symptoms and bronchitis, when smoked;
- An increased risk of motor vehicle crashes;
- The development of schizophrenia or other psychoses; and,
- Problem cannabis use is more likely with early onset and frequent use of cannabis.

Local health data for cannabis (e.g., cannabis use, cannabis-related emergency room visits etc.) post-legalization are not yet available. In Ontario, according to the National Cannabis Survey conducted by Statistics Canada, during the second quarter of 2019, 16.8 per cent of Ontarians reported cannabis use in the past three months, which is similar to the rest of Canada.¹

Public Health will continue to monitor new research evidence on the health effects of recreational cannabis use regardless of its delivery method (e.g., vaped, smoked, ingested) as it becomes available.

b) Current Cannabis Regulations

In Ontario, recreational cannabis is regulated by *the Cannabis Control Act, 2017*, the *Smoke-Free Ontario Act, 2017*, the *Ontario Cannabis Retail Corporation Act, 2017* and the *Cannabis License Act, 2018*. Recreational cannabis can be purchased legally by adults 19 years of age or older from the online Ontario Cannabis Store or from authorized private retail outlets. The Alcohol and Gaming Commission of Ontario ('the Commission') is responsible for the regulation of cannabis retail stores.

On June 26, 2019, amended federal Cannabis Regulations were released. The new regulations regulate the production and sale of cannabis edibles, topicals and extracts, which became legal in Canada on October 17, 2019 (See Appendix I). The province's direction on the sale and distribution of these new classes of cannabis in Ontario is pending.

Local public health units are responsible for enforcement activities under the *Smoke-Free Ontario Act, 2017*, including ensuring cannabis is consumed only in permitted locations and working with the Commission to coordinate enforcement activities of cannabis retail stores as relevant.

¹ Statistics Canada. 2019. Prevalence of Cannabis Use in the Past Three Months, Self-Reported. Table 13-10-0383-01.

7.2-3

UPDATE ON RECREATIONAL CANNABIS

c) Private Cannabis Retail Stores in Peel

The City of Brampton is the only municipality in the Region of Peel to host private cannabis retail stores and only one store is currently in operation. Another proposed cannabis store in Brampton completed the public notice period on July 4, 2019.² As of August 29, 2019, the retail operator license and retail store authorization status for this new location are still pending. The next step in the application process is for the Commission to issue or refuse a cannabis retail store authorization for this location. The City of Mississauga and Town of Caledon have opted-out of hosting private retail stores.

d) Funding

Through the Ontario Cannabis Legalization Implementation Fund ('Fund'), the province provided municipalities with \$40 million over two years (2018 and 2019) to assist with the implementation costs of recreational cannabis legalization (See Appendix II for an explanation of funding allocation). From the province lower- and upper- tier municipalities received a 50/50 split of the Fund allocations made on a per household basis. If a lower-tier municipality opted-out, the upper-tier municipality did not receive funding on a per household basis for that municipality. Municipalities must use these funds for implementation costs directly related to the legalization of recreational cannabis.

The Region and its three municipalities received two payments through the Fund in January and February 2019. In August 2019 the Region of Peel and Brampton received a third payment. In total, the Region has received \$944,450.

Table 1: Ontario Cannabis Legalization Implementation Funding for the Region of Peel, 2018-2019

Municipality	1 st Payment (January) (\$)	2 nd Payment (February) (\$)	3 rd Payment (August) (\$)	Total Amount (\$)
Brampton	220,018	269,199	112,166	601,383
Caledon	29,759	5,000	-	34,759
Mississauga	313,309	5,000	-	318,309
Region of Peel	563,085	269,199	112,166	944,450
Total Peel	1,126,171	548,398	224,332	1,898,901

Note: The Ontario Cannabis Legalization Implementation Fund funding amounts are published online by the Ontario Ministry of Finance.³

² Alcohol and Gaming Commission of Ontario. (2019). Status of current Cannabis Retail Store Applications. Retrieved from: <https://www.agco.ca/status-current-cannabis-retail-store-applications>

³ Ontario Ministry of Finance. (2019). Ontario Cannabis Legalization Implementation Fund -Allocation Table. Retrieved from: <https://www.fin.gov.on.ca/en/budget/oclif/allocation.html>

7.2-4

UPDATE ON RECREATIONAL CANNABIS

2. Discussion

a) Regional Cannabis-Related Expenditures since the Legalization of Recreational Cannabis

Since cannabis legalization, cannabis-related Public Health spending in the form of staff time has been devoted to public education, advocacy, policy and by-law development, enforcement and surveillance. Public Health has completed this work using the existing staff complement by finding efficiencies with similar tobacco control work and re-prioritization.

Based on cannabis-related expenditures incurred by Peel Regional Police (\$1,401,700) and what Public Health plans to spend over the next 24 months (\$299,000), the Ontario Cannabis Legalization Implementation Fund funding (\$944,450) the Region has received will only cover a portion of the overall increase in Regional costs directly related to cannabis legalization (Table 2). On September 12, 2019, Regional Council approved using a portion of the Fund to hire a 24-month contract public health inspector in 2020 and 2021 (\$87,000 per year) to assist with the enforcement of the new No Smoking or Vaping By-law (see Regional Council report "By-law to Prohibit Smoking and Vaping in Outdoor Public Places and Workplaces and To Repeal the Peel Outdoor Smoking By-law 20-2013").

Table 2: Cannabis-Related Expenditures for Public Health and Peel Regional Police 2018-2021

Cannabis Expenditures	2018 (\$)	2019 (\$)	2020 (\$)	2021 (\$)	Total
Public Health*					
24-month contract public health inspector			87,000	87,000	174,000
By-law signage			105,000	-	105,000
Communication Campaign			20,000	-	20,000
Total			212,000	87,000	299,000
Peel Regional Police**					
Training	866,000	218,000			1,084,000
Calls for Service	76,000	168,000			244,000
Illegal Dispensaries	29,400	52,200			81,600
Equipment and Supplies	-	22,690			22,690
Ministry Reimbursement***	-	(30,590)			(30,590)
Total as of June 30th, 2019	971,400	430,300			1,401,700
Combined Total for Public Health and Peel Regional Police					
Total Expenditures	971,400	430,300	212,000	87,000	1,700,700
Ontario Cannabis Legalization Implementation Fund (Region)	-	944,450	-	-	(944,450)
Deficit					-756,250

Note: Columns with a diagonal line through them indicates monetary value is not available.

* Public Health completed cannabis-related work using the existing staff complement by finding efficiencies with similar tobacco control work and re-prioritization

**Costs incurred by Peel Regional Police as of June 30, 2019 exclude any court time as it has not yet been realized

*** Peel Regional Police recovered \$30,590 from the Ministry of Community Safety and Correctional Services for drug impaired driving detection training (\$7,900) and equipment (\$22,690)

7.2-5

UPDATE ON RECREATIONAL CANNABIS

In March 2019, Public Health received one-time funding of \$123,600 from the Ministry of Health for the 2018-2019 funding year for cannabis enforcement (Table 3). This funding has been spent by Public Health.

Table 3: Ministry of Health One-Time Funding for the 2018-2019 Funding Year

Cannabis Expenditure	2018-2019 (\$)
Staff Support Including Enforcement	96,178
Legal Costs	27,422
Total	123,600

The Chief of Police and Medical Officer of Health propose to allocate the regional portion of the Ontario Cannabis Legalization Implementation funding equally between Peel Regional Police and Public Health ('parties'). In the event there are unspent funds from the allocation, they further propose that these be transferred to cover any portion of eligible spending that exceeds the allocation to the other party. This allocation allows for Public Health to continue work on prevention efforts which have the potential to reduce enforcement needed by Peel Regional Police. This arrangement will be revisited in 2 years (end of 2021) when a better understanding of ongoing costs related to cannabis legalization implementation is understood.

FINANCIAL IMPLICATIONS

The Region of Peel has received a total of \$944,450 from the Fund. The intent of the fund was to offset incremental costs incurred through the legalization of cannabis. Public Health and Peel Regional Police were two significant areas where additional costs were expected. The Fund's current parameters do not direct how funding is to be shared within the Region of Peel.

Staff proposes that the \$944,450 received be shared equally between Public Health and the Peel Regional Police and that any unspent funds be transferred to the other party if costs exceed the fund allocation. Based on current projections it is anticipated that by the end of 2021, Public Health will spend \$299,000 or \$173,225 less than its 50 per cent share of the allocation. Under the proposed recommendations, the unused funding of \$173,225 would be transferred to the Peel Regional Police as its projected costs will exceed their half of the funding by more than \$173,225.

Staff will continue to track implementation costs related to cannabis legalization and use the figures to develop a case for additional funding by the province.

CONCLUSION

Public Health will continue to track costs related to the legalization of cannabis; monitor cannabis-related developments at the federal and provincial level; and continue with cannabis-related health promotion and program development efforts.

Cathy Granger

Cathy Granger, Acting Commissioner of Health Services

UPDATE ON RECREATIONAL CANNABIS



Jessica Hopkins, MD MHSc CCFP FRCPC, Medical Officer of Health

Approved for Submission:



N. Polsinelli, Interim Chief Administrative Officer

APPENDICES

Appendix I - Final Regulations: Edible Cannabis, Cannabis Extracts, Cannabis Topicals
Appendix II - Explanation of Ontario Cannabis Legalization Implementation Fund Funding
Allocation Breakdown for the Region and its three Municipalities

For further information regarding this report, please contact Paul Sharma, Director, Chronic Disease and Injury Prevention, ext. 2013.

Authored By: Heather Doncaster and Nicole Pieczyrak, Chronic Disease and Injury Prevention

*Reviewed in workflow by:
Financial Support Unit*



FINAL REGULATIONS: EDIBLE CANNABIS, CANNABIS EXTRACTS, CANNABIS TOPICALS

	EDIBLE CANNABIS (EATING OR DRINKING)	CANNABIS EXTRACT (INGESTING)	CANNABIS EXTRACT (INHALING)	CANNABIS TOPICAL (APPLYING TO SKIN, HAIR, NAILS)
THC LIMIT	<ul style="list-style-type: none"> ▶ 10 mg of THC per package 	<ul style="list-style-type: none"> ▶ 10 mg of THC per unit (such as a capsule) or dispensed amount ▶ 1000 mg of THC per package 	<ul style="list-style-type: none"> ▶ 1000 mg of THC per package 	<ul style="list-style-type: none"> ▶ 1000 mg of THC per package
PRODUCT RULES	<ul style="list-style-type: none"> ▶ No added vitamins or minerals ▶ No nicotine or added alcohol ▶ Limits on caffeine 	<ul style="list-style-type: none"> ▶ No added vitamins or minerals ▶ No nicotine ▶ No caffeine ▶ No added sugars, sweeteners or colours 	<ul style="list-style-type: none"> ▶ No added vitamins or minerals ▶ No nicotine or alcohol ▶ No caffeine ▶ No added sugars, sweeteners or colours 	<ul style="list-style-type: none"> ▶ No nicotine or alcohol ▶ For use only on skin, hair and nails ▶ Not for use in eyes or on damaged skin
PACKAGING	<ul style="list-style-type: none"> ▶ Child-resistant ▶ Plain 	<ul style="list-style-type: none"> ▶ Child-resistant ▶ Plain ▶ Maximum package size of 90 mL for liquid extracts if under 3% THC ▶ Must include dispensing device if a liquid and not in unit form ▶ Maximum package size of 7.5 g for extracts if over 3% THC 	<ul style="list-style-type: none"> ▶ Child-resistant ▶ Plain ▶ Maximum package size of 90 mL for liquid extracts if under 3% THC ▶ Maximum package size of 7.5 g for extracts if over 3% THC 	<ul style="list-style-type: none"> ▶ Child-resistant ▶ Plain
LABEL	<ul style="list-style-type: none"> ▶ Standardized cannabis symbol for products containing THC ▶ Health Warning Message ▶ THC/CBD content ▶ Equivalency to dried cannabis to determine public possession limit ▶ Ingredient list ▶ Allergens ▶ Nutrition Facts Table 	<ul style="list-style-type: none"> ▶ Standardized cannabis symbol for products containing THC ▶ Health Warning Message ▶ THC/CBD content ▶ Equivalency to dried cannabis to determine public possession limit ▶ Ingredient list ▶ Allergens ▶ Intended use 	<ul style="list-style-type: none"> ▶ Standardized cannabis symbol for products containing THC (and directly on accessories such as vape cartridges) ▶ Health Warning Message ▶ THC/CBD content ▶ Equivalency to dried cannabis to determine public possession limit ▶ Ingredient list ▶ Allergens ▶ Intended use 	<ul style="list-style-type: none"> ▶ Standardized cannabis symbol for products containing THC ▶ Health Warning Message ▶ THC/CBD content ▶ Equivalency to dried cannabis to determine public possession limit ▶ Ingredient list ▶ Intended use
OTHER	<ul style="list-style-type: none"> ▶ Must not be appealing to youth ▶ Must not make health claims ▶ No elements that would associate the product with alcoholic beverages, tobacco products, or vaping products ▶ Must not make dietary claims ▶ Must not make cosmetic claims 	<ul style="list-style-type: none"> ▶ Must not be appealing to kids ▶ Must not make health claims ▶ No elements that would associate product with alcoholic beverages, tobacco products, or vaping products ▶ Must not make cosmetic claims 	<ul style="list-style-type: none"> ▶ Must not be appealing to youth ▶ Must not make health claims ▶ No elements that would associate product with alcoholic beverages, tobacco products, or vaping products ▶ Must not make cosmetic claims 	<ul style="list-style-type: none"> ▶ Must not be appealing to youth ▶ Must not make health claims ▶ No elements that would associate product with alcoholic beverages, tobacco products, or vaping products ▶ Must not make cosmetic claims

Disclaimer: This is not a complete list of the regulatory rules for each class of cannabis. It is also not a complete list of product examples. For more information on the amendments to the *Cannabis Regulations*, please visit Canada.ca/Cannabis.

**APPENDIX II
UPDATE ON RECREATIONAL CANNABIS**

Explanation of Ontario Cannabis Legalization Implementation Fund Funding Allocation
Breakdown for the Region and its three Municipalities

Distribution of Ontario Cannabis Legalization Implementation Fund Monies by Province to Municipalities¹	
Payment	Description
1 st Payment: \$15 million	<ul style="list-style-type: none"> • Lower-tier and upper-tier municipalities received a 50/50 split of the allocations made on a per household basis • Provided to all municipalities on a per-household basis • At least \$5,000 was provided to each municipality
2 nd Payment: \$15 million	<ul style="list-style-type: none"> • Municipalities that opted-out of hosting private retail stores received \$5,000 • Municipalities that did not opt-out received funding on a per household basis. At least \$5,000 was provided to each municipality
3 rd Payment: \$6.74 million	<ul style="list-style-type: none"> • Municipalities that did not opt-out of hosting retail stores received funding based on 50% of their households • At least \$5,000 was provided to each municipality that did not opt-out
\$3.26 million	<ul style="list-style-type: none"> • Invested by Ontario to support municipalities through enhanced enforcement against illegal cannabis operations
Total: \$40 million	

Note: If a lower-tier municipality opted-out, the upper tier municipality did not receive funding on a per household basis for that municipality

Ontario Cannabis Legalization Implementation Fund Funding must be used by municipalities for increased costs directly related to the legalization of recreational cannabis. Examples of allowable costs include:

- Increased paramedic services
- Increased responses to public inquires (e.g., 311, e-mail)
- By-law or policy development
- Increased enforcement efforts (e.g., police and public health)

¹ Adapted from Ontario Ministry of Finance. 2019. Ontario Cannabis Legalization Implementation Fund (OCLIF). Retrieved from: <https://www.fin.gov.on.ca/en/budget/oclif/>

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**ITEMS RELATED TO
PLANNING AND GROWTH
MANAGEMENT**

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DATE: December 2, 2019

REPORT TITLE: **PROPOSED CHANGES TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS**

FROM: Andrew Farr, Acting Commissioner of Public Works

RECOMMENDATION

That the comments presented in the report of the Acting Commissioner of Public Works titled “Proposed Changes to the *Aggregate Resources Act* and Regulations” and contained in Appendix I be endorsed;

And further, that a copy of this resolution endorsing the subject report be forwarded to the Ministry of Natural Resources and Forestry;

And further, that a copy of the subject report be forwarded to the City of Brampton, City of Mississauga, Town of Caledon and the Conservation Authorities.

REPORT HIGHLIGHTS

- The Province of Ontario is proposing changes to the *Aggregate Resources Act* through two Environmental Registry of Ontario postings.
- Regional staff is seeking Council endorsement of comments and recommendations submitted to the Province in response to the postings.
- Proposed changes to the *Aggregate Resources Act* would impact the Region of Peel and the Town of Caledon by:
 - Removing municipal zoning authority to regulate below water table aggregate extraction by limiting municipal decision making authority in favour of a more streamlined approval process for the aggregates industry;
 - Removing the ability of the Minister of Natural Resources and Forestry and Local Planning Appeal Tribunal to have regard for road degradation as a matter to be considered when issuing or refusing an aggregate extraction licence;
 - Improving the existing site plan amendment process for below water table extraction by allowing for greater municipal participation; and
 - Making additional regulatory changes to improve administrative processes for routine site plan applications, amendments and reporting.
- The detailed response to the Province, for Council’s endorsement, is attached as Appendix I.

PROPOSED CHANGES TO THE AMENDMENTS TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS

DISCUSSION

1. Background

Mineral aggregate extraction is regulated in accordance with an aggregate resources policy framework that consists of *the Aggregate Resources Act* (the Act); regulations under the Act; provincial standards for new sites; and policies and procedures regarding implementation of the Act. The Ministry of Natural Resources and Forestry administers aggregate resource management in Ontario, including the issuing of licences and permits, approving changes to existing licences and permits; inspecting aggregate operations; and ensuring rehabilitation is carried out on sites.

Although mineral aggregates are an essential resource, aggregate extraction operations have the potential to impact the environment and the communities that surround them, including air quality, municipal and private drinking water supplies, and regional and local roads that serve as haul routes for truck traffic to and from sites.

It is important that the policy framework that governs extraction provide effective regulation of operations to ensure impacts are addressed and affected communities are afforded a fair, open and accessible process when proposed extraction sites are licenced or amended.

2. Proposed Changes to the *Aggregates Resources Act* and Regulations

On September 20, 2019, the Ministry of Natural Resources and Forestry (the Ministry) posted a general summary of proposed changes to the *Aggregate Resources Act* and regulations to the Environmental Registry of Ontario for a 45-day consultation. This posting was followed by the introduction and first reading of Bill 132 – *Better for People, Smarter for Business Act* (Bill 132) on October 28, 2019, which included the specific changes to the *Aggregate Resources Act*.

On November 4, 2019, staff submitted comments on the proposed changes to the Ministry, subject to endorsement by Regional Council. The staff submission on the Ministry's proposal along with staff recommendations are attached to this report as Appendix I. Regional staff has coordinated comments with local municipal staff in reviewing the proposed changes.

The *Aggregate Resources Act* was previously reviewed and amended on May 10, 2017 through Bill 39 – *The Aggregate Resources and Mining Modernization Act, 2017*. Relevant comments submitted previously have been incorporated in the response to the proposed changes announced in this consultation.

A summary of the more significant changes proposed by the Ministry, their potential implications and proposed Regional recommendations in response to the changes are provided below.

PROPOSED CHANGES TO THE AMENDMENTS TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS

a) Key Changes to the Aggregate Resources Act and Implications

Conditions on Licences Related to Haul Routes

Proposed Change: Section 12 of the *Aggregate Resources Act* (the Act) would be amended to remove the ability of the Minister of Natural Resources and Forestry (the Minister) and the Local Planning Appeal Tribunal (LPAT) to have regard for road degradation resulting from proposed truck traffic, as a matter to be considered when issuing or refusing a licence.

This has the potential implication of removing consideration of road conditions including the ability to require agreements between municipalities and aggregate producers on matters specific to road degradation. The Ministry has not provided further detail on the interpretation of the proposed new provisions and whether the limitation extends to the consideration of road adequacy and safety and whether municipalities can require agreements and cost sharing with operators to address road adequacy and safety deficiencies. While municipalities and operators can enter into voluntary agreements, it is uncertain if haul road agreements can be imposed as a condition on a licence when issued by the Minister or LPAT.

Recommendations:

That the proposed exception to Clause (1) (h) as proposed be removed from the Bill or revised to clarify that the limitation of the Minister and LPAT regarding degradation of the roadway does not include consideration of the adequacy or safety of the haul route or site access.

That the legislation continues to allow municipalities to enter into agreements with aggregate producers regarding cost sharing of required road improvements when circumstances warrant.

Regulation of Extraction Depth

Proposed Change: The Act would be amended by adding a new provision that will restrict zoning by-laws from regulating the depth of extraction.

The extraction of aggregate resources close to, or below the water table has the potential to impact vulnerable or sensitive groundwater resources, including adjacent municipal or private drinking water supplies.

Comprehensive aggregate resource planning policies were added to the Town of Caledon Official Plan through Official Plan Amendment 161. These policies implemented a comprehensive aggregate policy review process referred to as the Caledon Community Resources Study. Policies established in the Town of Caledon Official Plan allow new operations or expansions to existing operations to be designated either Extractive Industrial Area A for above water table extraction or Extractive Industrial Area B for below water table extraction. If operators wish to change an extractive industrial operation designated for above water table extraction to permit below water table extraction, a *Planning Act* approval process to amend the official plan and zoning by-law is currently triggered, in addition to any licence or site plan amendment approval that may be required under the *Aggregate Resources Act*.

PROPOSED CHANGES TO THE AMENDMENTS TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS

Without the additional land use policy, an aggregate licensee can simply apply for a site plan amendment under the Act. The current *Aggregate Resources Act* process does not require public consultation on an amendment application or an ability to appeal a decision of the Ministry to the LPAT. The Ministry's proposed change would remove the requirement of the operator to seek a planning approval if an aggregate licence is being amended to permit below water table extraction if sites have been approved for above water table extraction only.

Although the Ministry is also proposing changes to improve the site plan amendment process for applications proposing below water table extraction, including improving notification requirements and adding the ability to request a referral of the application to the LPAT, the additional municipal planning approval process should be maintained to retain municipal decision making authority regarding below water table extraction.

Recommendation:

That the Aggregate Resources Act not be amended to limit municipal zoning authority to regulate depth of extraction.

Improving the Site Plan Amendment Process for Below Water Table Extraction

Proposed Change: Applications for an amendment to an existing licence seeking to lower the depth of extraction to below the water table would be subject to the same process requirements as a new licence.

The process would allow for increased municipal and public engagement, including the opportunity to review and assess the impacts of a site plan amendment on groundwater resources and provide input on behalf of the local community, and allow municipalities to formally object to and request referral of a proposed amendment to the LPAT if impacts are deemed to be unacceptable. The proposed changes are supported subject to the Ministry reviewing and updating hydrogeological study requirements in the licencing process.

Recommendations:

That the Province update hydrogeological study requirements contained in the implementing Provincial Standards, Policies and Procedures for Aggregate Resources to ensure rigorous study standards are implemented in the review of licence amendments proposing below water table extraction.

Access to Aggregate within Road Rights of Way

Proposed Change: A licensee would be required to apply for a new licence when expanding the boundary of an application, except when the expansion is within an adjacent road right of way.

A more robust application review process allows for municipal participation in the approval of expansions to operations. A streamlined application process to access aggregate resources within a road right of way represents an administrative change that does not diminish municipal authority.

PROPOSED CHANGES TO THE AMENDMENTS TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS

Recommendation:

That the Aggregate Resources Act's standards, policies and procedures be amended or clarified to ensure that municipal official plan policies and zoning is in place when expansions are proposed in adjacent municipal road rights of way.

b) Additional Proposed Amendments and Regulatory Changes

The Province has also proposed additional amendments to the *Aggregate Resources Act* and regulations. These changes are mainly administrative in nature and include the following:

- Enhancing the reporting requirements for rehabilitation including requiring more context and detail on where, when and how rehabilitation is or has been undertaken;
- Allowing operators to self-file changes to existing site plans for some routine activities, subject to conditions set out in regulation (e.g. re-location of fencing)
- Allowing some low-risk activities to occur without a licence if conditions specified in regulation are followed (i.e. extraction of aggregates on private property for personal use);
- Streamlining compliance reporting requirements, while maintaining the annual requirement;
- Reviewing application requirements for new sites, including notification and consultation requirements; and
- Clarifying requirements for site plan amendment applications.

FINANCIAL IMPLICATIONS

The current proposed amendments to the *Aggregate Resources Act* will not have a financial impact on the Region. While no changes to aggregates fees are being proposed at this time, the Ministry has also requested feedback on this matter. Regional staff have requested that the Province continue to undertake discussions with the Top Aggregate Producing Municipalities of Ontario and the Association of Municipalities of Ontario to determine if further review of licence fees should be undertaken and the recommended scope and process for the review. The current payment formula does not reflect the true cost associated with infrastructure provisions for the aggregate industry.

RISK CONSIDERATIONS

The Ministry is proposing several important process improvements that will strengthen the approval, reporting and oversight of aggregate operations in Ontario. Although some improvements are supported, proposed changes limiting municipal zoning authority to regulate below water table extraction and restricting the authority of the Minister and LPAT to impose conditions related to haul route agreements potentially removes or limits municipal decision making authority in favour of a more streamlined approval process for the aggregates industry under the *Aggregate Resources Act*. Although process improvements are needed, proposed changes create a risk that municipal concerns regarding impacts to water resources, the environment and municipal road infrastructure will receive less consideration in the approval process.

PROPOSED CHANGES TO THE AMENDMENTS TO THE *AGGREGATE RESOURCES ACT* AND REGULATIONS

CONCLUSION

Regional staff will continue to monitor the proposed changes to the *Aggregate Resources Act*, and any future proposed changes to regulations, standards, policies and procedures under the *Act*.

Regional comments in response to the proposed changes to the *Aggregate Resources Act* are attached to this report for endorsement.

Staff will report back to Regional Council regarding any further amendments to the aggregate resources policy framework as appropriate.



Andrew Farr, Acting Commissioner of Public Works

Approved for Submission:



N. Polsinelli, Interim Chief Administrative Officer

APPENDICES

Appendix I - Detailed Comments on the Proposed Amendment to the *Aggregates Resources Act*

For further information regarding this report, please contact Adrian Smith, Director, Regional Planning and Growth Management and Chief Planner, extension 4047, adrian.smith@peelregion.ca.

Authored By: Gail Anderson, RPP, MCIP, Principal Planner and Mark Head, RPP, MCIP, Manager

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT



November 4, 2019

Andrew MacDonald
Ministry of Natural Resources and Forestry
Natural Resources Conservation Policy Branch
300 Water Street
Peterborough, ON, K9J 8M5

Public Works

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**Re: Proposed Amendments to the Aggregate Resources Act (ERO #019- 0556)
and Bill 132 – (Schedule 12) – the proposed Better for People, Smarter for Business Act,
2019 (ERO #019-0774)**

Thank you for the opportunity to comment on the proposed amendments to the *Aggregate Resources Act* (the Act) and the proposed regulatory changes under the Act. This response letter contains comments provided by Regional of Peel staff for consideration by the Ministry of Natural Resources and Forestry (MNRF). Regional staff has provided comments on the proposed amendments and additional technical comments related to fees, site rehabilitation, excess soil and aggregate recycling. Please be advised that Regional Council endorsement of these comments is pending. Following endorsement by Regional Council a copy of the Regional Council Resolution will be sent to you for further consideration.

Region of Peel Staff Comments on Proposed Aggregate Resources Act Changes

- 1. Bill 132 revisions to Section 12 of the Act proposing to remove the ability of the Minister or the Local Planning Appeal Tribunal (LPAT) to have regard to road degradation that may result from proposed truck traffic to and from the site.**

Where circumstances warrant, it would be appropriate that licence conditions include a requirement that the adequacy and safety of the haul route and site access be confirmed prior to the commencement of operations that remove aggregate from a site, including requirements that road improvements be implemented prior to operations. Currently municipalities have the ability to enter into agreements with aggregate operators to ensure the adequacy of proposed haul routes and site access and other conditions related to the municipal road right of way.

The proposed changes to Section 12 should be removed from the Bill or clarified to enable the Minister or LPAT to have regard for the adequacy and safety of haul routes and site access and impose appropriate licence and site plan conditions to require improvements where circumstances warrant if this is not the intent of the proposed changes. The ability to include conditions on site plans referencing agreements should be maintained in the legislation and implementing licencing framework. Further clarification regarding the intent of the proposed change is needed.

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT



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Recommendations:

- That Section 12, Clause (1) (h) of the Act be retained to enable the Minister and LPAT to have regard to the proposed haul route and impact of truck traffic to and from the site.
- That the proposed exception to Clause (1) (h) as proposed be removed from the Bill or revised to clarify that the limitation of the Minister and LPAT regarding degradation of the roadway does not include consideration of the adequacy or safety of the haul route or site access.
- That the legislation continues to allow municipalities to enter into agreements with aggregate producers regarding cost sharing of required road improvements when circumstances warrant.

2. Bill 132 revisions to add Section 12.1 to the Act restricting zoning by-laws from regulating the depth of extraction.

Regional staff acknowledge the need for clarification of municipal zoning authority with respect to the ARA to regulate below water table extraction and has no objection to the regulation of a specified depth of extraction below water table under the ARA. However, Regional staff does not support limiting municipal land use planning and zoning authority to regulate whether licenced operations may extract above or below water table.

Established policies in the Town of Caledon Official Plan allow new operations or expansions to existing operations to be designated either Extractive Industrial A Area for above water table extraction or Extractive Industrial B Area for below water table extraction. Policies require an official plan and zoning by-law amendment to change an extractive operation from Extractive Industrial A Area to Extractive Industrial B Area. The ability to require a *Planning Act* approval enables municipalities to request and review appropriate studies, determine whether impacts to water resources are acceptable and approve or refuse an application to extract below water table if impacts are deemed unacceptable. This authority should be maintained and not be limited by the proposed changes to the ARA.

Recommendation:

- That proposed Section 12.1 making zoning by-laws that regulate the depth of extraction inoperative be removed from Bill 132 or that the provision be clarified to enable municipalities to continue to permit or prohibit above or below water table extraction through municipal official plans and limit the restrictions on zoning by-laws in the ARA to the regulation of a specified depth of extraction only.

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT



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3. **Bill 132 revision to add Section 13.1 to the Act setting out the enabling provisions and process for existing licences to be amended to allow extraction below the water table including the ability to request the Minister to refer applications to the LPAT.**

The ability to request the Minister to refer amendments to existing licences requesting extensions below water table to the LPAT is an important addition to the legislation.

Implementing regulations should prescribe appropriate requirements to notify adjacent landowners, municipalities and agencies when requests to amend existing licences and site plans are submitted to the MNRF and prior to the Ministry's decision on the application.

The proposed changes to the Act should be further strengthened through corresponding revisions to the ARA policy framework standards, policies and procedures to update required hydrogeological study requirements for extraction below water table. Improvements to study standards are needed to ensure that impacts to water resources are understood and that water resources are protected. Recommended study terms of reference should include requirements for cumulative impact assessment where cumulative impacts to water resources are a relevant consideration (e.g. in areas where aggregate operations are concentrated or in subwatersheds where water budget studies indicate stressed water resource conditions). Application requirements, in addition to process improvements, should be required to meet rigorous study standards.

This proposed change addresses the Region's previous recommendation to eliminate the permissions to allow applicants to seek approval to extract below water table through the current site plan amendment process. The proposed changes enhance process accountability, transparency and integrity of the ARA's licence amendment process.

Recommendation:

- **That the Province strengthen and update hydrogeological study requirements contained in the implementing Provincial Standards, Policies and Procedures for Aggregate Resources governing the regulation of existing and new extraction operations to ensure rigorous study standards are implemented in the review of licence amendments proposing below water table extraction.**

4. **Bill 132 revision to Section 34 of the Act to clarify that municipal zoning authority does not extend onto Crown Lands.**

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT



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Regional staff is not opposed to MNR's proposed clarification that municipal zoning authority does not extend onto Crown land. This is consistent with section 71 of the *Legislation Act* which provides that the Crown is not bound by an Act unless expressly stated. However, subsection 6(2) of the *Planning Act* requires a ministry to consult with and have regard for the established planning policies of the municipality before carrying out or authorizing any undertaking that the ministry considers may directly affect the municipality. Regional staff recommend that this *Planning Act* provision be respected and reflected in the aggregates policy framework.

Recommendation:

- **The Act should be amended, as proposed, to clarify municipal zoning authority on Crown lands.**

5. **Bill 132 revisions to add a new Section 13.2 to the Act which requires licensees to apply for a new licence when expanding the boundary of an operation, except when the expansion is wholly within a road allowance directly adjacent to the boundary of the subject area.**

Regional staff supports the proposed changes to the Act to require an applicant to apply for a new licence when expanding the boundary of an operation. The Ministry is encouraged to provide the same level of rigor in the review and consultation of applications for an expansion, as is required with licence applications for a new site. This ensures an opportunity for municipal participation in the licencing process for expansions to existing operations.

Regarding access to resources located within an adjacent road right of way, staff do not object to a streamlined application process to permit expansions through a licence and site plan amendment process. Regional staff recommend that the prescribed conditions through which applications will be considered have regard to official plan policies and zoning designations.

Recommendation:

- **That the ARA policy framework's standards, policy and procedures considering applications for extraction within adjacent road rights of way be clarified to ensure that municipal official plan policies and zoning is in place.**

6. **Bill 132 revision to add Subsection 13 (3.2) to the Act providing flexibility to permit self-filing of routine site plan amendments without the need for the Minister's approval.**

It is unclear what types of operations would be considered "routine site plan amendments". Previously through Bill 39 – *The Aggregate Resources and Mining Modernization Act* (Bill 39), the Province proposed a permit by rule approach to

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT

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exempt low risk activities from the licencing process if certain conditions were met. At that time, the Region requested clarification of the conditions and circumstances under which self-filing would be permitted, the limiting of self-filing to only minor amendments, and to be consulted on the scope of amendments to be permitted through self-filing. Further consultations on the criteria for allowing self-filing of routine site plan amendments is requested.

Recommendation:

- **That municipalities be consulted on the criteria and scope of site plan amendments that may be permitted through self-filing.**

Regional Staff Comments on Proposed Regulatory Changes

1. Enhanced Reporting on Rehabilitation

Regional staff supports detailed reporting on rehabilitation in both the compliance and inspection process. Enhanced reporting through the annual compliance report process would encourage greater efforts to complete rehabilitation works. Through the Bill 39 process, the Region recommended inspection reports include details on rehabilitation compliance. This would allow the findings of an inspectors report to be used as a tool to communicate actions or measures that could be taken to remedy site plan contraventions related to rehabilitation.

Recent changes to the Provincial Policy Statement and Greenbelt Plan encourage comprehensive rehabilitation planning to ensure rehabilitation on adjacent sites are coordinated and complementary. The MNRF is encouraged to require operators to report on efforts to support comprehensive rehabilitation planning where the municipality has approved a Comprehensive Rehabilitation Master Plan.

2. Self-filing for Changes to Existing Site Plans for Routine Activities

The MNRF should specify under what circumstances self-filing would be permitted and provide an opportunity for municipal engagement during the process to develop regulations prescribing the amendments to site plans that may be registered through this process.

3. Management of Low-risk Activities

In principle, streamlined permissions and approval requirements for low-risk activities are supported. Regional staff encourages the Province to undertake further consultations on the criteria for allowing low risk operations to proceed without a licence and clarify the requirements for when a pit or quarry operation will be allowed without a licence.

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT



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4. Compliance Reporting Requirements

Regional staff is supportive of streamlining compliance reporting requirements provided that reporting details continue to include information necessary to document compliance with site plan conditions. The Region currently receives and referenced these reports to monitor operations, in particular, the progress of rehabilitation at sites. However, compliance reporting is one component of monitoring and should not be a substitute for aggregate operation inspections. The Province should address the need for more MNRF aggregate operations inspectors and the need for more frequent inspections and reporting on inspections.

5. Reviewing Application Requirements for New Sites, Including Notification and Consultation Requirements

Regional staff supports the review and updating of application requirements for new sites and recommends that revisions ensure that regulations enable appropriate study standards and requirements to be prescribed and required in the licencing process. Notification and consultation requirements should ensure there is clear communication and notification to municipalities and the public with sufficient timelines for review and comment on application proposals.

This process should also review and comprehensively update the study requirements prescribed in the ARA policy framework's standards, policies and procedures to include current best practices, including updating water and air quality impact assessment requirements.

One of the purposes of the Aggregate Resources Act is "to minimize adverse impacts on the environment in respect to aggregate operations". With respect to air quality, the Region encourages both the MNRF and the Ministry of the Environment, Conservation and Parks to assess and monitor the cumulative impacts of current and proposed aggregate facilities on the local airshed. MNRF should consider requiring all aggregate operations, regardless of the type of extraction, or annual tonnage of extraction, to submit an air quality study, including an assessment of cumulative impacts, as part of their licence application. The Region encourages the consideration of cumulative effects to be mandatory for all applicants.

The province should also consider requiring continuous on-site monitoring of air quality (at representative locations along the boundaries of the quarry and potentially on the immediate road(s) where trucks will enter and exit the quarry from) during the operation of the pit or quarry, similar to the water quality monitoring which is currently undertaken. This would allow the operator to immediately implement a mitigation plan.

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Previously through Bill 39 several clauses such as section 12.2, which require the licensee to serve a copy of the licence and a copy of the final site plan to the clerk of each municipality in which the site is located, were proposed to be repealed. The Region requests assurances that decisions, licence information and notices to municipalities will continue to be maintained and provided for transparency. If removed from the legislation, the Ministry should ensure that proper procedure guidance is contained with the Standards, Policies and Procedure Manual. MNRF should provide simpler access to licence and site plan documents electronically.

6. Clarifying Requirements for Site Plan Amendment Applications

The review and clarification of requirements for site plan amendments should ensure that regulations enable appropriate study standards and requirements to be prescribed and required in the site plan amendment process. Notification and consultation requirements should ensure there is clear communication and notification to municipalities and the public with sufficient timelines for review and comment on major site plan amendment proposals.

Regional Staff Comments on the Additional Considerations

1. While no changes to aggregates fees are being proposed at this time, the Province is also interested in hearing feedback on this matter.

Regional roads are often designed for goods movement and used as haul routes. The increasing costs associated with providing this infrastructure should be considered if the Ministry is intending to further review the fee structure. Municipal associations such as the Top Aggregate Producing Municipalities of Ontario (TAPMO) and the Association of Municipalities of Ontario (AMO) have advocated for a review of the current financial impacts of aggregates on municipal infrastructure and associated fee payments. The province should continue to undertake discussions with these organizations to determine if further review of licence fees should be undertaken and the recommended scope and process for the review.

Previously, the Region of Peel recommended a review of fees to fund the preparation and implementation of comprehensive master rehabilitation plans. It is also recommended that the province consider the ability to collect and apply new special purpose fees for this purpose.

Further Considerations

1. Rehabilitation

The Province should consider dedicating additional resources to improve enforcement of the ARA to encourage progressive rehabilitation. Although

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aggregates are considered an interim use, the duration of aggregate operations often extend over decades. There is a need for increased provincial oversight, inspection, review and enforcement of aggregate licences and site plans to ensure that an appropriate balance of progressive rehabilitation and extraction is achieved throughout the lifetime of a site from the commencement of the operation to the eventual surrender of the licence.

The Region encourages the Province to acknowledge the role and potential benefit of comprehensive rehabilitation planning in the ARA's regulatory framework, including a role for the Ministry to engage in and support comprehensive rehabilitation planning. Comprehensive rehabilitation planning will occur over a broad geographical area, and while the Provincial Policy Statement, 2014 applies to future licence applications within a comprehensive rehabilitation plan area, municipalities may wish to require participation from existing operators. Municipalities will require the support of the MNRF in order to allow existing rehabilitation provisions of licences to be amended in order to conform to a municipal comprehensive rehabilitation master plan.

2. Excess Soil

Rehabilitation of pits often involves importing clean fill. Regulation, oversight and enforcement by the Province for managing fill from construction projects is required. Further, complementary environmental regulation must be integrated with the ARA to ensure the proper management of fill. The Province is encouraged to ensure that there are no contradictory clauses between the definitions of aggregate, earth and topsoil versus soil under the proposed new On-Site and Excess Soil Management regulation.

3. Aggregate Recycling

The conservation of mineral aggregate resources, including through the use of accessory aggregate recycling facilities within operations, wherever feasible, is a requirement of the Provincial Policy Statement, 2014. While the Region supports aggregate recycling, the locating of accessory aggregate recycling facilities within licenced operations can have the unintended consequence of delaying the surrender of the licence for pits and quarries when extraction is complete, thereby delaying rehabilitation. There are also concerns that uncontrolled importation of materials can have unintended consequences including the potential to contaminate groundwater and sources of drinking water. The Province should ensure that aggregates recycling and rehabilitation policies address these concerns with provisions in licences and site plans to require appropriate siting and monitoring of recycled aggregate materials and provisions to require the phasing out of aggregate recycling operations and stockpiles when extraction is complete prior to the surrender of licences.

DETAILED COMMENTS ON THE PROPOSED AMENDMENTS TO THE AGGREGATE RESOURCES ACT

Conclusion

I would like to thank you for the opportunity to provide the Province with comments on the proposed amendments to the *Aggregate Resources Act*. The proposed amendments will strengthen the aggregate resources policy framework and have direct benefits to municipalities.

Public Works

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Sincerely,

A handwritten signature in black ink, appearing to read 'Adrian Smith', written over a horizontal line.

Adrian Smith, Director
Regional Planning and Growth Management Division
Public Works, Region of Peel
Tel: 905-791-7800 ext. 4047
Adrian.Smith@peelregion.ca

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**ITEMS RELATED TO
ENTERPRISE PROGRAMS
AND SERVICES**

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REPORT
Meeting Date: 2019-12-12
Regional Council

For Information

DATE: November 28, 2019

REPORT TITLE: **REVIEW OF REGIONAL COUNCIL COMPOSITION**

FROM: Catherine Matheson, Commissioner of Corporate Services

OBJECTIVE

To seek direction on the method for conducting a review of the composition of Regional Council, as required under the *Municipal Act, 2001*, as amended.

REPORT HIGHLIGHTS

- Regional municipalities are required under the *Municipal Act, 2001*, as amended, to review, for each of their lower-tier municipalities, the number of members of their council that represent the lower tier.
- Within two years of the date that the new Council is organized following the regular election in 2018, if the region does not pass a by-law to change its council composition or pass a resolution to affirm, for each of its lower-tier municipalities, the number of the members of its council, then the Minister of Municipal Affairs and Housing may make a regulation changing the composition of Regional Council.
- A resolution or by-law passed to change the current composition of Regional Council by the Region must achieve a triple majority.
- This report provides options for Council's consideration regarding the method of conducting a review of the composition of Regional Council.

DISCUSSION

1. Background

Section 218 (6) of the *Municipal Act, 2001*, as amended, requires that a regional municipality review, for each of its lower-tier municipalities, the number of members of its council that represent the lower tier.

If within two years of the date that the new Council is organized following the regular election in 2018, the regional municipality does not

- Pass a by-law to change, for one or more of its lower-tier municipalities, the number of the members of its council that represent the lower-tier municipality; or

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- Pass a resolution to affirm, for each of its lower tier municipalities, the number of the members of its council that represent the lower-tier municipality,

the Minister of Municipal Affairs and Housing may make a regulation changing the composition of the Council of the regional municipality.

When considering whether to make such a regulation, the Minister shall, in addition to anything else the Minister wishes to consider, have regard to the principle of representation by population.

A by-law or resolution under Section 218 is not valid unless triple majority support is received:

- a majority of all votes on the upper-tier council are cast in favour of the by-law or the resolution;
- a majority of the councils of all lower-tier municipalities forming part of the upper-tier municipality have passed resolutions consenting to the by-law or the resolution; and
- the total number of electors in the lower-tier municipalities that passed resolutions consenting to the by-law or the resolution form a majority of all the electors in the upper-tier municipality.

Section 218.2 of the *Municipal Act, 2001*, as amended, permits a municipality to change the method of selecting its head of council for any regular election after 2018.

2. Previous Review of Regional Council Composition

During the 2010 – 2014 Term of Regional Council, issues related to the method of electing a Regional Chair and Brampton's representation on Regional Council were raised. A task force consisting of the Mayors of Caledon, Brampton and Mississauga, the Regional Chair, the Chief Administrative Officers (or their designate) from the Region of Peel, Cities of Brampton and Mississauga, the Town of Caledon and the Regional Clerk was established. Upon receipt of the Task Force's report, Council passed a resolution directing staff to report in early 2015 to initiate a review of the governance of the Region of Peel, including a review of the options for election of the Regional Chair and a review of the composition of Regional Council.

In January 2015, the Task Force appointed a facilitator through a Request for Proposal and Regional Council passed a resolution directing that the Terms of Reference for the Governance Review Facilitator include the opportunity for all members of Regional Council to participate in the process, either as a whole or through one on one consultation.

Meetings with individual Councillors were scheduled with the Facilitator and a presentation by the Facilitator was presented to the local councils for feedback and direction which formed the basis for an extended facilitation session with the Task Force.

The report titled "Recommendations Arising from the Governance Review Task Force" was presented to Regional Council on June 23, 2016 and included acknowledgements by the Task Force as follows:

- Brampton is under-represented at Regional Council and that any change to the size and composition of Regional Council should address this imbalance.

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REVIEW OF REGIONAL COUNCIL COMPOSITION

- Mississauga residents continue to make-up more than 50 per cent of the Region's population.
- Over the next 20 years, the population gap between the two largest municipalities will continue to narrow, while growth in Caledon will begin to accelerate. Different rates of growth among its three municipalities mean that Regional Council may adjust its size and allocation of seats for its members to ensure effective representation.

The report described the four options that were discussed in detail by the Task Force:

1. Increase the size of Regional Council at the time of the 2018 election to 28 seats. Brampton's representation would increase by four seats to 11 seats. Mississauga's representation would remain constant at 12 seats. Caledon's representation would remain constant at five seats.
2. Increase the size of Regional Council at the time of the 2018 election to 32 seats. Brampton's representation would increase by four seats to 11 seats. Mississauga's representation would increase by four seats to 16 seats. Caledon's representation would remain constant at five seats.
3. The size of Regional Council at the time of the 2018 election would remain at 24 seats. Brampton's representation would increase by two seats to nine seats. Mississauga's representation would remain constant at twelve seats. Caledon's representation would decrease by two seats to three seats.
4. Increase the size of Regional Council at the time of the 2018 election to 28 seats. Brampton's representation would increase by two seats to nine. Mississauga's representation would increase by two seats to 14. Caledon's representation would remain constant at five seats.

At the June 23, 2016 Regional Council meeting, Council passed a resolution approving Option 2. A second resolution was passed to request that the Minister of Municipal Affairs and Housing enact a regulation authorizing the Region of Peel to exercise its powers under the *Municipal Act* to change the composition of Regional Council; that subject to the Minister enacting the regulation, the Regional Solicitor draft a by-law pursuant to the provisions of the regulations, and that the Regional Clerk report to Regional Council with a recommendation related to the date that the statutory public meeting of Regional Council would be held to consider the matter.

On February 16, 2017, the Minister of Municipal Affairs and Housing issued Ontario Regulation 45/17 permitting the Region of Peel to exercise its powers to change the composition of Regional Council by increasing the number of members from the City of Brampton from seven to 11; and increasing the number of members from the City of Mississauga from 12 to 16.

The Regional Clerk reported to the March 30, 2017 Regional Council meeting with a recommendation to schedule a public meeting for April 27, 2017.

Regional Council passed a resolution that a public meeting regarding a by-law to change the size and composition of Regional Council not be held. The Regional Solicitor advised

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REVIEW OF REGIONAL COUNCIL COMPOSITION

that Regional Council's decision to not hold a public meeting would end the process to change the size and composition of Regional Council.

3. 2018 – 2022 Term of Council Review of Regional Council Composition Process

With the change in legislation, a Minister's regulation is no longer required to change the composition of Regional Council.

A by-law to change the council composition does not come into force until the day the new council is organized following the first regular election following the passing of the by-law. However, if the by-law is passed in the year of a regular election before voting day, the by-law does not come into force until the second regular election following the passing of the by-law. A change in Regional Council's composition can therefore be in place for the 2022 municipal elections only if changes are implemented before December 31, 2021.

Prior to passing a by-law to change or maintain the composition of Regional Council, public notice of Council's intention to pass a by-law or resolution must be given and at least one public meeting held to consider the matter.

The by-law or resolution would need to pass a triple majority.

Prior to the start of the term of office, additional administrative work would be required such as amendments to the Procedure By-law and possible renovations to the Council Chamber to accommodate a change in the number of Councillors.

Next Steps

Direction from Regional Council is required regarding the method for conducting a review of the composition of Regional Council, as required under the *Municipal Act, 2001*, as amended.

Options for Council's consideration include:

1. Do nothing. The Minister of Municipal Affairs and Housing may make a regulation changing the composition of the council of the regional municipality.
2. The Region of Peel may proceed in accordance with Ontario Regulation 45/17 which has not been repealed. This option does not eliminate the requirement for a triple majority process.
3. Establish a task force comprised of Councillors and staff to make recommendations to Regional Council.
4. Refer the issue to the Council Policies and Procedures Committee to make recommendations to Regional Council.
5. Schedule Special Meetings of Regional Council for the purpose of conducting the review.

On October 25, 2019, the provincial government announced that funding would be made available to all municipalities to support municipal transformation efforts. Council could direct staff to explore whether these funds could be used to hire a facilitator to assist in conducting a review of council's composition.

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REVIEW OF REGIONAL COUNCIL COMPOSITION

RISK CONSIDERATIONS

Should Regional Council decide not to conduct a review of the composition of Regional Council, the Minister of Municipal Affairs and Housing could issue a regulation to change council's composition.

Regional Council's review of its composition could result in the inability to achieve the required triple majority required for the change to take effect.

In each case, the Region could be faced with a solution that was not "made in Peel" and that would have significant impacts to the Region and its local municipalities.

CONCLUSION

Based on direction received from Regional Council, staff will report back to a future Council meeting as appropriate.



Catherine Matheson, Commissioner of Corporate Services

Approved for Submission:



N. Polsinelli, Interim Chief Administrative Officer

For further information regarding this report, please contact Kathryn Lockyer, Regional Clerk and Director, Legal Services, ext. 4325 or kathryn.lockyer@peelregion.ca.

Authored By: Christine Thomson, Legislative Specialist

DATE: November 19, 2019

REPORT TITLE: **PROCESS FOR APPOINTING A CHIEF ADMINISTRATIVE OFFICER**

FROM: Mary Killeavy, Director, Human Resources

RECOMMENDATION

That the Director of Human Resources be authorized to retain an executive search firm to conduct a nation-wide search on behalf of the Regional Municipality of Peel to fill the position of Chief Administrative Officer;

And further, that a committee comprised of the Regional Chair and the Mayors of the Cities of Brampton and Mississauga and the Town of Caledon be established to interview candidates and recommend a candidate for appointment to Regional Council;

And further, that the Terms of Reference for the Chief Administrative Officer Recruitment Committee, attached as Appendix I to the report of the Director of Human Resources, titled “Process for Appointing a Chief Administrative Officer”, be approved.

REPORT HIGHLIGHTS

- The *Municipal Act, 2001*, as amended, gives municipalities authority to appoint a Chief Administrative Officer.
- An Interim CAO has been in place at the Region of Peel since July 25, 2019.
- This report recommends a process for identifying and interviewing candidates that would result in a recommendation to Regional Council of a candidate for appointment.

DISCUSSION

1. Background

Legislative authority for the appointment of a Chief Administrative Officer (CAO) is found in section 229 of the *Municipal Act 2001*, as amended, which states, “A municipality may appoint a chief administrative officer who shall be responsible for,

- a. exercising general control and management of the affairs of the municipality for the purpose of ensuring the efficient and effective operation of the municipality; and
- b. performing such other duties as are assigned by the municipality.”

The position of CAO for the Region of Peel became vacant effective July 24, 2019. Regional Council appointed an Interim CAO on July 11, 2019.

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PROCESS FOR APPOINTING A CHIEF ADMINISTRATIVE OFFICER

The appointment of the acting CAO has resulted in a cascade of acting assignments in the organization. These acting assignments were filled internally by appointment as well. Acting assignments align with the Region's talent management strategy and provide valuable learning opportunities for employees.

The provincial government's review of regional government is now complete, and it is recommended that an executive search be commenced for a CAO.

2. Proposed Direction

Similar to past practice, it is recommended that an executive search firm be retained by the Director of Human Resources to conduct a nation-wide search for candidates for the position of CAO of the Region of Peel. The firm would review applications and conduct preliminary interviews of qualified candidates in order to develop a short-list of candidates. It is proposed that a committee consisting of the Regional Chair and Mayors of the Cities of Brampton, Mississauga and the Town of Caledon be established to interview short-listed candidates and present Regional Council with a recommended candidate for appointment.

The proposed Terms of Reference for the Committee are attached as Appendix I.

Under the proposed process, the interim CAO would continue until such time as a permanent CAO is hired and commences their appointment. Interim or acting roles are an effective method to provide coverage while a position is in recruitment. In the case of a CAO, a typical recruitment could take approximately six months to be concluded. The continuation of this assignment will also allow the other resulting acting assignments to be recruited for and filled.

The appointment of the interim CAO does not preclude their candidacy in the selection process for a permanent CAO.



Mary Killeavy, Director, Human Resources

APPENDICES

Appendix I - Proposed Terms of Reference for the CAO Recruitment Committee

For further information regarding this report, please contact Mary Killeavy at ext. 4049 or email to mary.killeavy@peelregion.ca

Authored By: Christine Thomson, Legislative Specialist

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**APPENDIX I
PROCESS FOR APPOINTING A CHIEF ADMINISTRATIVE OFFICER****Chief Administrative Officer Recruitment Committee
Terms of Reference****Mandate:**

To interview short-listed candidates identified by the Executive Search firm retained by the Region of Peel for the position of Chief Administrative Officer and to present Regional Council with a recommended candidate for appointment.

Membership:

The Committee is comprised of the Regional Chair and Mayors of the Cities of Brampton and Mississauga and the Town of Caledon.

Roles and Responsibilities of Members:

The Committee is responsible for managing the process that will be followed to interview candidates that have been identified by the Executive Search firm for the position of Chief Administrative Officer. The Committee will conduct interviews with the short-listed candidates and recommend a candidate for appointment by Regional Council.

The Committee will provide guidance to the Executive Search firm, as required, through the Director of Human Resources.

Election of Chair and Vice Chair:

The Committee will elect from among its members a Chair and Vice-Chair and this election shall be held at the first meeting of the Committee. The Vice-Chair may act in the capacity of Chair and exercise all the rights, powers and authorities of the Chair when the Chair is absent through illness or otherwise, is absent from the office in the course of their duties or on vacation or on an approved leave.

Quorum:

Quorum will consist of three members of the Committee.

Reporting Structure:

The Committee will report to Regional Council with a recommended candidate for appointment to the position of Chief Administrative Officer of the Region of Peel.

Term:

The Committee will be dissolved upon Regional Council's appointment of a Chief Administrative Officer.

Frequency of Meetings:

Will be determined by the Committee in consultation with the Director of Human Resources.

Staff Resources:

The Committee will be supported by the Director of Human Resources and, staff from the Office of the Regional Clerk, as required.



THE REGIONAL MUNICIPALITY OF PEEL

REGIONAL COUNCIL POLICIES AND PROCEDURES COMMITTEE

MINUTES

PPC - 5/2019

The Region of Peel Regional Council Policies and Procedures Committee met on November 7, 2019 at 9:35 a.m., in the Regional Council Chamber, 5th Floor, Regional Administrative Headquarters, 10 Peel Centre Drive, Suite A, Brampton, ON.

Members Present: B. Crombie*; P. Fortini; N. Iannicca; J. Innis; C. Parrish; M. Palleschi; P. Saito; I. Sinclair

Members Absent: P. Brown (ex-officio), due to other municipal business; G.S. Dhillon, due to illness; S. McFadden, due to other municipal business; A. Thompson (ex-officio) due to other municipal business

Also Present: N. Polsinelli, Interim Chief Administrative Officer; S. VanOfwegen, Commissioner of Finance and Chief Financial Officer; C. Matheson, Commissioner of Corporate Services; J. Sheehy, Commissioner of Human Services; S. Baird, Commissioner of Digital and Information Services; G. Kocialek, Acting Commissioner of Public Works; C. Granger, Acting Commissioner of Health; P. O'Connor, Regional Solicitor; K. Lockyer, Regional Clerk and Director of Legal Services; J. Jones, Committee Clerk; S. MacGregor, Legislative Assistant

Chaired by Councillor Parrish.

1. DECLARATIONS OF CONFLICTS OF INTEREST - Nil

2. APPROVAL OF AGENDA

RECOMMENDATION PPC-12-2019

That the agenda for the November 7, 2019 Regional Council Policies and Procedures Committee meeting, be approved.

3. DELEGATIONS - Nil

* See text for arrivals

◆ See text for departures

4. REPORTS**4.1. Legal Process Requirements to Implement the Designated Enhanced Voting Member Model**RECOMMENDATION PPC-13-2019

Whereas, in 2017 the Province of Ontario amended s. 268 of the *Municipal Act, 2001*, as amended (the "Act") to permit a lower-tier municipality to appoint one of its members as an alternate member of the council of its upper-tier municipality to attend and vote at regional council meetings in the place of a Regional Councillor who is unable to attend a meeting of the upper-tier council;

And whereas, the councils of both the City of Brampton and the Town of Caledon have passed by-laws appointing alternate members pursuant to s. 268 of the Act to attend Peel Regional Council meetings;

And whereas, the intention of s. 268 of the Act is to preserve the voting weight of a lower-tier municipality at a meeting of its upper-tier council when a Regional Councillor of the lower-tier municipality is absent;

And whereas, the City of Mississauga is disadvantaged as the only lower-tier municipality in Ontario that cannot appoint an alternate pursuant to s.268 of the Act, given that all its members are also Regional Councillors;

And whereas, Peel Regional staff have proposed that, as an alternative, Peel Regional Council amend its Procedure By-law pursuant to s. 218(3) of the Act to permit Mississauga to designate one "enhanced voting member" to have two votes at Peel Regional Council, instead of one, with the second vote to be exercised in situations where a Regional Councillor representing Mississauga is absent from a meeting of Peel Regional Council;

And whereas, pursuant to s. 219 of the Act, a by-law granting Mississauga an enhanced voting member would not take effect until after the first regular election following the passing of the by-law, even though Brampton and Caledon already enjoy the benefit of an alternate member during the present term of Council to preserve their voting weight;

And whereas, in the unique circumstance that exists only in the Regional Municipality of Peel, an enhanced voting member for Mississauga enacted pursuant to s. 281(3) of the Act, although different in form, would have the same practical effect as if Mississauga could appoint an alternate member under s. 268 of the Act;

Therefore be it resolved, that the Region of Peel initiate the option to use Council's authority under Section 218(3) of the Act to provide an additional vote to one of Mississauga's Regional Council members when another is absent; subject to procedural requirements of:

- a) Notice,
- b) A public meeting, and
- c) A “triple majority” support

And further, that the Province of Ontario be requested to enact such legislation as would be required to authorize that a by-law enacted by the Council of the Regional Municipality of Peel pursuant to s. 218(3) of the Act, granting the City of Mississauga an enhanced voting member, to take effect during the current term of Council, notwithstanding s. 219 of the Act;

And further, that staff report back regarding the possibility of permitting more than one member being appointed as the designated enhanced voting member for the term of Council; and the possibility of weighted voting as an alternative option.

Councillor Crombie arrived at 9:41a.m.

4.2. **Council Expense Policy - Expensing Conference Costs**

RECOMMENDATION PPC-14-2019

That Section 6.2.3. of the Business Expense Account – Members of Council Policy (the Policy) be amended to allow for Regional Council Section Chairs and Vice-Chairs, in addition to Regional Council Committee Members, to claim event/conference costs for expenses incurred in performing the duties related to their appointment, as expenses related to the program;

And further, that the Policy be amended to include that event/conference expenses to be paid under program accounts for Regional Council Committee Members, or Regional Council Section Chairs and Vice-Chairs, be approved by the particular committee or Regional Council.

In response to a question from Councillor Parrish regarding Councillor compensation for conference speaking engagements, Kathryn Lockyer, Regional Clerk and Director of Legal Services, stated that the Integrity Commissioner will be requested to provide an opinion on whether conference expenses provided in-kind to Members, in exchange for speaking, would be considered a gift or compensation for services provided. She noted that the matter will be included on the upcoming Integrity Commissioner workshop agenda.

4.3 **Review of the Delegation of Powers and Duties By-law 1-2015**

RECOMMENDATION PPC-15-2019

That Schedule “B” - Approval Authorities under Part V of Procurement By-law 30-2018, award of Direct Negotiation procurements “Greater than \$100,000 to \$250,000”, currently requiring approval of the Chief Financial Officer, be amended to require Regional Council approval;

And further, that the necessary amending by-law be brought forward to Regional Council for approval;

And further, that to minimize operational impacts to Regional business, award of Direct Negotiation procurements over \$100,000 requiring an urgent response between regularly scheduled Regional Council meetings, may be approved by the Interim Period Approvals Committee;

And further, that staff report back regarding potential revisions to the Interim Period Approvals Committee (IPAC) Terms of Reference to provide the Committee authority to approve award of Direct Negotiation procurements over \$100,000 requiring an urgent response between regularly scheduled Regional Council meetings;

And further, that the staff report regarding revisions to the IPAC Terms of Reference also consider amendments to the Committee quorum requirements;

And further, that award of Direct Negotiation procurements over \$100,000 requiring an urgent response, between regularly scheduled Regional Council meetings, may be approved by the Regional Chair if the IPAC is unable to convene;

And further, that should IPAC or the Regional Chair be required to approve awards of Direct Negotiation procurements, that Council be notified immediately of the award decision with justification;

And further, that proposed changes to Part V of the Procurement By-law 30-2018 and the revised Direct Negotiation award approval process be reviewed in one year with respect to service delivery impacts and additional costs in staff time.

In response to a question from Councillor Saito regarding the timing of Direct Negotiation procurements and the potential effect on the provision of Regional services, if delegated authority was reduced, Natasha Rajani, Director Procurement, advised that reduced Direct Negotiation award authority (under \$100,000) could cause a delay in the Region awarding such contracts; and gave an example of a recent seniors dental services contract.

In response to a question from Councillor Saito regarding the possibility of providing authority to the Interim Period Approvals Committee to approve procurements over \$100,000 requiring urgent response, Kathryn Lockyer, Regional Clerk and Director of Legal Services, noted that the Terms of Reference for the Committee could be revised to provide that authority.

In response to a question from Councillor Sinclair regarding the speed with which the committee could be convened, Kathryn Lockyer noted that the committee quorum requirements could also be dealt with in a review of the Committee Terms of Reference.

4.4. **Process for the Selection of Public Members to Committees of Council**

RECOMMENDATION PPC-16-2019

That the process to appoint community members to Regional Council Committees, as outlined in the report of the Commissioner of Corporate Services,

titled "Process for the Selection of Public Members to Committees of Council", be approved;

And further, that the Terms of Reference for all Regional Council Committees requiring community member appointments be revised for compliance with the approved appointment process.

4.5. Stretch Breaks During Regional Council Meetings

RECOMMENDATION PPC-17-2019

That members of Council be encouraged to take individual informal stretch breaks throughout Regional Council meetings.

5. COMMUNICATIONS - Nil

6. IN CAMERA MATTERS - Nil

7. OTHER BUSINESS

7.1 Regional By-law or Policy Requiring that the Regional Chair Must Have Council Approval before Forwarding the Position of Council to Other Levels of Government - Oral

Councillor Saito requested that staff report back to the Policies and Procedures Committee regarding options to provide direction in a Regional by-law or policy requiring that the Regional Chair must obtain Council's endorsement of a Regional Council position before it is submitted to any level of government. Kathryn Lockyer, Regional Clerk and Director of Legal Services, noted that the question can be reviewed with the Integrity Commissioner at the upcoming Code of Conduct workshop.

8. NEXT MEETING

The next meeting of the Regional Council Policies and Procedures Committee is scheduled for February 6, 2020 at 1:00 p.m. to 2:30 p.m. in the Council Chamber, 5th floor, Regional Administrative Headquarters, Suite A, 10 Peel Centre Drive, Brampton, Ontario.

Please forward regrets to Jill Jones, Committee Clerk, and (905) 791-7800 ext. 4330 or at jill.jones@peelregion.ca.

9. ADJOURNMENT

The meeting adjourned at 10:34 a.m.

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**ITEMS RELATED TO
PUBLIC WORKS**

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For Information

DATE: December 4, 2019

REPORT TITLE: **LAKEVIEW VILLAGE COMMUNITY OVERVIEW OF COMPONENTS OF THE PROPOSED DEVELOPMENT WITH REGIONAL INTEREST**

FROM: Andrew Farr, Acting Commissioner of Public Works

OBJECTIVE

To provide Regional Council with an overview of the proposed Lakeview Village Community development located at 1082 Lakeshore Road, City of Mississauga, Ward 1 and outline areas of Regional interest.

REPORT HIGHLIGHTS

- The Lakeview Community Partners Limited is proposing to redevelop the former Ontario Power Generation lands with approximately 8,026 residential units, 7,000 to 9,000 jobs and between 16,000 and 20,000 people.
- Key components of the development which are of Regional interest include a proposed vacuum waste collection system, district energy using resources from the G.E. Booth Wastewater Treatment facility, proximity of the new community to Region Water and Wastewater facilities, and delivery of affordable housing to meet the Peel Housing Strategy.
- Regional staff will continue to collaborate with the City of Mississauga and the Lakeview Community Partners Limited to address these key matters.

DISCUSSION**1. Background**

In December 2011, the City of Mississauga initiated the Inspiration Lakeview Master Plan for the redevelopment of the Lakeshore Waterfront Major Node which includes the former Ontario Power Generation lands and employment lands, known as Rangeview Estates, located south of Lakeshore Road between Cawthra Road and Dixie Road. Inspiration Lakeview Master Plan and supporting studies culminated in the adoption of Mississauga's Local Official Plan Amendment 89 in June 2018. Official Plan Amendment 89 incorporated additional land use policies into the Lakeview District Policies to guide and direct development within the Lakeshore Waterfront Community Node.

The Lakeview Village Community is located at 1082 Lakeshore Road East. The 177-acre site, previously owned by Ontario Power Generation, was sold to Lakeview Community

14.2-2

LAKEVIEW VILLAGE COMMUNITY - DEVELOPMENT OVERVIEW

Partners Limited in March 2018. The Lakeview Community Partners Limited (the Partners) is made up of Argo Development Corporation, TACC Construction Limited, Branthaven Homes, Greenpark Group and CCI Development Group of Companies. Please refer to Appendix I for the proposed concept plan of the area.

In accordance with Mississauga Official Plan policies, the applicants filed a Development Master Plan, in October 2018 and subsequently applications for Zoning By-law Amendment and Draft Plan of Subdivision in April 2019. The development proposes approximately 16,000 to 20,000 people in approximately 8,026 residential units and 7,000 to 9,000 jobs. A mix of housing forms including townhouses, mid and high-rise apartment buildings, supported by retail, parkland, commercial and campus (school) uses are proposed.

Mississauga's Official Plan includes progressive policies to ensure that new communities within the Lakeview Waterfront Major Node incorporate a number of sustainable green development initiatives such as a vacuum waste collection system, a district energy system, innovative stormwater management approach as well as complete community elements such as the variety of housing choices including affordable housing for low and middle income households. Many of these initiatives have an impact on Regional interests.

Through the processing and approval of the outstanding planning applications, Regional interests and requirements, which align with Mississauga Official Plan policies, must be identified and resolved with respect to the following:

- Sustainable Initiatives:
 - vacuum waste
 - district energy
- Land use interface between this proposed mixed-use community and existing Regional facilities, namely the G.E. Booth Wastewater Treatment Facility.
- Affordable Housing requirements to meet Regional Official Plan policy and Peel Housing strategy.

City of Mississauga staff has advised they are aiming for approval of the Partner's applications by mid-2020. With these approval timelines in mind, Regional staff are actively participating in and coordinating internal and external regular discussions with City staff, the applicant and their consultants to identify and resolve key matters throughout the review of the applications.

2. Vacuum Waste Collection System

A vacuum waste collection system uses air to move waste from indoor and outdoor waste disposal inlets through an underground pipe network to a central collection terminal where it is transferred to regional facilities through traditional methods. The vacuum waste system replaces the need to collect common wastes by traditional truck collection at every residential building with one collection point at a central terminal. Collection of some materials, such as large items and bulky household waste, is not compatible with the system and must be collected by other means.

The Partners have engaged ENVAC, a vacuum waste system provider, to prepare preliminary technical and financial information to develop a vacuum waste collection system

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LAKEVIEW VILLAGE COMMUNITY - DEVELOPMENT OVERVIEW

to service the entire Lakeview Village Community development. The system can be expanded to incorporate the Rangeview Estate lands upon redevelopment.

The Partners have committed to design, construct, and operate the system for an initial period if the Region will provide financial support and assume responsibility for the maintenance and operation of the system after this initial period. After the initial period of operation, the developer proposes the ownership of the vacuum waste collection infrastructure and equipment be transferred to the Region.

Regional staff is taking this opportunity to investigate several significant and strategic aspects to support the vacuum waste collection system proposed for Lakeview Village. Staff are reviewing the capital and operating cost impacts and considering elements of such a waste collection system that would see benefits that go beyond financial impacts and contribute to other Regional strategic goals and priorities. Additionally, Staff assessment of a vacuum waste collection system includes confirmation that it continues to meet Region and Provincial policies and requirements for waste collection and diversion.

When additional information is available to consider the appropriateness of this system, a report will be brought to Waste Management Strategic Advisory Committee with a recommendation report to Council.

3. District Energy

The Partners have been exploring the potential for more environmentally friendly alternatives to traditional heating and cooling systems within buildings throughout the community. The Partners have engaged with Corix Utilities, an infrastructure and engineering company specializing in district energy systems, to develop a business plan for a district energy system and assess the feasibility and implementation of such a system in the community.

Regional staff has been working with Corix Utilities and the Partners to explore the use of effluent water from the G.E. Booth Wastewater Treatment facility as a source of thermal energy for the district energy system. The system would pump the effluent water from the G.E. Booth Wastewater Treatment facility to a heat energy exchange facility that is then distributed through underground pipes within the municipal road network to each building.

Regional staff, together with the Partners, are exploring several aspects related to a district energy system that could integrate with the G.E. Booth Wastewater Treatment facility such as the location of new infrastructure required (e.g.: pump station and heat exchange facility), financial implications, impacts to regular operations of the facility, regulatory responsibilities and the overall risk to the Region.

4. Adjacencies to G.E. Booth Wastewater Treatment Facility

The Region's G.E. Booth Wastewater Treatment facility is located east of the subject lands and this would be the first time in a 70-year history that residential and other sensitive land uses would be in such close proximity. Through the City of Mississauga's Inspiration Lakeview Master Plan and associated official plan policies, several peer reviewed studies were completed investigating the impacts of new sensitive land uses adjacent to the G.E.

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LAKEVIEW VILLAGE COMMUNITY - DEVELOPMENT OVERVIEW

Booth Wastewater Treatment facility and other industrial businesses within the Rangeview Estate.

These studies evaluated the impacts of noise, vibration, dust and odour from the G.E. Booth Wastewater Treatment facility and neighbouring businesses. The studies concluded that while the impact of noise, vibration and dust on the new community can, for the most part, be mitigated by distance from the source, the impacts of odour are harder to mitigate through distance separation. It was identified that unique measures to mitigate the impacts of odours from the Region's Wastewater Treatment facility, along with other measures from the other impacts, will be required by those developing the lands adjacent to the Region's facility.

Where a proponent files a development application that would introduce sensitive land uses in proximity to employment and utility uses, the proponent is responsible for identifying the impacts and any measures necessary to meet provincial standards. As a requirement of their development application, the Partners submitted an *Air Quality, Noise and Land Use Compatibility Study*. The study confirms that distance separation requirements from G.E. Booth Wastewater Treatment facility as per guidelines of the Ministry of Environment, Conservation and Parks should be greater than 150m. The closest residential land uses, as proposed in the development application is 120m to the boundary of the G.E. Booth Wastewater Treatment facility.

To address the reduction in the Ministry required separation, it was identified, that any impact to this new community from the existing G.E. Booth Wastewater Treatment facility or other industrial uses in the Rangeview Estates area must be satisfactorily addressed and mitigated as a condition of approval for the applications. The implementation of such measures will form part of subsequent development agreements that the City, Region and applicant will be a part of. This will ensure the health safety, comfort in and use of amenities by residents, employees and users of this new community is realized.

Regional staff completed a study documenting odour emissions from the G.E. Booth Wastewater Treatment facility which identified a series of measures that could be implemented on the property to mitigate odour emissions. The Partners have requested that interim mitigation measures, identified in the report, be implemented immediately and the Partners have indicated they will pay 100 per cent of these costs. However, the Partners also request that the ultimate mitigation measures, be included in the Region's capital plan and financed by Development Charges. These ultimate measures are not included in the Region's capital plan and would not qualify as costs to be covered through development charges.

Regional staff is also assessing the impacts this new community and the related mitigation measures will have on the current and future operations of G.E. Booth Wastewater Treatment facility. Any decisions made through these applications related to mitigation measures will need to be included in any state-of-good-repair or expansions to the facility. Regional staff continues to participate in discussions with the Partners regarding these proposed mitigation measures.

Additionally, Regional staff is working on a communications plan to educate and advise new residents of the function of the facility and are looking to coordinate with the Partners where possible.

LAKEVIEW VILLAGE COMMUNITY - DEVELOPMENT OVERVIEW**5. Affordable Housing**

Through discussions with the Partners and formal comments provided on their applications, Regional staff urged the applicant to address affordable housing for low and middle income households on the site given directions within the Regional Official Plan, Peel Housing and Homelessness Plan (PHHP) strategies and actions, housing needs identified through the Regional Monitoring and Measurement Program and within the recent Peel Housing Strategy, and Council endorsed PHHP targets.

The Partners agreed to consider the request and have had several discussions with housing providers and agencies to formulate their proposal. Regional staff together with City of Mississauga staff continues to work with and discuss the delivery of affordable housing units for low and middle income households within the Lakeview Village Community with the Partners.

CONCLUSION

Regional staff will continue working closely with the City of Mississauga, the Lakeview Community Partners and their consultants on the review of all relevant requirements of these matters, including assessing all operation, maintenances and financial implications for the Region.

The City of Mississauga staff has advised they are aiming for approval of the Partners' application by mid-2020. Considering this approval timeline, Region staff are anticipating the completion of all background work on these key areas by the first quarter of 2020 which will provide staff with appropriate time to bring additional information and recommendations for consideration by Council.

Region staff will be reporting back to Regional Council and Committees through the beginning of 2020 to ensure enough time to implement appropriate conditions of approval and agreements as needed in advance of the identified approval timelines



Andrew Farr, Acting Commissioner of Public Works

Approved for Submission:

N. Polsinelli, Interim Chief Administrative Officer

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LAKEVIEW VILLAGE COMMUNITY - DEVELOPMENT OVERVIEW

APPENDICES

Appendix I: Lakeview Village Community Concept Plan

For further information regarding this report, please contact John Hardcastle, Acting Director of Development Services, extension 4418, John.Hardcastle@peelregion.ca.

Authored By: Christina Marzo

Reviewed in workflow by:

Financial Support Unit

**APPENDIX I:
LAKEVIEW VILLAGE COMMUNITY OVERVIEW OF COMPONENTS OF THE PROPOSED DEVELOPMENT
WITH REGIONAL INTEREST**

Lakeview Village Community concept plan





Resolution

Moved By: Councillor Parrish	Date: December 19, 2019
Seconded By: Councillor	Item Number

Whereas, 323 municipalities in Ontario, including Caledon, are policed by the Ontario Provincial Police (O.P.P.);

And whereas, the O.P.P. funding model developed in 2014 assigns costs roughly based on number of households (50%) and number and type of calls (50%), with adjustments for any specialized or enhanced services contracted by the municipality;

And whereas, the O.P.P. budget for Caledon in 2019 proposed 56.2% based on number of households and contracted extra services, and 43.8% on service calls weighted by officers' allocated time;

And whereas, the budget allocations for Peel Regional Police (P.R.P.) are based solely on assessment, with Brampton paying 37.3% and Mississauga 62.7% in 2019;

And whereas, the Mayor of Brampton recognized the shortcomings of this formula in the Brampton Guardian; *"the per capita formula does not speak to demand which isn't always based on population or tax base"* November 28, 2019;

And whereas, the 'Regional Apportionment Plan' allows flexibility to allocate various regional costs on a basis other than assessment, in fact allowing Caledon to be served by the O.P.P. with costs being assigned only to Caledon, and P.R.P. serving Brampton and Mississauga with those costs only assigned to Brampton and Mississauga;

And whereas, an independent financial analysis was recently conducted by Ernst & Young (E&Y) - overseen by a Steering Committee comprised of the Chief Administrative Officers and Chief Financial Officers of the Region of Peel, the cities of Mississauga and Brampton and the Town of Caledon - resulting in the conclusion that P.R.P. costs shared by Mississauga and Brampton would be more equitable if assigned using the O.P.P. formula;

And whereas, as Brampton and Mississauga grow and mature, the O.P.P. formula applied to P.R.P. costs would evolve and change depending on the dynamics of both cities;

Therefore be it resolved, that the 'Regional Apportionment Plan' allowing regions to allocate various costs on a basis other than assessment, be utilized for a change in Peel Regional Police cost allocation;

And further, that the formula used by the O.P.P. in 323 Ontario municipalities be applied to Peel Regional Police cost sharing for the cities of Brampton and Mississauga;

And further, that the new formula be applied to the Peel Regional Police Budget allocations for Mississauga and Brampton for Budget 2021;

And further, that the Regional Municipality of Peel enact a by-law in accordance with the Municipal Act 2001, as amended to apportion the upper tier levies for police services for the year 2021 to Mississauga and Brampton using the OPP funding model.

CARRIED	LOST	REFERRED
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Chair



Resolution

Moved By: Councillor	Date: December 19, 2019
Seconded By: Councillor	Item Number 19.3

Whereas the Municipal Act states that the office of a member of Council becomes vacant if the member of council is absent from the meetings of Council for three successive months without being authorized to do so by a resolution of Council;

And whereas, Councillor Sue McFadden has advised Council that she will be unable to attend the meetings of Council for a number of weeks due to medical reasons and has requested that her absence be authorized by Council;

Therefore be it resolved, that Regional Council authorizes the absence of Councillor Sue McFadden from the meetings of Council, for medical reasons, for a period of approximately 12 weeks, commencing December 31, 2019.

CARRIED	LOST	REFERRED	
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Chair



Resolution

Moved By: Councillor Fonseca	Date: December 19, 2019
Seconded By: Councillor	Item Number 19.4

Whereas, the Region of Peel's yard waste program's last service is set for December 12, 2019;

And whereas, weather has specifically impacted the Vacuum Leaf Collection Program locally in Mississauga;

And whereas, the weather has made it difficult to bag the leaves in the last two weeks;

Therefore be it resolved, that the Region of Peel support extending the yard waste pick-up till December 20, 2019.

CARRIED	LOST	REFERRED	
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Chair

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 73-2019

A by-law to accept, assume and dedicate lands for public highway purposes.

WHEREAS it is deemed prudent to accept and assume lands described in Schedule "A" attached hereto and forming part of this by-law received from various owners and dedicate same for Highway purposes pursuant to Section 31 of the *Municipal Act, 2001*, S.O. 2001, c.25;

NOW THEREFORE, the Council of the Regional Corporation enacts as follows:

That part of the lands described in Transfers of Land to the Regional Municipality of Peel and Expropriation Plans, listed in Schedule "A" attached hereto and forming part of this by-law, more particularly described in Schedule "B" attached hereto and forming part of this by-law, be accepted, and the said lands are assumed and dedicated as part of the Public Highway adjacent thereto.

READ THREE TIMES AND FINALLY PASSED IN OPEN COUNCIL this 19th day of December, 2019.

Regional Clerk

Regional Chair

Date Registered	Instrument Number	Municipality	From
(a) March 19, 2019	PR3458591	Town of Caledon (Formerly Township of Albion)	Rossi Quality Services Inc. Mayfield Road (Regional Road 14) Part of Lot 1, Concession 5
(b) March 27, 2019	PR3461553	City of Brampton (Formerly Township of Toronto Gore)	Dufferin-Peel Catholic District School Board The Gore Road (Regional Road No. 8) Part of Lot 17, Concession 9 Northern Division
(c) April 15, 2019	PR3468596	Town of Caledon (Formerly Township of Albion)	Brigitte Moricz Mayfield Road (Regional Road 14) Part of Lot 1, Concession 2
(d) April 24, 2019	PR3471235	Town of Caledon (formerly Township of Chinguacousy)	Prologis Caledon Canco, Inc. Dixie Road (Regional Road No. 4) Part Lots 19 and 20, Concession 3 East of Hurontario Street
(e) May 1, 2019	RO1185303	Town of Caledon (formerly Township of Chinguacousy)	Shelley Ann Craig and John Alan Lyons, Estate Trustees, Jewel Ethel Lyons Estate Part Lot 28, Concession 5 West of Hurontario Street
(f) August 17, 2018	PR3366144	City of Brampton	Tri-Cav Investments Limited Queen Street East (Regional Road No. 107) Part Lot 1, Plan 43M-772

(g)	March 18, 2009	PR1615907	City of Brampton	Joseph Cavallo and Vincenzo John Cavallo Queen Street East (Regional Road No. 107) Part Lot 1, Plan 43M-772
(h)	May 15, 2019	PR3480235	Town of Caledon (formerly Township of Albion)	Caterina D'Agostino, Cosimo D'Agostino and Vincenzo D'Agostino Mayfield Road (Regional Road No. 14) Part of Lot 1, Concession 5
(i)	May 15, 2019	PR3480273	City of Brampton (formerly Township of Toronto Gore)	Rajiv Chopra, Jyoti Chopra, Davinder Kumar and Pardeep Kumar Mayfield Road (Regional Road No. 14) Part of Lot 17, Concession 10 Northern Division
(j)	May 15, 2019	PR3480221	Town of Caledon (Formerly Township of Albion)	2635922 Ontario Inc. Mayfield Road (Regional Road No. 14) Part of Lot 1, Concession 5
(k)	May 29, 2019	PR3485001	Town of Caledon (Formerly Township of Albion)	1418196 Ontario Inc. Mayfield Road (Regional Road No. 14) Part of Lot 1, Concession 1
(l)	May 29, 2019	PR3485008	Town of Caledon (Formerly Township of Albion)	Sukhvinder Gill and Sarbjit Gill Mayfield Road (Regional Road No.14) Part of Lot 1, Concession 3
(m)	May 28, 2109	PR3484179	Town of Caledon (formerly Township of Albion)	Wyndcliffe Developments Inc. Highway 50 (Regional Road No. 50) Part Lot 12, Concession 7

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Schedule "A" to By-law 73-2019
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(n)	May 28, 2019	PR3484114	City of Brampton (formerly Township of Toronto Gore)	Toronto and Region Conservation Authority Finch Avenue (Regional Road No. 2) Part Lots 14 and 15, Concession 9 East of Hurontario Street
(o)	June 4, 2019	PR3488324	Town of Caledon (formerly Township of Albion)	Antonio Chiodo Mayfield Road (Regional Road No.14) Part of Lot 1, Concession 3
(p)	June 6, 2019	PR3489449	Town of Caledon (formerly Township of Albion)	Daniel Paul O'Reilly Mayfield Road (Regional Road No.14) Part of Lot 1, Concession 4
(q)	June 6, 2019	PR3489442	City of Brampton (formerly Township of Toronto Gore)	1334717 Ontario Inc. Mayfield Road (Regional Road No.14) Part of Lot 17, Concession 11 Northern Division
(r)	April 16, 2012	PR2179450	City of Brampton (formerly Township of Chinguacousy)	Gerda Natterer and Hans Natterer Queen Street West (Regional Road No. 6) Part Lot 6, Concession 3 West of Hurontario Street
(s)	June 18, 2019	PR3493900	City of Brampton (formerly Township of Chinguacousy)	Peel Regional Police Association Mississauga Road (Regional Road No. 1) Part Lot 14, Concession 4 West of Hurontario Street

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Schedule "A" to By-law 73-2019

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(t)	June 25, 2019	PR3497212	Town of Caledon (formerly Township of Albion)	Francesco Giglio, Pasquale Giglio, Dominic Giglio and Caterina Giglio Mayfield Road (Regional Road No.14) Part Lot 1, Concession 3
(u)	June 25, 2019	PR3497298	City of Brampton (formerly Township Or Toronto Gore)	Bhupinder Singh Bajwa and Rosy Bajwa Mayfield Road (Regional Road 14) Part of Lot 17, Concession 11 Northern Division
(v)	July 8, 2019	PR3503970	Town of Caledon (formerly Township of Albion)	London Excavators and Trucking Limited Mayfield Road (Regional Road 14) Part Lot 1, Concession 4
(w)	July 12, 2019	PR3506572	City of Brampton (formerly Township of Toronto Gore)	Adriano Iori, Genevieve Iori, Gaetano Iori, Anna Iori and Rose Iaboni Mayfield Road (Regional Road 14) Part Lot 17, Concession 11 Northern Division
(x)	July 12, 2019	PR3506543	City of Brampton (formerly Township of Toronto Gore)	Vinfab Investments Inc. Mayfield Road (Regional Road 14) Part Lot 17, Concession 11 Northern Division
(y)	July 16, 2019	PR3508004	City of Brampton (formerly Township of Toronto)	HMTQ in Right of Ontario as Represented by the Minister of Government and Consumer Services Part Lot 15, Concession 6 West of Hurontario Street
(z)	December 13, 2001	PR179302	City of Brampton	Dufferin-Peel Catholic District School Board Mayfield Road (Regional Road 14) Part of Lot 17, Concession 9 Northern Division

THE REGIONAL MUNICIPALITY OF PEEL
SCHEDULE "B" to BY-LAW NUMBER 73-2019

(a) INSTRUMENT NUMBER PR3458591

Part Lot 1, Concession 5, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38646

(b) INSTRUMENT NUMBER PR3461553

Part Lot 17, Concession 9 Northern Division, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Part 1 and 2, 43R-38581

(c) INSTRUMENT NUMBER PR3468596

Part Lot 1, Concession 2, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38468

(d) INSTRUMENT NUMBER PR3471235

Part Lots 19 and 20, Concession 3 East of Hurontario Street, Town of Caledon (formerly Township of Chinguacousy) Regional Municipality of Peel designated as Part 12, 43R-38915

(e) INSTRUMENT NUMBER RO1185303

Part Lot 28, Concession 5 West of Hurontario Street, Town of Caledon (formerly Township of Chinguacousy) Regional Municipality of Peel designated as Part 1, 43R-38794

(f) INSTRUMENT NUMBER PR3366144

Part Lot 1, Plan 43M-772, City of Brampton, Regional Municipality of Peel designated as Parts 1 and 5, 43R-38278

(g) INSTRUMENT NUMBER PR1615907

Part Lot 1, Plan 43M-772, City of Brampton, Regional Municipality of Peel designated as Parts 12 and 13, 43R-31891

(h) INSTRUMENT NUMBER PR3480235

Part Lot 1, Concession 5, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel, designated as Part 1 on Plan 43R-38639

(i) INSTRUMENT NUMBER PR3480273

Part Lot 17, Concession 10 Northern Division, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Part 1, 43R-38659

(j) INSTRUMENT NUMBER PR3480221

Part Lot 1, Concession 5, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Parts 1 and 2, 43R-38632

(k) INSTRUMENT NUMBER PR3485001

Part Lot 1, Concession 1, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38414

(l) INSTRUMENT NUMBER PR3485008

Part Lot 1, Concession 3, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38490

(m) INSTRUMENT NUMBER PR3484179

Part Lot 12, Concession 7, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Parts 3 and 4, 43R-38843

(n) INSTRUMENT NUMBER PR3484114

Part Lots 14 and 15, Concession 9 East of Hurontario Street, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Parts 2 and 4, 43R-37961

(o) INSTRUMENT NUMBER PR3488324

Part Lot 1, Concession 3, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38516

(p) INSTRUMENT NUMBER PR3489449

Part Lot 1, Concession 4, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38612

(q) INSTRUMENT NUMBER PR3489442

Part Lot 17, Concession 11 Northern Division, Town of Caledon (formerly Township of Toronto Gore) Regional Municipality of Peel, designated as Part 1, 43R-38742

(r) INSTRUMENT NUMBER PR2179450

Part Lot 6, Concession 3 West of Hurontario Street, City of Brampton (formerly Township of Chinguacousy) Regional Municipality of Peel designated as Part 5, 43R-38993

(s) INSTRUMENT NUMBER PR3493900

Part Lot 14, Concession 4 West of Hurontario Street, City of Brampton (formerly Township of Chinguacousy) Regional Municipality of Peel, designated as Part 1, 43R-38892

(t) INSTRUMENT NUMBER PR3497212

Part Lot 1, Concession 3, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38498

(u) INSTRUMENT NUMBER PR3497298

Part Lot 17, Concession 11 Northern Division, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Part 1, 43R-38700

(v) INSTRUMENT NUMBER PR3503970

Part Lot 1, Concession 4, Town of Caledon (formerly Township of Albion) Regional Municipality of Peel designated as Part 1, 43R-38989

(w) INSTRUMENT NUMBER PR3506572

Part Lot 17, Concession 11 Northern Division, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Part 1, 43R-38667

(x) INSTRUMENT NUMBER PR3506543

Part Lot 17, Concession 11 Northern Division, City of Brampton (formerly Township of Toronto Gore) Regional Municipality of Peel designated as Part 1, 43R-38682

(y) INSTRUMENT NUMBER PR3508004

Part Lot 15, Concession 6 West of Hurontario Street, City of Brampton, Regional Municipality of Peel designated as Parts 1, 2, 3 and 4, 43R-35665

(z) INSTRUMENT NUMBER PR179302

Part of Lot 17, Concession 9, Northern Division, City of Brampton, Regional Municipality of Peel designated as Part 1, 43R-24941

THE REGIONAL MUNICIPALITY OF PEEL

BY-LAW NUMBER 75 - 2019

A by-law to requisition from the lower-tier municipalities a sum not exceeding 50 per cent of the amount that in By-law 28-2019 was to be raised in each lower-tier municipality, before the adoption of the final Regional estimates for the year 2020.

WHEREAS, Section 316(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 (hereinafter referred to as the "Act") provides that Regional Council, before the adoption of the estimates for the year under Section 289 of the Act, may by by-law requisition a sum from each lower-tier municipality not exceeding an amount determined by:

(a) adding the prescribed percentage (or 50 per cent if no percentage is prescribed) of the amount that, in the upper-tier rating by-law for the previous year, was estimated to be raised in the particular lower-tier municipality;

(b) subtracting the prescribed percentage (or 50 per cent if no percentage is prescribed) of the upper-tier municipality's share of the costs, for the previous year, of deferrals, cancellations or other relief under a by-law under Sections 319, 361, 362 or 364; and

(c) adding the prescribed percentage (or 50 per cent if no percentage is prescribed) of the upper-tier municipality's share of any taxes, deferred under a by-law under Subsection 319(1), that were due in the previous year;

AND WHEREAS, the amounts under Subsections 316(1)(b) and 316(1)(c) of the Act are not significant and have not been reflected in the requisition amount;

AND WHEREAS, Council has by resolution adopted on the 19th of December, 2019 authorized the presentation of this by-law for enactment;

NOW THEREFORE be it resolved, that the Council of the Regional Corporation enacts as follows:

1. That a requisition be and the same is hereby made in respect of the year 2020 from the lower tier municipalities as follows:

Municipality	Requisition
City of Mississauga	\$ 321,848,454
City of Brampton	\$ 195,446,264
Town of Caledon	\$ 25,404,417
Total	\$ 542,699,135

2. That the payments by each of Mississauga, Brampton and Caledon to the Regional Corporation under this by-law shall be made, in accordance with Section 316(2) of the Act as follows:

2020 Due Dates	Mississauga	Brampton	Caledon
January 15	\$ 16,414,271		
February 18	\$ 16,092,424		
February 20		\$ 65,148,755	
March 6	\$137,751,138		\$ 12,702,209
March 16	\$ 16,414,271		
March 19		\$ 65,148,755	
April 3	\$ 42,805,844		
April 15	\$ 16,414,271		
April 23		\$ 65,148,754	
May 8	\$ 43,127,693		\$ 12,702,208
May 15	\$ 16,414,271		
June 15	\$ 16,414,271		

3. That a lower-tier municipality may request an adjustment under Subsections 316(1)(b) and 316(1)(c) of the Act by identifying the said adjustments to the Regional Corporation prior to the due dates identified in this by-law and upon validation by the Chief Financial Officer following upon such a request, if any, adjustments to the requisition amount and payment schedule shall be made accordingly.

4. That any amounts not received at the Region's bank via electronic funds transfer by the due date, or by the Regional Corporation before the close of business on the due date, that being by 4:30 p.m., to allow the Region to receive value for the funds on that day, shall bear interest at a rate equivalent to the prime rate of the Region's bank on the due date plus 2 per cent per annum to a maximum rate of 15 per cent per annum.
5. That the Chief Financial Officer is hereby directed and authorized to do all acts necessary to collect these amounts.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 19th day of December, 2019.

Regional Clerk

Regional Chair