



THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

REGULAR MEETING OF COUNCIL AGENDA

FEBRUARY 15, 2022 – 7:00 P.M.

COUNCIL CHAMBERS

In an attempt to limit the size of gatherings to control the spread of COVID-19, please be advised that there is limited public seating in the gallery and appropriate COVID-19 protocols will be enforced

C03/22

1. Call to Order

2. National Anthem

3. Land Acknowledgement Statement

4. Disclosures of Interest and the General Nature Thereof

5. Mayor's Announcements & Remarks

6. Councillor's Announcements & Remarks

7. Adoption of Previous Council Minutes

a) Minutes of the regular meeting of Council held January 25, 2022

8. Delegations

a) Shawn Whitely – Niagara Hockey Group Re: Proposal to bring a Junior A Hockey Team to Wainfleet

9. Staff Reports & Recommendations

a) Administrative Staff Reports

i. ASR-004/2022 Re: COVID-19 Impact Report

ii. ASR-005/2022 Re: Restricted Acts of Council (Lame Duck Periods)

iii. Memorandum Re: Franchise Agreement with Enbridge Gas Inc.

b) Community and Development Services Staff Reports

i. Memorandum Re: Appoint a Municipal By-law Enforcement Officer

ii. Memorandum Re: Status of the Regional Settlement Area Boundary Review

c) Fire Staff Reports

- i. FSR-002/2022 Re: 2021 Fourth Quarter Review
- ii. Memorandum Re: Firefighter Certification
- iii. Memorandum Re: Central Fire Station Construction Tender

d) Planning Staff Reports

- i. Memorandum Re: Transfer of Part of the Abandoned Rail Corridor

10. Review of Correspondence

- a) C-2022-033 Re: Motion respecting Acts of Violence, Harassment and Intimidation against Elected Officials and Government Employees

11. By-laws

- a) By-law No. 010-2022 being a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day until the End of Term of Office
- b) By-law No. 011-2022 being a by-law to appoint a Municipal By-law Enforcement Officer for the Township of Wainfleet
- c) By-law No. 012-2022 being a by-law to authorize the transfer by the Corporation of the Township of Wainfleet in favour of applicants for the abandoned rail corridor

12. Notices of Motion

13. Closed Meeting

- a) Item under Section 239(2)(c) of the Municipal Act, 2001, a proposed or pending acquisition or disposition of land by the municipality (A property acquisition matter)
- b) Minutes of the closed meeting of Council held January 4, 2022

14. Rise & Report

15. By-law to Confirm the Proceedings of Council

- a) By-law No. 013-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 15th day of February, 2022

16. Adjournment



THE COROPORATION OF THE TOWNSHIP OF WAINFLEET REGULAR MEETING OF COUNCIL MINUTES

C02/2022
JANUARY 25, 2022
7:00 P.M.

ELECTRONIC PARTICIPATION VIA ZOOM

PRESENT:	K. Gibson	Mayor
	D. Cridland	Councillor
	T. Gilmore	Councillor
	J. MacLellan	Councillor
	S. Van Vliet	Councillor
STAFF PRESENT:	W. Kolasa	Chief Administrative Officer
	M. Ciuffetelli	Deputy Clerk
	M. Alcock	Fire Chief
	L. Earl	Manager of Community & Development
	L. Gudgeon	Manager of Human Resources
	M. Jemison	Drainage Superintendent
	M. Luey	Mgr. of Corporate Services/Treasurer
	R. Nan	Manager of Operations
	M. Tardif	By-law Enforcement Officer

1. **Call to Order**

Mayor Gibson called the meeting to order at 7:00 p.m.

2. **Land Acknowledgement Statement**

Mayor Gibson acknowledged that the land on which we gather is the traditional territory of Anishinaabeg and Haudenosaunee Peoples, acknowledging the One Bowl and Spoon Treaty.

3. **Disclosures of Interest and the General Nature Thereof**

None.

4. **Mayor's Announcements & Remarks**

The Mayor provided the following remarks:

- Please note that meeting proceedings are being broadcast live, recorded and made available through the Township website and youtube.com
- A virtual Public Open House was held January 18 to discuss the implementation of a licensing by-law to regulate short term rentals in the Township. The Open House was well attended and a lot of productive feedback was received. The public is encouraged to provide comments/feedback respecting the proposed by-law by Friday, February 4. For those who could not attend the Open House, please find the live stream video posted on our Townships Website.

- Regional Council meets for a special meeting February 3rd and Wainfleet Council will hold their next regular meeting (In the Council Chambers) February 15 – the Chambers will still remain closed to the public until further notice.
- Staff circulated a memo to Council regarding Emergency Closure of Oswego Creek Bridge – I will ask the CAO to speak to this.

5. Councillor's Announcements & Remarks

Councillor Cridland noted that the next Niagara Peninsula Conservation Authority Board meeting will be held Friday, February 18, 2022, at 9:00 a.m. and further noted that the Chair and Vice Chair would be elected at said meeting.

6. Adoption of Previous Council Minutes

a) Minutes of the regular meeting of Council held January 4, 2022

Resolution No. C-2022-007

Moved by Councillor MacLellan

Seconded by Councillor Cridland

"THAT the minutes of the regular meeting of Council held January 4, 2022 be adopted as circulated."

CARRIED

7. Delegations

None.

8. Staff Reports & Recommendations

a) **Administrative Staff Reports**

i. Memorandum Re: Niagara Regional Transit

Resolution No. C-2022-008

Moved by Councillor Cridland

Seconded by Councillor MacLellan

"THAT the Council of the Township of Wainfleet consents to the passage of By-law No. 2021-96 of the Regional Municipality of Niagara, being a by-law to provide Niagara Region with the exclusive authority to establish, operate and maintain a consolidated passenger transportation system for the Niagara Region."

DEFEATED

- ii. ASR-002/2022 Re: COVID Impact Report

Resolution No. C-2022-009

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT Administrative Staff Report ASR-002/2022 respecting COVID-19 Impact Report be received as information.”

CARRIED

- iii. ASR-003/2022 Re: 2022 Municipal Election – Voting Methods & Tabulators

Resolution No. C-2022-010

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT Administrative Staff Report ASR-003/2021 respecting 2022 Municipal Election – Voting Methods and Tabulators be received; and

THAT Council approve the use of Vote-By-Mail as an alternative voting method for the 2022 Municipal Election; and

THAT Council approve the use of Vote Tabulators;

AND THAT staff prepare the required by-laws to be brought forward for consideration at a subsequent Council meeting.”

CARRIED

b) **Community and Development Services Staff Reports**

- i. BESR-001/2022 Re: Shared Hearing Officer Agreement

Resolution No. C-2022-011

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT By-law Enforcement Staff Report BESR-001/2022, Administrative Monetary Penalty System – Shared Services Agreement be received;

AND THAT Council authorize and direct the Mayor and Township Clerk to execute the Shared Services Agreement to jointly provide for the services of a Hearing Officer, attached hereto as Appendix “A”;

AND THAT Council approve a draft By-law, attached to this report as Appendix “B”, being a by-law to delegate authority to the Chief Administrative Officer to appoint a Screening Officer & Hearing Officer for the Township of Wainfleet.”

CARRIED

c) Drainage Staff Reports

- i. DSR-001/2022 Re: Final Reading of the Chambers Corner Drain Extension Drain Report

Resolution No. C-2022-012

Moved by Councillor Van Vliet

Seconded by Councillor Cridland

“THAT Drainage Staff Report DSR-001-2022 respecting the Final Reading of the Chambers Corner Drain Extension Report be received;

AND THAT By-law No. 040-2021 being a by-law to provide for drainage works in the Township of Wainfleet be given a third and final reading and passed.”

CARRIED

d) Fire Staff Reports

- i. FSR-001/2022 Re: Draft Central Fire Station Project Charter

Resolution No. C-2022-013

Moved by Councillor Van Vliet

Seconded by Councillor MacLellan

“THAT Fire Staff Report FSR-001/2022: Draft Central Fire Station Project Charter be received as information;

AND THAT the Project Charter, attached as Appendix A to this report, be approved by Council.”

CARRIED

- ii. Memorandum Re: Structural Firefighting Ensembles (Bunker Gear)

Resolution No. C-2022-014

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT the memorandum submitted by the Fire Chief respecting Structural Firefighting Ensembles (Bunker Gear) be received; and

THAT Council authorize the purchase of Structural Firefighting Personal Protective Equipment (Bunker Gear) before the 2022 Budget is approved to avoid the quoted price increase (12%) set to take effect on February 1, 2022; and

THAT Staff be directed to include said expenses in the 2022 Capital PPE Budget.”

CARRIED

e) Public Works Staff Reports

i. PWSR-001/2022 Re: Canada Summer Games Torch Relay Event

Resolution No. C-2022-015

Moved by Councillor Cridland

Seconded by Councillor Van Vliet

“THAT Public Works Staff Report PWSR 001/2022 regarding the Canada Summer Games Torch Relay be received; and

THAT the Council of the Township of Wainfleet support the collaboration with Canada Games and Township staff’s preparation for the Canada Games Torch Relay to be held on Saturday July 9, 2022.”

CARRIED

9. Review of Correspondence

None.

10. By-laws

a) By-law No. 040-2021 being a by-law to provide for drainage works in the Township of Wainfleet (Chambers Corners Drain Extension) (Third and Final Reading)

Resolution No. C-2022-016

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT By-law No. 040-2021 being a by-law to provide for drainage works in the Township of Wainfleet (Chambers Corners Drain Extension) be read a second and third time and passed this 25th day of January, 2022.”

CARRIED

- b) By-law No. 007-2022 being a by-law to delegate authority to the Chief Administrative Officer to appoint a Screening Officer for the Corporation of the Township of Wainfleet
- c) By-law No. 008-2022 being a by-law to appoint a Chief Building Official for the Corporation of the Township of Wainfleet

Resolution No. C-2022-017

Moved by Councillor MacLellan

Seconded by Councillor Van Vliet

“THAT the following by-laws be read and passed this 25th day of January, 2022:

- a) By-law No. 007-2022 being a by-law to delegate authority to the Chief Administrative Officer to appoint a Screening Officer and Hearing Officer for the Corporation of the Township of Wainfleet
- b) By-law No. 008-2022 being a by-law to appoint a Chief Building Official for the Corporation of the Township of Wainfleet

CARRIED

2. Notices of Motion

- a) Notice was provided by Councillor Cridland at the January 4, 2022 meeting of Council Re: Road Allowance Conveyance Policy

Resolution No. C-2022-018

Moved by Councillor Cridland

Seconded by Councillor MacLellan

“THAT staff be directed to complete a review of our existing Road Allowance Conveyance Policy and bring back by September, 2022, including options to add further transparency to our process.”

CARRIED

3. Closed Meeting

None.

4. Rise & Report

None.

5. By-law to Confirm the Proceedings of Council

- a) By-law No. 009-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 25th day of January, 2022

Resolution No. C-2022-019

Moved by Councillor MacLellan

Seconded by Councillor Gilmore

“THAT By-law No. 009-2022 being a by-law to adopt, ratify and confirm the actions of the Council at its meeting held on the 25th day of January, 2022 be read and passed this 25th day of January, 2022.”

CARRIED

6. Adjournment

There being no further business, the meeting was adjourned at 8:02 p.m.

K. GIBSON, MAYOR

M. CIUFFETELLI, DEPUTY CLERK



TOWNSHIP OF WAINFLEET

DELEGATION REQUEST FORM

Please fill out and return no later than 4:30 p.m. on the Tuesday prior to the meeting you wish to appear. Completed forms are to be submitted to the Clerks Department and can be dropped off or emailed to mciuffetelli@wainfleet.ca

If you are speaking to an item listed on the agenda, the deadline for submission is 12:00 p.m. on the day of the scheduled meeting.

Name: Shawn Whiteley - Niagara Hockey Group	
Address: 91 Spruceside Cres Fonthill, ON	
Telephone: 289-821-1048	E-mail: inniagaragroup@gmail.com

Date of Meeting: February 15

Subject Matter to be Discussed:	Wainfleet Junior A Hockey
Action Requested:	Bringing a team to Wainfleet for the 2022-23 season

Have you previously spoken on this issue? Yes ☒ No ☐

If an individual has previously appeared as a delegation, a further delegation from the same individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have material for distribution at the meeting? Yes ☒ No ☐

If yes, specify: Proposal to bring Junior A Hockey to Wainfleet

Do you have a copy of your notes/presentation to attach? Yes ☒ No ☐

If yes, specify: Proposal to bring Junior A Hockey to Wainfleet

Delegations are required to provide the Clerk's Department presentation materials for publication in Council's agenda package.

☒ I have read and understand the Delegation Protocol attached to this form and understand that the information contained on this form, including any attachments, will become public documents and listed on Township meeting agendas and posted to the Township's website.

Shawn Whiteley

Feb. 2, 2022

Signature

Date

NIAGARA HOCKEY GROUP

WAINFLEET JUNIOR A HOCKEY PROPOSAL



NIAGARA HOCKEY GROUP - WAINFLEET JUNIOR A

NIAGARA HOCKEY GROUP

The Niagara Hockey Group is looking to bring a junior A Hockey Franchise to the Town of Wainfleet for the start of the 2022-23 Season.



COMMUNITY TEAM

The Niagara Hockey Group team will be highly involved in the local community attending community events, making guest appearances at schools and being involved with minor hockey helping run practices and clinics.

We will also run Youth Hockey Skills Clinics over the Christmas Break and during March Break where available.

Youth Literacy Program
Youth Skills Hockey Clinics/Camps
Skate with the Team Events
Winter Ball Hockey Extravaganza

NHG OWNERSHIP GROUP

Tony Mastroianni
Shawn Whiteley
working on two local owners

NIAGARA HOCKEY GROUP - WAINFLEET JUNIOR A

ICE TIME

The GMHL season runs from mid Sept to April.
28 weeks - 3 practice times a week (2:30-4pm)
21 home games - proposed Friday night (7pm-10pm)
plus playoffs

Niagara
HOCKEY GROUP

If we would could get the minor hockey rate for our practices that would be great

DRESSING ROOM

The Niagara Hockey Group is looking into a portable all contained dressing room with stalls, washroom and showers from a company in Grimsby. Will get the specs to the town when I hear back. Other option in year one is to have two dressing rooms per team on gameday with an equipment trailer out back.

CONCESSIONS

The Niagara Hockey Group would run the concessions throughout the entire hockey season. We would also be able to sell game tickets, season tickets, jerseys and merchandise out of that location.

ADVERTISING

Niagara Hockey Group would sell all arena rinkboards and wall boards giving 20% back to the Town of Wainfleet each year.

Also have an opportunity to sell ice logos before the ice goes back in.



WAINFLEET JUNIOR A HOCKEY

YOUR HOMETOWN TEAM

NIAGARA HOCKEY GROUP - WAINFLEET JUNIOR A

MARKETING & BRANDING

Marketing in a small knit community will be very important, We have a marketing plan in place where we execute the sales of season ticket sales, single game ticket, merchandise, jersey auctions, 50/50 draws and other items.



The new team logo and overall branding has to be visible throughout the community. The Niagara Hockey Group will begin with a **name the team contest** if approved. We will promote the brand, the team, the players and staff within the community and on all social media platforms as well in print, radio and TV.

- Signage at arena promoting home schedule, tickets, social media & website
- Billboards around town promoting the new team
- Schedule Posters throughout the town & surrounding area
- Pocket Schedules inside local businesses

TEAM MASCOT

Niagara Hockey Group will have one of top mascots in the league which will be at all home games and community events. Once the team is announced we will have a **name the mascot contest** for all fans to take part in.

TEAM BILLETS

Niagara Hockey Group will be looking for families in Wainfleet and the surrounding area to billet players from out of town for the season. Families will receive season passes, a team jersey and monthly stipend.

TICKET PRICING

Niagara Hockey Group will have all different options for tickets once the team is officially launched.

Season Tickets	Adult \$168 (save 20%)
5 and 10 game Flex Packs	\$40 and \$80
Single Game Tickets	Adults \$10 / Students & Seniors \$7

NIAGARA HOCKEY GROUP - WAINFLEET JUNIOR A

HOME GAMES - FAN FRIENDLY

Niagara Hockey Group will make every home game a special event. We want to have all fans engaged in **YOUR HOMETOWN TEAM** and make it Fan Friendly for all those in attendance each night.



We will have the following throughout the season...

- special promo nights
- special jersey auctions
- sponsor giveaways
- fan contests
- ceremonial puck drops
- between period minor hockey games
- guest national anthem singers
- second period shootout
- 50/50 draws / raffles
- and more....

PROMO NIGHTS

- Magnet Schedule Giveaway
- Hockey Fights Cancer Night
- Super Heroes Night
- Teddy Bear Toss Night
- 2022 Kickoff Night
- Star Wars Night
- 105.7 Community Night
- School Day Game
- Local Business Night
- First Responders Night
- Hockey Movie Night
- Tropical Night
- Pink In The Rink
- St. Patrick's Night
- Wild West Night
- Military Appreciation Night
- Fan Appreciation Night
- Minor Hockey Night (4)

NIAGARA HOCKEY GROUP - WAINFLEET JUNIOR A

SPONSORSHIP OPPORTUNITIES

TITLE SPONSOR \$10000

Logo on front left chest of home jerseys
2 arena rinkboards
Logo on all print, marketing and social media materials
Full Page Ad in team gameday program
Logo on gameday roster sheets
10 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

PRESENTING SPONSOR \$5000

Logo on left sleeve of home jerseys
2 arena rinkboards
Logo on all print, marketing and social media materials
Full Page Ad in team gameday program
Logo on gameday roster sheets
8 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

PLATINUM SPONSOR \$2500

2 Jersey Back name bars
1 arena rinkboard
Full Page Ad in team gameday program
Logo on gameday roster sheets
6 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

GOLD SPONSOR \$1750

2 Jersey Back name bars
1 arena rinkboard
Half Page Ad in team gameday program
Logo on gameday roster sheets
4 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

SILVER SPONSOR \$1250

1 Jersey Back name bars
Half Page Ad in team gameday program
Logo on gameday roster sheets
2 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

BRONZE SPONSOR \$750

1 Jersey Back name bars
Third Page Ad in team gameday program
Logo on gameday roster sheets
2 Season Tickets (including playoffs)
PA Announcements during all home games
Banner Ad and link on team website

GAMEDAY PROGRAM SPONSORSHIP

\$750	IFC/IBC Full Page Gameday Program Ad
\$650	Full Page Gameday Program Ad
\$500	1/2 Page Gameday Program Ad
\$350	1/3 Page Gameday Program Ad
\$275	1/4 Page Gameday Program Ad
\$200	1/8 Page Gameday Program Ad
\$125	1/12 Page Gameday Program Ad

OTHER SPONSORSHIP OPPORTUNITIES

\$2000	Gameday Ticket Backs
\$1200	Arena Rinkboard
\$1250	Kids Club Sponsor
\$1000	50/50 Sponsor
\$1000	Promotional Giveaway
\$500	Jersey Back Name Bar
\$500	4x8 Arena Wall Signage
\$500	Single Gameday Sponsor (21 available)
\$500	Ad on Season Pocket Schedule
\$250	Ad and link on team website
\$250	Autograph Sheets
\$250	Social Media Graphics

Niagara Hockey Group

WAINFLEET JUNIOR A HOCKEY PROPOSAL

TO: Mayor Gibson & Members of Council

FROM: William Kolasa, Chief Administrative Officer

DATE OF MEETING: February 15, 2022

SUBJECT: COVID-19 Impact Report

RECOMMENDATION(S):

THAT Administrative Staff Report ASR-004/2022 respecting COVID-19 Impact Report be received as information.

EXECUTIVE SUMMARY:

The Township of Wainfleet continues to operate under a formally declared state of emergency (declared on April 3, 2020, in collaboration with Niagara Region and its constituent lower tier municipalities) due to the worldwide COVID-19 Pandemic.

The Township continues to monitor the COVID-19 situation and guide appropriate responses to ensure the safety of the community and staff while providing for continuity of municipal services.

DISCUSSION:**Current COVID-19 Status**

On Thursday, January 20, 2022, the Province of Ontario issued a news release outlining steps it was taking to cautiously and gradually ease public health measures that have been implemented to attempt to address the growing threat of the Omicron variant of COVID-19.

That announcement included a three-step plan that represented a cautious and phased approach to lifting public health measures, with 21 days between each step as follows:

Step 1 - January 31, 2022

Effective January 31, 2022, at 12:01 a.m. Ontario began the process of gradually easing restrictions, while maintaining protective measures, including but not limited to:

- Increasing social gathering limits to 10 people indoors and 25 people outdoors.
- Increasing or maintaining capacity limits at 50 per cent in indoor public settings, including but not limited to:

- Restaurants, bars and other food or drink establishments without dance facilities;
 - Retailers (including grocery stores and pharmacies)
 - Shopping malls;
 - Non-spectator areas of sports and recreational fitness facilities, including gyms;
 - Cinemas;
 - Meeting and event spaces;
 - Recreational amenities and amusement parks, including water parks;
 - Museums, galleries, aquariums, zoos and similar attractions; and
 - Casinos, bingo halls and other gaming establishments
 - Religious services, rites, or ceremonies.
- Allowing spectator areas of facilities such as sporting events, concert venues and theatres to operate at 50 per cent seated capacity or 500 people, whichever is less.

Enhanced proof of vaccination, and other requirements would continue to apply in existing settings.

Step 2 - February 21, 2022

Effective February 21, 2022, Ontario will further relax public health measures, including:

- Increasing social gathering limits to 25 people indoors and 100 people outdoors.
- Removing capacity limits in indoor public settings where proof of vaccination is required, including but not limited to restaurants, indoor sports and recreational facilities, cinemas, as well as other settings that choose to opt-in to proof of vaccination requirements.
- Permitting spectator capacity at sporting events, concert venues, and theatres at 50 per cent capacity.
- Limiting capacity in most remaining indoor public settings where proof of vaccination is not required to the number of people that can maintain two metres of physical distance.
- Indoor religious services, rites or ceremonies limited to the number that can maintain two metres of physical distance, with no limit if proof of vaccination is required.
- Increasing indoor capacity limits to 25 per cent in the remaining higher-risk settings where proof of vaccination is required, including nightclubs, wedding receptions in meeting or event spaces where there is dancing, as well as bathhouses and sex clubs.

Enhanced proof of vaccination, and other requirements would continue to apply in existing settings.

Step 3 - March 14, 2022

Effective March 14, 2022, Ontario will take additional steps to ease public health measures, including:

- Lifting capacity limits in all indoor public settings. Proof of vaccination will be maintained in existing settings in addition to other regular measures.
- Lifting remaining capacity limits on religious services, rites, or ceremonies.
- Increase social gathering limits to 50 people indoors with no limits for outdoor gatherings.

Township Response

In response to the Provincial announcement, the Township's Emergency Control Group adjusted its internal response plan to reflect the changing Provincial direction:

Step 1 - January 31, 2022

- Township staff discontinued its split-shift operational model with all staff resuming in-office duties;
- Members of the public continue to be asked to make service appointments prior to attending the Administrative Offices.
- Arena resumed operations in accordance with Provincial and Regional directives;
- Movement from completely remote meetings of Council to hybrid meetings (Members of Council and limited staff permitted to attend the Council Chambers).

Step 2 - February 21, 2022

- Official reopening of Town Administrative Offices for drop-in services on February 22, 2022 (as Administrative Offices will be closed on February 21, 2022, to recognize Family Day)
- Staff actually commenced a "soft reopening" on February 7, 2022 – though Members of the Public are respectfully requested to continue with making appointments for period of February 7 through February 21;
- Resumption of the Township's Drinking Water Quality Testing Program;
- Continued adjustment of Arena operations to reflect changing guidelines;
- Further relaxation of Council meeting protocols, including additional staff and members of the public being permitted access to attend the Council Chambers).

Step 3 - March 14, 2022

- Full relaxation of COVID protocols in accordance with Provincial directives.

During each step of the relaxation process, appropriate COVID-19 protocols will continue to remain in effect as may be directed by the Province and/or Region (including screening of attendees, use of masks, hand sanitization, social distancing, etc.).

COVID-19 Vaccinations

Niagara continues to follow the Province of Ontario's vaccine distribution plan. Most recently, the Region has again transitioned away from larger volume clinics back towards targeted community clinics across the Region.

This includes clinics conducted in Wainfleet on:

- February 3, 2022 – Wainfleet Firefighters Community Hall
- February 4, 2022 – Wainfleet Firefighters Community Hall
- February 12, 2022 – St. Elizabeth School
- February 14, 2022 – Wainfleet Firefighters Community Hall

Niagara Region maintains an up-to-date COVID-19 Vaccine Clinic Schedule on their website:

<https://www.niagararegion.ca/health/covid-19/vaccination/clinic-schedule.aspx>

Niagara Region is also continuing efforts to promote and accommodate [vaccinations for youth](#) and eligibility for expanding [booster eligibility](#), based on age and risk.

The most current Niagara Region COVID-19 statistical information is updated daily on Niagara Region's website: <https://www.niagararegion.ca/health/covid-19/statistics/statistics.aspx>

All residents continue to be strongly encouraged to seek vaccinations to prevent the spread of COVID-19 and its variants.

Conclusion

The COVID-19 pandemic continues to pose a threat to the community as well as the Township's ability to provide services in the same manner as historically delivered. Although the levels of cases of COVID-19 have been manageable within the community and Niagara Region, the recent rise in cases in Niagara and across Ontario attributable to the Omicron Variant demonstrate that the threat remains serious and the Township must remain vigilant throughout the recovery phases so that we are able to continue to provide essential services that our residents expect.

The Township's Emergency Control Group continues to monitor and respond to the pandemic with prepared business continuity plans and has been diligently planning for potential future developments. The ECG continues to be dedicated to the safety of staff and the community, while ensuring essential services continue to be delivered without interruption and focusing on business continuity and re-opening the Township in the safest manner possible.

FINANCIAL CONSIDERATIONS:

None at this time.

OTHERS CONSULTED:

- 1) Emergency Control Group

ATTACHMENTS:

- None.

Respectfully submitted and approved by,

William J. Kolasa
Chief Administrative Officer

TO: Mayor Gibson & Members of Council

FROM: Meredith Ciuffetelli, Deputy Clerk

DATE OF MEETING: February 15, 2022

SUBJECT: **Restricted Acts of Council (Lame Duck Periods)**

RECOMMENDATION(S):

THAT Administrative Staff Report ASR-005/2022 respecting Restricted Acts of Council (Lame Duck Periods) be received; and

THAT Council approve a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day (August 19, 2022, at 2:00 p.m. to November 14, 2022, at 11:59 p.m.) as presented in Appendix “A” to this report.

EXECUTIVE SUMMARY:

Section 275 of the *Municipal Act, 2001* (the “Act”), sets out provisions that may, under certain circumstances, restrict the actions of Council either after Nomination Day and/or after Voting Day in an election year (commonly referred to as a “lame duck” period). To paraphrase that Section of the Act: if the new Council will include less than three-quarters (75%) of the Members of the outgoing Council, the outgoing Council is restricted from taking certain actions. This report intends to provide further information on these restrictions and how they may apply to Council for Township of Wainfleet.

BACKGROUND:

Basis of Determination

In the case of the Township of Wainfleet’s five Member Council: three-quarters of 5 Members is 3.75 Members. Thus, a “lame duck” situation would occur when it is certainly known that less than three-quarters (i.e. less than 3.75 Members) of the Members will be returning on the new, incoming Council. More specifically, if it can be determined with certainty that only 3 or fewer Members of the current, outgoing Council will be returning on the new, incoming Council, then the current, outgoing Council will be restricted from taking certain actions until the new, incoming Council takes office.

Pursuant to the Act, there are two specific time periods during which such a determination is made.

The first “lame duck” period could occur after the close of nominations on Nomination Day (August 19, 2022). The determination for this period is based on candidate

nominations to the new Council that have been certified by the Clerk and any acclamations made to the new Council.

The second time period commences after close of voting on Voting Day (October 24, 2022) and runs until the end of the current term of Council (November 15, 2022). The determination for this period is based on the declaration of the results of the election, including declarations of election by acclamation.

Restricted Acts

The following actions are restricted by the Act when it is positively known that the new Council will include less than three-quarters of the members of the outgoing Council:

- (a) the appointment or removal from office of any officer of the municipality;
- (b) the hiring or dismissal of any employee of the municipality;
- (c) the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal (*see Note*); and
- (d) making any expenditures or incurring any other liability which exceeds \$50,000 (*see Note*).

Note: Clauses (c) and (d), above, do not apply if the disposition, expenditure or liability was included in the most recent budget approved by Council before Nomination Day in the election.

Exceptions

Nothing in the Act prevents the municipality from taking any necessary and appropriate action in the event of an emergency. Additionally, nothing in the Act prevents any person or body from exercising any authority previously delegated to the person or body prior to Nomination Day. For example, where staff have specific delegated authority to hire or dismiss employees, dispose of property or incur expenditures, such authority is not affected during a “lame duck” period. It should be noted that Section 23.3(1) of the Municipal Act, 2001, does prescribe that a municipality cannot delegate the power to appoint or remove from office an officer of the municipality whose appointment is required by the Municipal Act.

It is important to note that council may not delegate authority during a lame duck period; any delegation by council must be made before Nomination Day (August 19) and in accordance with Council’s Notice Policy.

OPTIONS/DISCUSSION:

To ensure the uninterrupted continuity of municipal business during potential “lame duck” periods, the Council of the Township of Wainfleet has, in the past, enacted by-laws prior to the close of nominations to delegate authority to the Chief Administrative Officer to exercise restricted acts in the event that three-quarters of the outgoing Municipal Council will not be returning.

Most recently, this was accomplished with the enactment of By-law No. 033-2018, enacted by Council on June 12, 2018 (copy attached – Appendix “A”).

In the event that Council is supportive of enacting such by-law for the 2022 election period, a draft by-law is included in Appendix “B” for the consideration of Council. In keeping with past practice, such delegated authority would only be exercised in absolutely necessary to provide for the efficient conduct of municipal business.

FINANCIAL CONSIDERATIONS:

None.

OTHERS CONSULTED:

None.

ATTACHMENTS:

- 1) Appendix “A” – By-law No. 033-2018, Being a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day (July 27, 2018) to December 1, 2018
- 2) Appendix “B” – Draft 2022 By-law to Delegate Authority to the Chief Administrative Officer. For the period of Nomination Day (August 19, 2022) to the end of the current term of Council (November 15, 2022)

Respectfully submitted by,

Reviewed by,

Meredith Ciuffetelli
Deputy Clerk

William J. Kolasa
Chief Administrative Officer/Clerk

APPENDIX "A" – ASR-005/2022

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 0XX-2018

Being a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day (July 27th, 2018) to December 1st, 2018.

WHEREAS Section 275 of the Municipal Act, 2001, provides that after the first day during the election for a new Council when it can be determined that three quarters (3/4) of the members of the outgoing Council of the municipality will not be returning, the Council of a local municipality shall not take any of the following actions:

- a) The appointment or removal from office of any officer of the municipality;
- b) The hiring or dismissal of any employee of the municipality;
- c) The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
- d) Making any expenditures or incurring any other liability which exceeds \$50,000.

AND WHEREAS the Chief Administrative Officer already has been delegated the authority to hire or remove any employee except officers of the Township from/to employment with the Township of Wainfleet;

AND WHEREAS Section 275(6) of the Municipal Act, 2001, provides that nothing in the section prevents any person from exercising any authority of a municipality that is delegated to the person prior to nomination day for the election of the new council;

AND WHEREAS the Council of the Corporation of the Township of Wainfleet deems it necessary and appropriate to delegate authority to the Chief Administrative Officer to be able to take certain actions in the event that Council itself is precluded from acting;

AND WHEREAS Section 5 of the Municipal Act, 2001, provides that a municipality's power shall be exercised by by-law.

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. **THAT** the Chief Administrative Officer shall be the financial signing authority for expenditures, outside the current budget, exceeding \$50,000.00 and/or for the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
2. **THAT** the Chief Administrative Officer is hereby delegated the authority to appoint or remove from office any officer of the municipality, save and except an officer whose appointment is required by the Municipal Act, 2001;
3. **THAT** the Chief Administrative Office shall only exercise these delegated authorities when required after the first day on which it can be determined that $\frac{3}{4}$ of the outgoing Municipal Council will not be returning;

4. **THAT** the Chief Administrative Officer will report the exercise of such delegated authority to the new Council as soon as is practicable in the new term;
5. **AND THAT** this by-law shall come into force and remain in effect for the period of July 27, 2018 to December 1, 2018.

BY-LAW READ A FIRST TIME THIS 3RD DAY OF JULY, 2018.

BY-LAW READ A SECOND TIME THIS 3RD DAY OF JULY, 2018.

BY-LAW READ A THIRD TIME AND FINALLY PASSED THIS 3RD DAY OF JULY, 2018.

A. Jeffs, MAYOR

W. Kolasa, CLERK

APPENDIX "B"

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 0XX-2022

Being a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day to the End of Term

WHEREAS Section 275 of the Municipal Act, 2001, provides that after the first day during the election for a new Council when it can be determined that three quarters (3/4) of the members of the outgoing Council of the municipality will not be returning, the Council of a local municipality shall not take any of the following actions:

- a) The appointment or removal from office of any officer of the municipality;
- b) The hiring or dismissal of any employee of the municipality;
- c) The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
- d) Making any expenditures or incurring any other liability which exceeds \$50,000.

AND WHEREAS the Chief Administrative Officer already has been delegated the authority to hire or remove any employee except officers of the Township from/to employment with the Township of Wainfleet;

AND WHEREAS Section 275(6) of the Municipal Act, 2001, provides that nothing in the section prevents any person from exercising any authority of a municipality that is delegated to the person prior to nomination day for the election of the new council;

AND WHEREAS the Council of the Corporation of the Township of Wainfleet deems it necessary and appropriate to delegate authority to the Chief Administrative Officer to be able to take certain actions in the event that Council itself is precluded from acting;

AND WHEREAS Section 5 of the Municipal Act, 2001, provides that a municipality's power shall be exercised by by-law.

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. **THAT** the Chief Administrative Officer shall be the financial signing authority for expenditures, outside the current budget, exceeding \$50,000.00 and/or for the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
2. **THAT** the Chief Administrative Officer is hereby delegated the authority to appoint or remove from office any officer of the municipality, save and except an officer whose appointment is required by the Municipal Act, 2001;
3. **THAT** the Chief Administrative Office shall only exercise these delegated authorities when required after the first day on which it can be determined that $\frac{3}{4}$ of the outgoing Municipal Council will not be returning;

4. **THAT** the Chief Administrative Officer will report the exercise of such delegated authority to the new Council as soon as is practicable in the new term;
5. **AND THAT** this by-law shall come into force on the passing thereof.

BY-LAW READ AND PASSED THIS XX DAY OF XX, 2022

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK



Memorandum

To: Mayor Gibson & Members of Council
From: W. Kolasa, Chief Administrative Officer
Date: February 15, 2022
Re: Franchise Agreement with Enbridge Gas Inc.

At its meeting of November 16, 2021, Council considered Report ASR-032/2021 respecting a request from Enbridge Gas Inc. to renew a Franchise Agreement to permit the company to enter onto Township road allowances to install and maintain a distribution system to supply the residents of the municipality with natural gas, and to establish conditions of road occupancy. A copy of that report is available for review in the [agenda package of the November 16, 2021, meeting of Council](#).

On January 31, 2022, the Township received notice that the Ontario Energy Board (OEB) had issued Decision and Order No. EB-2021-0308 (copy attached) approving the renewal of the franchise agreement for a further twenty-year term. Members will recall that the process for the renewal of a franchise agreement as provided for in the *Municipal Franchises Act* includes the following steps:

- ✓ Township receives request from gas company requesting franchise agreement renewal;
- ✓ Staff prepare a recommendation report detailing process for continuing supply of natural gas within the municipality and seeking Council support of the renewal;
- ✓ Council adopts the recommendation contained in this report;
- ✓ Council provisionally adopts (1st and 2nd readings only) of the proposed authorizing by-law and franchise agreement;
- ✓ Township staff forward a provisional franchise agreement package to Enbridge;
- ✓ Enbridge prepares an application to the OEB consisting of the Township's package along with other necessary supporting documentation;
- ✓ Public notice is given of the application to the OEB (including publication in a local newspaper);
- ✓ The OEB considers the application, along any comments received, and issues a Decision and Order;
- ✓ If the application is supported by the OEB, the municipality is notified and requested to give third and final reading to the provisional by-law;
- Council gives final reading to the by-law to renew the franchise agreement;
- Township staff forward copies of the final approved by-law and executed franchise agreement to Enbridge (who will also file a copy with the Ontario Energy Board).

As noted, the Township has received notice that the OEB has approved the renewal. At this stage, two final steps remain to complete the renewal process: giving third and final reading to the authorizing by-law and returning necessary paperwork to Enbridge for execution and filing with the Ontario Energy Board.

The necessary by-law is included on the agenda for Council's consideration later in the meeting. If supported by Council, staff will forward a final franchise package to Enbridge/OEB to complete the process and thus permitting an uninterrupted supply of natural gas to Wainfleet residents.



Ontario
Energy
Board | Commission
de l'énergie
de l'Ontario

DECISION AND ORDER

EB-2021-0308

ENBRIDGE GAS INC.

**Application for the Renewal of a Municipal Franchise Agreement with
the Township of Wainfleet**

By Delegation, before: Pascale Duguay
Manager
Natural Gas

January 27, 2022

INTRODUCTION AND SUMMARY

This Decision and Order approves Enbridge Gas Inc.'s (Enbridge Gas) application for the renewal of its natural gas franchise agreement with the Township of Wainfleet for a twenty-year term.

THE PROCESS

Enbridge Gas filed an application with the Ontario Energy Board (OEB) on November 23, 2021, under section 9 of the *Municipal Franchises Act*. The application was for an order of the OEB approving the renewal of Enbridge Gas's right to construct and operate works for the distribution, transmission and storage of natural gas, and the right to extend and add to the works, in the Township of Wainfleet.

The OEB held a written hearing. A notice of hearing was published in the local newspaper on December 17, 2021. There were no intervenors.

In this Decision and Order, a reference to the Township of Wainfleet is a reference to the municipal corporation or its geographical area, as the context requires.

THE APPLICATION

Enbridge Gas is a corporation incorporated under the laws of the Province of Ontario, with its head office in the City of Toronto.

The Township of Wainfleet is a municipal corporation incorporated under the laws of the Province of Ontario, and is a lower-tier municipality in the Regional Municipality of Niagara.

Enbridge Gas also holds a certificate of public convenience and necessity for the Township of Wainfleet.¹

¹ EBC 58

Enbridge Gas applied to the Township of Wainfleet for approval of the renewal of the franchise, based on a proposed municipal franchise agreement in the form of the 2000 Model Franchise Agreement, with no amendments, for a term of twenty years. On November 16, 2021, the Township of Wainfleet gave its approval.

With the application, Enbridge Gas filed the Township of Wainfleet's draft by-law granting the proposed franchise renewal, and a copy of the proposed municipal franchise agreement. Enbridge Gas also filed a copy of the Township of Wainfleet's resolution, passed on November 16, 2021, approving the form of the draft by-law and franchise agreement, and authorizing Enbridge Gas's request for an order declaring and directing that the assent of the municipal electors to the by-law approving the franchise agreement is not necessary.

OEB FINDINGS

I find that it is in the public interest to approve the application. Enbridge Gas filed a complete application and provided notice of the hearing in the manner instructed by the OEB. I note that no party intervened to object to the application. The proposed municipal franchise agreement is in the form of the 2000 Model Franchise Agreement, with no amendments, and is for a term of twenty years.

IT IS ORDERED THAT:

1. The terms and conditions upon which, and the period for which, the Township of Wainfleet is, by by-law, to grant to Enbridge Gas Inc. the right to construct and operate works for the distribution, transmission and storage of natural gas, and the right to extend and add to the works, in the municipality, as set out in the municipal franchise agreement attached as Schedule A, are approved. A current map of the Township of Wainfleet is attached as Schedule B.
2. The assent of the municipal electors to the by-law is not necessary.
3. Enbridge Gas Inc. shall pay the OEB's costs incidental to this proceeding upon receipt of the OEB's invoice.

DATED at Toronto, January 27, 2022

ONTARIO ENERGY BOARD

Original Signed By

Pascale Duguay
Manager
Natural Gas

SCHEDULE A
MUNICIPAL FRANCHISE AGREEMENT
ENBRIDGE GAS INC.
EB-2021-0308
JANUARY 27, 2022

2000 Model Franchise Agreement

THIS AGREEMENT effective this day of , 2022

BETWEEN:

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

hereinafter called the "Corporation"

- and -

ENBRIDGE GAS INC.

hereinafter called the "Gas Company"

WHEREAS the Gas Company desires to distribute, store and transmit gas in the Municipality upon the terms and conditions of this Agreement;

AND WHEREAS by by-law passed by the Council of the Corporation (the "By-law"), the duly authorized officers have been authorized and directed to execute this Agreement on behalf of the Corporation;

THEREFORE the Corporation and the Gas Company agree as follows:

Part I - Definitions

1. In this Agreement

- (a) "decommissioned" and "decommissions" when used in connection with parts of the gas system, mean any parts of the gas system taken out of active use and purged in accordance with the applicable CSA standards and in no way affects the use of the term 'abandoned' pipeline for the purposes of the *Assessment Act*;
- (b) "Engineer/Road Superintendent" means the most senior individual employed by the Corporation with responsibilities for highways within the Municipality or the person designated by such senior employee or such other person as may from time to time be designated by the Council of the Corporation;

- (c) "gas" means natural gas, manufactured gas, synthetic natural gas, liquefied petroleum gas or propane-air gas, or a mixture of any of them, but does not include a liquefied petroleum gas that is distributed by means other than a pipeline;
- (d) "gas system" means such mains, plants, pipes, conduits, services, valves, regulators, curb boxes, stations, drips or such other equipment as the Gas Company may require or deem desirable for the distribution, storage and transmission of gas in or through the Municipality;
- (e) "highway" means all common and public highways and shall include any bridge, viaduct or structure forming part of a highway, and any public square, road allowance or walkway and shall include not only the travelled portion of such highway, but also ditches, driveways, sidewalks, and sodded areas forming part of the road allowance now or at any time during the term hereof under the jurisdiction of the Corporation;
- (f) "Model Franchise Agreement" means the form of agreement which the Ontario Energy Board uses as a standard when considering applications under the *Municipal Franchises Act*. The Model Franchise Agreement may be changed from time to time by the Ontario Energy Board;
- (g) "Municipality" means the territorial limits of the Corporation on the date when this Agreement takes effect, and any territory which may thereafter be brought within the jurisdiction of the Corporation;
- (h) "Plan" means the plan described in Paragraph 5 of this Agreement required to be filed by the Gas Company with the Engineer/Road Superintendent prior to commencement of work on the gas system; and
- (i) whenever the singular, masculine or feminine is used in this Agreement, it shall be considered as if the plural, feminine or masculine has been used where the context of the Agreement so requires.

Part II - Rights Granted

2. To provide gas service

The consent of the Corporation is hereby given and granted to the Gas Company to distribute, store and transmit gas in and through the Municipality to the Corporation and to the inhabitants of the Municipality.

3. To Use Highways

Subject to the terms and conditions of this Agreement the consent of the Corporation is hereby given and granted to the Gas Company to enter upon all highways now or at any time hereafter under the jurisdiction of the Corporation and to lay, construct, maintain, replace, remove, operate and repair a gas system for the distribution, storage and transmission of gas in and through the Municipality.

4. Duration of Agreement and Renewal Procedures

- (a) If the Corporation has not previously received gas distribution services, the rights hereby given and granted shall be for a term of 20 years from the date of final passing of the By-law.

or

- (b) If the Corporation has previously received gas distribution services, the rights hereby given and granted shall be for a term of 20 years from the date of final passing of the By-law provided that, if during the 20 year term of this Agreement, the Model Franchise Agreement is changed, then on the 7th anniversary and on the 14th anniversary of the date of the passing of the By-law, this Agreement shall be deemed to be amended to incorporate any changes in the Model Franchise Agreement in effect on such anniversary dates. Such deemed amendments shall not apply to alter the 20 year term.
- (c) At any time within two years prior to the expiration of this Agreement, either party may give notice to the other that it desires to enter into negotiations for a renewed franchise upon such terms and conditions as may be agreed upon. Until such renewal has been settled, the terms and conditions of this Agreement shall continue, notwithstanding the expiration of this Agreement. This shall not preclude either party from applying to the Ontario Energy Board for a renewal of the Agreement pursuant to section 10 of the *Municipal Franchises Act*.

Part III – Conditions

5. Approval of Construction

- (a) The Gas Company shall not undertake any excavation, opening or work which will disturb or interfere with the surface of the travelled portion of any highway unless a permit therefor has first been obtained from the Engineer/Road Superintendent and all work done by the Gas Company shall be to his satisfaction.
- (b) Prior to the commencement of work on the gas system, or any extensions or changes to it (except service laterals which do not interfere with municipal works in the highway), the Gas Company shall file with the Engineer/Road Superintendent a Plan, satisfactory to the Engineer/Road Superintendent, drawn to scale and of sufficient detail considering the complexity of the specific locations involved, showing the highways in which it proposes to lay its gas system and the particular parts thereof it proposes to occupy.
- (c) The Plan filed by the Gas Company shall include geodetic information for a particular location:
 - (i) where circumstances are complex, in order to facilitate known projects, including projects which are reasonably anticipated by the Engineer/Road Superintendent, or
 - (ii) when requested, where the Corporation has geodetic information for its own services and all others at the same location.
- (d) The Engineer/Road Superintendent may require sections of the gas system to be laid at greater depth than required by the latest CSA standard for gas pipeline systems to facilitate known projects or to correct known highway deficiencies.
- (e) Prior to the commencement of work on the gas system, the Engineer/Road Superintendent must approve the location of the work as shown on the Plan filed by the Gas Company, the timing of the work and any terms and conditions relating to the installation of the work.
- (f) In addition to the requirements of this Agreement, if the Gas Company proposes to affix any part of the gas system to a bridge, viaduct or other structure, if the Engineer/Road Superintendent approves this proposal, he may require the Gas Company to comply with special conditions or to enter into a separate agreement as a condition of the approval of this part of the construction of the gas system.

- (g) Where the gas system may affect a municipal drain, the Gas Company shall also file a copy of the Plan with the Corporation's Drainage Superintendent for purposes of the *Drainage Act*, or such other person designated by the Corporation as responsible for the drain.
- (h) The Gas Company shall not deviate from the approved location for any part of the gas system unless the prior approval of the Engineer/Road Superintendent to do so is received.
- (i) The Engineer/Road Superintendent's approval, where required throughout this Paragraph, shall not be unreasonably withheld.
- (j) The approval of the Engineer/Road Superintendent is not a representation or warranty as to the state of repair of the highway or the suitability of the highway for the gas system.

6. As Built Drawings

The Gas Company shall, within six months of completing the installation of any part of the gas system, provide two copies of "as built" drawings to the Engineer/Road Superintendent. These drawings must be sufficient to accurately establish the location, depth (measurement between the top of the gas system and the ground surface at the time of installation) and distance of the gas system. The "as built" drawings shall be of the same quality as the Plan and, if the approved pre-construction plan included elevations that were geodetically referenced, the "as built" drawings shall similarly include elevations that are geodetically referenced. Upon the request of the Engineer/Road Superintendent, the Gas Company shall provide one copy of the drawings in an electronic format and one copy as a hard copy drawing.

7. Emergencies

In the event of an emergency involving the gas system, the Gas Company shall proceed with the work required to deal with the emergency, and in any instance where prior approval of the Engineer/Road Superintendent is normally required for the work, the Gas Company shall use its best efforts to immediately notify the Engineer/Road Superintendent of the location and nature of the emergency and the work being done and, if it deems appropriate, notify the police force, fire or other emergency services having jurisdiction. The Gas Company shall provide the Engineer/Road Superintendent with at least one 24 hour emergency contact for the Gas Company and shall ensure the contacts are current.

8. Restoration

The Gas Company shall well and sufficiently restore, to the reasonable satisfaction of the Engineer/Road Superintendent, all highways, municipal works or improvements which it may excavate or interfere with in the course of laying, constructing, repairing or removing its gas system, and shall make good any settling or subsidence thereafter caused by such excavation or interference. If the Gas Company fails at any time to do any work required by this Paragraph within a reasonable period of time, the Corporation may do or cause such work to be done and the Gas Company shall, on demand, pay the Corporation's reasonably incurred costs, as certified by the Engineer/Road Superintendent.

9. Indemnification

The Gas Company shall, at all times, indemnify and save harmless the Corporation from and against all claims, including costs related thereto, for all damages or injuries including death to any person or persons and for damage to any property, arising out of the Gas Company operating, constructing, and maintaining its gas system in the Municipality, or utilizing its gas system for the carriage of gas owned by others. Provided that the Gas Company shall not be required to indemnify or save harmless the Corporation from and against claims, including costs related thereto, which it may incur by reason of damages or injuries including death to any person or persons and for damage to any property, resulting from the negligence or wrongful act of the Corporation, its servants, agents or employees.

10. Insurance

- (a) The Gas Company shall maintain Comprehensive General Liability Insurance in sufficient amount and description as shall protect the Gas Company and the Corporation from claims for which the Gas Company is obliged to indemnify the Corporation under Paragraph 9. The insurance policy shall identify the Corporation as an additional named insured, but only with respect to the operation of the named insured (the Gas Company). The insurance policy shall not lapse or be cancelled without sixty (60) days' prior written notice to the Corporation by the Gas Company.
- (b) The issuance of an insurance policy as provided in this Paragraph shall not be construed as relieving the Gas Company of liability not covered by such insurance or in excess of the policy limits of such insurance.
- (c) Upon request by the Corporation, the Gas Company shall confirm that premiums for such insurance have been paid and that such insurance is in full force and effect.

11. Alternative Easement

The Corporation agrees, in the event of the proposed sale or closing of any highway or any part of a highway where there is a gas line in existence, to give the Gas Company reasonable notice of such proposed sale or closing and, if it is feasible, to provide the Gas Company with easements over that part of the highway proposed to be sold or closed sufficient to allow the Gas Company to preserve any part of the gas system in its then existing location. In the event that such easements cannot be provided, the Corporation and the Gas Company shall share the cost of relocating or altering the gas system to facilitate continuity of gas service, as provided for in Paragraph 12 of this Agreement.

12. Pipeline Relocation

- (a) If in the course of constructing, reconstructing, changing, altering or improving any highway or any municipal works, the Corporation deems that it is necessary to take up, remove or change the location of any part of the gas system, the Gas Company shall, upon notice to do so, remove and/or relocate within a reasonable period of time such part of the gas system to a location approved by the Engineer/Road Superintendent.
- (b) Where any part of the gas system relocated in accordance with this Paragraph is located on a bridge, viaduct or structure, the Gas Company shall alter or relocate that part of the gas system at its sole expense.
- (c) Where any part of the gas system relocated in accordance with this Paragraph is located other than on a bridge, viaduct or structure, the costs of relocation shall be shared between the Corporation and the Gas Company on the basis of the total relocation costs, excluding the value of any upgrading of the gas system, and deducting any contribution paid to the Gas Company by others in respect to such relocation; and for these purposes, the total relocation costs shall be the aggregate of the following:
 - (i) the amount paid to Gas Company employees up to and including field supervisors for the hours worked on the project plus the current cost of fringe benefits for these employees,
 - (ii) the amount paid for rental equipment while in use on the project and an amount, charged at the unit rate, for Gas Company equipment while in use on the project,
 - (iii) the amount paid by the Gas Company to contractors for work related to the project,

- (iv) the cost to the Gas Company for materials used in connection with the project, and
 - (v) a reasonable amount for project engineering and project administrative costs which shall be 22.5% of the aggregate of the amounts determined in items (i), (ii), (iii) and (iv) above.
- (d) The total relocation costs as calculated above shall be paid 35% by the Corporation and 65% by the Gas Company, except where the part of the gas system required to be moved is located in an unassumed road or in an unopened road allowance and the Corporation has not approved its location, in which case the Gas Company shall pay 100% of the relocation costs.

Part IV - Procedural And Other Matters

13. Municipal By-laws of General Application

The Agreement is subject to the provisions of all regulating statutes and all municipal by-laws of general application, except by-laws which have the effect of amending this Agreement.

14. Giving Notice

Notices may be delivered to, sent by facsimile or mailed by prepaid registered post to the Gas Company at its head office or to the authorized officers of the Corporation at its municipal offices, as the case may be.

15. Disposition of Gas System

- (a) If the Gas Company decommissions part of its gas system affixed to a bridge, viaduct or structure, the Gas Company shall, at its sole expense, remove the part of its gas system affixed to the bridge, viaduct or structure.
- (b) If the Gas Company decommissions any other part of its gas system, it shall have the right, but is not required, to remove that part of its gas system. It may exercise its right to remove the decommissioned parts of its gas system by giving notice of its intention to do so by filing a Plan as required by Paragraph 5 of this Agreement for approval by the Engineer/Road Superintendent. If the Gas Company does not remove the part of the gas system it has decommissioned and the Corporation requires the removal of all or any part of the decommissioned gas system for the purpose of altering or improving a highway or in order to facilitate the construction of utility or other works in any highway, the Corporation may remove and dispose of so much of the decommissioned gas system

as the Corporation may require for such purposes and neither party shall have recourse against the other for any loss, cost, expense or damage occasioned thereby. If the Gas Company has not removed the part of the gas system it has decommissioned and the Corporation requires the removal of all or any part of the decommissioned gas system for the purpose of altering or improving a highway or in order to facilitate the construction of utility or other works in a highway, the Gas Company may elect to relocate the decommissioned gas system and in that event Paragraph 12 applies to the cost of relocation.

16. Use of Decommissioned Gas System

- (a) The Gas Company shall provide promptly to the Corporation, to the extent such information is known:
 - (i) the names and addresses of all third parties who use decommissioned parts of the gas system for purposes other than the transmission or distribution of gas; and
 - (ii) the location of all proposed and existing decommissioned parts of the gas system used for purposes other than the transmission or distribution of gas.
- (b) The Gas Company may allow a third party to use a decommissioned part of the gas system for purposes other than the transmission or distribution of gas and may charge a fee for that third party use, provided
 - (i) the third party has entered into a municipal access agreement with the Corporation; and
 - (ii) the Gas Company does not charge a fee for the third party's right of access to the highways.
- (c) Decommissioned parts of the gas system used for purposes other than the transmission or distribution of gas are not subject to the provisions of this Agreement. For decommissioned parts of the gas system used for purposes other than the transmission and distribution of gas, issues such as relocation costs will be governed by the relevant municipal access agreement.

17. Franchise Handbook

The Parties acknowledge that operating decisions sometimes require a greater level of detail than that which is appropriately included in this Agreement. The Parties agree to look for guidance on such matters to the Franchise Handbook prepared by the Association of Municipalities of Ontario and the gas utility companies, as may be amended from time to time.

18. Other Conditions

None.

19. Agreement Binding Parties

This Agreement shall extend to, benefit and bind the parties thereto, their successors and assigns, respectively.

IN WITNESS WHEREOF the parties have executed this Agreement effective from the date written above.

**THE CORPORATION OF THE
TOWNSHIP OF WAINFLEET**

Per:

Kevin Gibson, Mayor

Per:

Meredith Ciuffetelli, Deputy Clerk

ENBRIDGE GAS INC.

Per:

Mark Kitchen, Director
Regulatory Affairs

Per:

Bike Balkanci, Director,
GTA West & Niagara Operations

SCHEDULE B
MAP OF THE TOWNSHIP OF WAINFLEET
ENBRIDGE GAS INC.
EB-2021-0308
JANUARY 27, 2022



Memo

To: Mayor Gibson & Members of Council

From: Lindsay Earl, Manager of Community & Development Services

Date: February 15, 2022

Re: Appoint a Municipal By-law Enforcement Officer

The Township's new Chief Building Official Mr. Benjamin Hopkins began his employment with the Township on Monday February 7, 2022.

As it is normal municipal practice that the Chief Building Official be appointed as a Municipal By-law Enforcement Officer, By-law 011-2022, as listed on the agenda, will authorize Mr. Hopkins to enforce all by-laws passed by the Council of the Corporation of the Township of Wainfleet.



Memo

To: Mayor Gibson & Members of Council

From: Lindsay Earl, MCIP, RPP, Manager of Community & Development Services

Date: February 15, 2022

Re: Status of the Regional SABR Review

A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2020) (“Growth Plan”) establishes a minimum population and employment forecasts for upper and single-tier municipalities in the Greater Golden Horseshoe. It is the Region’s role to plan for these minimum forecasts and assign the forecast to local municipalities. The Region has completed significant forecasting work over several years. Based on the Growth Plan and the Provincial Land Needs Assessment Methodology (LNA), forecasting work set out a Growth Allocation Update to 2051, which identifies a forecast of 694,000 people and 272,000 jobs throughout Niagara’s 12 municipalities.

On many occasions, the Region met individually with planning staff at each local municipality to discuss growth forecasts, intensification rates, densities, and related matters. Since May 2021, the Region held multiple public information centres (PICs) and dozens of meetings with interested parties about these same growth-related matters. During this time, the Region also progressed on the Transportation Master Plan, Master Servicing Plan, and Development Charges update. This process involved a Niagara 2051 working group of various staff across many departments and consultation events held in spring 2021. It is important to note that almost all feedback was supportive of the Region’s process including general public support and local planning staff support of the Region’s overall land needs program and the Regional Structure components.

Settlement Area Boundary Review (SABR):

It is the Region’s role to make settlement area boundary changes, which is only permitted during the review of a new Official Plan. As part of the Region’s Municipal Comprehensive Review, now is the time to implement the provincial growth management requirements.

As Niagara has a modest population and employment base outside of urban settlement areas, with growth anticipated to continue within rural areas and rural settlement areas, Regional staff have developed criteria and an additional assessment was undertaken for Rural Settlement Area Boundary (Hamlet) expansions directed by the Provincial LNA. Between 2021 and 2051, it is forecasted that an additional 900 housing units and 8,090 jobs will occur in the rural area of Niagara.

The SABR determines where the forecasted growth will occur within the rural areas and if additional land is required within rural settlement areas. It reviewed candidate lands adjacent to

the existing settlement area boundaries (hamlets) to determine the most appropriate location for settlement area expansion which primarily focused on Wainfleet and West Lincoln. Rural settlement evaluation criteria included a review of rural character, support for agriculture, hydrogeology, the natural environment, agricultural impact and land use context such that includes local knowledge, and site-specific considerations.

Rural Settlement Expansions in Wainfleet:

The forecasting work undertaken by Niagara Region identified that Wainfleet's population is projected to reach 7,730 people by the year 2051 (versus a 2016 Statistics Canada population of 6,372), to be accommodated in 420 new units in the next 30 years. This equals approximately 14 new houses per year. In comparison, the Township has seen recent growth at the following rate through building permits issued: 2019 (15 new homes), 2020 (20 new homes) and 2021 (25 new homes) respectively.

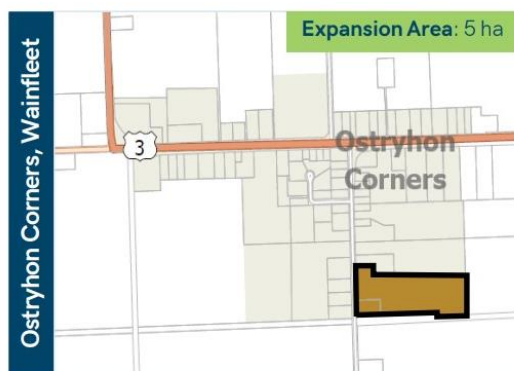
In order to accommodate for this growth while including projected employment rates, Niagara Region determined that the Township would require 140 ha of residential lands, and 20 ha of employment lands for a total of 160 ha. The Township's current land supply sits at 85 ha, and therefore the Rural LNA calculated an additional 75 hectare land need for Rural Settlement Area (hamlet) expansion in the Township.

Wainfleet Council identified a number of parcels for expansion consideration through review of a previous local Official Plan Amendment for the lands adjacent to the current rural settlement (hamlet) boundaries of Wellandport and Chambers Corners in the fall of 2020. The Region also received 2 private owner requests for expansion consideration in their Official Plan.

In addition to the private and municipal requests noted above, the Region reviewed additional candidate lands needed in order to meet the growth forecasts, with a total of 11 sites reviewed under the Rural Expansion Criteria in the Township of Wainfleet.

Four Hamlets in Wainfleet have been recommended by Niagara Region for expansion. Expansion areas are depicted below. Summary details for each area can be found in the Region's Staff Report PDS 42-2021 (attached). Through the SABR process the boundaries of each hamlet were also examined to determine if any minor technical adjustments were needed (e.g. to align a Hamlet boundary with a property boundary) these are identified in Appendix 4 of the Region's report.





The Rural Settlement Area (hamlet) expansions will focus on maintaining rural character and supporting the agricultural community and rural population needs. Specifically, Chambers Corners and Ostryhon Corners expansions will accommodate the forecasted rural employment growth, and will be required to be designated for rural employment land uses in our local Official Plan. As identified within our Official Plan policies, the Wainfleet Village hamlet is the largest and most diverse hamlet within the municipality which shall play a more significant role in accommodating future growth in the Township. As such, this hamlet is receiving the largest portion of the rural settlement area expansion. Rural settlement areas will continue to be serviced through private systems and new additional lands brought into the settlement areas can operate as existing uses (i.e. agriculture/crops) until such a time that future development is proposed on those parcels by the private landowners.

Next Steps:

The Region will be hosting a Public Open House for the new Official Plan on February 24, 2022, followed by the Statutory Public Meeting at their Planning & Development Committee Meeting in April with the intention of a spring adoption. Once the Region's Official Plan receives final approval, the Township will begin work on our required conformity exercise to bring our own local Official Plan up to date.

As Township staff have worked closely with Regional staff through this process and cannot dispute the recommendations of the SABR, the Region is seeking Council's endorsement of their work on the Rural Settlement Area expansions that will supply the Township of Wainfleet with a sufficient amount of land to accommodate the required future residential and employment growth until the year 2051.

Attachment:

PDS 42-2021- Regional Settlement Area Boundary Review - Rural Recommendations Report

Subject: Niagara Official Plan: Settlement Area Boundary Review – Rural Recommendations

Report to: Planning and Economic Development Committee

Report date: Wednesday, December 8, 2021

Recommendations

1. That Report PDS 42-2021, **BE RECEIVED** for information regarding the Settlement Area Boundary Review – Rural Recommendations.

Key Facts

- This report provides information on proposed changes to rural settlement area boundaries. No decisions are sought from Council at this time.
- Changes to settlement boundaries can only be made by the Region at the time of a Municipal Comprehensive Review (“MCR”). The Region’s MCR is occurring as part of the new Niagara Official Plan (“NOP”).
- Using the Provincial Land Needs Methodology, the Region prepared a land needs assessment (“LNA”) to determine the amount of expansion area required to meet its growth needs.
- A need for 115 hectares is identified for rural settlement area expansions in Wainfleet (75 hectares) and West Lincoln (40 hectares).
- Potential expansion locations were provided for public review in summer 2021. All identified areas were reviewed using evaluation criteria based on Provincial policies and direction.
- In addition to boundary expansions, technical adjustments are being considered where boundary alignment either incorrectly reflected the parcel boundary, did not align with zoning or to provide appropriate width to access a parcel.
- Comments on the proposed changes to the settlement area boundaries are requested by February 7, 2022, to provide sufficient time for review and input in to the next draft.

Financial Considerations

There are no financial considerations directly related to this report. Council approved the resources to complete the Niagara Official Plan (“NOP”) over a five year period as part of the 2017 Budget Process.

Analysis

The Region can adopt changes to rural boundaries at the time it passes the NOP. Consideration must be given to both requests for expansion, as well as the review of the entire boundary, to determine the best location for expansion.

Expansions can only happen if there is a “need” for the expansion. The need is determined through a land needs assessment (“LNA”), a process set out by the Province.

This report relates to rural settlement area boundary expansions recommendations only. Urban area recommendations may be found in PDS 41-2021.

Rural Settlement Areas (sometimes referred to as “Hamlets”) in the Greenbelt Plan area cannot expand. Therefore, the Rural LNA is focused mainly on West Lincoln and Wainfleet, where need was identified and Rural Settlement Areas currently exist outside of the Greenbelt Plan Area. Further details on the LNA can be found in Appendix 2.

Based on the land need assessment, an additional 75 hectares is needed within Wainfleet and 40 hectares within West Lincoln.

Port Colborne and Fort Erie were reviewed as part of this work. It was determined that the existing land supply was adequate. No additional lands were required.

Rural Settlement Area Boundary Review

A smaller portion of population and employment growth is planned to be accommodated in rural areas, primarily within Hamlet boundaries.

Wainfleet does not have an urban settlement area and therefore the entirety of its growth is to be accommodated in its rural areas. Half of residential growth and approximately 60% of rural employment growth allocation is directed to its Hamlets.

A significant majority of new population growth for West Lincoln is forecasted to go to the Smithville urban area; only a small percentage is planned for Hamlets. All residential land need directed to the rural area is to be accommodated within Hamlets. Approximately 60% of rural employment growth will be directed to West Lincoln's hamlets.

Maps showing expansion locations are included below and also found in Appendix 1.

Rural Settlement Review Criteria

To review potential areas for expansion, the Region prepared rural settlement review criteria to assess locations. This criteria was released for review and comment as Appendix 18.3 to Report PDS 17-2021. The assessment criteria was developed to be consistent with and conform to Provincial policy.

No feedback was provided on the criteria. As a result, no changes to the criteria were made and it was used to consider expansion locations and requests.

The rural criteria is based on five categories: contribution to rural character, support for agricultural community, impacts to agricultural operations, environmental constraints, and hydrogeological considerations. The review also looked at site specific context considerations (e.g. proximity to an airfield or landfill site).

The Region, in consultation with the applicable local municipalities, reviewed all identified and requested locations in the rural settlements to determine the most appropriate and feasible location to accommodate growth.

Appendix 3 provides additional discussion on the Rural assessment results for each of the expansions and other areas that were considered through the Region's Rural Settlement Area Boundary Review ("SABR") review.

Through the Rural SABR process, the Region considered the need for both community lands (residential and commercial) and rural employment (dry industrial) lands. The following is a summary of community area and employment area recommendations for rural settlement expansions.

Consultation

The Region consulted and engaged with the local municipalities through the Rural SABR process. In addition, consideration was given to local municipal staff reports and any information submitted as part of a request.

The Region also received comments from the public through the SABR mapping tool. Comments and responses are included in Appendix 8 to associated Report PDS 41-2021.

West Lincoln

A total of 13 sites were reviewed under the Rural Expansion Criteria. The Rural LNA sets out a need for 40 hectares of developable area for Hamlet expansion in the Township.

Four Hamlets have been recommended for expansion. Expansion areas are described below with summary details for each area being recommended.



West Lincoln – Community Lands

Recommendation #1 - Abingdon

Current Rural Settlement area = 35 hectares

Expansion Area = 11 hectares

The expansion is located behind existing rural residential lots north of Bismark Road and east of Abingdon Road. The expansion will round out the Hamlet boundary and does not extend the boundary any further north on Abingdon Road or east along Regional Road 65.

This location is in close proximity to an existing park and would reflect other current development proposals on the west side of Abingdon Road.

Defunct livestock barns are present on the southerly expansion lands. There are no other agricultural related constraints present and the expansion would not have significant impact on the surrounding agricultural area.

There are some minor other wetland features located on both properties. These features are farm ponds and drainage channels that meet the minimum requirement to be mapped.

Recommendation #2 - Caistorville

Current Rural Settlement area = 43 hectares

Expansion Area = 7 hectares

The proposed expansion would add a modest amount of land to the boundary to facilitate a rural lot subdivision on a local road. The expansion maintains the rural character of Caistorville.

The easterly boundary would continue south to encompass these lands. There is no further opportunity to expand southerly due to environmental constraints.

The lands are relatively clear of environmental features. Environmental features surround the expansion area and will be studied through future applications to ensure protection.

There are no barns in the area and the inclusion of these lands for rural residential would have limited agricultural impact.

Recommendation #3 – Wellandport

Current Rural Settlement area = 80 hectares

Expansion Area = 3 hectares

This expansion is relatively small in size and would not alter the character of Wellandport. The property includes lands that are partially within the boundary.

There are no significant environmental features on the expansion lands. A small drainage channel runs through the property. Future study work should review this feature.

Operating chicken barns are located north of the property. Based on review and correspondence with Township staff, a number of rural residential lots already exist within the MDS area of influence and the existing Hamlet boundary is closer to the operation. On this basis, Staff determined the barns did not pose a constraint for inclusion into the boundary.

West Lincoln – Rural Employment Lands

The Rural LNA includes provision for rural employment land need to the rural area. In West Lincoln's case approximately 40% of this growth is generally directed to typical agricultural employment growth (i.e. greenhouses, farming operations). The remaining portion is directed to rural hamlets where some uses are more appropriately located.

In order to inform location and need for rural employment lands to accommodate growth, the Township retained a consultant to prepare a Rural Employment Lands Hamlet Expansion Study (the "RES"). In addition to where future rural employment growth should be allocated, the study also addressed concerns with existing employment uses establishing in agricultural areas that were not suitable or operating illegally.

The results of the RES utilized the Region's Rural SABR criteria as a first step to determine the Hamlets with the highest probability of accommodating rural employment. As well, the Region provided approximate land need for rural employment based on the Rural LNA.

The Region was involved throughout the preparation of the RES and has reviewed the results in its independent assessment.

Regional Recommendation – Fulton

Current Rural Settlement area = 11 hectares

Expansion Area = 20 hectares

Fulton is located in the north-west part of the Township and currently has residential lots, commercial and rural employment uses (including a gas station, Minor Bros., and a veterinarian clinic).

The proposed expansion includes some environment features; these features will offer a natural buffer between the future rural employment and the existing residential lands located along South Grimsby Road 18.

In terms of agricultural impacts, there is one livestock operation south of Regional Road 20. The minimum distance separation arc places the expansion outside of the area of influence.

Fulton is the preferred location because it is well connected via Regional Road 20 to the Township, as well as beyond. It is conveniently located along the Highway 20 corridor that connects to the City of Hamilton with access to the Red Hill Parkway and QEW.

This location also provides an opportunity for West Lincoln to comprehensively plan the rural employment uses and provides space for businesses to relocate, as well as attract new ones.

Wainfleet

A total of 11 sites were reviewed under the Rural Expansion Criteria. The Rural LNA sets out a 75 hectares land need for Hamlet expansion.

Four Hamlets in Wainfleet have been recommended for expansion. Expansion areas are described below with summary details for each area.



Wainfleet – Community Area

Recommendation #1 - Wainfleet Village

Current Rural Settlement area = 157 hectares

Expansion Area = 47 hectares

The Wainfleet Village is the largest Hamlet in Wainfleet and has a number of services and facilities that support the Hamlet and surrounding agricultural area. Wainfleet's Official Plan identifies this area as the focus for growth and development. More than half of the population and employment growth directed to Wainfleet is allocated to this Hamlet.

Two locations are recommended for the Village of Wainfleet.

North/South of Bell Road

The Region recommends the entirety of the parcel between Bell Road and Clarendon Street West to the unopened road allowance be added to the Wainfleet boundary. In addition, the frontage of Bell Road to the north should also be included in the boundary for a total area of 29 hectares.

The primary focus of these lands will be residential, with some employment uses such as commercial, restaurants and personal services to support the population growth. Adding lands on both sides of Bell Road will allow for more comprehensive planning.

These lands are generally unencumbered by environmental features.

There are also no significant agricultural impacts. One livestock operation was identified to the south; however, with the Feeder Canal, road and buffering, it does not preclude the Region's boundary recommendation.

South Village Boundary

Approximately 18 hectares is recommended for inclusion in the Wainfleet boundary along the southern edge of the Hamlet to the east and west of Side Road 20.

The westerly side of the road would see a small expansion for the purpose of adding land to facilitate the development of lands to the north already in the boundary.

The easterly side of the road adds land just south of the Village's park. Adding residential lands in close proximity to the park and recreation area will add population in close proximity to facilitate its use.

There are no environmental features identified on the expansion lands.

Agricultural activity is generally feed/cash cropping. A poultry operation exists approximately 300 metres to the south. Calculations for MDS indicate the arc would impact a small portion of the property.

The Region supports this location, but requires that the Township zone the property to restrict residential development within the arc until the MDS can be resolved. Options are available to address this impact through subdivision design or review of land use.

Recommendation #2 – Wellandport

Current Rural Settlement area = 19 hectares
Expansion Area = 3 hectares

Consideration of this expansion area was done in conjunction the West Lincoln side of Wellandport. Wellandport has commercial establishments and a library available to

serve the community as it grows. This expansion area would contribute modest growth to help build the character of the Hamlet.

The boundary proposes to follow the buffer limit of the environmental feature to the south. Since the expansion area excludes the natural feature and its buffer, no environmental concerns remain.

This expansion would not have any MDS impacts. A livestock operation is located to the east of the proposed expansion, outside the MDS area of influence. In addition, the existing Hamlet boundary is located closer to the livestock facility.

Wainfleet – Rural Employment

Recommendation #1 - Chambers Corners

Current Rural Settlement area = 52 hectares

Expansion Area = 17 hectares

There are two expansion areas identified in Chambers Corners.

Chambers Corners has a number of existing businesses; the addition of two areas in this Hamlet for rural employment would be in keeping with the character of the area. Future consideration for buffering and compatibility could be considered at the time of local conformity through land use permissions and zoning.

North East Parcel

The Township has identified a need for more rural employment lands in a centralized area. Chambers Corners offers an opportunity for synergy with existing employment related uses existing in this Hamlet.

Chambers Corners is also well connected, with direct access to Forks Road and Regional Road 24.

An environmental feature is located along the north edge of the property. A significant amount of developable land is available outside of the environmental feature and buffers. The environmental feature would be studied and appropriately buffered through future environmental study work.

Rural employment lots are on average 2 hectares. At this size, the developable land would allow for a rural lot subdivision for several businesses.

Poultry barns are present east of the north east parcel. In reviewing the MDS guidance material, as well as a report provided by the Township, it was determined that an expansion for rural employment is considered a less sensitive use (Type A) and therefore would not pose a conflict for minimum distance separation to the barns.

The Region will require the Township designate and zone this expansion for rural employment to ensure there is no conflict with MDS.

South West Parcel

To the support the parcel above, the south parcel is recommended for rural employment. It will provide opportunity for additional rural employment to support and enhance the other operations in the area.

The lands are adjacent to a rural employment operation and would allow for its expansion. Through this expansion, the property could utilize the existing access.

These lands have no environmental constraints present. Further, no agricultural operations were identified in proximity to the expansion.

The expansion may require one additional access to Highway 3 for a future rural employment lot.

Recommendation #2 - Ostryhon Corners

Current Rural Settlement area = 75 hectares

Expansion Area = 5 hectares

The Region recommends adding 5 hectares to the southerly limit of this Hamlet, following the existing boundary line and extending it south.

The lands are recommended for rural employment due to compatibility with adjacent contractor's yard and the proximity to the Burnaby airfield.

There are no immediate concerns related to agricultural operations or environmental features. MDS was reviewed through a previous boundary review which determined

there were a number of non-farm uses in or adjacent to the existing boundary that already restricted the livestock operation and there would be no MDS conflict.

Rural Settlement Technical Adjustments

Through the Rural Settlement SABR process the boundaries of each hamlet were also examined to determine if any minor adjustments were needed (e.g. to align a Hamlet boundary with a property boundary).

Through this process, one technical adjustment is supported in West Lincoln (Bismark) and three technical adjustments are supported in Wainfleet (Winger, Wellandport and Chambers Corners).

Details related to these adjustments can be found in Appendix 4.

Provincial Policy Review

The *Planning Act, 1990* requires all municipal Council decisions to be consistent with, conform to, or not conflict with the applicable Provincial policy. Regional and local planning staff must provide planning advice and make recommendations under the same requirements. The recommendations in this report conform to, are consistent with, and do not conflict with applicable Provincial policy and plans.

Policy review is included in Appendix 5.

Alternatives Reviewed

This Report is prepared for information only; therefore, no alternatives are provided.

Consultation on these recommendations is planned for late 2021 and early 2022. The Region seeks comments by February 7, 2022.

Relationship to Council Strategic Priorities

Settlement Area Boundary Expansion, as part of the Region's MCR and NOP, is supported by the following Council Strategic Priorities:

- **Supporting Business and Economic Growth:** Through long range planning to accommodate growth for rural community and employment lands and offer opportunities to attract and support economic wellbeing;

- **Healthy and Vibrant Community:** Through planning for safe, healthy neighbourhoods that are attractive, inclusive and connected;
- **Responsible Growth and Infrastructure Planning:** Through coordinated, efficient use of rural infrastructure and responsibly directing growth to rural settlements; and
- **Sustainable and Engaging Government:** Through planned growth that is fiscally sustainable and fosters strong, successful relationships between all levels of government in the supply of services.

Other Pertinent Reports

PDS 4-2021 Niagara Official Plan—Steps and Directions Moving Forward (information)

PDS 17-2021 Niagara Official Plan Consolidated Policy Report (endorsement)

PDS 33-2021 Niagara Official Plan: Land Needs Assessment and Settlement Area Boundary Review Update (endorsement)

Prepared by:

Kirsten McCauley, MCIP, RPP
Senior Planner
Planning and Development Services

Recommended by:

Michelle Sergi, MCIP, RPP
Commissioner
Planning and Development Services

Submitted by:

Ron Tripp, P.Eng.
Chief Administrative Officer

This report was prepared in conjunction with PDS 41-2021.

Appendices

Due to size, some of the following [appendices](#) are available on the NOP website only:
<https://www.niagararegion.ca/official-plan/>

Appendix 1	Map of Recommended Rural (Hamlet) Settlement Area Expansions
Appendix 2	2051 Rural Land Needs Assessment (December 2021)
Appendix 3	Rural (Hamlet) Settlement Area Assessment Review (website only)
Appendix 4	Boundary Changes from Technical Adjustments to Rural (Hamlet) Settlement Areas
Appendix 5	Provincial Policy and Plan Review

From PDS 41-2021:

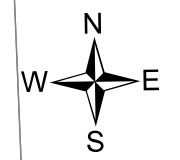
Appendix 8	Public Comments (website only)
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RURAL SETTLEMENT EXPANSION RECOMMENDATION

DECEMBER 2021

Appendix 1
PDS 42-2021

December 8, 2021



LEGEND

RURAL SETTLEMENT AREA EXPANSION

RURAL SETTLEMENT AREA

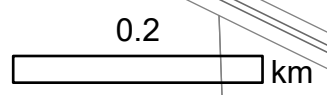
NIAGARA ESCARPMENT PLAN AREA

GREENBELT PLAN AREA

West Lincoln

Abingdon

65



RURAL SETTLEMENT EXPANSION RECOMMENDATION


DECEMBER 2021


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


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 RURAL SETTLEMENT AREA EXPANSION

 RURAL SETTLEMENT AREA

 NIAGARA ESCARPMENT PLAN AREA

 GREENBELT PLAN AREA



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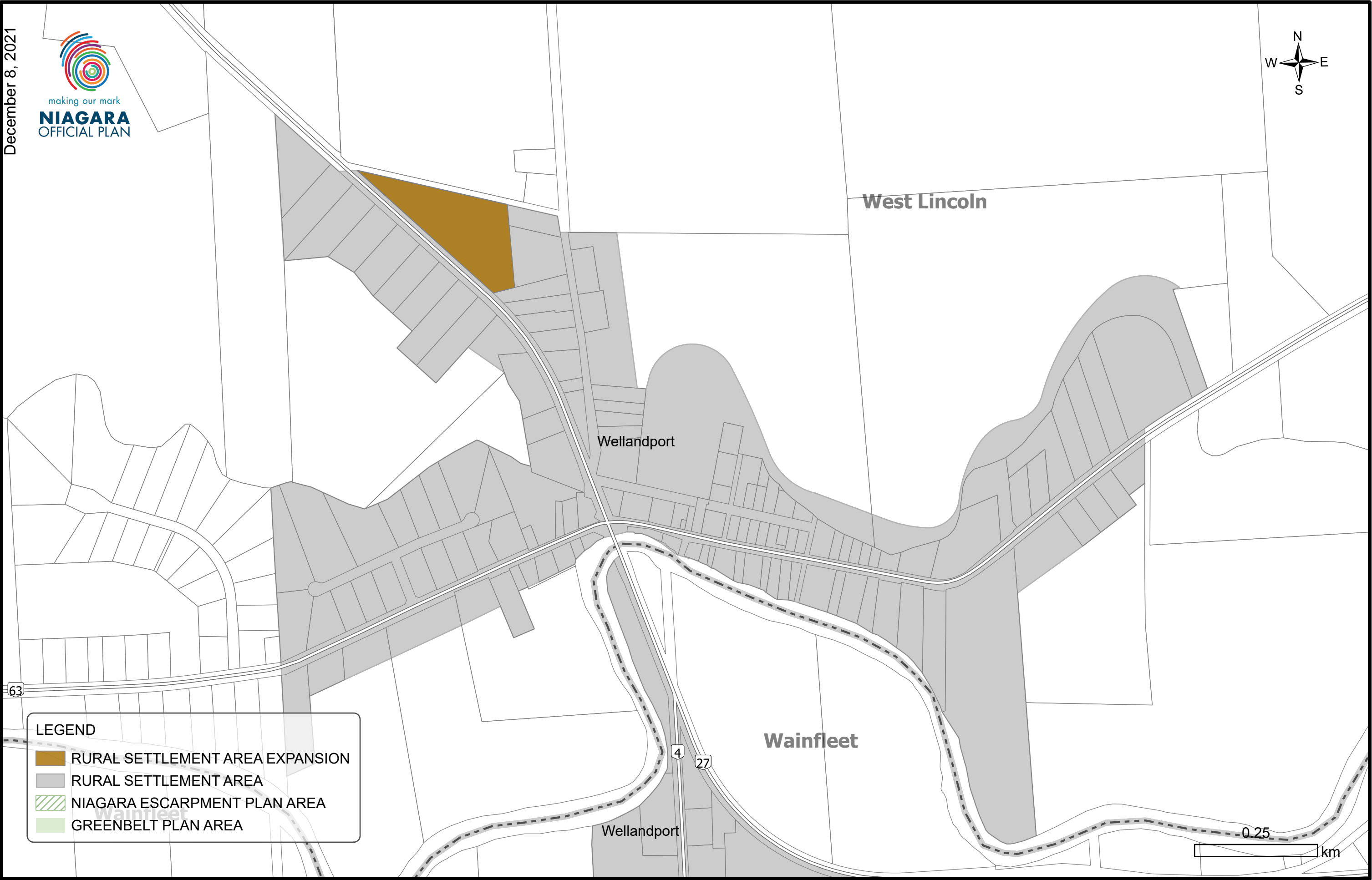
RURAL SETTLEMENT EXPANSION RECOMMENDATION

DECEMBER 2021

Appendix 1

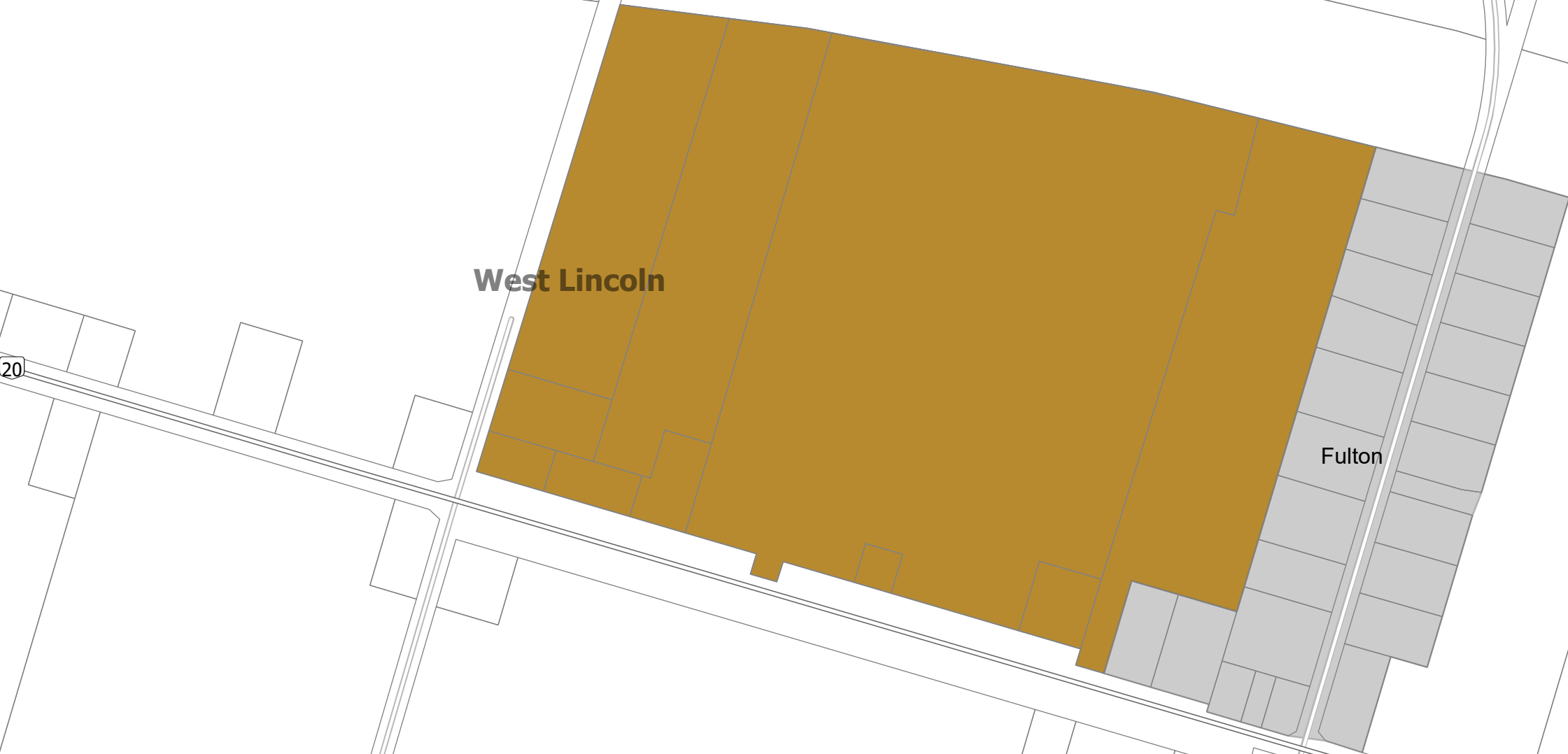
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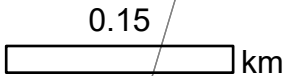
RURAL SETTLEMENT EXPANSION RECOMMENDATION
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- RURAL SETTLEMENT AREA EXPANSION
- RURAL SETTLEMENT AREA
- NIAGARA ESCARPMENT PLAN AREA
- GREENBELT PLAN AREA

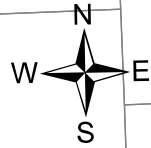


RURAL SETTLEMENT EXPANSION RECOMMENDATION

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- RURAL SETTLEMENT AREA EXPANSION
- RURAL SETTLEMENT AREA
- NIAGARA ESCARPMENT PLAN AREA
- GREENBELT PLAN AREA



RURAL SETTLEMENT EXPANSION RECOMMENDATION

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RURAL SETTLEMENT AREA EXPANSION

RURAL SETTLEMENT AREA

NIAGARA ESCARPMENT PLAN AREA

GREENBELT PLAN AREA



RURAL SETTLEMENT EXPANSION RECOMMENDATION

DECEMBER 2021

Appendix 1
PDS 42-2021

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LEGEND

RURAL SETTLEMENT AREA EXPANSION

RURAL SETTLEMENT AREA

NIAGARA ESCARPMENT PLAN AREA

GREENBELT PLAN AREA



RURAL SETTLEMENT EXPANSION RECOMMENDATION

DECEMBER 2021

Appendix 1

PDS 42-2021

December 8, 2021



NIAGARA OFFICIAL PLAN

2051 Rural Land Needs Assessment

This report should be read in conjunction with Appendix 3 to PDS
41-2021

Niagara Region
December 2021



Rural Land Needs Assessment

As directed by the Provincial Land Needs Assessment Methodology, an additional assessment was undertaken for Rural Settlement Areas.

Niagara has a modest population and employment base outside of urban settlement areas. Limited growth is anticipated to continue within rural areas and rural settlement areas. Between 2021 and 2051, the *2051 Growth Update Memo* forecast an additional 900 housing units and 8,090 jobs will occur within the rural area.

The Rural Settlement Area assessment determines where the forecast growth will occur within the rural areas and if additional land is required within rural settlement area boundaries (also known as Hamlets).

The Rural Land Needs Assessment has been restricted to municipalities where Rural Settlement Areas currently exist and are outside of the Greenbelt Plan Area. In other words, the analysis only considers the potential for additional Rural Settlement Area lands where supported by Provincial policies.

Table 1 provides a summary of housing and employment forecasts within both the Rural Area and the proportion to be directed to Rural Settlement Areas. Distribution of units and employment to Rural Settlement Areas is based on historic trends and policy direction within associated Local Official Plans.

Table 1: Rural Area and Rural Settlement Area Forecasts

Rural Area and Rural Settlement Area Forecasts: 2021 to 2051

Municipality	Rural Area Housing Forecast	Rural Area Employment Forecast	% Rural Employment to Rural Settlement Areas	% Units to Rural Settlement Areas
Fort Erie	40	500	0%	10%
Port Colborne	10	550	100%	100%
Wainfleet	420	460	60%	50%
West Lincoln	40	570	60%	100%

Residential land need within Rural Settlement Areas was determined by converting the housing growth to area (hectares).

In Niagara, residential lots within Rural Settlement Areas must be a minimum of 1 hectare in size. However, lots may be reduced to 1 acre based on studies. To determine the developable lot size for the Rural Settlement Area assessment, staff analyzed the vacant land supply within hamlets and the surrounding lot fabric of existing development.

It was determined that new residential lots within Rural Settlement Areas will have an average lot size of 0.6 hectares or 1.5 acres.

Table 2 provides an overview of residential land needs within Rural Settlement Areas.

Table 2: Rural Settlement Area Forecasts (Housing), 2021 to 2051

Rural Settlement Area Forecasts: Housing 2021 to 2051

Municipality	Housing Forecast	Residential Need (ha)
Fort Erie	0	0
Port Colborne	10	6
Wainfleet	210	140
West Lincoln	40	25

Rural Employment land need within Rural Settlement Areas was determined by converting employment growth to area (hectares).

Employment densities were calculated based on existing businesses identified through the Niagara Employment Inventory.

Table 3 provides an overview of employment land needs within Rural Settlement Areas.

Table 3: Rural Settlement Area Forecasts (Employment), 2021 to 2051

Rural Settlement Area Forecasts: Employment 2021 to 2051

Municipality	Employment Forecast	Employment Density (jobs per hectare)	Employment Need (ha)
Fort Erie	50	35	0
Port Colborne	550	10	55
Wainfleet	275	15	20
West Lincoln	335	10	35

Finally, the overall land need for Rural Settlement Areas was determined by adding the residential and employment land needs, and subtracting existing supply.

Table 4 provides an overview of Rural Settlement Area land needs.

Table 4: Rural Settlement Area Land Needs to 2051

Rural Settlement Area Land Needs

Municipality	Residential and Employment Land Need (ha)	Existing Supply (ha)	Land Need (ha)
Fort Erie	0	0	0
Port Colborne	60	80	-20
Wainfleet	160	85	75
West Lincoln	60	20	40

Based on the Rural Settlement Area assessment, an additional 75 hectares is needed within Wainfleet and 40 hectares within West Lincoln.

Conclusion

The Rural LNA Summary represents the land need requirements for Rural Settlement Areas to 2051 and is a component of the overall Regional assessment.

The *Growth Plan* requires that the Province approve the Region's final LNA. The Region has been consulting with the Province on the draft LNA and will continue to communicate until the final assessment is approved.

In preparing this document, careful consideration was given to input from the public, agency and area municipalities.

NIAGARA OFFICIAL PLAN

Appendix 4 - PDS 42-2021

Boundary Changes from Technical Adjustments to Rural (Hamlet) Settlement Areas

Settlement Area Boundary Review

Niagara Region
December 2021



Rural Settlement Boundary Review – Technical Adjustments

In preparing the NOP, the Region identified small mapping discrepancies between Regional and Local boundaries in rural settlement areas (Hamlets). This occurred where Hamlet boundary alignment incorrectly reflected the parcel boundary, did not align with the zoning by-law boundary, or had deficient access width.

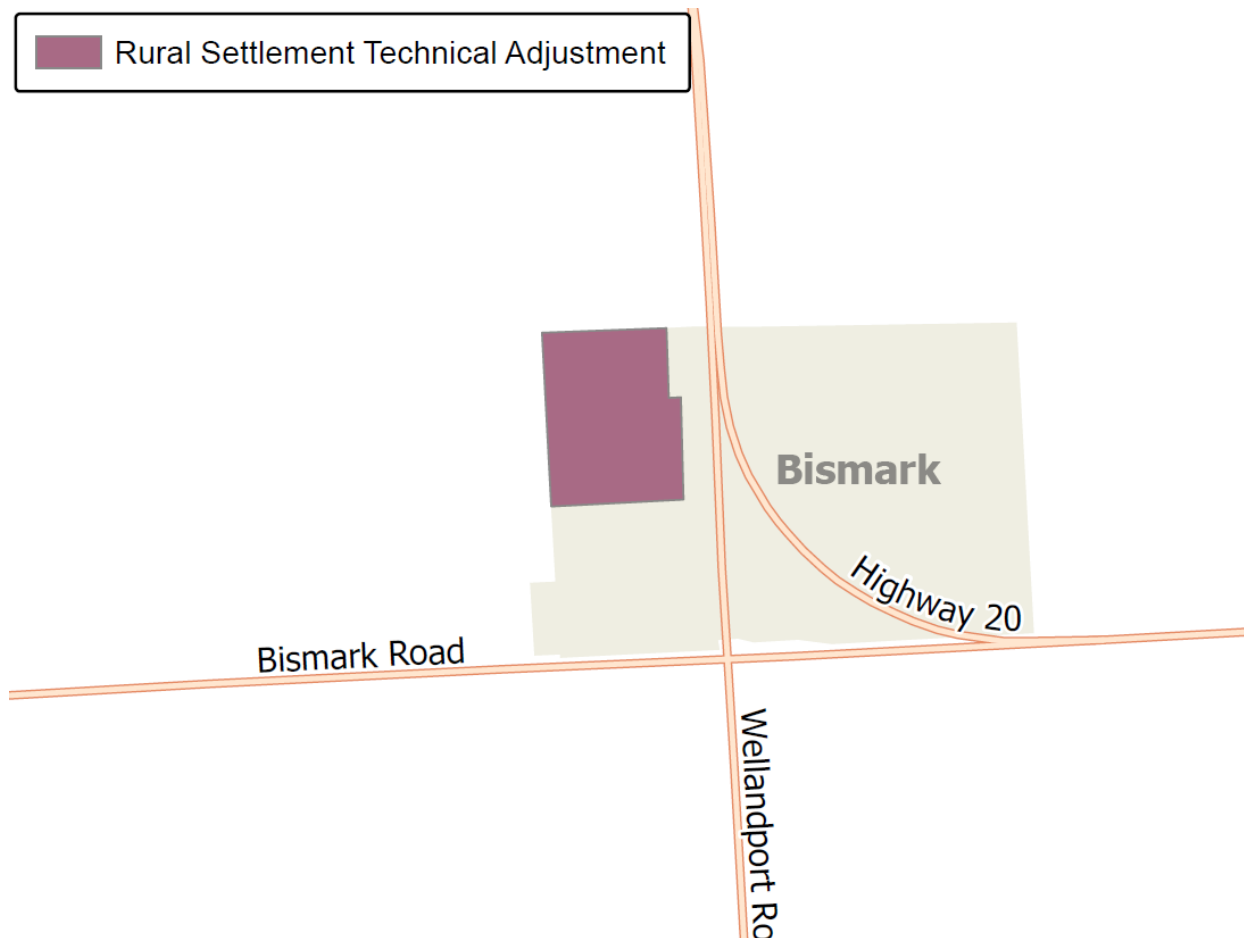
Similar to the urban technical adjustments, covered under a separate Appendix, changes are proposed to correct the above errors. These changes do not add to land supply to accommodate growth.

Rural technical adjustments occur in West Lincoln and Wainfleet. Four areas are identified below.

Technical Boundary Adjustments

Technical Adjustment #1 – Bismark, West Lincoln

The Region proposes a minor technical adjustment for the Bismark Rural Settlement boundary. The adjustment will add approximately two hectares immediately adjacent to an existing established commercial (restaurant) lot and residential lot, both undersized. This adjustment will not facilitate the development of new rural residential lots. The purpose of this adjustment is to allow a future property boundary adjustment to add land for private servicing purposes to the adjacent lots. The technical change better aligns with the existing Hamlet zoning.



Technical Adjustment #2 – Winger, Wainfleet

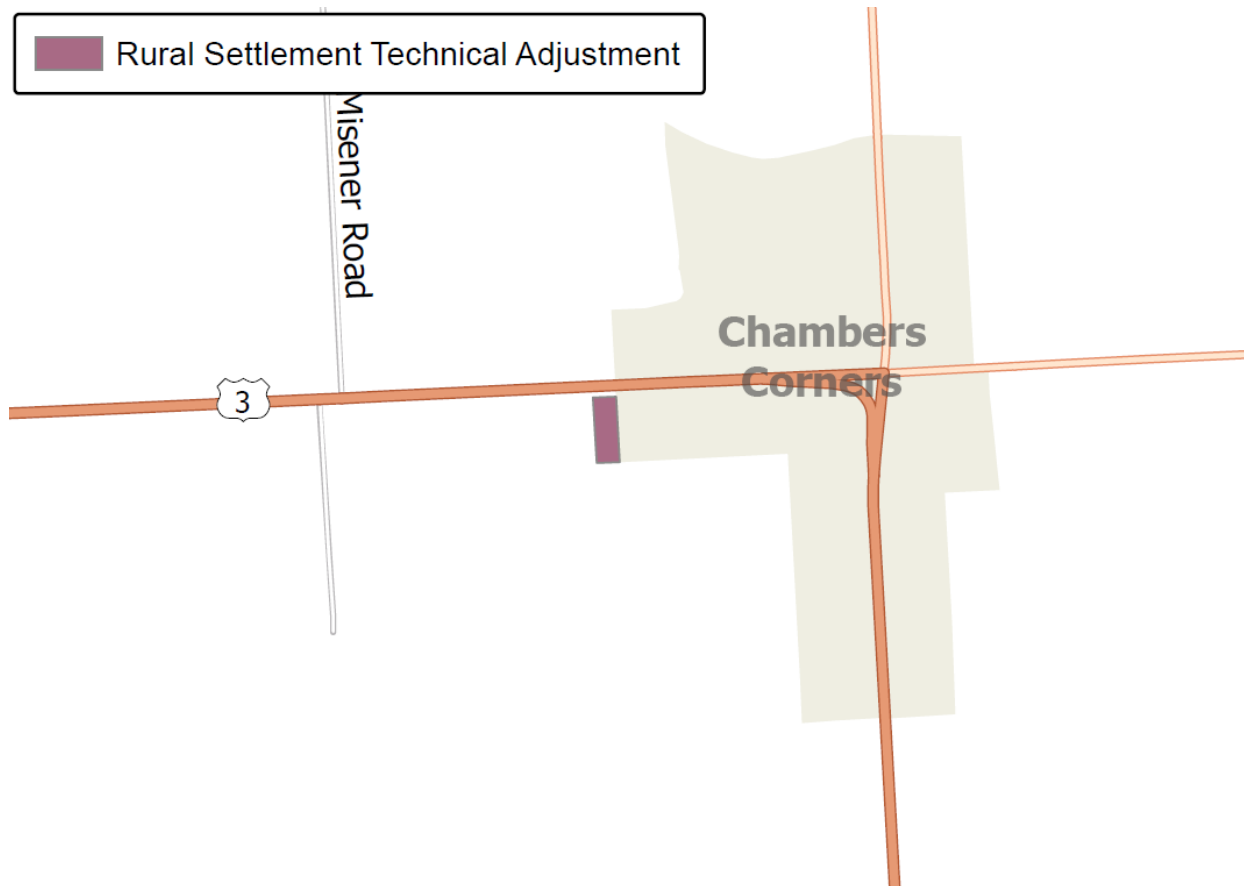
A technical adjustment is supported for the Winger Hamlet to facilitate a through road to connect two large vacant parcels for development. These parcels are currently within the boundary. The adjustment would allow for coordination of development to provide alternate road connect to Wills Road, as well as to Highway 3.

The Region supports the Township's position of adjusting this boundary to allow for the coordination of development within the Winger boundary.



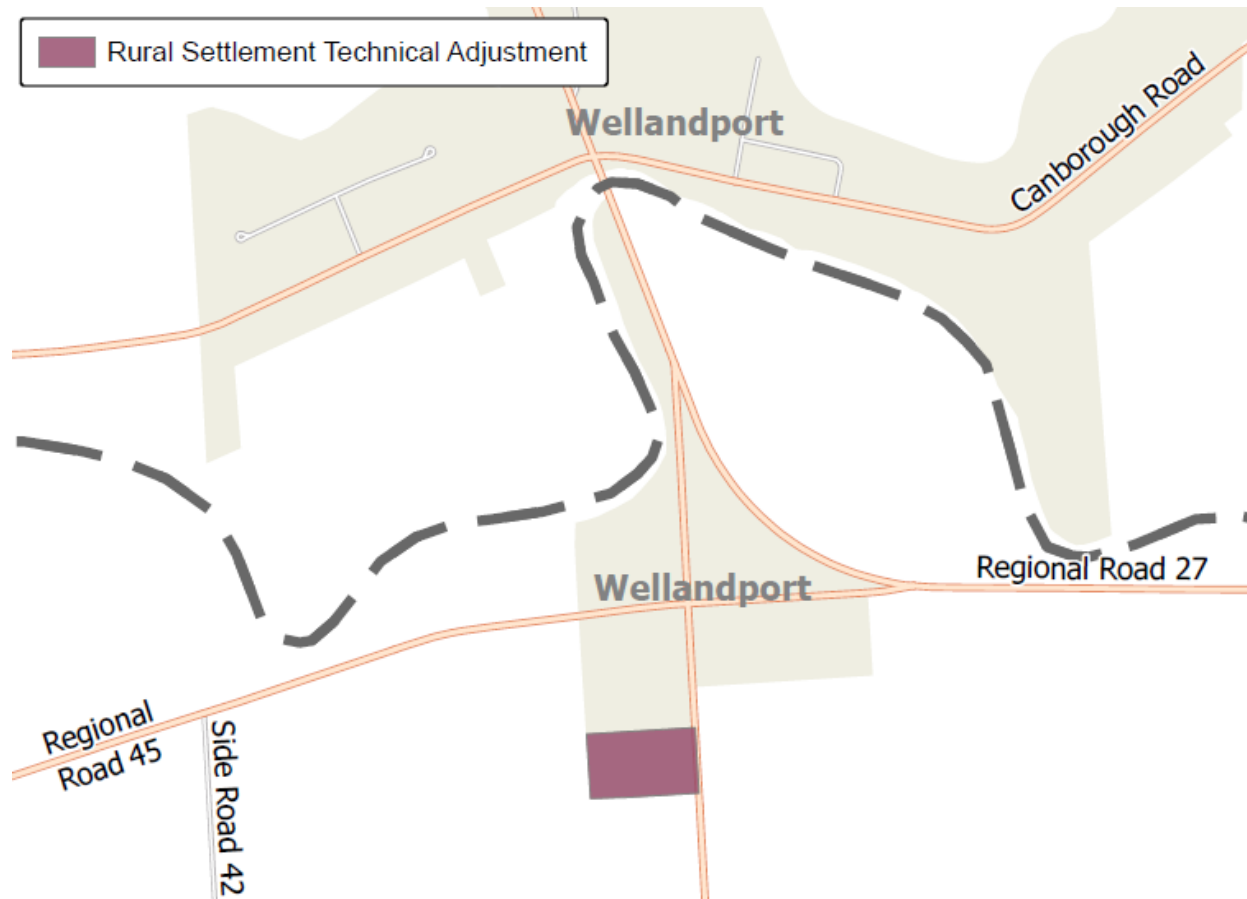
Technical Adjustment #3 – Chambers Corners, Wainfleet

A technical adjustment is recommended to extend the Hamlet boundary to align with the westerly property line of the property it currently splits. The purpose of this adjustment is to facilitate the future expansion of fire department operations, emergency services and a fire training tower.



Technical Adjustment #4 – Wellandport, Wainfleet

An existing church is located on the west side of Wellandport Road, immediately adjacent to the Wellandport rural settlement boundary. There is a site specific policy in the current Official Plan that permits the church as an extension to the boundary; this technical adjustment would include the church in the boundary. This facilitates a community use that is more appropriately located within a rural settlement boundary.





NIAGARA OFFICIAL PLAN

Appendix 5 - PDS 42-2021 Provincial Policy Review

Niagara Region
December 2021

GROWING REGION

Provincial Policy Review

The *Planning Act, 1990* requires all municipal Council decisions to be consistent with, conform to, or not conflict with the applicable Provincial policy. Regional and local planning staff must provide planning advice and make recommendations under the same requirements.

Below is a summary of some applicable Provincial Policy as it relates to this Report. The recommendations of Report PDS 42-2021, and updated LNA, conforms to, is consistent with, and does not conflict with these documents, as applicable.

Provincial Policy Statement (2020)

The PPS, 2020 provides direction on land use planning to promote sustainable, strong communities, a strong economy, and a clean and healthy environment.

The PPS provides direction through policies in Section 1.1.4 Rural Areas in Municipalities.

Rural areas are defined as a system of lands within municipalities that may include rural *settlement areas*, *rural lands*, *prime agricultural areas*, natural heritage features and areas, and resource areas.

Policy 1.1.4.1 states Healthy, integrated and viable *rural areas* should be supported by:

- a) building upon rural character, and leveraging rural amenities and assets;
- b) promoting regeneration, including the redevelopment of *brownfield sites*;
- c) accommodating an appropriate range and mix of housing in rural *settlement areas*;
- d) encouraging the conservation and *redevelopment* of existing rural housing stock on *rural lands*;
- e) using rural *infrastructure* and *public service facilities* efficiently;
- f) promoting diversification of the economic base and employment opportunities through goods and services, including value-added products and the sustainable management or use of resources;
- g) providing opportunities for sustainable and diversified tourism, including leveraging historical, cultural, and natural assets;

- h) conserving biodiversity and considering the ecological benefits provided by nature; and
- i) providing opportunities for economic activities in *prime agricultural areas*, in accordance with policy 2.3.

In addition, Policy 1.1.4.2 provides direction for rural *settlement areas* (within *rural areas*) to be the focus of growth and development and their vitality and regeneration promoted.

Policy 1.1.4.3 provides criteria for growth when directing development in rural *settlement areas* in accordance with policy 1.1.3. Planning authorities shall give consideration to rural characteristics, the scale of development and the provision of appropriate service levels.

Section 1.1.3 – “Settlement Areas” includes direction for settlement area boundary expansions only at the time of an MCR and only after there has been demonstrated need.

A Place to Grow - Growth Plan for the Greater Golden Horseshoe (2019) as amended August 2020

The Growth Plan provides a strategic, long-range growth management framework for the Greater Golden Horseshoe area. The Growth Plan supports Ontario’s vision of building stronger, more efficient, prosperous communities through appropriate growth management.

Similar to the PPS, the guiding principles of the Growth Plan are focused on achieving complete communities, stimulating economic growth, prioritizing intensification and higher densities to optimize infrastructure investments, and mitigating the adverse impacts of climate change.

Policy 2.2.1.5 identifies the Province’s Land Needs Assessment methodology to be used by the Region to assess the quantity of land required to accommodate forecasted growth to 2051.

Policy 2.2.8 of the Growth Plan speaks to Settlement Area Boundary Expansions. Policy 2.2.8.2 provides the direction for expansions to proceed through the MCR process based on the components and direction of the LNA.

For Rural Areas, Policy 2.2.9.1 encourages municipalities to plan for a variety of cultural and economic opportunities within *rural settlements* to serve the needs of rural residents and area businesses.

Further, Policy 2.2.9.7 provides specific direction for rural settlement minor rounding out that considers rural character, confirmation of private servicing and direction to the applicable criteria of Policy 2.2.8.2.

Greenbelt Plan and Niagara Escarpment Plan, 2017

The Greenbelt Plan and Niagara Escarpment Plan were also reviewed. The policies of both provide direction for enhancement and protection of the natural and agricultural systems. Expansions into the Greenbelt and Niagara Escarpment areas are prohibited.

FIRE STAFF REPORT

FSR-002/2022

TO: Mayor Gibson & Members of Council
FROM: M. Alcock, Fire Chief/CEMC
DATE OF MEETING: February 15, 2022
SUBJECT: 2021 Fourth Quarter Fire & Emergency Services Review

RECOMMENDATION(S):

THAT Fire Staff Report FSR-002/2022 respecting 2021 Fourth Quarter Fire & Emergency Services Review be received for information.

EXECUTIVE SUMMARY:

This report includes a summary of Fire Department activity within the Township of Wainfleet for the fourth Quarter of 2021 (October - December).

ADMINISTRATION

Human Resources

On October 19, 2021 the Administrative Assistant to Building, Bylaw and Fire & Emergency Services announced her retirement.

Given the departmental and reporting structure changes within the Township, Staff provided an update to Council and was directed to proceed with the hiring of an Administrative Assistant for the Community & Development services department and a part time Executive Assistant to Fire & Emergency Services.

The job was posted on November 22, 2021 and closed December 6, 2021. Interviews were conducted the week of December 13, 2021, an offer letter was submitted to the preferred candidate on December 17, 2021 and was accepted by the candidate on December 19, 2021 and began on January 4, 2022.

Recruitment

The first of September marks the beginning of our annual recruitment process. The table below outlines the key dates and candidate selection process.

Key Date	Benchmark
September 1, 2021	Application period for the 2022 recruit class opened.
October 7, 2021	An Information Session was hosted to provide interested persons information about Wainfleet Fire & Emergency Services, the Candidate Selection Process and the Recruit Training Program
October 22, 2021	Extended Application Deadline
October 28, 2021	Written Aptitude Testing completed by all applicants
November 18, 2021	Panel Interviews of Candidates conducted
November 27, 2021	Job Specific Physical Abilities testing conducted
December 6, 2021	Condition Offer Letters sent to Candidates
January 1, 2022	Probationary Period and Recruit Training Program begins

Joint Recruitment Initiative

Earlier in 2021, the Niagara Regional Fire Chiefs Association engaged a Media Production firm to develop and produce a Volunteer Firefighter Recruitment video. This video includes representation from all fire services from across Niagara Region, including Wainfleet Fire & Emergency Services. The intent of the video is capture the unique and diverse group of individuals that volunteer and perform firefighting duties. On October 4, 2021, the production company attended Wainfleet and conducted several “shoots” featuring WFES volunteers. All WFES personnel were included in the evening filming.



Health & Safety

The Joint Health & Committee met on October 13, 2021. Facility conditions were discussed, including the “training house” on Forks Rd. A workplace inspection was to be completed and the results reported at the next meeting.

The Joint Health & Committee met on December 15, 2021. Several items were discussed, including the workplace inspection that had been completed at the Training House on Forks Road. Several Health & Safety items were identified and the workplace was deemed unsafe. Given that the Township does not own the property or the building, it was determined that corrective actions could not be undertaken.

All training and operations were to cease immediately, resulting in the loss of a training resource. Staff have begun looking at alternate locations and facilities for firefighter training.

FIRE PREVENTION & PUBLIC EDUCATION

Public Education

Due to COVID-19 many public events, such as Marshville Heritage Festival and the Wainfleet Agricultural Fair were cancelled. Fire personnel have focused on alternative public education methods, including both legacy and social media platforms.

Fire personnel were able to attend and deliver Public Education Materials at the Wainfleet Fall Fair Truck/Tractor Pull and Demolition Derby as well as smaller local events and at Station 2 during Halloween.

Fire Prevention Week – “Learn the Sounds of Fire Safety” - October 3-9, 2021.

This year's FPW campaign, “Learn the Sounds of Fire Safety!” works to educate everyone about the different sounds the smoke and carbon monoxide alarms make. Knowing what to do when an alarm sounds will keep you and your family safe. When an alarm makes noises – a beeping sound or a chirping sound – you must take action.

<https://www.nfpa.org/Events/Events/Fire-Prevention-Week/About>

October 6, 2021 Staff attended Port Colborne for a joint Fire Prevention Week event with CHCH News



Carbon Monoxide Awareness Week – November 1-7 2021.

Carbon Monoxide Awareness week occurs the first week of November every year. While there are no annual themes, WFES ensured that CO safety messaging was published during that week.

<http://cosafety.ca/>

<https://www.wainfleet.ca/en/living-here/fire-and-carbon-monoxide-hazards.aspx#CARBON-MONOXIDE>

<https://fb.watch/b3XTecTUuQ/>



Wainfleet Christmas Vendors Market

WFES personnel attended the Wainfleet Christmas Markets on November 14, 21, 28 and December 5, 2021. Personnel delivered Holiday Season Fire Safety messaging and materials, while also accepting food and toy donations for the 2021 Christmas Basket Program.



Fire Prevention, Inspections, Enforcement, Investigations

Date	Property Type	Reason	Result
October 7, 2021	Commercial/ Residential	Request by Tenant	NON-COMPLIANT Orders Issued, ESA Inspection Order Issued Smoke/CO Alarm Installed
November 5, 2021	Retail	Following Emergency Response	NON-COMPLIANT Follow Up Inspection Required
November 21, 2021	Commercial/ Residential	Open Air Burning Complaint	NON-COMPLIANT Open Air Burning Administrative Monetary Penalty Issued
November 24, 2021	Residential	Open Air Burning Concern	Property Owner notified and ordered to obtain Open Air Burning Permit
December 22, 2021	Commercial/ Residential	Follow Up Inspection	NON-COMPLIANT Provided Recommendations for Compliance

OPERATIONS

The Township of Wainfleet does not operate a Municipal Water Supply system and as such the Fire Service relies on a “Rural Water Supply Program” which includes impounded water, dry hydrants and mobile water supply apparatus (Tankers) for firefighting operations. In an effort to make these sources more accessible and identifiable for WFES and mutual aid partners, Fire staff, in partnership with the Planning and Public Works Departments have assigned Property ID Numbers (PIN) and installed red address signs at these locations.

*Memme Court**Park Street**Jacobs Lane (Marshville)*

As recommended by the Master Fire Plan, Operational Review and approved in the Capital & Operational Budgets, WFES has begun to identify areas with water supply gaps in accordance with Fire Underwriters guidelines and NFPA standards, and is working to address these gaps with new installations.

Emergency Responses (4th Quarter)

Number	Date	Response Type	Location
21-127	Oct 4 21	Medical Assist – Chest Pains	Highway 3
21-128	Oct 4 21	Medical Assist – Internal Hemorrhage	Highway 3
21-129	Oct 6 21	Medical Assist – Alcohol or Drug Related	Burnaby Rd
21-130	Oct 6 21	Medical Assist – VSA	Lakeshore Rd
21-131	Oct 7 21	Medical Assist – Chest Pains	Highway 3
21-132	Oct 8 21	Alarm Activation – Accidental	Highway 3
21-133	Oct 14 21	Vehicle Collision	Lakeshore Rd
21-134	Oct 19 21	CO Alarm – Propane tank activation	Winger Rd
21-135	Oct 20 21	Medical Assist – Seizure	Winger Rd
21-136	Oct 22 21	Burning Complaint – Outdoor Furnace	Marshagan Rd
21-137	Oct 26 21	Power Lines Down – Arcing	Willford Rd
21-138	Oct 27 21	Alarm Activation – Accidental	Cedar Crest Rd
21-139	Oct 27 21	Medical Assist – Alcohol or Drug Related	Forks Rd
21-140	Oct 28 21	Vehicle Collision	Regional Rd 27
21-141	Oct 31 21	CO Alarm – stove left on overnight	Highway 3
21-142	Nov 1 21	Fire – Vehicle Fire	Regional Rd 27
21-143	Nov 1 21	CO Alarm – Accidental	Highway 3
21-144	Nov 5 21	Vehicle Collision	Regional Rd 45
21-145	Nov 5 21	Medical Assist – Respiratory Condition	Neff St
21-146	Nov 5 21	CO Alarm – Accidental	Highway 3
21-147	Nov 6 21	Medical Assist – Respiratory Condition	Harbourview Rd
21-148	Nov 8 21	Vehicle Collision	Forks Rd
21-149	Nov 12 21	Medical Assist – Respiratory Condition	Highway 3
21-150	Nov 14 21	Medical Assist – Respiratory Condition	Port Colborne Townline Rd
21-151	Nov 14 21	Fire – Barn	Old River Rd
21-151B	Nov 15 21	Investigation – Barn Fire	Old River Rd
21-152	Nov 19 21	Fire – Quonset Hut	Green Rd N
21-153	Nov 25 21	Vehicle Collision	Willford Rd
21-154	Nov 26 21	Medical Assist – Respiratory Condition	Rathfon Rd
21-155	Nov 30 21	Medical Assist – Respiratory Condition	Winger Rd
21-156	Dec 2 21	Alarm Activation – Accidental	Canborough Rd
21-157	Dec 4 21	Fire – Grease Fire	Perry Rd
21-158	Dec 5 21	Medical Assist – VSA/Unconscious	Regional Rd 27
21-159	Dec 7 21	Medical Assist – Respiratory Condition	Highway 3
21-160	Dec 10 21	Vehicle Collision	Burnaby Rd
21-161	Dec 11 21	Power Lines Down - Arcing	Willford Rd
21-162	Dec 11 21	Power Lines Down - Arcing	Daley Ditch Rd/Lakeshore Rd
21-163	Dec 11 21	Power Lines Down - Arcing	Regional Rd 27/Phillips Rd
21-164	Dec 11 21	Power Lines Down - Arcing	Mill Race Rd
21-165	Dec 11 21	Power Lines Down - Arcing	Concession 6 Rd
21-166	Dec 12 21	Vehicle Collision	Highway 3
21-167	Dec 17 21	Fire – Chimney Fire	Lakeshore Rd
21-168	Dec 18 21	Vehicle Collision	Highway 3
21-169	Dec 20 21	Vehicle Collision	Feeder Rd 2
21-170	Dec 23 21	Vehicle Collision	Cement Rd
21-171	Dec 25 21	CO Alarm – Furnace	Highway 3

APPARATUS & EQUIPMENT

Apparatus

Various maintenance items continue to arise for all apparatus and equipment. Fire Dept. Staff continue to work with third party contractors to ensure all items are addressed in a timely manner. Aging equipment continues to be the primary cost centre.

As directed by Council, Staff utilized the online auction service "GovDeals" for the sale of the 2005 Chevrolet fire apparatus with a reserve bid set at \$40,000.00. The auction closed mid-December with the highest bid meeting that reserve. Unfortunately, the winner bidder was from the USA and due to complications regarding border crossings was been unable to complete the transaction.



The Auction Coordinator contacted the second highest bidder, who happens to be in Canada and confirmed that they would purchase the vehicle at their previously bid price of \$36,000.00. The Senior Leadership Team reviewed the offer in late 2021, and moved to proceed with the second highest bidder in 2022.

FACILITIES

As approved in the Capital & Operational Budgets, WFES has worked to complete several building maintenance, efficiency upgrades and safety items that were identified in MOL inspection orders and the Building Assessment conducted by Kalos Engineering.

Station 3	Station 4
Installation of Potable Water Cistern	Installation of Potable Water Cistern
Remove interior galvanized water piping and replace with copper	Remove interior galvanized water piping and replace with copper
Bunker Gear & Equipment Storage	Bunker Gear & Equipment Storage
Insulate all water piping	Insulate all water piping
CO and Diesel exhaust system	CO and Diesel exhaust system
Replace gas fired unit heaters	Replace gas fired unit heaters
Upgrade Interior & Exterior lighting (LED)	Upgrade Interior & Exterior lighting (LED)
Efficiency Automation Controls	Efficiency Automation Controls
Parking Lot Expansion & Maintenance	Parking Lot Expansion & Maintenance
General Repairs	General Repairs
	<ul style="list-style-type: none"> Remove & Replace Wall Insulation & Steel



TRAINING & CERTIFICATION**Regular/Weekly Training**

Lead Topic	Sub-Topics and Description
Firefighter Survival & Rescue	Practical – Firefighter Survival Techniques - Second Storey Window Bail Out
Auto Extrication & Air Bags	Practical – Demonstrate inspection, maintenance and safe operation of auto extrication and lifting airbag techniques
Personal Protective Equipment	Practical – Demonstrate inspection, maintenance, don and doff SCBA. Perform emergency procedures for firefighter rescue.
Firefighter Survival & Rescue	Practical – Perform removal of a downed firefighter through a window “ <i>Denver Drill</i> ”
Fire Ground Operations	Practical – Perform safe operations of hoisting various equipment utilizing different ropes & Knots
Low Angle Rescue	Practical – Demonstrate inspection, maintenance and safe operation of technical rescue equipment and low angle rescue techniques
Response Area Preplanning	Practical – Identify high risk buildings and conduct pre-plans
Firefighter Survival & Rescue	Practical – Perform various techniques for self-rescue through an Entanglement situation
Firefighter Survival & Rescue	Practical – Perform removal of a downed firefighter through a hole in the floor. “ <i>Rochester Drill</i> ”
Fire Ground Operations	Practical – Inspect, operate and maintain various saws. Complete cutting techniques on a variety of materials and doors.
Fire Ground Operations	Practical – Deploy a fire attack hand line and begin primary search with fire attack within 90 seconds from arrival of the first Engine on scene “ <i>1410 Drill</i> ”
Fire Ground Operations	Practical – Perform a relay pumping operation and establish a rural water supply within 3min. of arrival of the second Engine on scene – “ <i>1410 B Drill</i> ”

Annual Training

As required in the WVFFA Collective Agreement, all firefighters must attend 1 Live Fire training event annually. In the past, WFES has utilized the Fort Erie Fire Training Tower, however due to structural issues this was not available. Niagara Falls Fire Department has recently installed a propane gas fired simulation within their tower and provided WFES access to it in October and November. The benefit to a gas fired unit is that there is no reset time or decontamination required post training, resulting in the firefighters immediately back in service.



Testing & Certification

As part of our ongoing Firefighter certification program, during October and November, WFES conducted both NFPA 1002 – Pump Operations and NFPA 1072 –Hazardous Materials Awareness and Operations courses.

On November 20, 2021, WFES hosted approved NFPA Certification Testing administered through the OFMEM Academic Standards & Evaluating (AS&E) branch. Results of that testing are outstanding success and certificates should be delivered in Q1 of 2022.

NFPA Certification	# of WFES Personnel
NFPA 1001 – Firefighter Level 1	1
NFPA 1072 – Hazardous Materials - Awareness	8
NFPA 1072 – Hazardous Materials - Operations	9
NFPA 1002 – Pump Operations	6
NFPA 1021 – Fire Office Level 1	1

GRANTS & EXTERNAL SUPPORT

On December 21, 2021, WFES received \$5,000.00 from Enbridge Gas through the Safe Community Project Assist—a program with the Fire Marshal's Public Fire Safety Council. Funds were used to purchase educational and training materials for firefighters to enhance life-saving techniques.

PRIORITIES

The priorities for the first quarter of 2022 include:

- Recruit Training Program
- Investigate Alternate Training Facilities and Options
- Develop 2022 Capital & Operating Budgets
- Continue work on Central Fire Station
- Continue work on Community Risk Assessment and Gap Analysis

OPTIONS/DISCUSSION:

None.

FINANCIAL CONSIDERATIONS:

None.

OTHERS CONSULTED:

- 1) Fire Services Leadership Team
- 2) Deputy Fire Chief – Shawn Schutten
- 3) Strategic Leadership Team

ATTACHMENTS:

- 1) Appendix “A” - Year to Date Incident Statistics

Respectfully submitted by,

Approved by,

Morgan Alcock
Fire Chief/CEMC

William Kolasa
Chief Administrative Officer

APPENDIX "A" TO FSR-002/2022

WAINFLEET FIRE & EMERGENCY SERVICES

2021 MONTHLY INCIDENTS BY TYPE

INCIDENT TYPE	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL	2020	% Change
STRUCTURE FIRE	1	1	1	0	1	1	1	0	0	0	2	1	9	15	-40.0%
PRELIMINARY ALARM	0	0	0	0	0	0	0	0	0	0	0	0	0	3	100.0%
REMOTE ALARM	0	1	0	1	1	0	2	3	1	2	2	2	15	9	66.7%
VEHICLE FIRE	2	1	0	0	3	0	0	0	0	0	1	0	7	3	133.3%
GRASS/TREE/BRUSH	0	1	4	1	2	0	0	0	1	0	0	0	9	10	-10.0%
BURNING COMPLAINT	0	1	1	1	5	1	2	1	1	1	0	0	14	8	75.0%
OTHER FIRE	2	0	1	0	2	1	1	0	1	1	0	4	13	13	0.0%
MVC	2	2	2	1	3	6	3	6	7	2	3	5	42	36	16.7%
GENERAL/TECH RESCUE	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0.0%
MEDICAL	4	2	2	2	0	2	6	5	4	7	6	2	42	17	147.1%
CARBON MONOXIDE	1	0	0	0	3	1	1	1	0	2	0	1	10	8	25.0%
HAZMAT	0	0	0	0	0	0	0	0	1	0	0	0	1	2	-50.0%
EMERGENCY ASSIST	0	2	0	0	1	0	0	0	0	0	0	1	4	10	-60.0%
NON EMERG/ASSIST	0	0	0	0	1	0	2	1	0	0	0	0	4	1	300.0%
ICE/WATER RESCUE	0	1	0	0	0	0	0	0	1	0	0	0	2	5	-60.0%
UNKNOWN 911	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0.0%
Total Responses Within Municipality	12	12	11	6	22	12	18	17	17	15	14	16	172	141	22.0%
Total Responses Out of Jurisdiction	1	0	0	0	0	0	0	0	0	0	0	0	1	1	
2021 TOTAL	13	12	11	6	22	12	18	17	17	15	14	16	173		
2020 TOTAL	15	8	6	7	5	17	15	11	15	12	22	9	142		
% CHANGE	-13.3%	50.0%	83.3%	-14.3%	340.0%	-29.4%	20.0%	54.5%	13.3%	25.0%	-36.4%	77.8%	21.8%		



Memo

To: Mayor Gibson & Members of Council
From: Morgan Alcock, Fire Chief/CEMC
Date: February 15, 2022
Re: Firefighter Certification

On January 19, 2022 Solicitor General Sylvia Jones announced the Ontario Government's plan to bring back Firefighter Certification. The Office of the Fire Marshal and Emergency Management (OFMEM) has been actively consulting with a variety of stakeholders representing a broad demographic. As one of those stakeholders, the Ontario Association of Fire Chiefs (O AFC) has been actively engaged in these conversations since the original Firefighter Certification Regulation was put into abeyance and revoked on October 5, 2018.

On January 28, 2022 the Ontario Government released the framework for mandatory minimum training standards for Ontario's firefighters for public consultation. The Draft Regulation has been attached as Appendix "A". This Regulation will remain posted for public comment until February 28, 2022.

The O AFC has held several information meetings with fire departments across the province to provide insight and guidance and to receive feedback on the impacts this regulation may pose.

The OFMEM has also engaged in a series of Technical Briefings to provide fire departments details of the implementation, enforcement and strategies for compliance. The OFMEM has also scheduled a Technical Briefing for Heads of Councils, CAOs and Fire Chiefs on February 16, 2022.

I would like to note that this regulation could be considered one of the biggest changes to Ontario's Fire Service in years and something the O AFC has been advocating for. This will ultimately help bring about the long-standing goal - to ensure minimum standards for Ontario's Fire Service to improve public and firefighters safety.

The Senior Leadership Team and Fire Services Leadership Team is currently reviewing draft Regulation, how it may impact the municipality and will provide comment to the Province by the February 28, 2022 deadline. WFES has committed to the certification of all its firefighters since 2018 in anticipation that a regulation like this may return, and has several strategies already in place to ensure compliance when implemented. Staff are aware that there may be some new or enhanced training required and will work with various partners to develop and implement those programs as they become available.

As Council may recall, the OFMEM closed the physical Fire College in Gravenhurst in the spring of 2021, with the intent to modernize and transform the delivery of Firefighter training in Ontario. To date, the OFMEM has not provided a clear plan forward, and now with firefighter certification potentially being mandatory, it is staff's recommendation that Council formally request the Province develop an annual funding stream to assist Municipalities in their continued efforts for the delivery of professionally recognized, and standardized firefighter training and certification.



Caution:

This consultation draft is intended to facilitate dialogue concerning its contents. Should the decision be made to proceed with the proposal, the comments received during consultation will be considered during the final preparation of the regulation. The content, structure, form and wording of the consultation draft are subject to change as a result of the consultation process and as a result of review, editing and correction by the Office of Legislative Counsel.

CONSULTATION DRAFT

ONTARIO REGULATION

to be made under the

FIRE PROTECTION AND PREVENTION ACT, 1997

FIREFIGHTER CERTIFICATION

CONTENTS

1.	Definition
2.	Mandatory certification
3.	Exceptions
4.	Transition
5.	Commencement
Table 1	Mandatory certification for fire protection services

Definition

1. In this Regulation,

“NFPA” means the National Fire Protection Association.

Mandatory certification

2. (1) Every municipality, and every fire department in a territory without municipal organization, must ensure that its firefighters perform a fire protection service set out in Column 1 of Table 1 only if, on or after the corresponding day specified in Column 3 of that Table,

- (a) the firefighter performing the fire protection service is certified, at a minimum, to the corresponding certification standard set out in Column 2 of that Table; or

- (b) this Regulation provides that the certification standard referred to in clause (a) does not apply with respect to the firefighter.

(2) The certification must be,

- (a) provided by the Fire Marshal; or
- (b) an accreditation from the International Fire Safety Accreditation Congress (IFSAC), or a Pro Board seal, that is recognized by the Fire Marshal as equivalent to the certification provided by the Fire Marshal.

Exceptions

3. (1) A certification standard set out in item 1 or 2 of Table 1 does not apply with respect to a firefighter who,

- (a) is performing a service that is within the scope of that item;
- (b) has been a firefighter for no more than 24 months; and
- (c) is operating under the supervision of a firefighter certified to that standard.

(2) A certification standard set out in Column 2 of Table 1 does not apply with respect to a firefighter who is,

- (a) temporarily assigned to perform a different fire protection service for which a different minimum certification is required; and
- (b) operating under the supervision of a firefighter who has obtained the certification corresponding to the fire protection service or services being delivered.

(3) If a firefighter was previously certified under this Regulation for an item listed in Table 1, that certification continues to be valid even if the requirements for obtaining that certification are subsequently updated or changed.

Transition

4. (1) Subject to subsection (2), a certification standard set out in item 1, 2, 3, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 17 or 18 of Table 1 does not apply with respect to a firefighter if the Fire Marshal issues the firefighter a letter of compliance with the certification standard in accordance with this section.

(2) The Fire Marshal shall issue a letter of compliance with a certification standard to a firefighter if,

- (a) the firefighter has been performing the fire protection service that the standard corresponds to since at least,
 - (i) January 1, 2021, in the case of a certification standard set out in item 1, 2, 3, 5, 6 or 7,
 - (ii) January 1, 2020, in the case of a certification standard set out in item 9, 10, 11, 12, 13, 14 or 15, or
 - (iii) January 1, 2019, in the case of a certification standard set out in item 17 or 18;
- (b) before September 30, 2023, the firefighter's municipality, or fire department in an area without municipal organization, provides the Fire Marshal with information, such as training records, to demonstrate to the satisfaction of the Fire Marshal that the firefighter, through past training and experience, has obtained the requisite knowledge and requisite skills associated with the corresponding standard; and
- (c) the Fire Marshal is satisfied with the information provided under clause (b).

Commencement

5. [Commencement]

TABLE 1
MANDATORY CERTIFICATION FOR FIRE PROTECTION SERVICES

Item	Column 1 Fire protection service	Column 2 Minimum Certification Standard	Column 3 Compliance Deadline
1.	Firefighter Exterior Attack: Fire suppression operations from the exterior of the building only.	The following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 4 (Firefighter I) and Chapter 5 (Firefighter II):	July 1, 2026

		4.1, 4.2, 4.3.1, 4.3.2, 4.3.3, 4.3.6, 4.3.7, 4.3.8, 4.3.10 (A1-A9, B1-B3, B4 (exterior stairway), B5-B10), 4.3.15, 4.3.16, 4.3.17, 4.3.18, 4.3.19, 4.3.20, 4.3.21, 4.5 5.1, 5.2, 5.3.1, 5.3.2 (A1-A4), 5.3.3, 5.3.4, 5.4.2, 5.5.3	
2.	Firefighter Exterior Attack and auto extrication: Fire suppression operations from the exterior of the building only and auto extrication rescue.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 5 (Firefighter II): 5.4.1	July 1, 2026
3.	Firefighter Exterior Attack and hazardous materials response: Fire suppression operations from the exterior of the building only and Operations-level hazardous materials response.	All job performance requirements in Item 1 and all job performance requirements of NFPA 1072, "Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications", 2017 Edition, Chapter 5 (Operations).	July 1, 2026
4.	Firefighter Exterior Attack, auto extrication and hazardous materials response: Fire suppression operations from the exterior of the building only, automobile extrication rescue and Operations-level hazardous materials response.	All job performance requirements in Items 1, 2 and 3.	July 1, 2026
5.	Firefighter Interior Attack: Fire suppression operations that enter the interior of the building and can perform rescue.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 4 (Firefighter I) and Chapter 5 (Firefighter II): 4.3.4, 4.3.9, 4.3.10 (A10-A11, B4 (interior stairway), B11), 4.3.11, 4.3.12, 4.3.13, 4.3.14 5.3.2 (A5-A9, B1-B6)	July 1, 2026
6.	Firefighter Interior Attack and auto extrication: Fire suppression operations that enter the interior of the building and can perform rescue and automobile extrication rescue.	All job performance requirements in Item 5 and the following job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 5 (Firefighter II): 5.4.1	July 1, 2026
7.	Firefighter Interior Attack and hazardous materials response: Fire suppression operations that enter the interior of the building and Operations-level hazardous materials response.	All job performance requirements in Item 5 and all job performance requirements of NFPA 1072, "Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications", Chapter 5 (Operations).	July 1, 2026
8.	Firefighter Interior Attack, auto extrication and hazardous materials response: Fire suppression operations that enter the interior of the building and can perform rescue, automobile extrication rescue and Operations-level hazardous materials response (full service firefighter).	All job performance requirements of NFPA 1001, "Standard for Fire Fighter Professional Qualifications", 2019 Edition, Chapter 5 (Firefighter II).	July 1, 2026
9.	Team Lead Exterior Attack: Supervision of firefighters that provide fire suppression operations from the exterior of the building only.	All job performance requirements in Item 1 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2,	July 1, 2026

		4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	
10.	Team Lead Exterior Attack and auto extrication: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide auto extrication rescue.	All job performance requirements in Item 2 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
11.	Team Lead Exterior Attack and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide Operations-level hazardous materials response.	All job performance requirements in Item 3 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
12.	Team Lead Exterior Attack, auto extrication and hazardous materials: Supervision of firefighters that provide fire suppression operations from the exterior of the building only or that provide automobile extrication rescue or Operations-level hazardous materials response.	All job performance requirements in Item 4, and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
13.	Team Lead Interior Attack: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue.	All job performance requirements in Item 5 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
14.	Team Lead Interior Attack and auto extrication: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide automobile extrication rescue.	All job performance requirements in Item 6 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
15.	Team Lead Interior Attack and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide Operations-level hazardous materials response.	All job performance requirements in Item 7 and the following job performance requirements of NFPA 1021, "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I): 4.1.1, 4.2.1, 4.2.2, 4.2.3, 4.2.4, 4.4.1, 4.4.2, 4.4.4, 4.4.5, 4.5.3, 4.6, 4.7.1, 4.7.3	July 1, 2026
16.	Team Lead Interior Attack, auto extrication and hazardous materials response: Supervision of firefighters that provide fire suppression operations from the interior of the building and can perform rescue or that provide automobile extrication rescue or Operations-level hazardous materials response (full service fire officer).	All job performance requirements of NFPA 1021 "Standard for Fire Officer Professional Qualifications", 2014 Edition, Chapter 4 (Fire Officer I).	July 1, 2026
17.	Pump Operations: Operation of a pumper apparatus without driving the apparatus, or where the apparatus does not require a class D licence.	All job performance requirements of NFPA 1002, "Standard for Fire Apparatus Driver/Operator Professional Qualifications", 2017 Edition, Chapter 5 (Apparatus Equipped with Fire Pump), without pre-requisites in Chapter 4.	July 1, 2026

18.	Pump Operations: driver: Driving and operating a pumper apparatus that requires a class D licence.	All job performance requirements in NFPA 1002 “Standard for Fire Apparatus Driver/Operator Professional Qualifications”, 2017 Edition, Chapter 5 (Apparatus Equipped with Fire Pump).	July 1, 2026
19.	Fire Prevention/Inspection: conducting fire and life safety inspections.	All job performance requirements of NFPA 1031, “Standard for Professional Qualifications for Fire Inspector and Plan Examiner”, 2014 Edition, Chapter 4 (Fire Inspector I).	July 1, 2026
20.	Fire Investigator: conducting fire cause and origin investigations.	All job performance requirements of NFPA 1033, “Professional Qualifications for Fire Investigator”, 2014 Edition, Chapter 4 (Fire Investigator).	July 1, 2026
21.	Fire and Life Safety Educator: providing fire and life safety education.	All job performance requirements of NFPA 1035, “Standard on Fire and Life Safety Educator, Public Information Officer, Youth Firesetter Intervention Specialist, and Youth Firesetter Program Manager Professional Qualifications”, 2015 Edition, Chapter 4 (Fire and Life Safety Educator).	July 1, 2026
22.	Training Officer: providing training and education to other fire personnel.	All job performance requirements of NFPA 1041, “Standard for Fire and Emergency Services Instructor Professional Qualifications”, 2019 Edition, Chapter 4 (Fire and Emergency Services Instructor I).	July 1, 2026
23.	Emergency Communicators: taking emergency calls.	All job performance requirements of NFPA 1061, “Standard for Public Safety Telecommunications Personnel Professional Qualifications”, 2018 Edition, Chapter 4 (Public Safety Telecommunicator I).	July 1, 2026
24.	Incident Safety Officers: undertaking the primary role of incident safety officer at emergency calls.	All job performance requirements of NFPA 1521, “Standard for Fire Department Safety Officer Professional Qualifications”, 2020 Edition, Chapter 5 (Incident Safety Officer).	July 1, 2026
25.	Hazardous Materials Response — Operations Mission Specific Level: responding to emergencies involving hazardous materials at the Operations Mission Specific Level.	All job performance requirements of NFPA 1072, “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications”, Chapter 6 (Operations Mission Specific)	July 1, 2026
26.	Hazardous Materials Response — Technician Level: responding to emergencies involving hazardous materials at the Technician Level.	All job performance requirements of NFPA 1072, “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications” Chapter 7 (Hazardous Materials Technician).	July 1, 2026
27.	Rope Rescue — Operations: rope rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 5 (Rope Rescue) (Operations): 5.2	July 1, 2028
28.	Rope Rescue — Technician: rope rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 5 (Rope Rescue) (Technician): 5.3	July 1, 2028
29.	Structural Collapse — Operations: structural collapse rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021	July 1, 2028

		<p>Edition, Chapter 6 (Structural Collapse Rescue) (Operations):</p> <p>6.2</p>	
30.	Structural Collapse — Technician: structural collapse rescue at the Technician Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 6 (Structural Collapse Rescue) (Technician):</p> <p>6.3</p>	July 1, 2028
31.	Confined Space — Operations: confined space rescue at the Operations Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 7 (Confined Space Rescue) (Operations):</p> <p>7.2</p>	July 1, 2028
32.	Confined Space — Technician: confined space rescue at the Technician Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 7 (Confined Space Rescue) (Technician):</p> <p>7.3</p>	July 1, 2028
33.	Vehicle Rescue — Operations: rescue involving passenger vehicles at the Operations Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 8 (Common Passenger Vehicle Rescue) (Operations):</p> <p>8.2</p>	July 1, 2028
34.	Vehicle Rescue — Technician: rescue involving passenger vehicles at the Technician Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 8 (Common Passenger Vehicle Rescue) (Technician):</p> <p>All of 8.3</p>	July 1, 2028
35.	Heavy Vehicle Rescue — Operations: rescue involving heavy vehicles at the Operations Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 9 (Heavy Vehicle Rescue) (Operations):</p> <p>9.2</p>	July 1, 2028
36.	Heavy Vehicle Rescue — Technician: rescue involving heavy vehicles at the Technician Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 9 (Heavy Vehicle Rescue) (Technician):</p> <p>9.3</p>	July 1, 2028
37.	Trench Rescue — Operations: trench rescue at the Operations Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 12 (Trench Rescue) (Operations):</p> <p>12.2</p>	July 1, 2028
38.	Trench Rescue — Technician: trench rescue at the Technician Level.	<p>The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021</p>	July 1, 2028

		Edition, Chapter 12 (Trench Rescue) (Technician): 12.3	
39.	Surface Water Rescue — Operations: surface water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 17 (Surface Water Rescue) (Operations): 17.2	July 1, 2028
40.	Surface Water Rescue — Technician: surface water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 17 (Surface Water Rescue) (Technician): 17.3	July 1, 2028
41.	Swift Water Rescue — Operations: swift water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 18 (Swiftwater Rescue) (Operations): 18.2	July 1, 2028
42.	Swift Water Rescue — Technician: swift water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 18 (Swiftwater Rescue) (Technician): 18.3	July 1, 2028
43.	Ice Water Rescue — Operations: ice water rescue at the Operations Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 20 (Ice Rescue) (Operations): 20.2	July 1, 2028
44.	Ice Water Rescue — Technician: ice water rescue at the Technician Level.	The following job performance requirements of NFPA 1006, “Standard for Technical Rescue Personnel Professional Qualifications”, 2021 Edition, Chapter 20 (Ice Rescue) (Technician): 20.3	July 1, 2028



ONTARIO ASSOCIATION OF FIRE CHIEFS

Leading innovation and excellence in public and life safety

February 9, 2022,

The Hon. Peter Bethlenfalvy
Minister of Finance
c/o Budget Secretariat
Frost Building North, 3rd Floor
95 Grosvenor Street
Toronto, Ontario
M7A 1Z1
submissions@ontario.ca

RE: 2022 Budget Consultations

Dear Minister Bethlenfalvy,

The Ontario Association of Fire Chiefs (O AFC) represents the Chief Fire Officers for Ontario's 441 municipal fire departments. These Chief Officers are ultimately responsible, by statute, for the management and delivery of fire, rescue, and emergency response to the approximate 15 million residents of Ontario.

As you're no doubt aware, Ontario's fire departments are mainly funded through Municipal Councils and Local Service Boards, aside from the few departments that fall under the auspices of the Northern Fire Protection Program through the Office of the Fire Marshal and Emergency Management.

For the past 70 years, Fire Departments in Ontario had the opportunity to send firefighters to be trained at the Ontario Fire College in Gravenhurst at a subsidized cost. On January 13, 2021, without consultation, the province unilaterally closed the Ontario Fire College in Gravenhurst and announced a plan to expand and modernize firefighter training in Ontario. It has now been over a year since that announcement, and the O AFC is still waiting to see the modernization of firefighter training plan. While a few new Regional Training Centres (RTC) have opened, and the province has purchased two mobile live fire training simulators (that can only operate part-time and are split between 441 fire departments), the O AFC is still waiting to see a comprehensive, affordable, accessible, detailed plan to modernize firefighter training.

In response to the Ontario Fire College closure, the O AFC wrote to the Solicitor General on March 6, 2021, outlining our members concerns with the proposed Modernization of Firefighter Training in Ontario, which we did not receive a reply to. However, on March 11, 2021, the Ontario government did provide the fire service with a \$5 million one-time grant to help offset the impacts of Covid-19.

In addition to the plan to modernize firefighter training being outstanding, on January 28, 2022, the province announced a proposed regulation which would require all Ontario firefighters to meet certification levels and/or minimum training standards.

While the O AFC applauds this government initiative to mandate certification and minimum mandatory training standards, the O AFC is concerned about this unfunded mandate and future training costs associated with it, especially for Ontario's smaller, northern, and volunteer fire departments.



ONTARIO ASSOCIATION OF FIRE CHIEFS

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As such, the O AFC is formally requesting that the Ontario Government create an annual funding grant to offset the increased training costs due to the introduction of mandatory minimum training standards for Ontario's firefighters.

If you have any questions, please do not hesitate to contact O AFC Program and Policy Analyst Mark Tishman at mark.tishman@oafc.on.ca.

On behalf of the Ontario Association of Fire Chiefs, thank you for taking the time to review our budget submission and request.

Yours truly,

A handwritten signature in black ink, appearing to read "Rob Grimwood".

Deputy Chief Rob Grimwood
President



Memo

To: Mayor Gibson & Members of Council
From: Morgan Alcock, Fire Chief/CEMC
Date: February 15, 2022
Re: Central Fire Station Construction Tender

As directed by Council, the Project Manager has been working with the existing project team to conduct a review of the project scope and processes to date. Staff have worked diligently to provide the Project Manager with all Council directions, and background information. The Project Manager has actively engaged all team members to transition into their new position.

With the Holiday Season and some turnover within the team there has been some delays in finalizing the details. As previously reported, one of the mitigation strategies to reduce delays and further cost escalations require timely approvals as necessary. The project team has been actively working to finalize all drawings, specification and bid documents and continue to review as required.

On February 7, 2022 the Prime Consultant issued a letter to the seven pre-qualified contractors, notifying them that the Construction Tender was scheduled to be issued on February 11, 2021, and that all Drawings, Specification and Bid Documents would be made available to the bidders via the Architects Client Portal (FTP Site).

Key dates for the Tender period include:

Key Date	Benchmark
February 11, 2022	Tender & Bid Documents are issued and bid period opens
February 15, 2022	Mandatory Site Meeting for all bidders
February 24, 2022	Bid period Closes
March 8, 2022	Council Report and Contract Award.

The project team is prepared to respond to requests for information from the bidders and issue addenda's if required.





Memo

To: Mayor Gibson & Members of Council

From: Sarah Ivins, Planner

Date: February 15, 2022

Re: Transfer of Part of the Abandoned Rail Corridor

In 1997 the Township acquired the abandoned rail corridor that runs west to east from Wainfleet Dunnville Townline Road to Deeks Road South between Forks Road/Highway #3 and Willford Road in Concession 5.

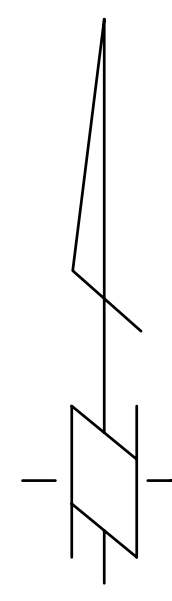
In 2010 Council deemed these lands surplus to the Township's needs and had the rail corridor surveyed with the intent of selling sections to adjacent landowners for the cost of \$1. The section of the abandoned rail corridor is required to merge with the adjacent parcel and no new lots are to be created.

Adjacent landowners are required to submit an application form along with the \$1,000.00 application fee, which covers Township costs for processing the application. Upon closing of the transaction, the applicants are required to pay their proportionate share of the survey costs, with interest, and their own legal fees. In order to complete the transaction, a by-law that authorizes the Mayor and Clerk to execute the necessary documents is required to be adopted.

This process was identified in [Planning Staff Report PSR 012-2021](#) and Council directed staff to continue to receive and process applications for the disposal of the abandoned rail corridor.

Staff have received an application from Kevin & Lynn Gibson (LD05/2021) to purchase Parts 5 and 6 on Reference Plan 59R-14256 (attached) which are located between Zion Road and Smith Road.

Bylaw No. 012-2022, as listed on the agenda, authorizes the Mayor and Deputy Clerk to execute the documents required to complete the transfers to the applicants in accordance with the program originally established by Council in 2010.



<p>I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TILES ACT</p> <p>DATE: APRIL 14, 2010</p> <p>DOUG MARR ONTARIO LAND SURVEYOR</p>	<p>PLAN 59R-14256</p> <p>RECEIVED & DEPOSITED</p> <p>DATE: JUNE 3, 2010</p> <p>S. WEDEKIND ASST. DEP. LAND REGISTRAR FOR THE LAND TILES DIVISION OF NIAGARA SOUTH (59)</p>
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MARK GILMORE O.L.S.
2010

LEGNED	
Q	✓ DENOTES SURVEY MONUMENT FOUND
Q	✓ SURVEY MONUMENT SET
Q	✓ STANDARD IRON BAR
SSIB	✓ SHORT STANDARD IRON BAR
IB	✓ IRON BAR
IB	✓ ROUND IRON BAR
T	✓ IRON TUBE
CC	✓ CONCRETE MONUMENT
CC	✓ CUT CROSS
CC	✓ WITNESS
OU'	✓ ORIGIN UNKNOWN
7987	✓ LANTHER & GILMORE SURVEYING LTD.
95'	✓ P.D. RETINA O.L.S.
95'	✓ D.A. LAINE O.L.S.
1337	✓ D.C. MARR O.L.S.
P1	✓ P.D. RETINA O.L.S.
P2	✓ PLAN 59R-9761
P3	✓ PLAN 59R-994
P3	✓ PLAN 59R-10014
P1	✓ INST. No. 52141614
P2	✓ INST. No. 588008
P3	✓ INST. No. R0235841
P3	✓ INST. No. 1757598
CHM	✓ HORIZONTAL CONTROL MONUMENT

CERTIFY THAT:

1) THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.

2) THE SURVEY WAS COMPLETED ON APRIL 14, 2010.

PLANTHIER & GILMORE SURVEYING LTD.
173 CLARENCE ST., PORT COLBORNE, ONT. (905) 835-5477
SCALE 1:1000 CM/BP MARK GILMORE O.L.S. SURVEY 1



February 3, 2022

Ann-Marie Norio
Regional Clerk
Niagara Region
1815 Sir Isaac Brock Way
P.O. Box 1042
Thorold, ON L2V 4T7

Sent via email: Ann-Marie.Norio@niagararegion.ca

**Re: Acts of Violence, Harassment and Intimidation against Elected Officials and Government Employees
Our File 35.2.2**

Dear Ms. Norio,

At its meeting held on January 31, 2022, St. Catharines City Council approved the following motion:

WHEREAS violent attacks, online harassment and physical intimidation of politicians and government employees is on the rise, and is something we have witnessed first-hand in our community; and

WHEREAS we, as St. Catharines City Council, condemn the latest violent act against Councillor Porter and her family, and want our community to know that such acts are unacceptable and will not be tolerated within our community; and

WHEREAS everyone should be free from harassment in their workplaces and their homes;

THEREFORE BE IT RESOLVED that we, as St. Catharines City Council, call on Niagara Regional Council and all Lower Area Municipalities in Niagara, to add their support to condemning these acts of violence, harassment and intimidation against elected officials and government employees; and

BE IT FURTHER RESOLVED that we endorse the work currently being done by the Federation of Canadian Municipalities (FCM) with the express intention to end harassment against politicians, as well as the FCM's commitment toward gender parity in Canadian politics; and

.../2

BE IT FURTHER RESOLVED that we endorse the continued work by the Association of Municipalities of Ontario with its “We All Win” campaign, which aims to encourage the upcoming 2022 municipal elections include a variety of candidates of different genders, ethnicities, sexual orientation, ages, races and abilities.

If you have any questions, please contact the Office of the City Clerk at extension 1524.



Bonnie Nistico-Dunk, City Clerk
Legal and Clerks Services, Office of the City Clerk
:em

cc: Local area municipalities
Federation of Canadian Municipalities
Association of Municipalities of Ontario
Brian York, Director, Economic Development and Government Relations
Melissa Wenzler, Government Relations Advisor
Scott Rosts, Chief of Staff, Mayor's Office

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 010-2022

Being a by-law to delegate financial and staffing authority to the Chief Administrative Officer for the period of Nomination Day until the End of Term.

WHEREAS Section 275 of the Municipal Act, 2001, provides that after the first day during the election for a new Council when it can be determined that three quarters (3/4) of the members of the outgoing Council of the municipality will not be returning, the Council of a local municipality shall not take any of the following actions:

- a) The appointment or removal from office of any officer of the municipality;
- b) The hiring or dismissal of any employee of the municipality;
- c) The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
- d) Making any expenditures or incurring any other liability which exceeds \$50,000.

AND WHEREAS the Chief Administrative Officer already has been delegated the authority to hire or remove any employee except officers of the Township from/to employment with the Township of Wainfleet;

AND WHEREAS Section 275(6) of the Municipal Act, 2001, provides that nothing in the section prevents any person from exercising any authority of a municipality that is delegated to the person prior to nomination day for the election of the new council;

AND WHEREAS the Council of the Corporation of the Township of Wainfleet deems it necessary and appropriate to delegate authority to the Chief Administrative Officer to be able to take certain actions in the event that Council itself is precluded from acting;

AND WHEREAS Section 5 of the Municipal Act, 2001, provides that a municipality's power shall be exercised by by-law.

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. **THAT** the Chief Administrative Officer shall be the financial signing authority for expenditures, outside the current budget, exceeding \$50,000.00 and/or for the disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal;
2. **THAT** the Chief Administrative Officer is hereby delegated the authority to appoint or remove from office any officer of the municipality, save and except an officer whose appointment is required by the Municipal Act, 2001;

3. **THAT** the Chief Administrative Office shall only exercise these delegated authorities when required after the first day on which it can be determined that $\frac{3}{4}$ of the outgoing Municipal Council will not be returning;
4. **THAT** the Chief Administrative Officer will report the exercise of such delegated authority to the new Council as soon as is practicable in the new term;
5. **AND THAT** this by-law shall come into force on the passing thereof.

BY-LAW READ AND PASSED THIS 15TH DAY OF FEBRUARY, 2022

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 011-2022

Being a by-law to appoint a Municipal By-law Enforcement Officer for the Corporation of the Township of Wainfleet.

WHEREAS authority is granted pursuant to Section 15 of the *Police Services Act, R.S.O. 1990, Chapter P. 15*, as amended, to municipal councils to appoint persons to enforce the by-laws of the municipality who shall be peace officers for the purpose of enforcing municipal by-laws;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. **THAT** Benjamin Hopkins is hereby appointed as Municipal By-law Enforcement Officer for the Corporation of the Township of Wainfleet.
2. **THAT** the said Municipal By-law Enforcement Officer shall be responsible for the enforcement of all by-laws passed by the Council of the Corporation of the Township of Wainfleet.
3. **THAT** this by-law shall come into force and take effect on the date of the final passing thereof.

BY-LAW READ AND PASSED THIS 15TH DAY OF FEBRUARY 2022.

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 012-2022

Being a by-law to authorize the transfer by the Corporation of the Township of Wainfleet in favour of applicants for the abandoned rail corridor as set out in Schedule "A" attached hereto.

WHEREAS Sections 8 and 11 of the Municipal Act, 2001, S.O. 2001, Chapter 25, as amended, permit a municipality to pass by-laws in accordance with the Act;

AND WHEREAS certain lands within the Township conveyed by Canadian National Railway to the Township by Transfer registered January 15, 1997, as instrument RO719089;

AND WHEREAS such lands do not comprise part of the Public Highway and are deemed surplus by the Township of Wainfleet;

AND WHEREAS the Applicants listed in Column 1 of attached Schedule "A" have applied to acquire such lands from the Township as they abut the Applicant's lands;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. **THAT** those lands set out in Column 3 of Schedule "A" hereto be conveyed by the Corporation of the Township of Wainfleet in favour of the Applicants therefore set out in Column 1 of Schedule "A" hereto as the adjoining land owners pursuant to the resolution of the Corporation of the Township of Wainfleet.
2. **THAT** in each case, the lands are to be conveyed to an abutting land owner such that the parcels will merge pursuant to the Planning Act of Ontario and no new parcels of land are created thereby.
3. **THAT** the Mayor and the Clerk of the Corporation of the Township of Wainfleet are hereby authorized to sign or execute such deeds or other documents as may be necessary to effect such conveyances.
4. **AND THAT** the Corporation of the Township of Wainfleet accept the sum of \$1.00 for each parcel together with the Township's costs including the proportionate share of the survey costs and reimbursement of the Township's legal costs in connection with such transfer.

BY-LAW READ AND PASSED THIS 15TH DAY OF FEBRUARY, 2022.

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK

SCHEDULE "A" TO BY-LAW NO. 012-2022

PURCHASER	PURCHASER'S PROPERTY	LANDS AVAILABLE TO BE SOLD
Kevin Lawrence Gibson & Lynn Heather Gibson	PT LT 37, CON 5 PIN 64007-0007	PT 5 & 6 59R14256

THE CORPORATION OF THE TOWNSHIP OF WAINFLEET

BY-LAW NO. 013-2022

Being a by-law to adopt, ratify and confirm the proceedings of the Council of the Corporation of the Township of Wainfleet at its regular meeting held on February 15, 2022

WHEREAS Subsection 5 (1) of the *Municipal Act, 2001*, S.O. 2001, Chapter M.25, as amended, provides that the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS section 5 (3) of the *Municipal Act 2001*, S.O. 2001, Chapter M.25, as amended, provides that, except if otherwise authorized, the powers of Council shall be exercised by by-law;

AND WHEREAS it is deemed desirable and expedient that the actions of the Council as herein set forth be adopted, ratified and confirmed by by-law;

NOW THEREFORE the Council of the Corporation of the Township of Wainfleet **HEREBY ENACTS AS FOLLOWS:**

1. (a) The actions of the Council at its regular meeting held February 15, 2022 including all resolutions or motions approved, are hereby adopted, ratified and confirmed as if they were expressly embodied in this by-law.

(b) The above-mentioned actions shall not include:
 - (i) any actions required by law to be taken by resolution, or
 - (ii) any actions for which prior Ontario Municipal Board approval is required, until such approval is obtained.
2. The Mayor and proper officials of the Corporation of the Township of Wainfleet are hereby authorized and directed to do all things necessary to give effect to the above-mentioned actions and to obtain approvals where required.
3. Unless otherwise provided, the Mayor and Clerk are hereby authorized and directed to execute and the Clerk to affix the seal of the corporation of the Township of Wainfleet to all documents necessary to give effect to the above-mentioned actions.
4. This by-law shall come into force on the day upon which it is passed.

BY-LAW READ AND PASSED THIS 15TH DAY OF FEBRUARY, 2022

K. Gibson, MAYOR

M. Ciuffetelli, DEPUTY CLERK