



AGENDA
REGULAR MEETING OF THE TOWN OF CARLETON PLACE

Tuesday, November 12, 2019, 7:00 p.m.
Town Hall Council Chambers

Pages

1. CALL TO ORDER
2. APPROVAL OF AGENDA

Recommended Motion:
THAT the Agenda be approved as presented.
3. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF
4. APPROVAL OF MINUTES 4
 1. Council Minutes 10

Recommended Motion:
THAT the Council Minutes dated October 22, 2019, be accepted as presented.
 2. Striking Committee Minutes - October 22, 2019 16

Recommended Motion:
THAT the Striking Committee minutes dated October 22, 2019 be received as information.
5. PRESENTATIONS
6. CONSENT REPORT 18

Recommended Motion:
THAT Council receive the Consent Report dated November 12, 2019.

7. MOTIONS

Planning and Protection

1. Taber Street Subdivision Extension, 2nd Request (Communication 130191)

Recommended Motion:

THAT Council supports a one (1) year extension of the Draft Approval for the Taber Street Subdivision; and

THAT Staff be instructed to inform the County of Lanark.

Corporate Services

2. 2020 Water and Sewer Budget 20

Recommended Motion:

THAT Council pass the 2020 Water and Sewer Rates By-law based on a 5% increase in the rates.

8. BY-LAWS

1. By-law No. 102-2019 - To Authorize the Execution of the Taber Street Subdivision Agreement 22

Recommended Motion:

THAT By-law 102-2019 (**Authorize the Execution of the Taber Street Subdivision Agreement**) be read a first time, second, and third time and finally passed.

2. By-law No. 103-2019 - Cash in Lieu of Parkland 23

Recommended Motion:

THAT By-law 103-2019 (**Cash in Lieu of Parkland**) be read a first time, second, and third time and finally passed.

3. By-law No. 104-2019 - To Authorize the Seasonal Closure of Sidewalks 32

Recommended Motion:

THAT By-law 104-2019 (**To Authorize the Seasonal Closure of Sidewalks**) be read a first time, second, and third time and finally passed.

4. By-law No. 105-2019 - To Amend Traffic and Parking By-law No. 46-2003 35

Recommended Motion:

THAT By-law 105-2019 (To Amend the Traffic and Parking By-law No. 46-2003 - Winter Parking Regulations) be read a first time, second, and third time and finally passed.

5. By-law No. 106-2019 - To Regulate Water Rates 36

Recommended Motion:

THAT By-law 106-2019 (To Regulate Water Rates) be read a first time, second, and third time and finally passed.

9. ANNOUNCEMENTS

10. CONFIRMATORY BY-LAW

1. By-law No. 107-2019 - To Confirm the Council Proceedings 41

Recommended Motion:

THAT By-law 107-2019 (To Confirm Council Proceedings) be read a first time, second, and third time and finally passed.

11. O CANADA

12. ADJOURNMENT

Recommended Motion:

THAT the meeting be adjourned at _____ p.m.

MINUTES

REGULAR MEETING OF COUNCIL OF THE TOWN OF CARLETON PLACE

Tuesday, October 22, 2019, 7:00 p.m.
Town Hall Council Chambers

COUNCIL PRESENT: Mayor Black
Deputy Mayor Redmond
Councillor Fritz
Councillor Seccaspina
Councillor Randell
Councillor Tennant
Councillor Atkinson

STAFF PRESENT: Diane Smithson, CAO
Stacey Blair, Clerk

1. CALL TO ORDER

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

2. APPROVAL OF AGENDA

Motion No. 20-130-01

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT the Agenda be approved as presented.

CARRIED

3. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF

4. APPROVAL OF MINUTES

1. Council Minutes

Motion No. 20-130-02

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT the Council Minutes dated October 8, 2019 be accepted as presented.

CARRIED

5. PRESENTATIONS

Kate Murray, BIA Coordinator and Diane Jolicoeur of the Creative Studio presented a piece of art to Council that was created for the 200th Anniversary celebrations. It consists of a backdrop of the 200th Anniversary logo with 200 superimposed over the logo with raised letters. The letters were signed by residents of Carleton Place during the 2019 Bridge Street Summerfest.

6. CONSENT REPORT

Motion No. 20-130-03

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT Council receive the Consent Report dated October 22, 2019.

CARRIED

7. MOTIONS

Physical Environment

1. Winter Maintenance

Motion No. 20-130-04

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Tennant

THAT Council support Option 1 - Change Overnight Winter Parking to Pre 2011 System; and

THAT By-law 50-2011 pertaining to winter parking restrictions be rescinded which would result in the winter parking restrictions of By-Law 46-2003 Section 9. 2) being reinstated as follows:

No person shall park a vehicle or permit a vehicle to remain parked on any highway between 12:00 a.m. midnight to 7:00 a.m. from November 15 to April 1 of any year.

AND THAT enforcement of the By-law not proceed until January 1, 2020.

CARRIED

Planning and Protection

2. Update on Shipping Containers

Motion No. 20-130-05

Moved by: Councillor Tennant

Seconded by: Deputy Mayor Redmond

THAT the deadline for commercial and industrial property owners who would like to address their expansion plans for their property as well as any existing shipping containers be granted an extension to the deadline until April 30, 2020 on the provision that:

- A DP3 application with all supporting documentation/studies and payment in full is submitted by December 31, 2019 and deemed complete by Planning Staff.

CARRIED

3. Addressing Municipal Liability and Insurance Costs

Motion No. 20-130-06

Moved by: Councillor Atkinson

Seconded by: Councillor Tennant

THAT the Council of the Town of Carleton Place supports the Association of Municipalities of Ontario (AMO) in its submission to the Attorney General entitled "*Towards A Reasonable Balance: Addressing growing municipal liability and insurance costs*"; and

THAT the Town endorses the AMO's recommendations to address these issues as follows:

1. The provincial government adopt a model of full proportionate liability to replace joint and several liability.
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations, and whether a 1-year limitation period may be beneficial.
3. Implement a cap for economic loss awards.
4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party liability coverage to \$2 million in government regulated automobile insurance plans.

5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence including premiums, claims, and deductible limit changes which support its, and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General.

CARRIED

Community Issues

4. Community Enrichment Grants - Intake 2

Motion No. 20-130-07

Moved by: Councillor Atkinson

Seconded by: Councillor Tennant

THAT Council approve the allocation of Community Enrichment Grants to various organizations under Intake 2 in the amount of \$2,525.00

CARRIED

8. BY-LAWS

1. By-law No. 97-2019 - Amendment to Sign, Merchandise Display and Awning By-law No. 65-2008 (BIA)

Motion No. 20-130-08

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT By-law 97-2019 (**Amendment to Sign, Merchandise Display and Awning By-law No. 65-2008 (BIA)**) be read a first, second, and third time and finally passed.

CARRIED

2. By-law 98-2019 - Arthur Street Dedication (Part 4 on RP 27R-5391)

Motion No. 20-130-09

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT By-law 98-2019 (**Arthur Street Dedication, Part 4 on RP 27R-5391**) be read a first, second, and third time and finally passed.

CARRIED

3. By-law No. 99-2019 - Part Lot Control for 72-80 Stokes Drive

Councillor Tennant declared a conflict on this item. (Councillor Tennant has previously worked for Cardell. He left the Council Chambers while this matter was dispensed with.)

Motion No. 20-130-10

Moved by: Councillor Atkinson

Seconded by: Deputy Mayor Redmond

THAT By-law 99-2019 (**Part Lot Control for 72-80 Stokes Drive**) be read a first, second, and third time and finally passed.

CARRIED

4. By-law No. 100-2019 - Part Lot Control for 84-90 Stokes Drive

Councillor Tennant declared a conflict on this item. (Councillor Tennant has previously worked for Cardell. He left the Council Chambers while this matter was dispensed with.)

Motion No. 20-130-11

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT By-law 100-2019 (**Part Lot Control for 84-90 Stokes Drive**) be read a first, second, and third time and finally passed.

CARRIED

9. ANNOUNCEMENTS

The Mayor read a proclamation for Waste Reduction Week.

Councillor Randell announced that the owner of Canadian Tire has donated four (4) filtered water bottle refilling stations to the Town. The stations are to be installed at the arena.

Councillor Seccaspina announced that commencing on October 23rd, St. James Church will be offering a free breakfast between 9-11 a.m. every Wednesday.

11. CONFIRMATORY BY-LAW

1. By-law No. 101-2019 - To Confirm Council Proceedings

Motion No. 20-130-12

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Atkinson

THAT By-law 101-2019 **(To Confirm the Council Proceedings)** be read a first, second, and third time and finally passed.

CARRIED

12. O CANADA

All rose for the singing of O Canada.

13. ADJOURNMENT

Motion No. 20-130-13

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Tennant

THAT the Twentieth Meeting of the One Hundred and Thirtieth Council be hereby adjourned.

CARRIED

Doug Black, Mayor

Stacey Blair, Clerk

MINUTES

REGULAR MEETING OF COUNCIL OF THE TOWN OF CARLETON PLACE

Tuesday, October 22, 2019, 7:00 p.m.
Town Hall Council Chambers

COUNCIL PRESENT: Mayor Black
Deputy Mayor Redmond
Councillor Fritz
Councillor Seccaspina
Councillor Randell
Councillor Tennant
Councillor Atkinson

STAFF PRESENT: Diane Smithson, CAO
Stacey Blair, Clerk

1. CALL TO ORDER

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

2. APPROVAL OF AGENDA

Motion No. 20-130-01

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT the Agenda be approved as presented.

CARRIED

3. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF

4. APPROVAL OF MINUTES

1. Council Minutes

Motion No. 20-130-02

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT the Council Minutes dated October 8, 2019 be accepted as presented.

CARRIED

5. PRESENTATIONS

Kate Murray, BIA Coordinator and Diane Jolicoeur of the Creative Studio presented a piece of art to Council that was created for the 200th Anniversary celebrations. It consists of a backdrop of the 200th Anniversary logo with 200 superimposed over the logo with raised letters. The letters were signed by residents of Carleton Place during the 2019 Bridge Street Summerfest.

6. CONSENT REPORT

Motion No. 20-130-03

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT Council receive the Consent Report dated October 22, 2019.

CARRIED

7. MOTIONS

Physical Environment

1. Winter Maintenance

Motion No. 20-130-04

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Tennant

THAT Council support Option 1 - Change Overnight Winter Parking to Pre 2011 System; and

THAT By-law 50-2011 pertaining to winter parking restrictions be rescinded which would result in the winter parking restrictions of By-Law 46-2003 Section 9. 2) being reinstated as follows:

No person shall park a vehicle or permit a vehicle to remain parked on any highway between 12:00 a.m. midnight to 7:00 a.m. from November 15 to April 1 of any year.

AND THAT enforcement of the By-law not proceed until January 1, 2020.

CARRIED

Planning and Protection

2. Update on Shipping Containers

Motion No. 20-130-05

Moved by: Councillor Tennant

Seconded by: Deputy Mayor Redmond

THAT the deadline for commercial and industrial property owners who would like to address their expansion plans for their property as well as any existing shipping containers be granted an extension to the deadline until April 30, 2020 on the provision that:

- A DP3 application with all supporting documentation/studies and payment in full is submitted by December 31, 2019 and deemed complete by Planning Staff.

CARRIED

3. Addressing Municipal Liability and Insurance Costs

Motion No. 20-130-06

Moved by: Councillor Atkinson

Seconded by: Councillor Tennant

THAT the Council of the Town of Carleton Place supports the Association of Municipalities of Ontario (AMO) in its submission to the Attorney General entitled "*Towards A Reasonable Balance: Addressing growing municipal liability and insurance costs*"; and

THAT the Town endorses the AMO's recommendations to address these issues as follows:

1. The provincial government adopt a model of full proportionate liability to replace joint and several liability.
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations, and whether a 1-year limitation period may be beneficial.
3. Implement a cap for economic loss awards.
4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party liability coverage to \$2 million in government regulated automobile insurance plans.

5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence including premiums, claims, and deductible limit changes which support its, and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General.

CARRIED

Community Issues

4. Community Enrichment Grants - Intake 2

Motion No. 20-130-07

Moved by: Councillor Atkinson

Seconded by: Councillor Tennant

THAT Council approve the allocation of Community Enrichment Grants to various organizations under Intake 2 in the amount of \$2,525.00

CARRIED

8. BY-LAWS

1. By-law No. 97-2019 - Amendment to Sign, Merchandise Display and Awning By-law No. 65-2008 (BIA)

Motion No. 20-130-08

Moved by: Councillor Fritz

Seconded by: Councillor Randell

THAT By-law 97-2019 (**Amendment to Sign, Merchandise Display and Awning By-law No. 65-2008 (BIA)**) be read a first, second, and third time and finally passed.

CARRIED

2. By-law 98-2019 - Arthur Street Dedication (Part 4 on RP 27R-5391)

Motion No. 20-130-09

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT By-law 98-2019 (**Arthur Street Dedication, Part 4 on RP 27R-5391**) be read a first, second, and third time and finally passed.

CARRIED

3. By-law No. 99-2019 - Part Lot Control for 72-80 Stokes Drive

Councillor Tennant declared a conflict on this item. (Councillor Tennant has previously worked for Cardell. He left the Council Chambers while this matter was dispensed with.)

Motion No. 20-130-10

Moved by: Councillor Atkinson

Seconded by: Deputy Mayor Redmond

THAT By-law 99-2019 (**Part Lot Control for 72-80 Stokes Drive**) be read a first, second, and third time and finally passed.

CARRIED

4. By-law No. 100-2019 - Part Lot Control for 84-90 Stokes Drive

Councillor Tennant declared a conflict on this item. (Councillor Tennant has previously worked for Cardell. He left the Council Chambers while this matter was dispensed with.)

Motion No. 20-130-11

Moved by: Councillor Seccaspina

Seconded by: Councillor Randell

THAT By-law 100-2019 (**Part Lot Control for 84-90 Stokes Drive**) be read a first, second, and third time and finally passed.

CARRIED

9. ANNOUNCEMENTS

The Mayor read a proclamation for Waste Reduction Week.

Councillor Randell announced that the owner of Canadian Tire has donated four (4) filtered water bottle refilling stations to the Town. The stations are to be installed at the arena.

Councillor Seccaspina announced that commencing on October 23rd, St. James Church will be offering a free breakfast between 9-11 a.m. every Wednesday.

11. CONFIRMATORY BY-LAW

1. By-law No. 101-2019 - To Confirm Council Proceedings

Motion No. 20-130-12

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Atkinson

THAT By-law 101-2019 **(To Confirm the Council Proceedings)** be read a first, second, and third time and finally passed.

CARRIED

12. O CANADA

All rose for the singing of O Canada.

13. ADJOURNMENT

Motion No. 20-130-13

Moved by: Deputy Mayor Redmond

Seconded by: Councillor Tennant

THAT the Twentieth Meeting of the One Hundred and Thirtieth Council be hereby adjourned.

CARRIED

Doug Black, Mayor

Stacey Blair, Clerk

MINUTES
THE TOWN OF CARLETON PLACE STRIKING COMMITTEE
Tuesday, October 22, 2019, Council Chambers at 6:00 p.m.

Present:

Mayor Black, Deputy Mayor Redmond, Councillor Fritz

Staff:

Diane Smithson, CAO, Stacey Blair, Clerk

I. CALL TO ORDER

Mayor Black called the meeting to order at 6:00 p.m.

II. APPROVAL OF AGENDA

Moved by Councillor Fritz

Seconded by Deputy Mayor Redmond

THAT the Striking Committee minutes dated June 18th, 2019 be accepted as presented.

CARRIED

III. DISCLOSURE OF PECUNIARY INTEREST AND/OR CONFLICT OF INTEREST AND GENERAL NATURE THEREOF

None.

IV. APPROVAL OF MINUTES

1. Striking Committee Minutes dated June 18, 2019

Moved by Deputy Mayor Redmond

Seconded by Councillor Fritz

THAT the Striking Committee Minutes dated June 18th, 2019 be accepted as presented.

CARRIED

V. CLOSED MEETING

Moved by Councillor Fritz

Seconded by Deputy Mayor Redmond

THAT the Committee move into closed session at 6:01 p.m. to discuss a matters subject to:

- Section 239 (2)(b) personal matters about an identifiable individual

AND THAT Diane Smithson, CAO and Stacey Blair, Clerk, remain in the room.

1. Selection of Members for filling of vacancies on the following Committees

- Environmental Advisory Committee – 2 vacancies
- Urban Forest River Corridor Committee – 2 vacancies

CARRIED

Moved by Deputy Mayor Redmond

Seconded by Councillor Fritz

THAT the committee return to regular session at 6:05 p.m.

CARRIED

Moved by Councillor Fritz

Seconded by Deputy Mayor Redmond

THAT the Striking Committee submits the following Committee appointments:

- Jack Havel – Environmental Advisory Committee
- Colin MacDuff – Environmental Advisory Committee
- Doreen Watson-Donald – Urban Forest River Corridor Committee
- Jennifer Rogers – Urban Forest River Corridor Committee

CARRIED

VI. ADJOURNMENT

Moved by Deputy Mayor Redmond

Seconded by Councillor Fritz

THAT the meeting be adjourned at 6:06 p.m.

CARRIED

Consent Report – November 12, 2019

COMMITTEE OF THE WHOLE – OCTOBER 22, 2019

PHYSICAL ENVIRONMENT

1. Drinking Water Quality Management System - 2019 Third Quarter Report (Communication 130188)

THAT the Drinking Water Quality Management System (DWQMS) Third Quarter Report for the Carleton Place Drinking Water Distribution System be received as information.

PLANNING AND PROTECTION

2. DP1-18-2019, 101 Hurdis Way (Communication 130189)

THAT staff be directed to organize a meeting with representatives from Pegasus/Olympia Homes and their consultants to discuss ways of reducing the number of variances requested in the remaining phases of the Carleton Landing North Subdivision; and

THAT staff report back to Committee on outcomes from the meeting prior to the end of the year.

3. Development Services Planning Activity Report- September/October 2019 (Communication 130192)

THAT the Planning Activity Report for the month of September/October 2019 be received as information.

CORPORATE SERVICES

4. Business Retention + Expansion Update (Communication 130193)

THAT Council receive the Business Retention + Expansion report from the Communications Coordinator dated October 22, 2019 as information; and

THAT Staff continue working with the County to develop and implement priority items resulting from the program.

5. Communications Survey Summary (Communication 130194)
 THAT Council receive the Community Survey Summary report prepared by Communications Coordinator as information; and
 THAT Staff develop a plan to address the areas for improvement identified by the survey.

6. 3rd Quarterly Digital Communications Report 2019 (Communication 130195)
 THAT the 2019 3rd Quarterly Digital Communications Report be received as information.

7. CAO's Report - Delegated Authority (Communication 130196)
 THAT Council accept the CAO's Delegated Authority Report dated October 22, 2019 as information.

COMMUNICATION 130199

Received from: Trisa McConkey, CPA, CGA, Treasurer
Addressed to: Council
Date: November 12, 2019
Topic: 2020 Water and Sewer Rates

SUMMARY:

Staff prepared a draft Water and Sewer Budget for 2020 which incorporated a 5% increase to water and sewer rates. This increase is required due to significant increases in construction costs. The Construction Price Index increased by 11.45% over 2017 and 2018, or 7.55% more than the Consumer Price Index over the same period.

COMMENT:

An initial report introducing the draft budget was presented to Committee of the Whole on September 24, 2019 and is attached to this report for information purposes. Council authorized staff to present the draft budget to the public for comment which occurred at the Committee of the Whole meeting on October 8, 2019. In addition, the slide deck was posted on the Town's website requesting comments up to October 25, 2019 and the public were informed of the request for comments through CP Scoop and on the Town's Facebook page.

Five (5) comments from the public were received. Four (4) of the comments related to concerns that residents should not be paying for new development. Staff responded to these concerns as follows:

New infrastructure and any projects required to increase capacity due to system growth are entirely paid for by developers and/or new homeowners, not existing customers.

The proposed 5% increase to user fees is entirely related to a significant increase in construction costs to replace and/or repair existing infrastructure not to pay for underfunded projects in the past.

One resident was upset that the 1-2-person rate was not ½ of the 3-5-person rate. Staff explained that most of the costs to provide clean drinking water are fixed and related to the pipes in the ground, treatment plant infrastructure and staffing. The only variable costs are for chemicals which make up a very small portion of the overall cost.

FINANCIAL IMPLICATIONS

The proposed 5% increase to water and sewer rates will result in a total charge of \$935.20 per year for a residential property with one (1) or two (2) people resulting in an increase of \$44.56 per year over 2019 rates.

STAFF RECOMMENDATION

THAT Council pass the 2020 Water and Sewer Rates By-law based on a 5% increase in the rates.

BY-LAW NO. 102-2019

A BY-LAW OF THE TOWN OF CARLETON PLACE TO AUTHORIZE THE EXECUTION OF THE TABER STREET SUBDIVISION AGREEMENT WITH THORBJORNSSON GROUP LTD. AND YEVGENTY ZHUKOV.

WHEREAS Section 5.3 of the Municipal Act, 2001 (S.O. 2001, c.25) authorizes that municipal powers, including municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS Section 9 of the Municipal Act, 2001 (S.O. 2001, c.25), provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS Section 51(26) of the Planning Act, R.S.O. 1990, Chapter P.13 authorizes a municipality or approval authority, or both, to enter into agreements imposed as a condition to the approval of a plan of subdivision and the agreements may be registered against the land to which it applies and the municipality or the approval authority, as the case may be, is entitled to enforce the provisions of it against the owner and, subject to the *Registry Act* and the *Land Titles Act*, any and all subsequent owners of the land.

AND WHEREAS as draft conditions of the subdivision have been met, it is deemed expedient to authorize the execution of the Taber Street Subdivision Agreement with Thorbjornsson Group Ltd. and Yevgenty Zhukov.

NOW THEREFORE the Council of the Town of Carleton Place hereby enacts as follows:

1. THAT the Mayor and Clerk are hereby authorized to execute on behalf of the Town of Carleton Place the Taber Street Subdivision Agreement with Thorbjornsson Group Ltd. and Yevgenty Zhukov.
2. THAT the Clerk shall be and is hereby authorized to affix the corporate seal of the Corporation of the Town of Carleton Place to the said agreement.
3. THAT the subdivision agreement be registered in the Registry Office No. 27.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 12TH DAY OF NOVEMBER, 2019.

Doug Black, Mayor

Stacey Blair, Clerk

BY-LAW NO. 103-2019

BEING A BY-LAW OF THE CORPORATION OF THE TOWN OF CARLETON PLACE RESPECTING THE CONVEYANCE OF LAND FOR PARK PURPOSES OR CASH IN LIEU OF PARKLAND CONVEYANCE.

WHEREAS Section 69 (1) of the *Planning Act*, R.S.O. 1990, CP13, as amended (the “Act”), provides that the Council of a municipality may, by By-law, establish a tariff of fees for the processing of applications made in respect of planning matters;

AND WHEREAS Sections 42, 51.1 and 53 of *the Planning Act, R.S.O. 1990, CP13*, as amended, authorizes Council to pass a By-law requiring land or cash-in-lieu of the land to be conveyed to the municipality of park or other public recreational purposes as a condition of development, redevelopment, or subdivision of lands(s)

NOW THEREFORE the Council of the Corporation of the Town of Carleton Place hereby enacts as follows;

1.0 DEFINITIONS

1.1 Definitions in this by-law,

“**Act**” means the *Planning Act*, R.S.O. 1990, c.P.13 as amended from time to time.

“**Appraisal Value**” means the price in terms of money which a property should bring in a competitive and open market, as of the specified date, under all conditions requisite to a fair sale, the buyer and seller, each acting prudently knowledgeable and assuming price is not affected by undue stimulus.

“**Building Permit**” means a Building Permit issued under the Ontario Building Code.

“**Cash-in-Lieu**” means the payment of funds equivalent to the value of the amount of land that the Town would otherwise have been entitled to require to be conveyed for park or other public recreation purposes as part of a Development. The payment of Cash-in-Lieu is usually required as a condition of subdivision or development permit approval and is assessed as the value of the land the day before the Town grants approval for the Development under Section 51.1, or the day before the day the first building permit is issued under Section 42, as specified in the *Planning Act*.

“**Consent**” means the process referred to in Section 53 of the *Act*.

“**Commercial Use**” – means the use of any land, building or structure for the purpose of offices or retail buying or selling of commodities, but does not include uses for warehousing, manufacturing or assembling of goods.

“Development” means the creation of a new lot, a change in land use, or the construction of buildings and structures, or addition to buildings or structures requiring approval under the Act.

“Dwelling Unit” means a building occupied or capable of being occupied as the home or residence of one or more persons, where food preparation and sanitary facilities are provided, but shall not include a boarding house, hotel, motel, rental cottage or cabin or similar use of a private or semi-private institution,

“Eligible Project” means:

- i. Acquisition of land for public park purposes.
- ii. Capital projects for the development of new public parks which may include any associated site preparation and drainage; the provision of park facilities, such as, play equipment, sports fields and pathways.
- iii. Capital projects to increase the capacity of existing public parks to accommodate more intensive public use; the provision of additional park facilities, such as play equipment, splash pads and site furniture.

“Gross land area” means the total area of all lands contained in the Subdivision plan or Development or Redevelopment application including lands subject to easements.

“Industrial Use” means the use of land, buildings or structures for, or in connection with:

- i. manufacturing, processing, producing, storing or distributing of something;
- ii. research or Development in connection with manufacturing, producing or processing something;
- iii. retail sales by a manufacturer, producer or processor of something manufactured, produced or processed, if the retail sales are at the site which the manufacturing, production or processing takes place;
- iv. offices for administrative purposes, if;
- v. carried out with respect to manufacturing, producing, processing, storage or distributing of something, and,
- vi. in or attached to the building or structure used for that manufacturing, producing or processing, storage or distribution.

“Market Appraisal” means a written opinion of fair market value of one or more parcels of land subject to Development or Redevelopment supported by presentation and analysis of relevant data by a certified accredited appraiser in good standing in the Province of Ontario.

“Minor Development” means a Development proposal that consists of additions of less than 200m² (2,152ft²) or 25% of the gross floor area, a change of use, an interior renovation, an existing Development which is

not presently governed by a Development Permit Agreement and a townhouse Development that has been approved as part of a larger Subdivision approval process.

“Net Hectare” means the actual land used for the development of all lands exclusive of land required for roads, parks, stormwater management and other amenities.

“Redevelopment” means the removal of a building or structure from land and the further development of the land or the substantial renovation of a building or structure and a change in the character or density of the use in connection therewith. It may also mean the development of high-density residential block, or commercial or industrial block within a plan of subdivision that requires approval through a Development Permit By-law process.

“Residential” refers to dwelling units at various densities used for human habitation.

“Serviced” means the installation of sanitary, water, storm water, electrical, gas and communication utilities of appropriate size

“Subdivision” means the process referred to in Section 51 of the Act.

“Town” means the Town of Carleton Place

2.0 GENERAL PROHIBITION

- 2.1** No person shall undertake the subdivision, development or redevelopment of land within the Town unless the owner of the land has either conveyed or agreed to convey to the Town the amount of land for parkland or other public recreational purposes as determined under this By-law
- 2.2** Notwithstanding Section 2.1 above, the Town may require the payment of cash-in-lieu of accepting a conveyance of land as set out in Section 7 of this By-law.

3.0 PURPOSE

- 3.1** The purpose of this by-law is:
- i** To identify the amount of land which is to be conveyed to the Town or in lieu of the conveyances the amount of payment of money based on the value of the land and intended use;
 - i** To identify the purposes for which funds, in the Town’s cash-in-lieu of parkland accounts, may be used;
 - ii** To ensure that funds in ‘cash-in-lieu’ accounts are used for Eligible Projects; and
 - iv.** To identify the circumstances under which the Chief Administrative Officer, the Manager of Recreation and Culture and the Treasurer have delegated authority from Council to

access and use funds in 'cash-in-lieu' accounts.

- 3.2** The Town shall ensure a consistent approach to parkland conveyance or cash-in-lieu of parkland dedication and the appropriate use of all funds collected for the provision of park and recreational purposes, pursuant to Sections 42 and 51.1 of the Act, by defining the purposes for which 'cash-in-lieu' may be used and by establishing the mechanisms by which the 'cash-in-lieu' funds are accessed and accounted.

4.0 GENERAL PROVISIONS

- 4.1** This by-law applies to all land located within the geographic boundaries of the Town of Carleton Place.
- 4.2** During the review process of a draft plan of Subdivision or condominium, Development Permit By-law Amendment or Development Permit Process or Consent application, the application and any associated plans, during its circulation process, will be reviewed by the appropriate Department Head for their comment as to the suitability and desirability of parkland. Following the review, the Department Head will recommend acquiring new parkland, the acceptance of cash-in-lieu of parkland dedication or an appropriate combination thereof in accordance with this by-law.
- 4.3** The applicant for the Subdivision of land or the owner responsible for its Development or Redevelopment shall dedicate land to the Town as required by "the Act" or shall provide conveyance and/or cash-in-lieu as required by the Town as set out in this by-law. Conveyance of land is required unless deemed inappropriate as outlined in Section 7.1 or as determined by staff.
- 4.4** Where an owner and the Town wish to enter into a front ending agreement regarding the development of a park, park/sports equipment, trees, fencing and other site plan details shall be provided by the developer to the satisfaction of the Town.
- 4.5** If land has been conveyed or is required to be conveyed to the Town for park purposes or a payment in lieu of such conveyance has been received by the municipality or is owing to it under section 51.1 or 53 of the Act, no additional conveyance or payment will be required by the municipality in respect of subsequent Development or Redevelopment unless:
- i. there is a change in the proposed Development or Redevelopment which would increase the density of the Development; or,
 - ii. land originally proposed for Development or Redevelopment for Commercial or Industrial purposes in now proposed for Residential or other uses
 - iii. development of a high-density block under a Development Permit application, whose density was unknown at the time of original

draft or final approval.

- 4.6** This by-law does not apply to funds collected pursuant to the *Development Charges Act*

5.0 CONVEYANCE OF LAND

- 5.1** As a condition of Subdivision or the Development or Redevelopment of lands in the Town of Carleton Place the owner is required to convey to the Town land for park or other public recreational purposes as follows:

5.1.1 For lands proposed for Development or Redevelopment for Residential purposes, at a rate of 1 ha per 300 residential units of the Gross land area being developed or redeveloped;

5.1.2 For lands proposed for Development or Redevelopment for Commercial or Industrial purposes, land in the amount of two per cent (2%) of the Gross land area to be developed or redeveloped;

5.1.3 For lands proposed for Development for use other than those referred to in subsections 5.1.1 and 5.1.2, such as Institutional uses, land in the amount of five per cent (5%) of the Gross land area to be developed or redeveloped.

5.1.4 Land dedicated to the Town for park purposes shall be graded, top-soiled, and, seeded to the specifications of the Town.

5.1.5 Land dedicated to the Town for park purposes may be required to be Serviced at the discretion of the Town and depending on the uses to be included in the respective park.

6.0 SUITABILITY OF LAND

- 6.1** Only those lands suitable for park development will be accepted as part of the required parkland dedication. These lands shall be, in the opinion of Council, suitable for use as municipal parkland and such criteria may include lands:

- i. adjacent to established parks, school yards or stormwater management areas;
- ii. located near any area of multiple Residential Development;
- iii. with adequate street frontage to provide for visibility and safety;
- iv. that are level, regularly shaped and not susceptible to major flooding, poor drainage, or other environmental or physical conditions which would interfere with their Development or use for public recreation.

- 6.2** The Town may accept additional lands over and above the required parkland dedication and may incorporate these lands into the Town's park system. Such lands would be important to the Town's open space

resources and may include lands:

- i. for storm water management areas;
- ii. having environmental or physical conditions which render the land unsuitable for Development; and,
- iii. which are suitable for the Development of corridors throughout the Town for such uses as wildlife or pedestrian or biking trails.

7.0 CASH-IN-LIEU OF PARKLAND DEDICATION

7.1 In lieu of the conveyances noted in Sections 4.0 and 5.0 above, the Town may require the payment of money at the time of the creation of any new lots either by way of a plan of Subdivision or by consent or the Development or Redevelopment of lands within the Town, where the Town is entitled to receive a conveyance for park or other recreational purposes under Sections 51(25), 53(12) or 42(1) of the Act, Council may require payment of money by the owner of the land pursuant to Sections 51.1(3) and 42(6).

7.2 The Town may require cash-in-lieu of parkland, as provided by the Act, under the following circumstances:

- i. Where the amount of parkland to be dedicated, in accordance with the Act, is of insufficient size, in the opinion of Council, to be usable for normal public recreational activities;
- ii. Where an area is adequately served by municipal or other open space lands;
- iii. Where the Town wishes to combine the parkland dedications of a number of small Developments to provide for one large park area; or,
- iv. Where the required dedication would render the remainder of the site unsuitable or impractical for Development.

7.3 In the case where it is deemed advisable to accept Cash-in lieu of a conveyance, Council shall require payment as set out on Schedule A attached.

7.4 The Appraised Value of the land shall be determined as of the day before the date of issuance of the building permit in respect of the Development or Redevelopment or where more than one building permit is required, as of the day before the date of the issuance of the first building permit.

7.5 The payment so required shall be paid to the Town:

- 7.5.1 For the Development or Redevelopment of land, prior to the issuance of a Building Permit;
- 7.5.2 For a plan of Subdivision, prior to the issuance of a Building Permit; and,
- 7.5.3 For a Consent (severance), prior to final approval and receipt of a provisional certificate under the "Act".

8.0 ADDITIONS

Notwithstanding any other provision in this By-law, this By-law shall not apply where the Development or Redevelopment consists of the making of an addition or alteration to an existing building or structure used for Commercial or Industrial purposes, provided that the addition or alteration is used for Commercial or Industrial purposes and considered Minor Development.

9.0 MARKET APPRAISAL

- 9.1** To determine the cash-in-lieu payment required, where the proponent is required to pay a percentage of the value of the land as a result of Development or Redevelopment, the owner shall submit to the Town for review a Market Appraisal of the subject lands specific to their proposed use.
- 9.2** The cost of the Market Appraisal shall be the responsibility of the Owner.
- 9.3** The Market Appraisal will be reviewed by Town staff and the Owner will be notified of the payment required.
- 9.4** Where there is a disagreement between the owner and the Town regarding the validity of the Market Appraisal, the report may be peer reviewed at the Owner's cost.
- 9.5** If there is a dispute as to the value of the land, Council will make a final determination as to the Appraisal Value.
- 9.6** The Market Appraisal shall occur within six (6) months prior to draft approval for all applications under Section 51.1 of the Planning Act and prior to application of a building permit, at the time of signing of a Development Permit Agreement for all development and re-development projects under Section 42 of the Planning Act.

10.0 ELIGIBLE PROJECTS

- 10.1** Cash-in-lieu shall only be used for 'Eligible Projects' permitted by the Act and as defined by this By-law.
- 10.2** Cash-in-Lieu funds collected and allocated shall be available for use for any 'Eligible Project' as defined in this By-law except in the following circumstances:
 - i. Payments of Cash-in-Lieu which are being held by the Town subject to an appeal by an owner under "the Act". These funds shall not be committed to or used for any purpose until the appeal process is completed.
 - ii. Funds that are collected through the Development process that is for the acquisition of specific parkland already identified.

11.0 EXTENSION OF DRAFT CONDITIONS

If there is a request for an extension of draft conditions, or changes to the plan, including redline changes prior to registration of the subdivision agreement, or through Part Lot Control, as well as any projects requiring a Development Permit Agreement, cash-in-lieu of parkland will need to be re-evaluated through a revised assessment value of the lands with their proposed uses. These may be evaluated under Section 51.1 or 42 dependent on the situation.

12.0 SHORT TITLE

12.1 This By-law may be referred to as the “Parkland By-law”.

13.0 ENACTMENT

13.1 This By-law shall come into effect on the day it is passed.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED
THIS 12th DAY OF NOVEMBER 2019.

Doug Black, Mayor

Stacey Blair, Clerk

SCHEDULE 'A'
TO BY-LAW 103-2019

The money to be paid in lieu of parkland to the Town shall be calculated as follows:

CONVEYANCE AND/OR CASH-IN-LIEU OF PARKLAND
TOWN OF CARLETON PLACE

| Development Type | Conveyance and/or Cash-in-Lieu Amount |
|--|--|
| Commercial or Industrial land uses | 2% of appraised value |
| Residential | 1ha for every 300 units |
| All other land uses, such as Institutional | 5% of appraised value |
| For each new lot on a public road created through consent in a settlement area (subject or remainder) upon which a Residential Dwelling Unit would be permitted. | Fixed rate of \$3,500.00 per lot and that the cash-in-lieu rate is automatically increased each year by the same percentage rate that is applied to the Development Charge rate. |

BY-LAW NO. 104-2019

A BY-LAW OF THE CORPORATION OF THE TOWN OF CARLETON PLACE TO AUTHORIZE THE SEASONAL CLOSURE OF SIDEWALKS

BEING a by-law relating to the seasonal closure of municipal sidewalks.

WHEREAS Section 11(2) of the Municipal Act, 2001 (S.O. 2001, c.25), as amended, authorizes a municipality to pass by-laws within the jurisdictional sphere of highways, including parking and traffic on highways;

AND WHEREAS Section 5.3 of the Municipal Act, 2001 (S.O. 2001, c.25) authorizes that municipal powers, including municipality's capacity, rights, powers, and privileges under section 9, shall be exercised by bylaw unless the municipality is specifically authorized to do otherwise;

AND WHEREAS Section 9 of the Municipal Act, 2001, (S.O. 2001, c.25) provides that municipality has the capacity, rights, powers, and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

THEREFORE the Council of the Corporation of the Municipality of Carleton Place hereby enacts as follows:

1. That Sidewalks within the Municipality of Carleton Place as identified in Schedule "A" are hereby closed from November 15 any given year to April 1 the following year.
2. Every person who uses a sidewalk so closed does so at their own risk and the Municipality is not liable for any damage sustained by a person using the sidewalk so closed to traffic.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 12TH DAY OF NOVEMBER, 2019.

Doug Black, Mayor

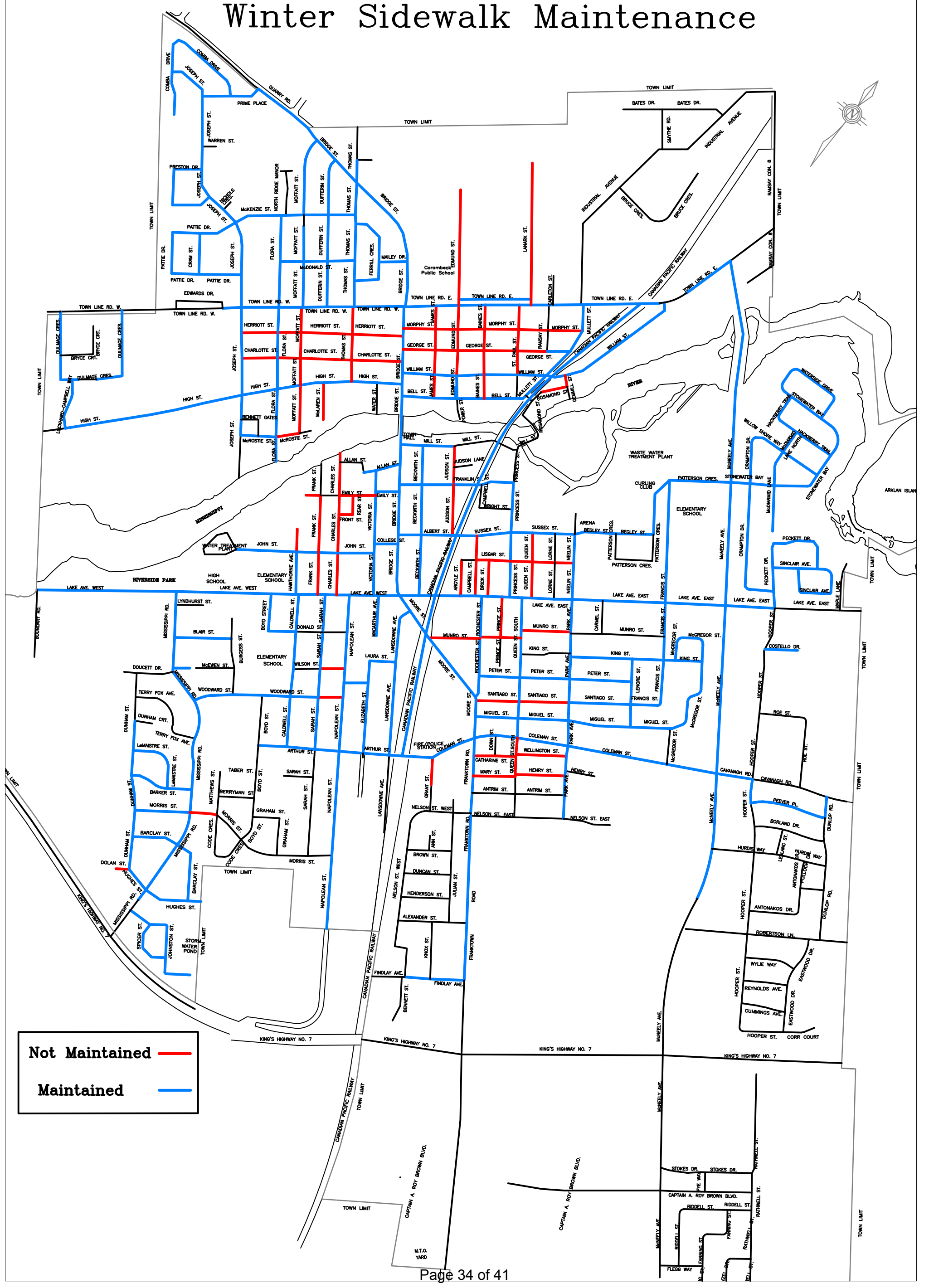
Stacey Blair, Clerk

Schedule "A" to By-law No. 104-2019

| <u>Street Name</u> | <u>From</u> | <u>To</u> |
|--------------------|--------------------|--------------------|
| Herriott Street | Joseph Street | Bridge Street |
| Charlotte Street | Joseph Street | Bridge Street |
| Moffatt Street | McRostie Street | Townline Road |
| McRostie Street | Flora Street | Moffatt Street |
| McLaren Street | High Street | Southern Limit |
| Thomas Street | High Street | Townline Road |
| Morphy Street | Bridge Street | Mullett Street |
| George Street | Bridge Street | Ramsey Street |
| James Street | Bell Street | Townline Road |
| Edmund Street | William Street | Northern Limit |
| Baines Street | Bell Street | Townline Road |
| St. Paul Street | William Street | Townline Road |
| Lanark Street | Townline Road | Northern Limit |
| Gemmill Street | William Street | Rosamond Street |
| Roasmond Street | Gemmill Street | Bell Street |
| Hawthorne Street | John Street | Northern Limit |
| Frank Street | Lake Avenue West | Emily Street |
| Charles Street | Lake Avenue West | Allan Street |
| Emily Street | Victoria Street | Western Limit |
| Front Street | Charles Street | Rear Street |
| Rear Street | Front Street | Emily Street |
| Judson Street | Albert Street | Mill Street |
| Argyle Street | Lake Avenue East | Lisgar Street |
| Campbell Street | Lake Avenue East | Sussex Street |
| Brick Street | Lake Avenue East | Lisgar Street |
| Queen Street | Lake Avenue East | Sussex Street |
| Lisgar Street | Campbell Street | Neelin Street |
| Prince Street | Munro Street | Lake Avenue East |
| Munro Street | Moore Street | Park Avenue |
| Catharine Street | Franktown Road | Queen Street South |
| Wellington Street | Queen Street south | Park Avenue |
| Mary Street | Franktown Road | Queen Street South |
| Henry Street | Queen Street South | Park Ave |
| Queen Street South | Nelson Street East | Coleman Street |
| Sanitago Street | Moore Street | Park Avenue |
| Woodward Street | Sarah Street | Napoleon Street |
| Wilson Street | Napoleon Street | Sarah Street |

CARLETON PLACE

Winter Sidewalk Maintenance



Not Maintained ———

Maintained ———

BY-LAW NO. 105-2019

A BY-LAW OF THE CORPORATION OF THE TOWN OF CARLETON PLACE TO AMEND TRAFFIC AND PARKING BY-LAW NO. 46-2003

WHEREAS Section 11 (3) 1. of the Municipal Act, 2001, S.O. 2001, c25 authorizes municipalities to pass by-laws relating to Highways, including parking and traffic on highways;

AND WHEREAS Section 11 (3) 8. of the Municipal Act, 2001, S.O. 2001, c25 authorizes municipalities to pass by-laws relating to parking, except on highways;

AND WHEREAS Section 27 of the Municipal Act, 2001 S.O.2001, c25 permits a municipality to regulate the Traffic and Parking on municipal streets that they have jurisdiction over;

AND WHEREAS Section 63(1) of the Municipal Act, 2001 permits a municipality to remove, impound, restrain or immobilize an object or vehicle placed, stopped, standing or parked on a highway in contravention of a by-law that a municipality has passed regarding placing, stopping, standing or parking an object or vehicle on a highway;

AND WHEREAS the Council of the Town of Carleton Place adopted By-law 46-2003, the Traffic and Parking By-law on September 9, 2003;

AND WHEREAS Council amended By-law 46-2003 on October 25, 2011 by By-law 50-2011 to change the provisions for overnight winter parking restrictions;

AND WHEREAS Council now deems it expedient to repeal By-law 50-2011 and revert back to the overnight winter parking restrictions originally contained within Section 9.2 of By-law 46-2003 which stated as follows: "No person shall park a vehicle or permit a vehicle to remain parked on any highway between 12:00 a.m. midnight to 7:00 a.m. from November 15 to April1 of any year.";

NOW THEREFORE the Council of the Corporation of the Town of Carleton Place hereby enacts as follows:

1. THAT By-law 50-2011 be repealed in its entirety.
2. THAT this by-law shall come into force and effect on its passing.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 12TH DAY OF NOVEMBER 2019.

Doug Black, Mayor

Stacey Blair, Clerk

BY-LAW NO. 106-2019

**A BY-LAW OF THE CORPORATION OF THE TOWN OF CARLETON PLACE
REGULATING WATER RATES IN THE TOWN OF CARLETON PLACE**

WHEREAS Section 391(1)(a) of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, authorizes a municipality by by-law to impose fees or charges on persons for services or activities provided or done by or on behalf of the municipality; and

AND WHEREAS Section 398(1) of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended stipulates that fees and charges imposed by a municipality or local board on a person constitute a debt of the person to the municipality or local board, respectively.

AND WHEREAS Section 398(2) of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended provides authority to the treasurer of a local municipality who may, add fees and charges imposed by the municipality to the tax roll for the following property in the local municipality and collect them in the same manner as municipal taxes:

1. In the case of fees and charges for the supply of a service or thing to a property, the property to which the service or thing was supplied.
2. In all other cases, any property for which all of the owners are responsible for paying the fees and charges.

AND WHEREAS the Council of the Corporation of the Town of Carleton Place deems it necessary and desirable to increase the present rates for the consumption of water within the Town;

NOW THEREFORE, the Corporation of the Town of Carleton Place enacts as follows:

1. DOMESTIC WATER AND SEWAGE TREATMENT PLANT CHARGES

1.1. All domestic water and sewage treatment plant charges are the responsibility of the property owner.

1.2. Effective January 1, 2020 the following schedule of quarterly charges shall apply for domestic water and sanitary sewer service billings:

1.2.1. Quarterly Rate for Each Residential Dwelling Unit

| NUMBER OF PEOPLE | * FULL SERVICE | SERVICE LESS OUTSIDE TAP | PRIVATE SWIMMING POOL |
|-------------------------|-----------------------|---------------------------------|------------------------------|
| 1 or 2 persons | \$116.90 | \$104.72 | \$133.28 |
| 3, 4, or 5 persons | \$122.78 | \$110.63 | \$139.18 |
| 6, 7, or 8 persons | \$128.75 | \$116.63 | \$145.13 |
| 9 or 10 persons | \$132.65 | \$120.39 | \$149.02 |
| Additional Persons | \$2.77 | \$2.77 | \$2.77 |

1.2.2. The flat rate charge for a private swimming pool is \$65.52 per year. To maintain uniform billings 25% of this charge is included in each quarterly billing.

1.3. Billings shall be issued quarterly in advance. The rates stated are net. A 10% penalty shall apply to all accounts remaining unpaid on the day following the "Due Date" shown on the billing. If the water and sewage service rates plus penalty are not paid within 90 days thereafter, the amount due shall be added to the Collector's Roll and collected in the same manner as municipal taxes.

1.4. Every residential dwelling which is provided with water and sewer service will be subject to a water and sewer charge unless the water supply to the dwelling is turned off by a municipal employee. In the case of a duplex or multi-family dwelling, it is the responsibility of the property owner to provide a shut-off valve in the main water supply to the dwelling which can be turned off and locked or sealed by the municipal employee. There shall be a charge of \$92.53 to turn on any water supply including new services.

2. SUMMER SERVICE

2.1. The flat rate water usage charge for Summer Service for the season is \$438.45 payable in advance. If a private pool is present, an additional charge of \$111.28 shall apply, which is also payable in advance.

3. BILLING CRITERIA AND BILLING PROCEDURE FOR COMMERCIAL, INDUSTRIAL OR INSTITUTIONAL

3.1. Each separate Commercial, Industrial or Institutional entity shall receive a separate bill for each location they occupy.

3.2. Commercial, Industrial or Institutional connections must be metered, and bills will be based on volume unless there is no provision for water to be used for any purpose other than washrooms for the exclusive use of employees.

3.3. When a building contains one or more consumers that must be metered, the entire building shall be metered with a common meter and the entire bill shall be sent to the owner unless the water supply to the customers that must be metered can be isolated and metered. In this case, individual tenants can be billed separately; some based on flat rate and others based on volume.

4. BILLINGS AND RATES FOR COMMERCIAL, INDUSTRIAL AND/OR INSTITUTIONAL "FLAT RATE" WATER AND SEWER SERVICE

4.1. Effective January 1, 2020 the following schedule of charges shall apply for flat rate Commercial, Industrial and/or Institutional water and sewer billing.

| FEE DESCRIPTION | FEES |
|---|--|
| Base Billing (Base billing includes 5 employees working 60 hours per week) | <ul style="list-style-type: none"> •\$95.24 |
| Additional Charges <ul style="list-style-type: none"> ○ For each additional employee ○ For each additional hour of operation | <ul style="list-style-type: none"> • \$6.71 per quarter • . \$0.10 x total number of employees |

- 4.2. The number of employees shall mean the number of people normally at a business at one time.
- 4.3. Billings will be made quarterly in advance. The rates stated are net. A 10% penalty shall apply to all accounts remaining unpaid on the day following the "Due Date" shown on the billing.
- 4.4. Commercial establishments using water-cooled air conditioning or refrigeration equipment shall be on metered service.
- 4.5. In cases where a business is operating out of a residential dwelling and it is determined that the nature of the business justifies a separate billing for water and sewer, the rate shall be ½ of the normal commercial flat rate. The residential billing would remain consistent with charges outlined in Section 1.

5. BILLINGS AND RATES FOR RESIDENTIAL, COMMERCIAL AND INDUSTRIAL METERED WATER AND SEWER SERVICE

5.1. Effective October 1, 2019 the following schedule of charges shall apply for metered residential, commercial and industrial service:

| FEE DESCRIPTION | FEES |
|--|--|
| Minimum Quarterly Billing (plus meter rental) <ul style="list-style-type: none"> ○ For the first 45,000 gal. ○ For the next 45,000 gal. ○ For the next 360,000 gal. ○ For the next 360,000 gal. ○ Additional over 810,000 gal. | <ul style="list-style-type: none"> •\$79.14 • \$5.720 per 1,000 gal. • \$5.160 per 1,000 gal. • \$4.560 per 1,000 gal. • \$4.560 per 1,000 gal. • \$3.440 per 1,000 gal. |

| | |
|-------------------------------------|-----------------|
| Meter Rentals Quarterly Net: | |
| ○ 5/8" or less | •\$16.10 |
| ○ 3/4" or less | •\$20.14 |
| ○ 1" or less | •\$24.99 |
| ○ 1.5" or less | •\$51.89 |
| ○ 2" or less | •\$67.49 |
| ○ 3" or less | •\$109.46 |
| ○ 4" or less | •\$187.11 |

5.2 In all cases, meters shall be supplied by, and remain the property of, the Corporation of the Town of Carleton Place. These meters shall be installed by a municipal employee or a plumber authorized by the Town of Carleton Place. The cost of meter installation shall be the responsibility of the customer but the cost of any required maintenance resulting from normal wear and tear will be borne by the Municipality. Costs incurred in repairing a meter where damage was caused from the meter having been hit or otherwise subjected to misuse or abuse, shall be the responsibility of the customer.

5.3 In cases where more than one (1) meter is used to supply one (1) customer, the total water consumption, as registered on all meters, shall be used in calculating the quarterly billing.

5.4 In cases where one (1) meter is used to service more than one (1) commercial enterprise, more than one (1) industrial enterprise or more than one (1) living accommodation or in cases where there is any combination of commercial, industrial and residential consumers using a common meter, the following fees shall be charged over and above the consumer to whom the billing is made.

| FEE DESCRIPTION | FEES |
|--|----------------|
| Quarterly Fees for Additional Water Meters | |
| (Commercial, Industrial or Residential Consumers) | |
| • 2nd unit | •\$61.78 |
| • 3rd unit | •\$40.86 |
| • 4th + unit | •\$30.90 |

5.5 The rates are net. A 10% penalty shall apply to all accounts remaining unpaid on the day following the "Due Date" shown on the billing. If the water and sewage service rates plus penalty are not paid within 90 days thereafter, the amount due shall be added to the Collector's Roll and collected in the same manner as municipal taxes.

6. SURCHARGE

6.1 All rates established by this By-law, with the exceptions noted below, are subject to a surcharge as described below:

6.1.1 Surcharge:

That a Sewage Service Rate shall be charged on the sewer and water billing as one hundred percent (100%) of the total water charges as noted in Sections 1.2.1, 1.2.2, 4.1, 4.5, 5.1 and 5.4 of this By-law. The said surcharge shall apply equally to all user groups including Residential, Commercial, Industrial and Institutional.

6.1.2. Billings for water service to a dwelling, business or industry that is not connected to the municipal sanitary sewer system shall be exempt from the surcharge noted in Section 6.1.1.

7. INSTALLATION OF SERVICES

7.1 Fees to be charged for the installation of services from the Main to the Lot Line shall be charged at the following rates:

| FEE DESCRIPTION | FEES |
|------------------------|--------------------|
| • Single Pipe | • \$4,080.23 |
| • Water & Sewer | • \$4,540.14 |
| • Water, Sewer & Storm | • \$5,131.91 |

8. MISCELLANEOUS

8.1 All new buildings shall have remote reading meters installed at the owner’s expense during construction if required by the Town.

8.2 Hauled Sewage by truck to the Sewage Treatment Plant shall be charged \$148.62 per load (maximum of 3,000 gallons). Permission to discharge must be pre-approved by Council.

8.3 By-law No. 003-2019 and any other By-law or parts of By-laws which are inconsistent with the provisions of this By-law are hereby repealed.

READ A FIRST TIME, A SECOND TIME, A THIRD TIME AND FINALLY PASSED THIS 12th DAY OF NOVEMBER, 2019.

Douglas Black, Mayor

Stacey Blair, Clerk

BY-LAW NO. 107-2019

BEING A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE TOWN OF CARLETON PLACE

WHEREAS the Municipal Act S.O. 2001, c 25, Section 5(1), as amended, provides that the powers of a municipal corporation are to be exercised by its council;

AND WHEREAS the Municipal Act S.O. 2001, c 25, Section 5(3), as amended, provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9; shall be exercised by by-law;

AND WHEREAS the Council for The Corporation of the Town of Carleton Place deems it expedient that the proceedings of meetings of Council be confirmed and adopted by by-law;

NOW THEREFORE the Council of the Corporation of the Town of Carleton Place enacts as follows:

1. That the actions of the Council of the Corporation of the Town of Carleton Place at its meeting held on **November 12, 2019**, in respect to each report, motion, resolution or other actions recorded and taken by the Council at its said meeting, except where the prior approval of the Ontario Municipal Board is required, is hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this by-law;
2. That the Mayor and appropriate Manager of the Corporation are hereby authorized and directed to do all things necessary to give effect to the said actions of the Council of the Town of Carleton Place referred to in the proceeding section;
3. That the Mayor and Clerk, and their designates, are hereby authorized and directed to execute all documents necessary on behalf of the Council and to affix the corporate seal of the Corporation of the Town of Carleton Place to all such documents;
4. That the Treasurer, or designate, is hereby directed to execute any documents necessary on behalf of the Council of the Town of Carleton Place and to affix the corporate seal of the municipality to all such documents.
5. That this by-law shall come into effect upon final passage.
6. This by-law may be cited as the "**November 12, 2019 Confirmatory By-Law**"

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 12th DAY OF NOVEMBER 2019.

Doug Black, Mayor

Stacey Blair, Clerk