



## The Corporation of the Township of Malahide

### A G E N D A

January 19, 2023 – 7:30 p.m.

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**Springfield & Area Community Services Building  
51221 Ron McNeil Line, Springfield**

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**\*\* Note:** At this time, seating capacity is limited and those individuals with matters pertaining to agenda items will be prioritized for in person attendance.  
The meeting is also streamed live on YouTube and available after for viewing.

- (A) Call Meeting to Order
- (B) Disclosure of Pecuniary Interest
- (C) Approval of Previous Minutes **RES 1 (Pages 7-18)**
- (D) Presentations/Delegations/Petitions
- (E) Reports of Departments
  - (i) Director of Fire & Emergency Services
  - (ii) Director of Public Works
  - (iii) Director of Finance/Treasurer  
-2023 Budget Deliberations **RES 2 (Page 19)**
  - (iv) Clerk
  - (v) Building/Planning/By-law  
-2022 Building Permit Activity Report **RES 3 (Pages 20-21)**  
-Application for Consent to Sever of Helena Zacharias on behalf of Dave & Judy Mennill and Rita Cochrane **RES 4 (Pages 22-38)**

(vi) CAO

(F) Reports of Committees/Outside Boards

(i) Long Point Region Conservation Authority – Minutes of December 7, 2022 **RES 5 (Pages 39-46)**

(G) Correspondence **RES 6**

1. Association of Municipalities of Ontario - Watch File – dated January 5, 2023, and January 12, 2023. **(Pages 2-7)**
2. Municipality of Thames Centre, Conmee Township, Township of Faraday and Town of Prescott – Correspondence received regarding letter of support of Township of Malahide Federal Cannabis act Review Resolution. **(Pages 8-13)**
3. Ministry of Municipal Affairs and Housing – Correspondence received updating on More Homes Built Faster Act, 2022. **(Pages 14-15)**
4. Elgin Federation of Agriculture – Correspondence sent to Elgin County Council in respect to farm assessments for 2023. **(Page 16)**
5. Temperance Line – Correspondence received regarding the condition of Temperance Line from resident. **(Page 17)**
6. Elgin County – Correspondence received from Elgin County announcing new Manager of Emergency Management. **(Page 18)**
7. City of Kingston – Correspondence received regarding Resource Recovery and Circular Economy Act, 2016. **(Pages 19-20)**
8. Town of Aylmer – Notice of Public Hearing **(Pages 21-22)**
  - 78 Victoria Street South
9. Municipality of Central Elgin – Notice of Decision **(Page 23)**
  - Official Plan – Entire Municipality

(H) Other Business

(I) By-laws

(i) By-law No. 22-93 – Third Reading of Kettle Creek Drain **RES 7 (Pages 47-48)**

(ii) By-law No. 22-94 – Third Reading of Pressey Line Drain **RES 8 (Pages 49-50)**

(iii) By-law No. 22-86 – Third Reading of Burks Drain No. 3 **RES 9 (Pages 51-52)**

(J) Closed **RES 10-11**

(i) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board relating to the Tate Drain.

(ii) Training and education for the purpose of professional development relating to Building/Building Code Orientation.

(K) Confirmatory By-law **RES 12 (Page 53)**

(L) Adjournment **RES 13**

### ***VIDEOCONFERENCE MEETING***

#### **Note for Members of the Public: IMPORTANT**

Please note that the Regular Council Meeting scheduled to be held on January 19, 2023 will be via videoconference with limited seating for presenters, the press and the public.

Please note that, at this time, there is not an option for the public to call in to this meeting. However, we will be livestreaming the Council Meeting via YouTube. [Please click here to watch the Council Meeting.](#)

Written comments regarding the Council Agenda items are welcome – please forward such to the Clerk at [aadams@malahide.ca](mailto:aadams@malahide.ca).

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*PLEASE NOTE that the draft resolutions provided below DO NOT represent decisions already made by the Council. They are simply intended for the convenience of the Council to expedite the transaction of Council business. Members of Council will choose whether or not to move the proposed draft motions and the Council may also choose to amend or defeat them during the course of the Council meeting.*

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1. THAT the minutes of the regular meeting of the Council held on January 5, 2023 and the special meeting of Council held on January 16, 2023 be adopted as printed and circulated.
2. THAT Report No. FIN 23-01 titled "2023 Budget Deliberations" be received;  
AND THAT the following special meetings for the 2023 Budget deliberations be approved (all dates are 7:30 pm start):  
Wednesday, March 1, 2023  
Tuesday, March 7, 2023  
Thursday, March 9, 2023  
Tuesday, March 14, 2023
3. THAT Report No. DS-23-02 entitled "2022 Building Permit Activity Report" be received.
4. THAT Report No. DS-23-01 entitled "Application for Consent to Sever of Helena Zacharias on behalf of Dave & Judy Mennill and Rita Cochrane" be received;  
  
AND THAT the Application for Consent to Sever of Helena Zacharias on behalf of Dave & Judy Mennill and Rita Cochrane, relating to the property located at Concession 3, Part Lot 22, (Geographic Township of Malahide), and known municipally as 51200 Vienna Line, be supported for the reasons set out in this Report;  
  
AND THAT this report and the recommended conditions be forwarded to the Land Division Committee for its review and consideration.
5. THAT the following Reports of Committees/Outside Boards be noted and filed  
  
(i) Long Point Region Conservation Authority – Minutes of December 7, 2022
6. THAT the following correspondence be noted and filed:
  1. Association of Municipalities of Ontario - Watch File – dated January 5, 2023, and January 12, 2023. **(Pages 2-7)**

2. Municipality of Thames Centre, Conmee Township, Township of Faraday and Town of Prescott – Correspondence received regarding letter of support of Township of Malahide Federal Cannabis act Review Resolution. **(Pages 8-13)**
3. Ministry of Municipal Affairs and Housing – Correspondence received updating on More Homes Built Faster Act, 2022. **(Pages 14-15)**
4. Elgin Federation of Agriculture – Correspondence sent to Elgin County Council in respect to farm assessments for 2023. **(Page 16)**
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7. City of Kingston – Correspondence received regarding Resource Recovery and Circular Economy Act, 2016. **(Pages 19-20)**
8. Town of Aylmer Notice of Public Hearing **(Pages 21-22)**
  - 78 Victoria Street South
9. Municipality of Central Elgin – Notice of Decision **(Page 23)**
  - Official Plan – Entire Municipality
7. THAT By-law No. 22-93 being a By-law to provide for Drainage works on the Kettle Creek Drain Reassessment, be read a third time, finally passed, and be properly signed and sealed.
8. THAT By-law No. 22-94 being a By-law to provide for Drainage works on the Pressey Line Drain Reassessment, be read a third time, finally passed, and be properly signed and sealed.
9. THAT By-law No. 22-86 being a By-law to provide for Drainage works on the Burks Drain No. 3 Reassessment, be read a third time, finally passed, and be properly signed and sealed.
10. THAT Council move into Closed Session at \_\_\_\_\_ p.m., pursuant to Section 239(2) of the Municipal Act, 2001, as amended, to discuss the following:
  - (i) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board relating to the Tate Drain.
  - (ii) training and education for the purpose of professional development
11. THAT Council move out of Closed Session and reconvene at \_\_\_\_\_ p.m. in order to continue with its deliberations.

12. THAT By-law No.23-07, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.

13. THAT the Council adjourn its meeting at \_\_\_\_\_ p.m. to meet again on February 2, 2023, at 7:30 p.m.

DRAFT

**The Corporation of the Township of Malahide****January 5, 2023 – 7:30p.m.**Virtual Meeting – <https://youtu.be/TJJQhMQSiyk>

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The Malahide Township Council met at the Springfield & Area Community Services Building, at 51221 Ron McNeil Line, Springfield, at 7:30p.m. Seating capacity is limited and those individuals with matters pertaining to agenda items were prioritized for in person attendance. The following were present:

**Council:** Mayor D. Giguère, Deputy Mayor M. Widner, Councillor S. Leitch, Councillor J. Wilson, Councillor R. Cerna, and Councillor S. Lewis.

**Staff:** Chief Administrative Officer A. Betteridge, Clerk A. Adams, Director of Public Works M. Sweetland, and Director of Fire & Emergency Services J. Spoor.

**Via Zoom:** Councillor C. Glinski

**Absent:** Director of Finance A. Boylan.

**CALL TO ORDER:**

Mayor Giguère took the Chair and called the meeting to order at 7:30p.m.

**DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:**

Deputy Mayor Widner disclosed a pecuniary interest with respect to Council Agenda items D – Court of Revision Kettle Creek Drain, Burks Drain No. 3 and Pressey Line Drain and Council Agenda items E – Re-appointment of Drainage Engineers Report and Drainage Update Report. The nature of the conflict being that a Partner at Spriet Associates is an immediate relative of his.

Councillor Glinski disclosed a pecuniary interest with respect to Council Agenda items E- Re-appointment of Drainage Engineers Report and Drainage Update Report. The nature of the conflict being that he is the owner of land effected by one of listed drains.

**MINUTES:****No. 23-001****Moved By: Cerna****Seconded By: Lewis**

**THAT the minutes of the regular meeting of the Council held on December 15, 2022 be adopted as printed and circulated.**

**Carried**

Deputy Mayor Widner declared a conflict of interest with respect to Council Agenda items D – Court of Revision Kettle Creek Drain, Burks Drain No. 3 and Pressey Line Drain. He retired from the meeting and abstained from all discussions and voting on the matter.

**No. 23-002**

**Moved By: Scott Lewis**

**Seconded By: Sarah Leitch**

**THAT the Council of the Township of Malahide does hereby appoint the following members to sit on the Court of Revision for the Kettle Creek Drain:**

**Mayor Dominique Giguère (Chair)**

**Councillor Sarah Leitch**

**Thames Centre Councillor Chantel Crockett**

**Carried**

Thames Centre Councillor Chantel Crockett took a seat at the table for the Court of Revision for the Kettle Creek Drain.

**No. 23-003**

**Moved By: Chester Glinski**

**Seconded By: Sarah Leitch**

**THAT the Court of Revision for the Kettle Creek Drain be called to order at 7:42p.m.**

**AND THAT Dominique Giguère be appointed Chair.**

**Carried**

The Drainage Engineer, Mike DeVos, of Spriet Associates provided an overview of the Drain application and assessments.

Chair Giguère inquired if any written comments/objections had been received and was advised that there were none.

Chair Giguère inquired if anyone wished to make comment regarding their assessment and there were none.

Chair Giguère inquired if any persons were in attendance that wished to comment or ask questions concerning the Drainage Report and there were none.

Chair Giguère inquired if any members of Council had any questions concerning the Drainage Report and there were none.

**No. 23-004**

**Moved By: Sarah Leitch**

**Seconded By: Chantel Crockett**

**THAT the Court of Revision members for the Kettle Creek Drain do hereby accept the recommendations of Drainage Engineer Mike DeVos; and further, does hereby confirm the drainage assessments as outlined in the Report of the Drainage Engineer dated August 25,2022.**

**Carried**

**No. 23-005**

**Moved By: Sarah Leitch**

**Seconded By: Chantel Crockett**

**THAT the Court of Revision relating to the Kettle Creek Drain be adjourned and the Council Meeting reconvene at 7:46p.m.**

**Carried**

Mayor Giguère thanked Thames Centre Councillor Chantel Crockett for her attendance for the Kettle Creek Drain Court of Revision and she retired from the meeting.

**No. 23-006**

**Moved By: Scott Lewis**

**Seconded By: John H. Wilson**

**THAT the Council of the Township of Malahide does hereby appoint the following members to sit on the Court of Revision for the Pressey Line Drain:**

**Mayor Dominique Giguère (Chair)  
Councillor John H. Wilson  
Councillor Rick Cerna**

**Carried**

**No. 23-007**

**Moved By: Rick Cerna**

**Seconded By: John H. Wilson**

**THAT the Court of Revision for the Pressey Line Drain be called to order at 7:47p.m.**

**AND THAT Dominique Giguère be appointed Chair.**

**Carried**

The Drainage Engineer, Mike DeVos, of Spriet Associates provided an overview of the Drain application and assessments.

Chair Giguère inquired if any written comments/objections had been received and was advised that there were none.

Chair Giguère inquired if anyone wished to make comment regarding their assessment and there were none.

Chair Giguère inquired if any persons were in attendance that wished to comment or ask questions concerning the Drainage Report and there were none.

Chair Giguère inquired if any members of Council had any questions concerning the Drainage Report and there were none.

**No. 23-008**

**Moved By: John H. Wilson**

**Seconded By: Rick Cerna**

**THAT the Court of Revision members for the Pressey Line Drain do hereby accept the recommendations of Drainage Engineer Mike DeVos; and further, does hereby confirm the drainage assessments as outlined in the Report of the Drainage Engineer dated September 30, 2022.**

**Carried**

**No. 23-009**

**Moved By: John H. Wilson**

**Seconded By: Rick Cerna**

**THAT the Court of Revision relating to the Pressey Line Drain be adjourned and the Council Meeting reconvene at 7:50 p.m.**

**Carried**

**No. 23-010**

**Moved By: Sarah Leitch**

**Seconded By: John H. Wilson**

THAT the Council of the Township of Malahide does hereby appoint the following members to sit on the Court of Revision for the Burks Drain No. 3:

Mayor Dominique Giguère (Chair)  
Councillor Sarah Leitch  
Councillor Scott Lewis

**Carried**

**No. 23-011**

**Moved By: Scott Lewis**

**Seconded By: Rick Cerna**

**THAT the Court of Revision for the Burks Drain No. 3 be called to order at 7:51p.m.**

**AND THAT Dominique Giguère be appointed Chair.**

**Carried**

The Drainage Engineer, Mike DeVos, of Spriet Associates provided an overview of the Drain application and assessments.

Chair Giguère inquired if any written comments/objections had been received and was advised that there were none.

Chair Giguère inquired if anyone wished to make comment regarding their assessment and there were none.

Chair Giguère inquired if any persons were in attendance that wished to comment or ask questions concerning the Drainage Report and there were none.

Chair Giguère inquired if any members of Council had any questions concerning the Drainage Report and there were none.

**No. 23-012**

**Moved By: Scott Lewis**

**Seconded By: Sarah Leitch**

**THAT the Court of Revision members for the Burks Drain No. 3 do hereby accept the recommendations of Drainage Engineer Mike DeVos; and further, does hereby confirm the drainage assessments as outlined in the Report of the Drainage Engineer dated October 5, 2022.**

**Carried**

**No. 23-013**

**Moved By: Sarah Leitch  
Seconded By: Scott Lewis**

**THAT the Court of Revision relating to the Burks Drain No. 3 be adjourned and the Council Meeting reconvene at 7:54p.m.**

**Carried**

**No. 23-014  
Moved By: Sarah Leitch  
Seconded By: John H. Wilson**

**THAT the Engineer's Report for the W. McIntyre Drain be accepted;**

**AND THAT By-law No. 23-02 being a by-law to provide for the W. McIntyre Drain drainage works be read a first and second time and provisionally adopted.**

**Carried**

**No. 23-015  
Moved By: Scott Lewis  
Seconded By: Sarah Leitch**

**THAT the Court of Revision for the W. McIntyre Drain be scheduled to be held on February 2, 2023, at 7:30 p.m.**

**Carried**

Deputy Mayor Widner returned to his seat at the Council table.

**No. 23-016  
Moved By: Scott Lewis  
Seconded By: Sarah Leitch**

**THAT Report No. PW-23-01 entitled "2023 Priority Capital & Operating Undertakings" be received;**

**AND THAT the following items be approved for inclusion into the 2023 Capital Budget:**

- **Road Needs Study Update project in the budget amount of \$10,000;**
- **Carter Road Structure Rehabilitation project in the budget amount of \$200,000;**
- **Single Axle Plow Replacement in the budget amount of \$358,505.00; and,**
- **Multi-Year Roadside Grass Cutting Contract in the budget amount of \$60,000.00**

**AND THAT the Township Staff be authorized and directed to proceed accordingly with the above-noted projects.**

**Carried**

Deputy Mayor Widner declared a conflict of interest with respect to Council Agenda items E – Re-appointment of Drainage Engineers Report and Drainage Update Report. He retired from the meeting and abstained from all discussions and voting on the matter.

Councillor Glinski declared a conflict of interest with respect to Council Agenda items E – Re-appointment of Drainage Engineers Report and Drainage Update Report. He retired from the meeting and abstained from all discussions and voting on the matter.

**No. 23-017**

**Moved By: Scott Lewis**

**Seconded By: Rick Cerna**

**THAT Report No. PW-23-02 entitled “Re-Appointment of Drainage Engineers – Various Drains” be received;**

**AND THAT the following engineers be re-appointed as follows:**

- **Mike Devos, P. Eng., of Spriet Associates London Ltd., for the Woolleyville Line Drain (Township of Malahide petition); the Tate Drain; and, the Kettle Creek Drain;**
- **Andrew Gilvesy, P. Eng., of Cyril J. Demeyere Limited for the Cook Drain, (Aylmer Evangelical Mennonite Mission Church and Banman petition);**
- **Peter Penner, P. Eng., of Cyril J. Demeyere Limited, for the Thompson Drain – Branches D & E; and,**
- **John Spriet, P. Eng., of Spriet Associates London Ltd., for the Sparta Line Drain.**

**Carried**

**No. 23-018**

**Moved By: Sarah Leitch**

**Seconded By: John H. Wilson**

**THAT Report No. PW-23-03 entitled “Drainage Update Report” be received.**

**Carried**

Deputy Mayor Widner and Councillor Glinski returned to their seats at the Council table.

**No. 23-019**

**Moved By: Scott Lewis**

**Seconded By: Mark Widner**

**THAT Report No. PW-23-04 entitled “Tender Award – Single Axle Dump Truck Complete with Winter Control Equipment be received;**

**AND THAT Council direct staff to provide further information regarding the current piece of equipment including the results of an inspection;**

**AND THAT staff provide a follow up report with these findings and recommendations.**

**Carried**

**No. 23-020**

**Moved By: Chester Glinski**

**Seconded By: Scott Lewis**

**THAT the following Reports of Committees/Outside Boards be noted and filed**

**(i)Elgin Group Police Services Board – Minutes of September 6, 2022.**

**Carried**

**Municipality of Bayham – Appointment to Joint Boards - Long Point Region Conservation Authority Board Appointment**

**No. 23-021**

**Moved By: Rick Cerna**

**Seconded By: Chester Glinski**

**THAT the Council of the Township of Malahide supports the appointment of Rainey Weisler as the jointly appointed member to the Long Point Region Conservation Authority Board of Directors for the 2022-2026 term.**

**Carried**

**No. 23-022**

**Moved By: Rick Cerna**

**Seconded By: Scott Lewis**

**THAT the Lanark County correspondence declaring IPV (intimate partner violence)/VAW (violence against women) an epidemic as per recommendation #1 of the Renfrew County Coroner’s jury recommendations be supported.**

**Carried**

**No. 23-023**

**Moved By: Rick Cerna**

**Seconded By: Scott Lewis**

**THAT the correspondence received from the Ministry of Natural Resources and Forestry –regarding legislative and regulation changes affecting conservation authorities be supported.**

**Carried**

**No. 23-024**

**Moved By: Rick Cerna**

**Seconded By: Scott Lewis**

**THAT the correspondence received from Elgin Group Police Services Board to the Ministry of the Solicitor General to advocate for increased fines for all levels of speeding be supported.**

**Carried**

**No. 23-025**

**Moved By: Rick Cerna**

**Seconded By: Scott Lewis**

**THAT the following correspondence be noted and filed:**

1. **Association of Municipalities of Ontario - Watch File – dated December 15, 2022, and December 22, 2022. (Pages 3-8)**
2. **Municipality of Central Elgin - Appointment to Joint Boards (Page 9)**
  - **Aylmer and Port Burwell Area Secondary Water Supply System Appointment**
3. **Municipality of Bayham – Appointment to Joint Boards (Pages 10-12)**
  - **Port Burwell Area Secondary Water Supply System Appointment**
  - **Elgin Group Police Services Board Appointment Support**
4. **Ministry of Northern Development, Mines, Natural Resources and Forestry – Changes under the Oil, Gas and Salt Resources Act related to compressed air energy storage and updates to Provincial Standards. (Pages 13-14)**
5. **Ministry of Municipal Affairs & Housing – Correspondence regarding an update on Bill 109, the More Homes for Everyone Act, 2022 (Pages 15-20)**
6. **Elgin County Economic Development & Tourism – What's New in Elgin – December 2022 issue. (Pages 26-47)**

7. **Municipality of Central Elgin – (Pages 48-52)**
  - **Notice of Public Meeting – Zoning By-law Amendment -191 Carlow Road**
  - **Notice of Public Meeting – Zoning By-law Amendment -33719 Lake Line**
  - **Notice of Public Meeting – Zoning By-law Amendment 392 Edith Cavell Boulevard**
  - **Notice of Passing – Zoning By-law Amendment – 279 Hill Street**
  - **Notice of Application & Public Meeting – Official Plan Amendment & Zoning By-law Amendment – 410 Sunset Drive**
8. **Town of Aylmer - (Pages 53-55)**
  - **Notice of Public Meeting - Zoning By-law Amendment -62 Pine Street West**

**Carried**

**No. 23-026**

**Moved By: Mark Widner**

**Seconded By: Rick Cerna**

**THAT By-law No. 23-01, being a By-law to appoint a representative to the Elgin County Land Division Committee, be given first, second and third readings, and be properly signed and sealed.**

**Carried**

**No. 23-027**

**Moved By: Mark Widner**

**Seconded By: Sarah Leitch**

**THAT By-law No.23-03, being a Confirmatory By-law, be given first, second and third readings, and be properly signed and sealed.**

**Carried**

**No. 23-028**

**Moved By: Mark Widner**

**Seconded By: Chester Glinski**

**THAT the Council adjourn its meeting at 8:25p.m. to meet again on January 19, 2023, at 7:30 p.m.**

**Carried**

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Mayor – D. Giguère

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Clerk – A. Adams

**The Corporation of the Township of Malahide****January 16, 2023 – 10:00a.m.**

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The Malahide Township Council met at the Malahide North Roads Works Building, 13272 Imperial Road, Lyons, at 10:00a.m. The following were present:

**Council:** Mayor D. Giguère, Deputy Mayor M. Widner, Councillor S. Leitch and, Councillor S. Lewis

**Staff:** Chief Administrative Officer A. Betteridge, Director of Public Works M. Sweetland and, Roads and Construction Manager R. DeSutter

**Absent:** Councillor R. Cerna, Councillor C. Glinski, and John H. Wilson

**CALL TO ORDER:**

Mayor Giguère took the Chair and called the meeting to order at 9:55a.m.

**DISCLOSURE OF PECUNIARY INTEREST and the General Nature thereof:**

N/A

**SPECIAL BUSINESS:****Single Axle Dump Truck Inspection**

Roads and Construction Manager R. DeSutter provided an overview of Truck 10 and its use as a Village plow, and a high level vehicle history. There was notation made that replacement truck specifications were vetted by the equipment committee.

Council completed self-directed walk-around of Truck 10 to inspect.

Mayor Giguère advised that specific questions Council had regarding vehicle use and replacement need could be included in a staff follow-up report. Publishing agenda time will allow Council an opportunity to ask questions if any items are missing from the report that they would like to know prior to the meeting being held.

**ADJOURNMENT:**

**No. 22-029**

**Moved By: Mark Widner**

**Seconded By: Sarah Leitch**

**THAT the Council adjourn its meeting at 10:24a.m. to meet again on January 19, 2023, at 7:30 p.m.**

**Carried**

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Mayor – D. Giguère

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Deputy Clerk – A. Betteridge



## Report to Council

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**REPORT NO.:** FIN-23-01  
**DATE:** January 19, 2023  
**ATTACHMENT:** None  
**SUBJECT:** 2023 BUDGET DELIBERATIONS

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### **Recommendation:**

**THAT Report No. FIN 23-01 titled “2023 Budget Deliberations” be received;**

**AND THAT the following special meetings for the 2023 Budget deliberations be approved (all dates are 7:30 pm start):**

**Wednesday, March 1, 2023**  
**Tuesday, March 7, 2023**  
**Thursday, March 9, 2023**  
**Tuesday, March 14, 2023**

### **Comments/Analysis:**

Administration proposes the above dates and times for Council’s 2023 Budget deliberations. These dates and times are subject to Council’s availability and may be modified at Council’s discretion. Additional meetings may be added, and/or scheduled meetings cancelled as required.

The 2023 Budget document will be provided to Council and posted on the Township’s website during the week of February 13, 2023. An itemized budget meeting agenda schedule will be sent the week thereafter.

Submitted by:	Approved for Council:
Adam Boylan Director of Finance / Treasurer	Adam Betteridge Chief Administrative Officer



## Report to Council

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**REPORT NO.:** DS-23-02  
**DATE:** January 19, 2023  
**ATTACHMENT:** N/A  
**SUBJECT:** 2022 BUILDING PERMIT ACTIVITY REPORT

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### **Recommendation:**

THAT Report No. DS-23-02 entitled “2022 Building Permit Activity Report” be received.

### **Background:**

The purpose of this Report is to provide Council with an update on building permit and development activity throughout the Township for the 2022 calendar year; and to also compare current activity levels with past years.

### **Comments/Analysis:**

<b><i>Total Building Permit Values 2012 - 2022</i></b>			
<b>Year</b>	<b>Total Permits</b>	<b>New Home Starts</b>	<b>Construction Value</b>
<b>2012</b>	<b>154</b>	<b>18</b>	<b>\$10,846,955</b>
<b>2013</b>	<b>126</b>	<b>21</b>	<b>\$10,759,437</b>
<b>2014</b>	<b>169</b>	<b>23</b>	<b>\$14,324,500</b>
<b>2015</b>	<b>178</b>	<b>21</b>	<b>\$17,339,500</b>
<b>2016</b>	<b>181</b>	<b>25</b>	<b>\$20,090,500</b>
<b>2017</b>	<b>246</b>	<b>43</b>	<b>\$30,091,220</b>
<b>2018</b>	<b>223</b>	<b>37</b>	<b>\$26,708,400</b>
<b>2019</b>	<b>173</b>	<b>22</b>	<b>\$28,393,300</b>
<b>2020</b>	<b>239</b>	<b>30</b>	<b>\$63,875,200</b>
<b>2021</b>	<b>240</b>	<b>23</b>	<b>\$27,229,496</b>
<b>2022</b>	<b>199</b>	<b>19</b>	<b>\$27,132,872</b>

<b>2022 Permit Activity Breakdown</b>			
<b>Time Frame</b>	<b>Total Permits</b>	<b>New Home Starts</b>	<b>Construction Value</b>
<b>January - March</b>	<b>35</b>	<b>2</b>	<b>\$4,207,679</b>
<b>April - June</b>	<b>61</b>	<b>6</b>	<b>\$7,522,379</b>
<b>July - September</b>	<b>53</b>	<b>2</b>	<b>\$5,248,199</b>
<b>October - December</b>	<b>50</b>	<b>9</b>	<b>\$10,154,615</b>

In 2022, there was a slight decrease in the number of building permits issued when compared to the past two (2) years.

New home starts in 2022 were consistent when compared to the number of total permits issued considering there was no new concentrated development areas in the Township in 2022.

The construction value in 2022 was also consistent when compared to the previous four (4) years. The large increase in 2020 was mostly due to the Terrace Lodge addition and renovation permit.

Even though there was a slight decrease in the total number of building permits, many of the permits involved large and complex type buildings which is a positive for the Township. The Development Services Department strives to meet the expectations of the Council, public, and the development community, all the while enforcing the requirements of the Ontario Building Code and Township By-laws.

#### **Financial Implications to Budget:**

N/A.

#### **Relationship to *Cultivating Malahide*:**

The *Cultivating Malahide* Integrated Community Sustainability Plan (ICSP) is based upon four pillars of sustainability: Our Land, Our Economy, Our Community, and Our Local Government.

One of the goals that support this project is the “Promote new development in a responsible manner that directs growth to appropriate areas with the Township”.

<b>Submitted by:</b>	<b>Approved by:</b>
Scott Sutherland, Chief Building Official Manager of Building and By-law	Adam Betteridge, MCIP, RPP Chief Administrative Officer



## Report to Council

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**REPORT NO.:** DS-23-01

**DATE:** January 19, 2023

**ATTACHMENT:** Report Photo, Application, Recommended Conditions

**SUBJECT:** **APPLICATION FOR CONSENT TO SEVER OF HELENA ZACHARIAS ON BEHALF OF DAVE & JUDY MENNILL AND RITA COCHRANE**

**LOCATION:** Concession 3, Part Lot 22 (Geographic Township of Malahide)  
(51200 Vienna Line)

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### Recommendation:

**THAT Report No. DS-23-01 entitled “Application for Consent to Sever of Helena Zacharias on behalf of Dave & Judy Mennill and Rita Cochrane” be received;**

**AND THAT the Application for Consent to Sever of Helena Zacharias on behalf of Dave & Judy Mennill and Rita Cochrane, relating to the property located at Concession 3, Part Lot 22, (Geographic Township of Malahide), and known municipally as 51200 Vienna Line, be supported for the reasons set out in this Report;**

**AND THAT this report and the recommended conditions be forwarded to the Land Division Committee for its review and consideration.**

### Background:

The subject application for Consent (“the application”) has been received to permit the conveyance of land to facilitate a lot boundary adjustment of approximately 0.2 hectares to facilitate the future construction of an accessory shop and secondary dwelling unit on the subject lands, as well as accommodate private services.

The Application relates to the property located at CON 3 PT LOT 22 AND RP;11R2344 PART 1, and known municipally as 51200 Vienna Line.

Although a specific meeting date has not been assigned as of the date of writing, it is

expected that the County Land Division Committee will scheduled a Public Hearing for this application for a date late-February.

### **Comments/Analysis:**

The subject property is approximately 25.4 ha hectares (63 acres) in area, and has approximately 212 metres of frontage along Vienna Line. The subject farm property is vacant and used for agricultural purposes, specifically, the growing of field crops. The applicant is looking to purchase a portion of the subject property to permit the construction of a new accessory building and a future secondary dwelling unit. Due to the location of existing buildings, septic system, and well, there is insufficient area on the abutting property to permit the proposed development.

The lands proposed to be severed and conveyed are approximately 0.2 hectares (0.5 acres) in size and have approximately 39.6 metres of frontage on Vienna Line. These lands are currently vacant and are proposed to contain the future shop and second dwelling.

The retained agricultural parcel is proposed to comprise an area of approximately 25.3 hectares (62.5 acres) in area, and would have approximately 172.3 metres in frontage. The retained parcel would continue to be used for agricultural purposes.

The lands proposed to be enlarged are approximately 0.2 hectares (0.5 acres) in size and have approximately 39.6 meters. The parcel is zoned 'Rural Residential' and is used for residential purposes. The parcel contains an existing dwelling, attached garage, and small accessory building. If the consent is approved, the lot would have a total area of 0.4 ha.

### **Provincial Policy Statement**

The PPS 2020 permits lot adjustments in prime agricultural areas for legal or technical reasons. Under the PPS, this may include severances for the purposes of easements and minor boundary adjustments, which do not result in the creation of a new lot.

The subject farm property is zoned 'General Agriculture (A1)' which requires a minimum lot area of 20 ha. The subject property has an area of approximately 25.4 acres (63 ac) and exceeds the minimum lot area requirements. The proposed retained parcel would continue to remain a viable farm parcel and is proposed to have an area of 25.3 ha, which would continue to exceed the minimum lot area requirements of the Zoning By-law. It is noted that the size of the proposed retained parcel would be greater than other parcels zoned A1 in the surrounding area, which are primarily 20 ha in size. The proposed addition of 0.2 ha to the adjacent parcel would represent approximately 0.8% of the subject lands and it is not anticipated that there would be any measurable impact on the ability of the subject lands to continue to be used for agricultural purposes.

It is the intent of provincial and municipal planning policies that the minimum amount of land needed for a lot boundary adjustment. The 0.2 ha of land proposed to be conveyed has been reduced to the minimum amount of land needed to accommodate the proposed development and private services. The proposed lot boundary adjust would result in a parcel size that would be consistent with other residential lots in the area. The

applicant has considered expanding the existing dwelling to accommodate the proposed second dwelling unit, but the property is constrained due to its size and the location of the existing dwelling and well, as well as the size of the septic system. The proposed lot addition would be minor, as its technical purpose is to provide additional land to accommodate private water and septic servicing for an accessory dwelling unit.

The proposed addition of 0.2 ha of land would be a minor addition to the applicant's property and would not result in the creation of a new lot.

### **County of Elgin Official Plan**

The subject property is designated "Agriculture Area" on Schedule 'A', Land Use Plan, and "Woodlands" on Appendix 1, Environmental Resource Areas. Boundary adjustments are permitted in accordance with Section E1.2.3.2 of the Plan, provided that no new lot is created and the viability of the agricultural parcels are not affected. The proposed lot addition would not result in the creation of a new parcel and the removal of 0.2 ha of land would not impact the viability of surrounding agricultural lands to continue to be used for agricultural purposes. No development is proposed within 120 metres of any significant woodland.

### **Malahide Official Plan**

The subject property is designated "Agriculture" on Schedule 'A1' (Land Use Plan) and "Provincially Significant (20+ ha), Hazard Lands" on Schedule 'A2' (Constraints Plan). Lot adjustments, lot additions and minor boundary changes are permitted in any land use designation in accordance with Section 8.7.1.7, provided they comply with the applicable requirements of the Official Plan and the Zoning By-law.

The proposed lot boundary adjustment is for the purposes of conveying land to facilitate the future construction of an accessory shop and secondary dwelling unit on the subject lands, as well as accommodate private services. Official Plan Amendment 20 was approved by the County of Elgin earlier this year, which permitted second dwelling units outside of settlement areas. A second dwelling unit is a dwelling unit that is accessory to the primary dwelling. The secondary dwelling unit may be located within the primary dwelling unit or in an accessory structure and is to be of a size that renders it accessory to the main dwelling. The severance of a second dwelling unit from the balance of a lot is not permitted.

The Official Plan requires an Environmental Impact Study be completed for development proposed within 120 metres of a designated natural heritage feature. No development within 120 metres of the Provincially Significant Woodland or within any Hazard Lands is proposed as part of this application.

### **Malahide Zoning By-law No. 18-22**

The subject property is zoned "General Agricultural (A1) Zone" on Key Map 83 of Schedule "A" to the Township's Zoning By-law No. 22-18. The subject property is zoned 'General Agriculture (A1)' on Schedule 'A', Map No. 8 to the Township of Malahide Zoning By-law No. 18-22. The parcel proposed to be enlarged is zoned 'Rural Residential (RR)'. Therefore, if the proposed consent is approved, the enlarged parcel would have multiple zones on the same lot. On lots that have more than one zone,

Section 3.5 of the Zoning By-law treats the zone boundaries as a lot boundary. Therefore, a Zoning By-law Amendment would be required to rezone the lands from the 'A1' zone to the 'RR' zone and it is recommended that this requirement be included as a condition of the proposed consent. Zoning compliance of the proposed development would be confirmed at the time of the future Zoning Amendment application.

The lands proposed to be retained would exceed the minimum lot area and lot frontage requirements of the A1 zone.

### **General Comments**

The Development Services Staff has considered the merits of the subject application against applicable Official Plan policies and the Township's Zoning By-law and recommends that the Council support the Application.

The Development Services Staff has also considered comments provided (if any) by other internal departments. The Township's Public Works Department has noted that the current entrance policy only allows one road entrance per lot. A second entrance would not be permitted.

As of the date of writing there have been no comments received from the surrounding property owners.

### **Financial Implications to Budget:**

The full cost of the consent and associated rezoning process is at the expense of the Applicant and has no implications to the Township's Operating Budget.

### **Relationship to Cultivating Malahide:**

The Cultivating Malahide Integrated Community Sustainability Plan (ICSP) is based upon four pillars of sustainability: Our Land, Our Economy, Our Community, and Our Government.

The importance of sustainable planning promotes protection of natural and agricultural lands. One of the goals that supports the "Our Land" Strategic Pillar is "Protect & Enhance Malahide's Agricultural Character". By respecting the agricultural land base through the land use planning process, the Council is achieving this goal.

Submitted by:	Reviewed by:
Eric Steele, BES Monteith Brown Planning Consultants, Consulting Planner for the Township	Jay McGuffin, MCIP, RPP Monteith Brown Planning Consultants

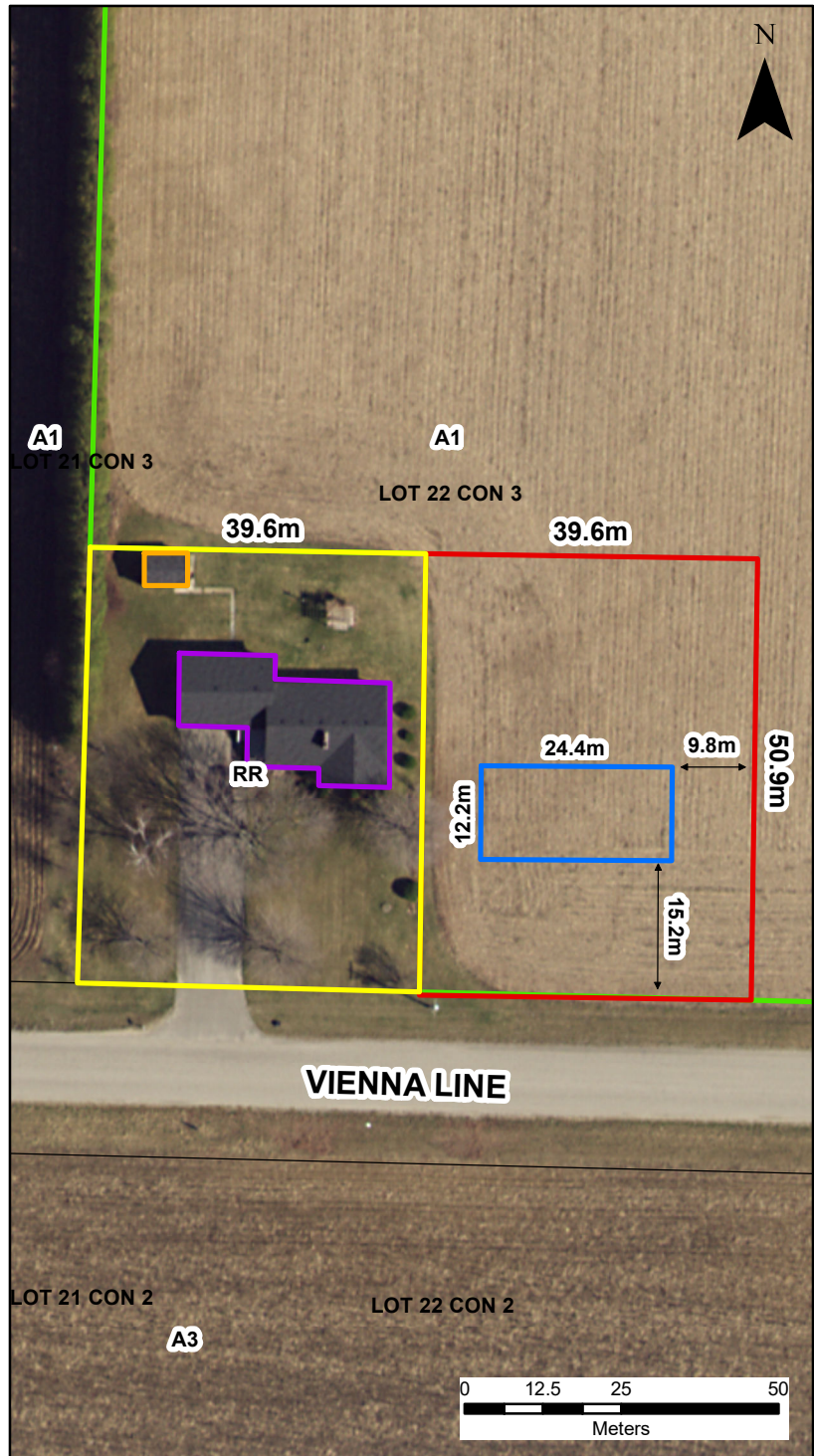
Approved by:
Adam Betteridge, Chief Administrative Officer

**APPLICATION FOR A CONSENT TO SEVER**  
**Owners: Judy Mennill, Dave Mennill & Rita Cochrane**  
**Applicant: Helena Zacharias**

**Township  
of Malahide  
Figure 1**



Concession 3, Part of Lot 22, Part 1 of 11R-6019  
 Township of Malahide



**OFFICIAL PLAN DESIGNATION**  
 Agriculture

**ZONING**  
 A1 General Agricultural

- Severed
- Retained
- Lands to which the severed lot will be conveyed as lot addition

- Existing Dwelling
- Existing Shed
- Proposed Shop/Residence

**E 99-22**Helena Zacharias  
51200 Vienna Line

RECEIVED

NOV 03 2022

COUNTY OF ELGIN  
LAND DIVISION COMMITTEE**APPLICATION FOR CONSENT**

1. Name of Approval Authority ELGIN COUNTY LAND DIVISION COMMITTEE
2. (a) **Name of Owner** Judy Mennil, Dave Mennil & Rita Cochran  
 Address 51200 Vienna Line Aylmer, ON N5H 2R2  
 Telephone Number 519-670-4697 Email judy mennil@gmail.com
2. (b) **Name of owner's solicitor or authorized agent** Helena Zacharias  
 Address 51048 Vienna Line, Aylmer, ON N5H 2R2  
 Telephone Number 519 630 9641 Email rhizac@hotmail.com
2. (c) **Name of Applicant** Helena Zacharias  
 Address 51048 Vienna Line, Aylmer, ON N5H 2R2  
 Telephone Number 519 630 9641 Email rhizac@hotmail.com  
 Relationship to Owner: Purchasing Farmer (☐) Other (☒) please specify \_\_\_\_\_

Please specify to whom all communications should be sent:

Owner(s) (☐) Solicitor (☐) Agent (☒) Applicant (☐)**AUTHORIZATION TO APPOINT AN AGENT must be provided if an agent or solicitor is acting on behalf of the land owner or applicant.**

3. (a) Type and purpose of proposed transaction: (check appropriate space)
- |           |                                     |                         |        |                          |                     |
|-----------|-------------------------------------|-------------------------|--------|--------------------------|---------------------|
| Transfer: | <input type="checkbox"/>            | creation of a new lot   | Other: | <input type="checkbox"/> | mortgage/charge     |
|           | <input checked="" type="checkbox"/> | addition to a lot       |        | <input type="checkbox"/> | lease               |
|           | <input type="checkbox"/>            | surplus farm dwelling** |        | <input type="checkbox"/> | easement/R.O.W.     |
|           | <input type="checkbox"/>            | technical severance     |        | <input type="checkbox"/> | correction of title |
|           | <input type="checkbox"/>            | other (specify) _____   |        |                          |                     |

**\*\* If the application involves the severance of a surplus farmhouse (through farm consolidation), please complete and submit attached Appendix "B" – "Surplus Farm Dwelling Information Form."**

- (b) Name of person(s), if known, to whom land or interest in land is to be transferred, leased or charged:

Ron and Helena Zacharias

- (c) If a lot addition, identify the assessment roll number and property owner of the lands to which the parcel will be added:

34-08-000-020-06700-0000

## 4. (a) Location of land:

Municipality Malakide Concession No. 3 (S PT)  
 Lot(s) No. 22 Registered Plan No. RR11R6019  
 Name of Street Ulenna Line Street No. and/or 911 No. 51200  
 Assessment Roll No. 3408000 020 06710-0000

## (b) Are there any easements or restrictive covenants affecting the subject land?

Yes ☐ No ☒ If Yes, describe the easement or covenant and its effect:

5. Description of land intended **to be severed**: (Accurate Measurements in Metric) 0.5 acres

Frontage 130 ft Depth 170 Area 0.5  
 Existing Use Farmland Proposed Use Residential

Number and use of buildings and structures on the land to be severed:

Existing none  
 Proposed 1 Shop with Apartment

6. Description of land intended **to be retained**: (Accurate Measurements in Metric)

Frontage 212m Depth West S - 954.02m Area 63 acres  
East S - 1005.84m  
 Existing Use Farmland Proposed Use Farmland

Number and use of buildings and structures on the land to be retained:

Existing none  
 Proposed none

7. Number of new lots proposed (including retained lots) 1 (lot addition)

## 8. Type of access for proposed and retained lot: (check appropriate space)

TYPE	PROPOSED LOT	RETAINED LOT
Provincial Highway	<input type="checkbox"/>	<input type="checkbox"/>
Municipal road, maintained all year	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Municipal road, seasonally maintained	<input type="checkbox"/>	<input type="checkbox"/>
Other public road	<input type="checkbox"/>	<input type="checkbox"/>
Right Of Way	<input type="checkbox"/>	<input type="checkbox"/>
Water access	<input type="checkbox"/>	<input type="checkbox"/>

If proposed access is by water, what boat docking and parking facilities are available on the mainland?  
 (specify) \_\_\_\_\_

9. (a) What type of water supply is proposed: (check appropriate space)

<u>TYPE</u>	<u>PROPOSED LOT</u>	<u>RETAINED LOT</u>
Publicly owned and operated piped water system	( <input type="checkbox"/> )	( <input type="checkbox"/> )
Privately owned and operated individual well **	( <input type="checkbox"/> )	( <input type="checkbox"/> )
Privately owned and operated communal well **	( <input checked="" type="checkbox"/> )	( <input type="checkbox"/> )
Lake or other water body	( <input type="checkbox"/> )	( <input type="checkbox"/> )
Other means (specify)	_____	<u>na</u>

- (b) \*\* If existing water supply is provided from a privately owned and operated individual/communal well, **the owner shall be required to provide written confirmation from a licensed well installer that the private well provides the quality and quantity of potable water required by Provincial standards. (Written confirmation to be attached to the Application); AND**

- (c) \*\* **A water quality test by the applicable public health unit is required (Written confirmation to be attached to the Application)**

10. (a) What type of sewage disposal is proposed: (check appropriate space)

<u>TYPE</u>	<u>PROPOSED LOT</u>	<u>RETAINED LOT</u>
Publicly owned and operated sanitary sewage system	( <input type="checkbox"/> )	( <input type="checkbox"/> )
Privately owned and operated individual septic Tank **	( <input checked="" type="checkbox"/> )	( <input type="checkbox"/> )
Privately owned and operated communal septic System **	( <input type="checkbox"/> )	( <input type="checkbox"/> )
Other means (specify)	_____	<u>na</u>

- (b) \*\*If existing sewage disposal is privately owned, **the owner shall be required to provide written confirmation from a licensed septic installer that the system is in satisfactory operating condition. (Written confirmation to be attached to the Application)**

**NOTE:** If 9(b), 9(c) and 10(b) are not provided, the application is not considered complete and the application will not be accepted until such time as the outstanding items have been provided and it is deemed complete.

11. When will water supply and sewage disposal services be available?

After the shop/apartment is built.

12. What is the existing Official Plan designation(s) of the subject land?

Agricultural / Natural Heritage

13. What is the existing Zoning designation(s) of the subject land?

A1

14. Has the subject land ever been the subject of an application for approval of a plan of subdivision under the Planning Act? Yes ☐ No ☒ Unknown ☐

If Yes, and known, provide the application file number and the decision made on the application

---

15. If this application is a re-submission of a previous consent application, describe how it has been changed from the original application

na

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16. (a) Has there been any previous severances of land from this holding?

Yes ☒

No ☐

- (b) If the answer to (a) is Yes, please indicate previous severances on the required sketch and supply the following information for each lot severed:

Who the severance was granted to Albert Barbier

Use of parcel Residential

Date parcel created (Year) 1973

---

17. If this application is for a lot addition, has the lot to be enlarged ever been the subject of a previous severance?

Yes ☐ No ☒

If Yes, provide the previous severance File No.

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18. (a) Are there any barns within 750 metres of the proposed severed lands?

Yes ☐

No ☒

i) Now used for livestock?

Yes ☐

No ☒

ii) Capable of being used for livestock?

Yes ☐

No ☒

- (b) If there are livestock barns located within 750 metres of the dwelling on the retained lands a MDS 1 calculation is required to be submitted with this application for consent pursuant to Minimum Distance Separation (MDS) document -Implementation Guideline #6.

19. Is the owner, solicitor, or agent applying for additional consents on this holding simultaneously with this application, or considering applying for additional consents in the future?

Yes ☐

No ☒

20. Is the subject land currently the subject of a proposed official plan or official plan amendment that has been submitted to the Minister for approval?

Yes ☐No ☒

If Yes, and known, specify the Ministry file number and status of the application

---

21. Is the subject land currently the subject of an application for a zoning by-law amendment, Minister's zoning order amendment, minor variance, or approval of a plan of subdivision?

Yes ☐No ☒

If Yes, and known, specify the appropriate file number and status of the application

---

22. (a) Is the application consistent with the Provincial Policy Statement 2020 issued under subsection 3(1) of the Planning Act?

Yes ☒No ☐

- (b) If Yes, identify policies from the Provincial Policy Statement 2020 to support this application for consent

*\* Secondary housing bylaw  
2.3.4.2 Lot adjustments in prime agricultural areas may be permitted for legal and technical reasons.*

---

23. Is the subject land within an area designated under any provincial plan or plans?

Yes ☐No ☒

If Yes, does the application conform to or conflict with the applicable provincial plan or plans

---

24. Did pre-consultation occur with the local Municipality and/or other agencies?

Yes ☒No ☐

Enter date of consultation and contact person

*starting July 2021 - Adam Betteridge  
Aug 26 22*

---

25. The Owner/Applicant/Agent hereby authorizes Land Division Committee members and the Corporation of the County of Elgin staff to enter onto the subject property for the purpose of Site inspections with respect to this application.

26. The Owner/Applicant/Agent hereby consents to disclosure of the information contained in this Application pursuant to Section 32(b) of Bill 49, Chapter 63, S.O. 1989, being an Act to provide for Freedom of Information and Protection of Individual Privacy in Municipalities and Local Boards.

27. DETAILED SKETCH:

The application shall be accompanied by a detailed sketch showing the following:

- the boundaries and dimensions of the subject land, the part that is to be severed and the part that is to be retained;
- the boundaries and dimensions of any land owned by the owner of the subject land and

# AUTHORIZATION TO APPOINT AN AGENT

**NOTE:** This form is only to be used for applications, which are to be signed by someone other than the owner(s).

To: Secretary-Treasurer  
Land Division Committee  
Corporation of the County of Elgin

Description and Address of Subject Lands:

63 ACRES. 51200 VIENNA LINE -

I/We, the undersigned, being the registered owner(s) of the above lands hereby authorize

HELENA + RON ZACHARIAS of 51048 VIENNA LINE to:  
(Agents Name/Names) (Agents City/Town of Residence)

- (1) make an application on my behalf to the County of Elgin Land Division Committee;
- (2) appear on my behalf at any hearing(s) of the application; and
- (3) provide any information or material required by the Land Division Committee relevant to the application.

Please Print Names in Block Letters Below Signatures

Dated at the MALAHIDE TWP of RR#2 RYLMER ONT.  
(Municipality/Township/City/etc.) (Name of Municipality/Township/City/etc.)

this 26 day of SEPTEMBER 20 22  
(Day) (Month) (Year)

DAVE MERRILL  
Name of Owner

[Signature]  
Signature of Owner

Rita Cochrane  
Name of Owner

[Signature]  
Signature of Owner

Judy Merrill  
Name of Owner

[Signature]  
Signature of Owner

Helena Zacharias  
Name of Witness

[Signature]  
Signature of Witness

that abuts the subject land;

- the distance between the subject land and the nearest municipal lot line or landmark, such as a railway crossing or bridge;
- the location of all land previously severed from the parcel originally acquired by the current owner of the subject land;
- the approximate location of all natural and artificial features on the subject land and adjacent lands that in the opinion of the applicant may affect the application, such as buildings, railways, roads, watercourses, drainage ditches, river or stream banks, wetlands, wooded areas;
- the location of private wells and septic system must be located entirely within the boundaries **of the lot to be created** and shall comply with the Zoning By-Law setbacks;
- the location of private wells and septic system must be located entirely within the boundaries **of the lot to be retained** and shall comply with the Zoning By-Law setbacks;
- the existing use(s) on adjacent lands;
- the location, width and name of any roads within or abutting the subject land, indicating whether it is an unopened road allowance, a public travelled road, a private road or a right of way;
- if access to the subject land is by water only, the location of the parking and boat docking facilities to be used;
- the location and nature of any easement affecting the subject land.

Dated at the Township of Malabaride  
 (Municipality/Township/City/etc.) (Name of Municipality/Township/City/etc.)

this 2nd day of November 20 22  
 (day) (month) (year)

Helena Zah  
 SIGNATURE OF APPLICANT(S), SOLICITOR OR AUTHORIZED AGENT

## AFFIDAVIT OR SWORN DECLARATION

I/We Helena Zacharias of the Aylmer, Ontario  
 (Applicant/Agent Name) (Municipality/Township/City/etc.)

of Malahide Township in the County of Elgin  
 (Name of Municipality/Township/City/etc.) (County Name)

solemnly declare that all the information contained in this application is true, and I/We make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under Oath and by virtue of the CANADA EVIDENCE ACT.

DECLARED before me in the

Township of Malahide  
 (Municipality/Township/City/etc.) (Name of Municipality/Township/City/etc.)

in the County of Elgin this 2nd day of November  
 (County/Region if applicable) (Day) (Month)

20 22  
 (Year)

Helena Zub  
 Signature

\_\_\_\_\_  
 Signature

A. Adams  
 A Commissioner, etc.

Allison Adams, a Commissioner  
 for taking Affidavits, Pursuant to  
 R.S.O. 1990, C.17, Para. 1(2)

If this application is signed by an agent or solicitor on behalf of an applicant(s), the owner's authorization must accompany the application. If the applicant is a corporation acting without agent or solicitor, the application must be signed by an officer of the corporation and the seal, if any, must be affixed.

It is required that one copy of this application be filed, together with one copy of the detailed sketch described, with the responsible person, accompanied by a fee of – \$1,250.00 in cash or by cheque made payable to TREASURER, COUNTY OF ELGIN.

An additional fee of \$300.00 will be charged for affixing the consent stamp.

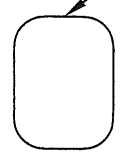
3132'-6"

825'-6"

35'



POND



FARM LAND

3300'

695'-6"

130'

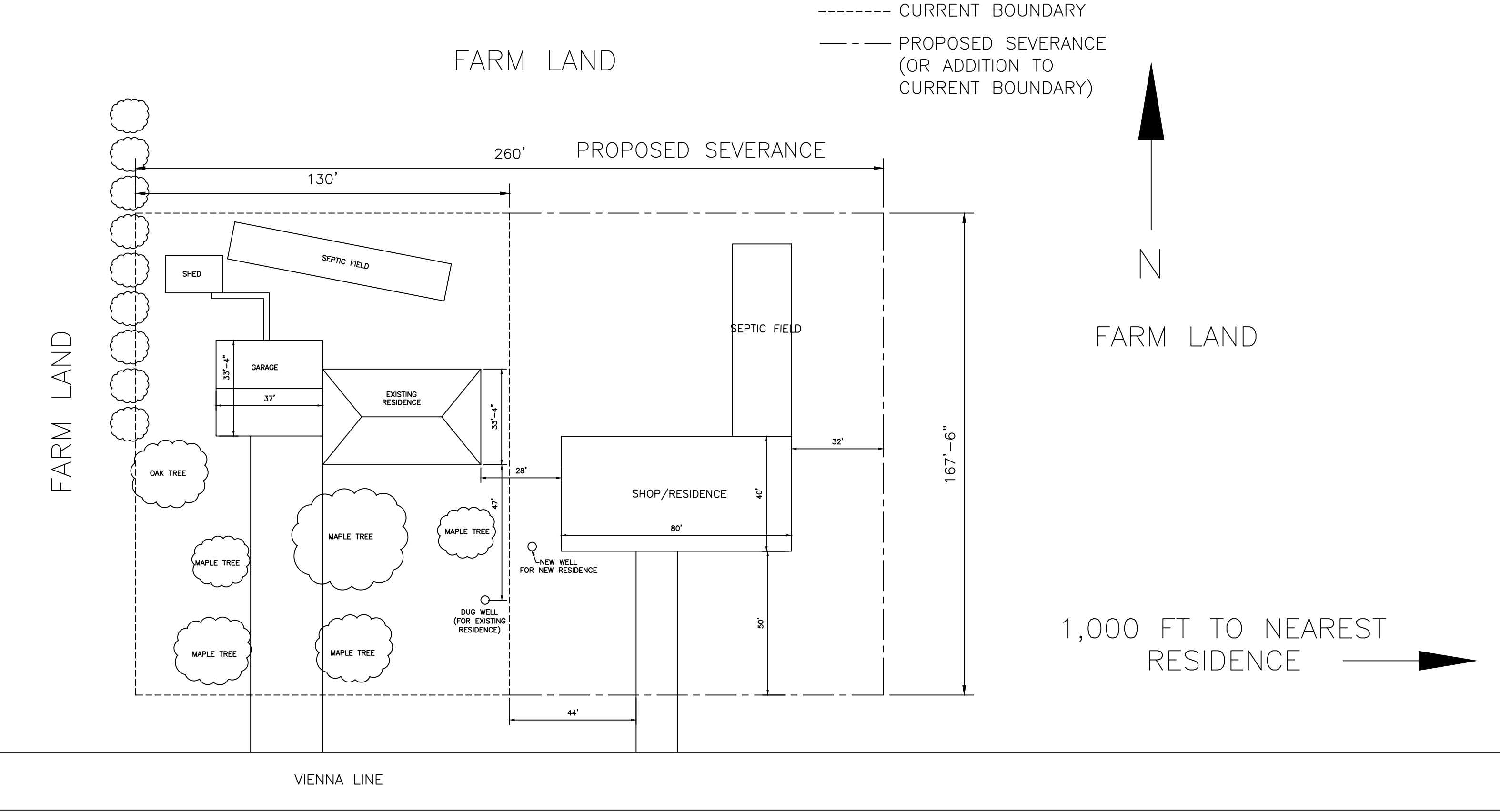
167'-6"

PROPOSED SEVERANCE

— CURRENT BOUNDARY  
- - - PROPOSED SEVERANCE  
1/2 ACRE

VIENNA LINE





E99-22

1. That the applicant initiate and assume, if required, all engineering costs associated with the preparation of a revised assessment schedule in accordance with the Drainage Act, RSO 1990, as amended, with a deposit to be paid in full to the township prior to the condition being deemed fulfilled. If the deposit does not cover the costs of the revised assessment schedule, the applicant will be billed for any additional costs incurred.
2. That the applicant be required to retain the services of a professional designer and have an engineered Lot grading development plan and ditch grading plan prepared in accordance with good engineering practices, that are suitable to the Township prior to the condition being deemed fulfilled.
3. That all outstanding work orders or by-law enforcement issues be resolved to the satisfaction of the Chief Building Official prior to the condition being deemed fulfilled.
4. That the applicants initiate and assume all planning costs associated with the required Zoning Amendment or other land use planning process as required in accordance with the Ontario Planning Act, RSO 1990, with such cost to be paid in full to the Township and that the required process be successfully completed prior to the condition being deemed fulfilled.
5. The owner has the necessary review and lot assessment conducted to ensure that it is suitable for the installation of a sewage disposal system and payment of necessary fees per lot.
6. That the necessary deeds, transfers and charges for certificates and/or instruments necessary for registration be submitted in triplicate prior to certification all of which are to be fully executed.
7. That all applicable property taxes, municipal fees and charges be paid to the Municipality prior to the stamping of the deeds.
8. That an electronic version of the reference plan be submitted to the satisfaction of the Municipality.



**LONG POINT REGION CONSERVATION AUTHORITY**  
**Board of Directors Meeting Minutes of December 7, 2022**  
**Approved January 11, 2023**

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Members in attendance:

John Scholten, Chair	Township of Norwich
Michael Columbus, Vice-Chair	Norfolk County
Dave Beres	Town of Tillsonburg
Doug Brunton	Norfolk County
Robert Chambers	County of Brant
Valerie Donnell	Municipality of Bayham/Township of Malahide
Tom Masschaele	Norfolk County
Stewart Patterson	Haldimand County
Chris Van Paassen	Norfolk County
Peter Ypma	Township of South-West Oxford

Regrets:

Ken Hewitt	Haldimand County
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\* S. Patterson advised in advance he would be late to the meeting

Staff in attendance:

Judy Maxwell, General Manager  
 Aaron LeDuc, Manager of Corporate Services  
 Leigh-Anne Mauthe, Interim Manager of Watershed Services  
 Zachary Cox, Marketing Coordinator  
 Dana McLachlan, Executive Assistant

**1. Welcome and Call to Order**

The chair called the meeting to order at 6:30 p.m., Wednesday, December 7, 2022.

**2. Additional Agenda Items**

There were no additional agenda items.

**3. Declaration of Conflicts of Interest**

None were declared.

**4. Minutes of the Previous Meeting**

**a) Board of Directors Meeting Minutes of November 2, 2022**

There were no questions or comments.

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
 Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

**A-107/22**

Moved by P. Ypma

Seconded by V. Donnell

*THAT the minutes of the LPRCA Board of Directors Meeting held November 2, 2022 be approved as circulated.*

**CARRIED**

**b) Board of Directors Meeting Minutes of November 9, 2022**

There were no questions or comments.

**A-108/22**

Moved by D. Beres

Seconded by M. Columbus

*THAT the minutes of the LPRCA Board of Directors Budget Meeting held November 9, 2022 be approved as circulated.*

**CARRIED**

**5. Business Arising**

There was no business arising from the previous minutes.

**6. Review of Committee Minutes**

**a) Backus Museum Committee Meeting of September 20, 2022**

There were no questions or comments.

**A-109/22**

Moved by T. Masschaele

Seconded by D. Brunton

*THAT the minutes of the Backus Museum Committee meeting of September 20 2022 be approved as circulated.*

**CARRIED**

**7. Correspondence**

**a) From Brant Waterways re: Support for local CAs and municipalities concerning Bill 23**

**b) From County of Brant re: LPRCA Board Appointment**

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

**c) From Norfolk County re: LPRCA Board Appointments**

**d) From Peter Ypma re: 2022 Latornell Conference**

Mr. Ypma found the symposium very enjoyable, although somewhat technical. Of particular interest to Mr. Ypma was the concurrent session entitled Climate Change Impacts on Barrier Beaches and Coastal Wetlands, North Shore of Lake Erie presented by Peter Zuzek.

Mr. Ypma thanked the Board for the opportunity to attend event.

**A-110/22**

Moved by P. Ypma

Seconded by D. Beres

*THAT the correspondence outlined in the Board of Directors Amended Agenda of December 7, 2022 be received as information.*

**CARRIED**

**8. Development Applications**

**a) Section 28 Regulations Approved Permits**

Through the General Manager's delegating authority, 30 applications were approved in the past month. LPRCA-227/22, LPRCA-233/22, LPRCA-235/22, LPRCA-236/22, LPRCA-237/22, LPRCA-238/22, LPRCA-239/22, LPRCA-240/22, LPRCA-241/22, LPRCA-242/22, LPRCA-243/22, LPRCA-244/22, LPRCA-245/22, LPRCA-246/22, LPRCA-247/22, LPRCA-210/22-revised, LPRCA-248/22, LPRCA-249/22, LPRCA-187/22-revised, LPRCA-250/22, LPRCA-251/22, LPRCA-253/22, LPRCA-254/22, LPRCA-255/22, LPRCA-256/22, LPRCA-257/22, LPRCA-258/22, LPRCA-259/22, LPRCA-260/22, and LPRCA-261/22.

All of the staff-approved applications met the requirements as set out in Section 28 of the *Conservation Authorities Act*.

**A-111/22**

Moved by T. Masschaele

Seconded by V. Donnell

*THAT the LPRCA Board of Directors receives the Section 28 Regulations Approved Permits report dated December 7, 2022 as information.*

**CARRIED**

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

## **9. New Business**

### **a) General Manager's Report**

The General Manager provided an overview of operations this past month.

On November 28, Bill 23, More Homes Built Faster Act, received Royal Assent. However, comments continue to be accepted for Bill 23 through the Environmental Registry of Ontario (ERO) until Friday, December 8, 2022. Staff will continue submitting comments that apply to LPRCA through the ERO.

It appears that the impacts to LPRCA plan reviews may be minimal and until a regulation is released, the overall impact can not be assessed. The permitting processes remain the same with the exception of the new Minister's Zoning Orders, and Community Infrastructure and Housing Accelerator Orders being added to the *Conservation Authorities Act*, Section 28.0.1.

The Planning Department will continue with current processes until the new regulation is released.

#### **A-112/22**

Moved by M. Columbus

Seconded by D. Brunton

*That the LPRCA Board of Directors receives the General Manager's Update for November 2022 as information.*

**CARRIED**

### **b) Ecological Surveys of Selected LPRCA Properties**

LPRCA contracts a qualified ecologist to survey properties for species at risk and species of concern on an annual basis. Staff retained the services of Natural Resource Solutions Inc., as approved by the Board earlier this year, to complete the 2022 surveys at four LPRCA properties.

Recommendations within the report will be implemented during the marking and timber harvesting process to ensure that sensitive species are not impacted, and to continue LPRCA's focus on ecologically sustainable forest management.

Approximately 60%, or 7,600 acres, of LPRCA properties in the Managed Forest Tax Incentive Program have been surveyed to date.

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#### **FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

**A-113/22**

Moved by P. Ypma

Seconded by T. Masschaele

*THAT the LPRCA Board of Directors receives the Ecological Survey Report as information.*

**CARRIED**

**c) Forest Management Prescriptions/Operating Plans**

Using information provided in the ecological surveys, staff prepared prescriptions/ operating plans for four forest tracts that will receive some form of silvicultural treatment in 2023 or 2024. Plans for the Harris Floyd (Block #4), Livsey, Abbott-Townsend, and the McKonkey Tracts were presented for approval.

Marking will be completed in preparation for tendering early next year or the following year.

**A-114/22**

Moved by D. Beres

Seconded by V. Donnell

*THAT the LPRCA Board of Directors approves the prescription/operating plans for the Harris Floyd (Block #4) Tract at 856 5th Concession of Houghton Township, Livsey Tract at 847 Windham Road 12 of Windham Township, Abbott Townsend Tract at 1065 1st Concession Road of Middleton Township and the McKonkey Tract at 4545 Hwy #59 of Middleton Township.*

**CARRIED**

Stewart Patterson arrived at 7:05 p.m. No conflict declared.

**d) Invasive Species Program Management Report**

In 2020, a number of environmental groups in Norfolk County formed a working group to manage and improve upland habitat. Environment and Climate Change Canada (ECCC) approved funding to the working group for a three-year period.

In 2021, LPRCA staff surveyed and mapped 548 acres on 18 forest tracts. In 2022, 14 tracts were treated for invasive species with the remaining four tracts to be completed in 2023.

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

**A-115/22**

Moved by C. Van Paassen

Seconded by D. Brunton

*THAT the LPRCA Board of Directors receives the Invasive Species Manage Program Report as information.*

**CARRIED**

**e) Healthy Watershed Services 2022 Update**

Leigh-Anne Mauthe presented an overview of the Healthy Watershed Services Department's program responsibilities and the 2022 accomplishments.

The department partners with various agencies to help deliver its programs and services.

Some the projects completed in 2022 include approximately 73,000 trees planted under the Private Tree Planting program, four erosion control projects, approximately 1,000 acres of cover crops funded with support from Environment and Climate Change Canada, and staff assisted on one Clean Water project.

Water Quality Monitoring is completed in partnership with various provincial government agencies and Benthic Invertebrate sampling is undertaken to provide data for the LPRCA Watershed Report Card and helps with restoration efforts.

**A-116/22**

Moved by P. Ypma

Seconded by S. Patterson

*THAT the LPRCA Board of Directors receives the Healthy Watershed Services 2022 Update as information.*

**CARRIED**

**f) Lake Erie Conditions Update**

A standing flood watch for Lake Erie was issued on May 15, 2019 due to the high static water levels at the time. The flood watch was downgraded to a standing shoreline conditions statement when the lake levels dropped slightly.

Throughout the last three years, the Lake Erie static water levels remained high. Numerous records were set and a number of flood watches and warnings were issued.

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

Lake levels have now dropped below the threshold for a standing Lake Flood Outlook statement and the statement has been terminated as of November 28, 2022. Lake Erie water levels are predicted to continue to drop.

**A-117/22**

Moved by T. Masschaele

Seconded by D. Beres

*THAT the LPRCA Board of Directors receives the termination of the standing Lake Erie shoreline condition statement and Lake Erie Conditions Update report as information.*

**CARRIED**

**g) Fee Policy**

As discussed at the November 9 meeting, the amended *Conservation Authorities Act* now requires conservation authorities to have a Fee Policy in place by January 1, 2023, along with posted fee schedules.

The 2022 fees were approved January 5, 2022 as part of the 2022 Budget. Going forward, all fee schedules will be included as part of the budget package for approval.

**A-118/22**

Moved by R. Chambers

Seconded by P. Ypma

*THAT the LPRCA Board of Directors approves the LPRCA Fee Policy as presented.*

**CARRIED**

**h) Christmas Season Staff Appreciation**

As in the past, management requested approval to present LPRCA staff with a gift card in appreciation of their work throughout the year and to mark the Christmas season. The expense was incorporated into the 2022 budget.

**A-119/22**

Moved by D. Beres

Seconded by R. Chambers

*THAT the LPRCA Board of Directors authorizes the General Manager to purchase gift cards for staff in appreciation for their efforts of \$50.*

**CARRIED**

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma

**Adjournment**

The Chair adjourned the meeting at 7:25 p.m.

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John Scholten  
Chair

/dm

---

Judy Maxwell  
General Manager/Secretary-Treasurer

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**FULL AUTHORITY COMMITTEE MEMBERS**

Dave Beres, Doug Brunton, Robert Chambers, Michael Columbus, Valerie Donnell,  
Ken Hewitt, Tom Masschaele, Stewart Patterson, John Scholten, Chris Van Paassen, Peter Ypma



## TOWNSHIP OF MALAHIDE

DRAINAGE BY-LAW NO. 22-93

*Drainage Act, R. S.O. 1990, c. D17*  
Reg. 300/81, s.1, Form 6

Being a By-law to provide for a drainage works  
on the Kettle Creek Drain  
in the Township of Malahide,  
in the County of Elgin

\*\*\*\*\*

**WHEREAS** the requisite number of owners have petitioned the Council of the Township of Malahide in the County of Elgin in accordance with the provisions of the Drainage Act, requesting that the following lands and roads may be drained by a drainage works.

Lots 1 to 14  
Concessions 7 and 8  
In the Township of Malahide (geographic South Dorchester)

AND

Lots 1 to 14  
Concessions 4 to 6  
In the Municipality of Thames Centre (geographic North Dorchester)

**AND WHEREAS** the Council for the Township of Malahide has procured a report made by Spriet Associates and the report is attached hereto and forms part of this by-law.

**AND WHEREAS** the estimated total cost of constructing the drainage works is \$313,100.00.

**AND WHEREAS** \$313,100.00 is the amount to be contributed by the municipality for construction of the drainage works.

**AND WHEREAS** \$220,462.00 is being assessed in the Township of Malahide in the County of Elgin.

**AND WHEREAS** the council is of the opinion that the drainage of the area is desirable.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MALAHIDE UNDER THE DRAINAGE ACT ENACTS AS FOLLOWS:

1. The report dated August 25, 2022, and attached hereto is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
2.
  - (a) The Corporation of the Township of Malahide may borrow on the credit of the Corporation the amount of \$313,100.00 being the amount necessary for construction of the drainage works.
  - (b) The Corporation may issue debentures for the amount borrowed less the total amount of,
    - i. Grants received under section 85 of the Act;
    - ii. Commuted payments made in respect of lands and roads assessed within the municipality;
    - iii. Moneys paid under subsection 61(3) of the Act; and
    - iv. Moneys assessed in and payable by another municipality,
  - (c) And such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by The Ontario Municipal Improvement Corporation on the date of sale of such debentures.
3. A special equal amount rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in the Schedule to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this by-law.
4. All assessments of \$500.00 or less are payable in the first year in which the assessment is imposed.
5. This By-law comes into force on the passing thereof and may be cited as the "Kettle Creek Drain".

READ A FIRST AND SECOND TIME THIS 15th day of December, 2022.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

READ A THIRD TIME AND FINALLY PASSED THIS 19th day of January, 2023.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk



## TOWNSHIP OF MALAHIDE

DRAINAGE BY-LAW NO. 22-94

*Drainage Act*, R. S.O. 1990, c. D17  
Reg. 300/81, s.1, Form 6

Being a By-law to provide for a drainage works  
on the Pressey Line Drain  
in the Township of Malahide,  
in the County of Elgin

\*\*\*\*\*

**WHEREAS** the requisite number of owners have petitioned the Council of the Township of Malahide in the County of Elgin in accordance with the provisions of the Drainage Act, requesting that the following lands and roads may be drained by a drainage works.

Parts of Lots 30 to 32  
Concessions 9 and 10  
In the Township of Malahide (geographic Malahide)

**AND WHEREAS** the Council for the Township of Malahide has procured a report made by Spriet Associates and the report is attached hereto and forms part of this by-law.

**AND WHEREAS** the estimated total cost of constructing the drainage works is \$160,800.00.

**AND WHEREAS** \$160,800.00 is the amount to be contributed by the municipality for construction of the drainage works.

**AND WHEREAS** \$160,800.00 is being assessed in the Township of Malahide in the County of Elgin.

**AND WHEREAS** the council is of the opinion that the drainage of the area is desirable.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MALAHIDE UNDER THE DRAINAGE ACT ENACTS AS FOLLOWS:

1. The report dated September 30, 2022, and attached hereto is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
2.
  - (a) The Corporation of the Township of Malahide may borrow on the credit of the Corporation the amount of \$160,800.00 being the amount necessary for construction of the drainage works.
  - (b) The Corporation may issue debentures for the amount borrowed less the total amount of,
    - i. Grants received under section 85 of the Act;
    - ii. Commuted payments made in respect of lands and roads assessed within the municipality;
    - iii. Moneys paid under subsection 61(3) of the Act; and
    - iv. Moneys assessed in and payable by another municipality,
  - (c) And such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by The Ontario Municipal Improvement Corporation on the date of sale of such debentures.
3. A special equal amount rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in the Schedule to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this by-law.
4. All assessments of \$500.00 or less are payable in the first year in which the assessment is imposed.
5. This By-law comes into force on the passing thereof and may be cited as the "Pressey Line Drain".

READ A FIRST AND SECOND TIME THIS 15th day of December, 2022.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

READ A THIRD TIME AND FINALLY PASSED THIS 19th day of January, 2023.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk



## TOWNSHIP OF MALAHIDE

DRAINAGE BY-LAW NO. 22-86

*Drainage Act*, R. S.O. 1990, c. D17  
Reg. 300/81, s.1, Form 6

Being a By-law to provide for a drainage works  
on the Burks Drain No. 3  
in the Township of Malahide,  
in the County of Elgin

\*\*\*\*\*

**WHEREAS** the requisite number of owners have petitioned the Council of the Township of Malahide in the County of Elgin in accordance with the provisions of the Drainage Act, requesting that the following lands and roads may be drained by a drainage works.

Parts of Lots 7 and 8  
Concessions 10 and 11  
In the Township of Malahide (geographic South Dorchester)

**AND WHEREAS** the Council for the Township of Malahide has procured a report made by Spriet Associates and the report is attached hereto and forms part of this by-law.

**AND WHEREAS** the estimated total cost of constructing the drainage works is \$84,800.00.

**AND WHEREAS** \$84,800.00 is the amount to be contributed by the municipality for construction of the drainage works.

**AND WHEREAS** \$84,800.00 is being assessed in the Township of Malahide in the County of Elgin.

**AND WHEREAS** the council is of the opinion that the drainage of the area is desirable.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF MALAHIDE UNDER THE DRAINAGE ACT ENACTS AS FOLLOWS:

1. The report dated October 5, 2022, and attached hereto is hereby adopted and the drainage works as therein indicated and set forth is hereby authorized, and shall be completed in accordance therewith.
2.
  - (a) The Corporation of the Township of Malahide may borrow on the credit of the Corporation the amount of \$84,800.00 being the amount necessary for construction of the drainage works.
  - (b) The Corporation may issue debentures for the amount borrowed less the total amount of,
    - i. Grants received under section 85 of the Act;
    - ii. Commuted payments made in respect of lands and roads assessed within the municipality;
    - iii. Moneys paid under subsection 61(3) of the Act; and
    - iv. Moneys assessed in and payable by another municipality,
  - (c) And such debentures shall be made payable within five years from the date of the debenture and shall bear interest at a rate not higher than the rate charged by The Ontario Municipal Improvement Corporation on the date of sale of such debentures.
3. A special equal amount rate sufficient to redeem the principal and interest on the debentures shall be levied upon the lands and roads as set forth in the Schedule to be collected in the same manner and at the same time as other taxes are collected in each year for five years after the passing of this by-law.
4. All assessments of \$500.00 or less are payable in the first year in which the assessment is imposed.
5. This By-law comes into force on the passing thereof and may be cited as the "Burks Drain No. 3".

READ A FIRST AND SECOND TIME THIS 1st day of December, 2022.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

READ A THIRD TIME AND FINALLY PASSED THIS 19th day of January, 2023.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

**THE CORPORATION OF THE TOWNSHIP OF MALAHIDE****BY-LAW NO. 23-07**

Being a By-law to adopt, confirm and ratify matters dealt with by resolution of the Township of Malahide.

**WHEREAS** Section 5(3) of the Municipal Act, 2001, c. 25, as amended, provides that the powers of every council are to be exercised by by-law;

**AND WHEREAS** in many cases, action which is taken or authorized to be taken by the Township of Malahide does not lend itself to the passage of an individual by-law;

**AND WHEREAS** it is deemed expedient that the proceedings of the Council of the Township of Malahide at this meeting be confirmed and adopted by by-law;

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

1. THAT the actions of the Council of the Township of Malahide, at its regular meeting held on January 19, 2023, in respect of each motion, resolution and other action taken by the Council of the Township of Malahide at such meeting is, except where the prior approval of the Ontario Municipal Board or other authority is required by law, is hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this By-law.
2. THAT the Mayor and the appropriate officials of the Township of Malahide are hereby authorized and directed to do all things necessary to give effect to the action of the Council of the Township of Malahide referred to in the proceeding section.
3. THAT the Mayor and the Clerk are hereby authorized and directed to execute all documents necessary in that behalf and to affix thereto the corporate seal of the Township of Malahide.
4. THAT this By-law shall come into force and take effect upon the final passing thereof.

**READ** a **FIRST** and **SECOND** time this 19<sup>th</sup> day of January, 2023.

**READ** a **THIRD** time and **FINALLY PASSED** this 19<sup>th</sup> day of January, 2023.

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Mayor, D. Giguère

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Clerk, A. Adams