

# TOWN OF FORT FRANCES

## AGENDA - JULY 9, 2012

### MEETING- Council Chambers

Page

#### **COUNCIL MEETING**

(Session No. 49) 7:25 p.m. to 7:45 p.m.

- 1.1 Call to Order
- 1.2 Prayer
- 1.3 Non-agenda items identified to be considered later in this meeting
- 1.4 Disclosure of pecuniary interest and the general nature thereof.

#### **Delegations/Deputations**

- 2.1 Public Meeting re: 357/358 Applications for Tax Adjustment re: 613 4-14  
Second  
Street East; 130 Fifth Street East; and 566 Riverview Drive.
- 2.2 Presentation from L. Skaarup, Utility Services & Construction  
Manager,  
Union Gas Limited re: Helping Hands Cheques to assist the  
Chamber of  
Commerce for the Downtown Beautification (Project Petunia) and the  
Arena Seat Repair Projects.

#### **Consent Agenda**

- 3.1 Summary Report 15
- 3.2 Items Referred from Committee of the Whole
- 3.3 Request dated June 20, 2012 from E. Haglund re: Property Issues. 16-18

#### **Approval of Council Minutes \***

- 4.1 Session No. 48 dated June 25, 2012\*.

#### **Approval of Committee of the Whole Minutes \***

**Approval of Committee of the Whole Minutes \***

5.1 Session No. 60 dated June 25, 2012\*.

**Resolutions from tonight's Committee meeting**

**By-Laws**

- |     |   |       |
|-----|---|-------|
| 7.1 | 22/12   | 19-45 |
|     | Cemetery By-Law (New)   |       |
| 7.2 | 32/12   | 46-47 |
|     | To authorize acquisition of certain land from Love Perchaluk and Kenneth Douma for purposes of a public thoroughfare.   |       |
| 7.3 | 33/12   | 48    |
|     | To award contracts to Tom Veert Contracting Ltd., and George Armstrong Co. Limited for supply and delivery of granular materials during the years 2012, 2013, 2014-(Tender No. 12-OF-07). |       |

**New Items -**

- |     |   |       |
|-----|---|-------|
| 8.1 | Request from Ministry of Transportation re: Confirmation of Current Population Figures. | 49    |
| 8.2 | Shaw Television Broadcast Sponsorship Request - 2012 FFCBC Event.                       | 50-54 |

**Information Correspondence \*\***

- |     |   |       |
|-----|---|-------|
| 9.1 | Announcement dated June 26, 2012 from S. George, Museum Curator re: Wine and Cheese Event to celebrate the 100th Anniversary of the International Bridge Opening. | 55    |
| 9.2 | Association of Municipalities of Ontario Watch File dated July 5, 2012.   | 56-57 |

**Information Correspondence \*\***

- 9.3 Association of Municipalities of Ontario Communicate dated July 4, 2012 58-94  
re: AMO Makes Submission to the Ontario Distribution Sector Panel.

**Minutes \*\***

- 10.1 Operations and Facilities Executive Committee dated June 20, 2012\*. 95-97

**Non-agenda Items -7:40 p.m.**

**\* Previously distributed to Council**

**\*\* Items can be viewed by contacting the Clerk**



**TOWN OF FORT FRANCES  
ADMINISTRATION & FINANCE DIVISION  
TREASURY REPORT 2012/67**

**TO:** Mayor Avis & Members of Council

**FROM:** Laurie Witherspoon, Treasurer

**DATE:** July 3 2012

**SUBJECT:** 357/358 Applications for Tax Adjustment

Re: 613 Second Street East	(2012)	5912 030 002 06500 0000
130 Fifth Street East	(2012)	5912 010 007 00900 0000
566 Riverview Drive	(2012)	5912 010 002 02200 0000

**BACKGROUND**

Attached are the 357/358 Applications for reconsideration of assessment and adjustment of 2012 taxes for 613 Second Street E. for class change from commercial to residential resulting from cessation of business operations at the premises (January 1 to December 31/12), 130 Fifth Street E. resulting from house structure demolition (March 31 to December 31/12), and 566 Riverview Drive resulting from principle building demolition (January 1 to December 31/12).

The Municipality may object to the applications for the above referenced properties filed under Section 39.1 of the *Assessment Act*. In accordance with Section 357 (5) of the *Municipal Act* on or before September 30 of the year following the year in respect of which the application was made, council shall hold a meeting at which the applicants may make presentations to council.

Section 357 (5) (b) of the *Municipal Act* states that the Municipality must notify the applicants of the meeting by mail sent 14 days before the meeting. Notice of Hearing to consider these Section 357/358 applications were mailed to the applicants on June 22, 2012 indicating that the public hearing is scheduled for Monday, July 9, 2012.

**RECOMMENDATION**

The Administration & Finance Executive Committee recommends that Council approve the adjustment of 2012 taxes under Section 357/358 of the *Municipal Act* for 613 Second Street East, 130 Fifth Street East, and 566 Riverview Drive properties located in Fort Frances.

Council Approval of This Report Will Agree to the recommendation of the Administration and Finance Executive Committee to approve the adjustment of 2012 taxes under Section 357/358 of the *Municipal Act* for 613 Second Street East, 130 Fifth Street East, and 566 Riverview Drive properties located in Fort Frances.

## Agenda Item # 2.1

### 2012 WRITE-OFFS/TAX ACCOUNT ADJUSTMENTS

Batch #	Year Affected	Roll #	Assessment Change	RTC/RTQ	Municipal Rate	School Rate	Municipal Amount	English Public	English Separate	French Public	French Separate	No Sup School	Capping Adjust	Penalty/ Interest	BIA	TOTAL
	2012	1.7.009	-20,000	RTEP	0.01648896	0.00221	-248.69	-33.33								-282.02
	2012	1.2.022	-32,000	RTEP	0.01648896	0.00221	-527.65	-70.72								-598.37
							-776.34	-104.05	0.00	0.00	0.00	0.00	0.00	0.00	0.00	-880.39
	2012	3.2.065	-21,200	CT	0.03294747	0.01260	-698.49	46.85				-267.12				-965.61
	2012	3.2.065	21,200	RTEP	0.01648896	0.00221	349.57	46.85	0.00	0.00	0.00	-267.12	0.00	0.00	0.00	396.42
							-348.92	46.85	0.00	0.00	0.00	-267.12	0.00	0.00	0.00	-569.19
							-1,125.26	-57.20	0.00	0.00	0.00	-267.12	0.00	0.00	0.00	-1,449.58
357/358 Applications																

## Agenda Item # 2.1

Administration & Finance Division  
Civic Centre

Operations & Facilities Division  
Fifth Street & Wright Avenue  
Phone: 807-274-9893  
Fax: 807-274-7360

Civic Centre  
320 Portage Avenue  
Phone: 807-274-5323  
Fax: 807-274-8479  
email: town@fort-frances.com



Planning & Development Division  
Civic Centre

Community Services Division  
740 Scott Street P9A 1H8  
Phone: 807-274-4561

Mailing Address:  
320 Portage Avenue  
Fort Frances, Ontario  
P9A 3P9

www.fort-frances.com

June 22, 2012

Doreen E. DeBenedet  
Frank P. DeBenedet  
613 Second Street E.  
Fort Frances, ON  
P9A 1N6

Dear Mr. & Mrs. DeBenedet:

***Re: Hearing to Consider Section 357/358 Applications***

Please be advised that a public hearing has been scheduled for immediately following the Committee of the Whole Meeting of Council on Monday, July 9, 2012 in the Council Chambers located at the Civic Centre, 320 Portage Avenue, Fort Frances. The Committee of the Whole begins at 5:30 p.m.

The Council of the Town of Fort Frances will be conducting the hearing to consider Section 357/358 Applications, including the applications with regard to your property located at 613 Second Street East in Fort Frances.

The hearing will give you the opportunity to speak to the application (copy of applications enclosed) if you should so desire.

Sincerely,

  
Laurie A. Witherspoon, CMO  
Treasurer

Enc.

# Agenda Item # 2.1

## SECTION 357/358 APPLICATION

### TO THE COUNCIL OR THE ASSESSMENT REVIEW BOARD

Application/Appeal #

Taxation Year: 2012

Municipality: TOWN OF FORT FRANCES Roll Number: 59-12-030-002-065-00  
 Property Address: 613 SECOND STE Applicant Name: LOREEN DEBENEDET  
 Owner Name: FRANK LOREEN DEBENEDET Contact Number: 374-5917  
 Mailing Address: 613 SECOND STE Alternative Num: 275-6279  
FEEN PQA ING

Reason for Application: (Check one box only)

- ☒ Ceases to be liable for tax at rate it was taxed - 357(1)(a) ☐ Sickness or extreme poverty - 357(1)(d.1)  
☐ Became exempt - 357(1)(c) ☐ Mobile unit removed - 357(1)(e)  
☐ Razed by fire, demolition or otherwise - 357(1)(d)(i) ☐ Gross or manifest clerical/factual error - 357(1)(f)  
☐ Damaged and substantially unusable - 357(1)(d)(ii) ☐ Repairs/Reno's preventing normal use (min. 3 months) - 357(1)(g)

Details of Reason: HAIR SALON CEASED OPERATION. HOUSE WILL BE USED AS A SINGLE RESIDENTIAL UNIT ONLY.

Effective from: 01.01.12 to 12.31.12 Applicant Signature: [Signature] Date: 12.19.11  
 (MM/DD/YY) (MM/DD/YY)

ASSESSMENT REPORT: MUNICIPALITY				ASSESSOR				
Assessment Roll As Returned		Revised Since Roll Return <input type="checkbox"/>		Assessment Report		School Bd: <input type="checkbox"/> Eng <input type="checkbox"/> Fr <input type="checkbox"/> Other		
Enter Revisions Below				<input type="checkbox"/> No Change in Assessment		<input type="checkbox"/> S357 Required for Next Year		
RTC/RTQ	2005 Base-year CVA	2008 Base-year CVA	Current Phased Assessment	Revised RTC/RTQ	Revised 2005 Base-year CVA	Revised 2008 Base-year CVA	Revised Current Phased Assessment	Change to Current Phased Assessment
<u>CT</u>			<u>21,200</u>					
<u>RTEP</u>			<u>28,800</u>					
Revised:				Reason for Change (Assessor Comments):				
				<u>Tax class change from Commercial to Residential.</u>				
Reason Original Assessment Revised:								

Assessor Name: \_\_\_\_\_ Signature: \_\_\_\_\_ Date: 1-1-12

#### TREASURER'S REPORT ON TAX LIABILITY

RTC/RTQ	Taxable Assessment Reduction	Tax Rate	Days /Months	Tax Adjustment	Original Levy
<u>CT</u>	<u>- 21,200</u>	<u>0.04554747</u>	<u>12</u>	<u>965.61</u>	<u>2,439.09</u>
<u>RTEP</u>	<u>21,200</u>	<u>0.036876</u>	<u>12</u>	<u>(396.42)</u>	<u>8</u>

Recommended: ☐ No Adjustment ☒ Adjustment ☐ Cancellation ☐ Refund Total Amount \$ 569.19

Comments:

Treasury Position: Treasurer Signature: [Signature] Date: 06122112

#### COUNCIL OR ASSESSMENT REVIEW BOARD DECISION:

Hearing Date (MM/DD/YY): 07102112

☐ Approved ☐ Amended & Approved ☐ Not Approved ☐ Applicant Did Not Appear ☐ Application Abandoned

Reason:

Appeared for Applicant \_\_\_\_\_ Appeared for Municipality \_\_\_\_\_

Signature of Council/ARB Member \_\_\_\_\_ Name/Title \_\_\_\_\_

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## Agenda Item # 2.1

(442) 2012-00004

### Application made under Sec 357/358/359 of the Municipal Act, 2001 MPAC'S RESPONSE

Mun: Fort Frances  
Roll #: 5912 030 002 065 00  
Address: 613 Second St E

Application Reason: 5420416  
Tax rate change  
Tax Year: 2012  
Claimed Relief Period: From Jan.1 To Dec.31

(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
Property Class	2008 CVA as returned or most recently revised for taxation year noted in application	2012 Phased-In Amount as returned or most recently revised	CVA as revised (Sec 40 or Sec 39.1) if applicable OR after the correction of a factual error	Notional Value of Structure damaged, demolished, razed or removed OR undergoing repairs or renovations	Notional Value of Property (land and any remaining bldgs.) after damage, demolition, razing or removal OR undergoing repairs or renovations	Assessment		
						2005 CVA	2008 CVA*	2012 Phased-In Assmt
CT	21,200	21,200				18,595	21,200	21,200
TO:								
RT	21,200	21,200				18,595	21,200	21,200

\* This is the CVA and classification, that will be, or would have been, returned for the taxation year following the application year in order to reflect the physical circumstances and use set out in the application provided that those circumstances and use continued to exist in the following year

#### MPAC's Remarks:

MPAC has confirmed that the business has ceased at the property effective December 19, 2011.  
MPAC has removed the commercial portion from the roll and the 2012 phase-in is \$100,000 RT.

MPAC Representative Name: Monte Ross  
MPAC Representative Signature: \_\_\_\_\_  
Date: January 18, 2012  
Municipal Approval: \_\_\_\_\_

...

## Agenda Item # 2.1

Administration & Finance Division  
Civic Centre

Operations & Facilities Division  
Fifth Street & Wright Avenue  
Phone: 807-274-9893  
Fax: 807-274-7360

Civic Centre  
320 Portage Avenue  
Phone: 807-274-5323  
Fax: 807-274-8479  
email: town@fort-frances.com



Planning & Development Division  
Civic Centre

Community Services Division  
740 Scott Street P9A 1H8  
Phone: 807-274-4561

Mailing Address:  
320 Portage Avenue  
Fort Frances, Ontario  
P9A 3P9

[www.fort-frances.com](http://www.fort-frances.com)

June 22, 2012

Kenneth G.V. Perry  
C/o 333 Sixth Street W.  
Fort Frances, ON  
P9A 3E7

Dear Mr. Perry:


***Re: Hearing to Consider Section 357/358 Applications***

Please be advised that a public hearing has been scheduled for immediately following the Committee of the Whole Meeting of Council on Monday, July 9, 2012 in the Council Chambers located at the Civic Centre, 320 Portage Avenue, Fort Frances. The Committee of the Whole begins at 5:30 p.m.

The Council of the Town of Fort Frances will be conducting the hearing to consider Section 357/358 Applications, including the applications with regard to your property located at 130 Fifth Street East in Fort Frances.

The hearing will give you the opportunity to speak to the application (copy of applications enclosed) if you should so desire.

Sincerely,

  
Laurie A. Witherspoon, CMO  
Treasurer

Enc.

# Agenda Item # 2.1

**SECTION 357/358 APPLICATION**

**TO THE COUNCIL OR THE ASSESSMENT REVIEW BOARD**

Application/Appeal # \_\_\_\_\_

Taxation Year: 2012

Municipality: Town Roll Number: 59-12-010-991-009-00

Property Address: 130 FIFTH ST Applicant Name: KEN PERRY

Owner Name: KENNEDY G. PERRY Contact Number: 274-2339

Mailing Address: 40 333 SIXTH ST Alternative Num: 275-8571

FF ON PIA BE7

Reason for Application: (Check one box only)

☐ Ceases to be liable for tax at rate it was taxed - 357(1)(a) ☐ Sickness or extreme poverty - 357(1)(d.1)

☐ Became exempt - 357(1)(c) ☐ Mobile unit removed - 357(1)(e)

☒ Razed by fire, demolition or otherwise - 357(1)(d)(i) ☐ Gross or manifest clerical/factual error - 357(1)(f)

☐ Damaged and substantially unusable - 357(1)(d)(ii) ☐ Repairs/Reno's preventing normal use (min. 3 months) - 357(1)(g)

Details of Reason: HOUSE DEMOLISHED - TO REBUILD

SEPTEMBER/OCTOBER 2012

Effective from: 31-03-12 to 31-12-12 Applicant Signature: Ken Perry Date: 02-04-12

(MM/DD/YY) (MM/DD/YY)

ASSESSMENT REPORT: MUNICIPALITY				ASSESSOR				
Assessment Roll As Returned		Revised Since Roll Return <input type="checkbox"/>		Assessment Report School Bd: <input type="checkbox"/> Eng <input type="checkbox"/> Fr <input type="checkbox"/> Other				
		Enter Revisions Below		<input type="checkbox"/> No Change in Assessment <input type="checkbox"/> S357 Required for Next Year				
RTC/RTQ	2005 Base-year CVA	2008 Base-year CVA	Current Phased Assessment	Revised RTC/RTQ	Revised 2005 Base-year CVA	Revised 2008 Base-year CVA	Revised Current Phased Assessment	Change to Current Phased Assessment
<u>RTP</u>			<u>\$4,000</u>					
Revised:				Reason for Change (Assessor Comments):				
Reason Original Assessment Revised:								
Assessor Name: _____				Signature: _____		Date: __/__/__		

TREASURER'S REPORT ON TAX LIABILITY						
RTC/RTQ	Taxable Assessment Reduction	Tax Rate	Days / Months	Tax Adjustment	Original Levy	
<u>RTP</u>	<u>- 20,000</u>	<u>.018698%</u>	<u>276</u>	<u>282.02</u>	<u>1,009.74</u>	

Recommended: ☐ No Adjustment ☒ Adjustment ☐ Cancellation ☐ Refund Total Amount \$ 282.02

Comments: \_\_\_\_\_

Treasury Position: Treasurer Signature: Laurie G. Witherspoon Date: 06-22-12

COUNCIL OR ASSESSMENT REVIEW BOARD DECISION: Hearing Date (MM/DD/YY): 07-09-12

☐ Approved ☐ Amended & Approved ☐ Not Approved ☐ Applicant Did Not Appear ☐ Application Abandoned

Reason: \_\_\_\_\_

Appeared for Applicant \_\_\_\_\_ Appeared for Municipality \_\_\_\_\_

Signature of Council/ARB Member \_\_\_\_\_ Name/Title \_\_\_\_\_

## Agenda Item # 2.1

442-2012-0113

### Application made under Sec 357/358/359 of the Municipal Act, 2001 MPAC'S RESPONSE

Mun: **Fort Frances**  
Roll #: **5912 010 007 009 00**  
Address: **130 Fifth St E**

Application #: **5500832**  
Application Reason: **Demolition**  
Tax Year: **2012**  
Claimed Relief Period: **From Mar. 31 To Dec. 31**

(A)	(B)	(C)	(D)	(E)	(F)	(G) (H) (I)		
Property Class	2008 CVA as returned or most recently revised for taxation year noted in application	2012 Assmt as returned or most recently revised	CVA as revised (Sec 40 or Sec 39.1) if applicable OR after the correction of a factual error	Notional CVA of Structure damaged, demolished, razed or removed OR undergoing repairs or renovations	Notional CVA of Property (land and any remaining bldgs.) after damage, demolition, razing or removal OR undergoing repairs or renovations	Assessment		
						2005 CVA (not applicable for 2012 taxation)	2008 CVA*	2012 Assmt (same as 2008 CVA)
RT	54,000	54,000		20,000	34,000	N/A	54,000	54,000
TO:						N/A		
RT	34,000	34,000				N/A	34,000	34,000
						N/A		
						N/A		
						N/A		
						N/A		
						N/A		
						N/A		

\* This is the CVA and classification, that would have been returned for the taxation year of the application in order to reflect the physical circumstances and use set out in the application provided that those circumstances had existed at roll return.

#### MPAC's Remarks:

MPAC has learned and confirmed that the structure was demolished on March 31, 2012.  
MPAC has removed structure and the 2012 phase-in amount is 34,000.  
New construction is to start in the fall.

MPAC Representative Name: **Monte Ross**

MPAC Representative Signature: \_\_\_\_\_

Date: **April 10, 2012**

## Agenda Item # 2.1

Administration & Finance Division  
Civic Centre

Operations & Facilities Division  
Fifth Street & Wright Avenue  
Phone: 807-274-9893  
Fax: 807-274-7360

Civic Centre  
320 Portage Avenue  
Phone: 807-274-5323  
Fax: 807-274-8479  
email: town@fort-frances.com



Planning & Development Division  
Civic Centre

Community Services Division  
740 Scott Street P9A 1H8  
Phone: 807-274-4561

Mailing Address:  
320 Portage Avenue  
Fort Frances, Ontario  
P9A 3P9

www.fort-frances.com

June 22, 2012

Gary D. Nixon  
1208 Second Street E.  
Fort Frances, ON  
P9A 1P4

Dear Mr. Nixon:

***Re: Hearing to Consider Section 357/358 Applications***

Please be advised that a public hearing has been scheduled for immediately following the Committee of the Whole Meeting of Council on Monday, July 9, 2012 in the Council Chambers located at the Civic Centre, 320 Portage Avenue, Fort Frances. The Committee of the Whole begins at 5:30 p.m.

The Council of the Town of Fort Frances will be conducting the hearing to consider Section 357/358 Applications, including the applications with regard to your property located at 566 Riverview Drive in Fort Frances.

The hearing will give you the opportunity to speak to the application (copy of applications enclosed) if you should so desire.

Sincerely,

  
Laurie A. Witherspoon, CMO  
Treasurer

Enc.

# Agenda Item # 2.1

**SECTION 357/358 APPLICATION**  
**TO THE COUNCIL OR THE ASSESSMENT REVIEW BOARD**

Application/Appeal # \_\_\_\_\_

Taxation Year: 2012

Municipality: Town of St. Francis Roll Number: 59-12-010-002-002-00

Property Address: 566 RIVERVIEW DR Applicant Name: GARY NIXON

Owner Name: GARY NIXON Contact Number: 274-8732

Mailing Address: 1208 SECOND ST Alternative Num: 275-6766  
FEON PRAIRIE

Reason for Application: (Check one box only)

☐ Ceases to be liable for tax at rate it was taxed - 357(1)(a) ☐ Sickness or extreme poverty - 357(1)(d.1)

☐ Became exempt - 357(1)(c) ☐ Mobile unit removed - 357(1)(e)

☒ Razed by fire, demolition or otherwise - 357(1)(d)(i) ☐ Gross or manifest clerical/factual error - 357(1)(f)

☐ Damaged and substantially unusable - 357(1)(d)(ii) ☐ Repairs/Reno's preventing normal use (min. 3 months) - 357(1)(g)

Details of Reason: PRINCIPLE BUILDING DEMOLISHED DEC 2, 2011

Effective from: 01/01/12 to 12/31/12 Applicant Signature: [Signature] Date: 01/16/12  
(MM/DD/YY) (MM/DD/YY)

ASSESSMENT REPORT: MUNICIPALITY				ASSESSOR				
Assessment Roll As Returned		Revised Since Roll Return <input type="checkbox"/>		Assessment Report School Bd: <input checked="" type="checkbox"/> Eng <input type="checkbox"/> Fr <input type="checkbox"/> Other				
		Enter Revisions Below		<input type="checkbox"/> No Change in Assessment <input type="checkbox"/> S357 Required for Next Year				
RTC/RTQ	2005 Base-year CVA	2008 Base-year CVA	Current Phased Assessment	Revised RTC/RTQ	Revised 2005 Base-year CVA	Revised 2008 Base-year CVA	Revised Current Phased Assessment	Change to Current Phased Assessment
<u>RTP</u>			<u>95,000</u>					
Revised:				Reason for Change (Assessor Comments):				
Reason Original Assessment Revised:								
Assessor Name:				Signature:		Date: <u>01/16/12</u>		

TREASURER'S REPORT ON TAX LIABILITY					
RTC/RTQ	Taxable Assessment Reduction	Tax Rate	Days / Months	Tax Adjustment	Original Levy
<u>RTP</u>	<u>-32,000</u>	<u>.0189396</u>	<u>12</u>	<u>598.37</u>	<u>1,776.40</u>

Recommended: ☐ No Adjustment ☒ Adjustment ☐ Cancellation ☐ Refund Total Amount \$ 598.37

Comments: \_\_\_\_\_

Treasury Position: Treasurer Signature: Lennie G. Witherspoon Date: 06/23/12

COUNCIL OR ASSESSMENT REVIEW BOARD DECISION: Hearing Date (MM/DD/YY): 07/06/12

☐ Approved ☐ Amended & Approved ☐ Not Approved ☐ Applicant Did Not Appear ☐ Application Abandoned

Reason: \_\_\_\_\_

Appeared for Applicant \_\_\_\_\_ Appeared for Municipality \_\_\_\_\_

Signature of Council/ARB Member \_\_\_\_\_ Name/Title \_\_\_\_\_

## Agenda Item # 2.1

(442) 2012-0702

### Application made under Sec 357/358/359 of the Municipal Act, 2001 MPAC'S RESPONSE

Mun: Fort Frances  
Roll #: 5912 010 002 022 00  
Address: 566 Riverview Dr

5433331  
Application Reason: Demolition  
Tax Year: 2012  
Claimed Relief Period: From Jan.1 To Dec.31

(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
Property Class	2008 CVA as returned or most recently revised for taxation year noted in application	2012 Phased-In Amount as returned or most recently revised	CVA as revised (Sec 40 or Sec 39.1) if applicable OR after the correction of a factual error	Notional Value of Structure damaged, demolished, razed or removed OR undergoing repairs or renovations	Notional Value of Property (land and any remaining bldgs.) after damage, demolition, razing or removal OR undergoing repairs or renovations	Assessment		
						2005 CVA	2008 CVA*	2012 Phased-In Assmt
RT	95,000	95,000		32,000	63,000	85,000	95,000	95,000
TO:								
RT	63,000	63,000				56,368	63,000	63,000

\* This is the CVA and classification, that will be, or would have been, returned for the taxation year following the application year in order to reflect the physical circumstances and use set out in the application provided that those circumstances and use continued to exist in the following year

#### MPAC's Remarks:

MPAC has confirmed that the structure has been demolished effective December 2, 2011.  
MPAC has removed the structure from the roll and the 2012 phased - in value is \$63,000.

MPAC Representative Name: Monte Ross  
MPAC Representative Signature: \_\_\_\_\_  
Date: January 20, 2012  
Municipal Approval: \_\_\_\_\_

## ***Agenda Item # 3.1***

### **THE TOWN OF FORT FRANCES**

**REPORT TO:** Mayor and Council  
**FROM:** G. Treftlin  
**SUBJECT:** Town of Fort Frances  
Council Meeting - Monday, July 09, 2012  
Consent Agenda Items

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1. Items referred from Committee of the Whole:  
See individual reports.
2. Request dated June 20, 2012 from E. Hagland re: Property Issues.  
- requester will be invited to attend the next regularly scheduled meeting of  
Planning and Development Executive Committee.



July 5, 2012

### Agenda Item # 3.3

TO REQUEST MEETING

TOWN OF FORT FRANCE

DEAR, MR. MAYOR AND COUNCIL



20 Jun 2012

WE HAD RECIVED A LETTER DATED 18 NOV 2011. OUR REQUEST TO REALINE A ACCESSORY BUILDING ON OR TO THE LINE OF THE EAST ROW. OUR REQUEST WAS REFUSED, YET BUILDING ON THE WEST SIDE OF THE ROW-PROPERTY SEEMS TO BE OK. AT THE PRESENT TIME THERE IS MORE LUMBER ON THESE TWO GARDENS (WEST-ROW-PROPERTY) THAN WE HAVE ON OUR ACCESSORY BUILDING.

I WOULD ALSO LIKE TO CLEAR ONE POINT-RE: PROBLEMATIC TO THE TOWN'S ABILITY TO GAIN PROPER ACCESS WHEN NEEDED. PRIOR TO OBTAINING OUR BUILDING PERMIT, WE HAD TO DESIGNATE CLEAR ACCESS TO ROW PROPERTY, THIS (8'±) EIGHT FOOT CLEARANCE TO DATE, ON OUR SOUTH LINE CONTINUES, PERHAPS IT TIME THE TOWN SIGNS OVER HALF THE ROW-PROPERTY IN TRADE FOR A SIGNED EASE-MENT FOR THE ABOVE DESIGNATED CLEAR ACCESS (SEWER LINE LIFE 30 YEARS).

YOU SHOULD ALSO KNOW THE GARAGE ON 405 COLONIZATION RD WAS BUILT ON PRIVATE PROPERTY TWO YEARS BEFORE THE SEWER WAS INSTALLED (REMEMBER THE CHUNNEL).

RE: LETTER DATED 18 NOVEMBER 2011. MR. HALLAM

RE: " " 9 JULY 2006 E R HAGLUND

PLUS OTHER CORRESPONDENCE

### Agenda Item # 3.3

RE: 18 NOVEMBER 2011 ON OR ABOUT (11 JUN 2012) I VISITED MR. HALLAM FOR INFORMATION AND COMPENSATION FOR THE SPRAYING AND POISONING OF 1 PINE TREE IN 2008, ONE GRAPE VINE IN 2009, DAMAGE OF FENCING I REPAIRED IN 2010, MORE SPRAYING OF 24D WITHOUT NOTIFICATION 2010. THE CONTINUANCE OF LEACHING THAT FINALLY KILLED ANOTHER VINE.

I WOULD ALSO LIKE TO KNOW WHAT AUTHORIZATION THE TOWN HAS GIVEN TO THE RESIDENTS OF 408 + 406 WILLIAMS AVE IN REF: TO THE TEMPORARY FENCE AS TO WHAT RIGHTS DO THEY HAVE FOR ENCROACHMENT?

AFTER RESEARCHING SCHEDULE "B" TO TEMPORARY USE BY-LAW 8/98 KN & F.F. COMMUNITY GARDEN 2012 RULES + REGULATIONS. I CAN'T UNDERSTAND WHY THE TOWN CAN'T STOP WHAT'S GOING ON IN MY BACKYARD & TOWN PROPERTY. THE NEW PHOTO'S SHOW A NEW POISONED VINE AND THE LEACHING AND KILLING OF ANOTHER PINE TREE THIS JUN 2012?

INCREASED FLOODING ?  
INCREASED POISONING ?

Ed HAGLUND ~~SEN~~  
409 COL. Rd. E  
274 - 6541

...

### ***Agenda Item # 3.3***



**TOWN OF FORT FRANCES**

**BY-LAW NO. 22/12**

Being a by-law for the purpose of providing for the maintenance, management, regulation and control of municipally owned cemeteries under the control and management of the Corporation of the Town of Fort Frances.

WHEREAS Section 150 of Ontario Regulation 30/11 under the *Funeral, Burial and Cremation Services Act, 2002*, provides that "no cemetery operator shall operate a cemetery except in accordance with the by-laws of the cemetery", and

WHEREAS on June 25<sup>th</sup>, 2012, Council approved a recommendation from the Operations and Facilities Executive Committee to have this new Cemetery By-Law brought forward for Council's consideration.

NOW THEREFORE the Council of the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

1. **SECTION ONE - REPEALING PREVIOUS BY-LAWS**

1.1. That By-Law No. 34/94 and amendments thereto, and any other by-laws heretofore passed by Council of the Town of Fort Frances with respect to the maintenance, management, regulation and control of municipally owned cemeteries be and the same are hereby repealed.

2. **SECTION TWO – DEFINITIONS**

2.1. In this by-law

2.1.1. "Act" shall mean the *Funeral, Burial and Cremation Services Act, 2002*, as may be amended from time to time.

2.1.2. "Annual Care" shall mean the planting of flowers one time only.

2.1.3. "Board" shall mean the Operations and Facilities Executive Committee of the Town of Fort Frances.

2.1.4. "Care and Maintenance Fund" shall mean that trust fund established by the Treasurer for the purpose of providing money for the care and maintenance of the cemetery as required by the Act.

2.1.5. "Cemetery" shall mean a Public or other cemetery located in the Town of Fort Frances.

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2.1.6. "Certificate of Interment Rights" shall mean a certificate issued by the owner of the cemetery to an interment rights holder.

2.1.7. "Chairman" shall mean the Chairman of the Operations and Facilities Executive Committee.

2.1.8. "Children's Grave" shall mean any burial space smaller than 2.23 square metres or 24 square feet and intended for burial of children; aged 8 years or younger.

2.1.9. "Clerk" shall mean the Clerk of the Town of Fort Frances.

2.1.10. "Council" shall mean the Municipal Council of the Town of Fort Frances.

2.1.11. "Columbarium" shall mean a structure designed for the purpose of interring cremated human remains in sealed compartments.

2.1.12. "Corner Posts" shall mean any stone or other landmark set flush with the surface of the ground and used to mark the location of a lot or grave.

2.1.13. "Corporation" shall mean the Corporation of the Town of Fort Frances.

2.1.14. "Cremation Lot" shall mean a grave space designated exclusively for the burial of cremated remains and having a minimum size of 52.8 cm by 60.0 cm.

2.1.15. "General Maintenance Account" shall mean that account which has been set aside for maintenance of the cemetery and for services rendered in connection with its operation.

2.1.16. "Grave" shall mean any burial space of sufficient area for one opening for an adult and is 2.23 square metres or 24 square feet or larger.

2.1.17. "Inter" shall mean the burial of human remains and includes the placing of human remains in a lot.

2.1.18. "Interment Rights" includes the right to require or direct the interment of human remains in a lot.

2.1.19. "Interment Rights Holder" means a person with interment rights with respect to a lot and includes a purchaser of interment rights under the Act.

2.1.20. "Lot" shall mean an area of land in the cemetery containing, or set aside to contain human remains and includes a tomb, crypt or compartment in a mausoleum and a niche or compartment in a columbarium.

2.1.21. "Marker" shall mean any monument, tombstone, plaque, headstone, cornerstone, or other structure or ornament affixed to or intended to be fixed to a burial lot, mausoleum crypt, columbarium niche, or other structure or place intended for the deposit of human remains.

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- 2.1.22. "Ministry" shall mean the Ministry of Consumer Services.
- 2.1.23. "Monument" shall mean any permanent memorial projecting above ground level.
- 2.1.24. "Municipality" shall mean the municipality of the Town of Fort Frances.
- 2.1.25. "Niche" shall mean a compartment within a columbarium that is designed to hold cremated remains.
- 2.1.26. "Non-Resident" shall mean any person who has not been a resident of the Town of Fort Frances for a continuous current period of twelve (12) months.
- 2.1.27. "Owner" shall mean the party or parties, or estates thereof, listed in the records of the offices of the cemetery and Clerk as owning a grave or lot.
- 2.1.28. "Perpetual Care" shall mean to keep in a proper state of repair in perpetuity.
- 2.1.29. "Plan" shall mean a plan of the cemetery, approved by the Ministry of Consumer Services;
- 2.1.30. "Price List" shall mean the tariff of fees and charges for interment rights and cemetery services and supplies, as revised from time to time.
- 2.1.31. "Proper State of Repair" shall mean keeping the grass cut and trimmed and any shrubs or flowers properly attended to and the grave not left in a state of neglect.
- 2.1.32. "Special Care" shall mean the planting of flowers annually in perpetuity.
- 2.1.33. "Special Care Fund" shall mean that fund in which all monies received by the Treasurer for special care of lots or graves has been deposited.
- 2.1.34. "Spouse" shall mean a person:
- a) to whom the person is married, or
  - b) with whom the person is living outside marriage in a conjugal relationship, if the two persons,
    - i) have cohabitated for at least one year,
    - ii) are together the parents of a child, or
    - iii) have together entered into a co-habitation agreement under the *Family Law Act*.

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2.1.35. "Superintendent" shall mean the person appointed by the Council as Manager of Operations and Facilities whose duties include management of the cemeteries.

2.1.36. "Treasurer" shall mean the Treasurer of the Town of Fort Frances.

### **3. SECTION THREE - VESTING OF RESPONSIBILITY**

3.1. Subject to the jurisdiction of Council, the Operations and Facilities Executive Committee are hereby vested with the responsibility of maintenance, management, regulation and control of municipally owned cemeteries in the municipality as herein stated.

### **4. SECTION FOUR - PRICE LIST**

4.1. A tariff of rates for interment rights and cemetery services and supplies shall be prepared by the Board for approval by Council and amended by Council from time to time.

### **5. SECTION FIVE - SALE AND TRANSFER OF INTERMENT RIGHTS**

5.1 The selling price of interment rights shall be as set forth in the current Price List.

5.2. Purchasers of lots acquire only the right and privilege of burial of the dead and of constructing vaults or tombs and other monuments subject to the rules and regulations in force.

5.3. Payment of lots or graves, interments, disinterment and special care shall be made to the Town of Fort Frances.

5.4. Each purchaser of interment rights shall be entitled to a receipt, copy of contract, copy of the cemetery price list, copy of the cemetery by-laws, copy of the consumer information guide and, when all indebtedness has been satisfied and all charges on the lot have been paid, a certificate of interment rights shall be issued.

5.5. Such Certificate of Interment Rights shall be in the form of Form One being Schedule "A" attached hereto and forming part of this by-law and shall specify the following:

- name and location of the cemetery,
- name(s) and address of the interment rights holder(s),
- names and address of the intended occupants,

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- dimensions and location, of the lot to which interment rights relate the date on which the interment rights are purchased or transferred,
- purchase price and the amount deposited to the Care & Maintenance Fund,
- a statement that if the interment rights holder(s) resells or transfers the interment rights, the endorsed Interment Rights Certificate must be returned to the Corporation before the Corporation is required to issue a new certificate,
- a statement whether any restrictions or obligations exist with respect to the installation of markers and if so a statement of what they are or reference to the by-laws containing them,
- if the interment rights are in a private structure, the total number of niches, crypts or compartments in the structure,

5.6. The Board will undertake to provide care & maintenance on any lot or grave on receipt of payment by making a deposit to the Care and Maintenance Fund as specified in the Regulations made under the Act.

5.7. The Board will undertake to provide special care on any lot or grave on payment being received in accordance with the current Price List. Flowers will not be planted for new full burial interments for the first year, i.e. any interments from November 1st of every year until the end of the following year.

5.8. The Board will undertake to provide annual care on any lot or grave on payment being received in accordance with the most current Price List. Flowers will not be planted for new interments for the first year, i.e. any interments from November 1st of every year until the end of the following year.

5.9. To ensure the correctness of records of ownership and interments, no sale of any interment rights or any interest therein shall be made except to the Municipality. The relinquishing owner shall, if he/she so desires; specify to whom the interment rights shall be resold, at the time of the sale to the Municipality. The amount to be paid by the Municipality to buy back the aforementioned interment rights shall be the amount paid for the rights (less the portion of that amount paid into the Care and Maintenance Fund). The resale of these interment rights shall be in accordance with the most current Price List. Release from the owner shall be in accordance with Form Two, being Schedule "B", attached to and forming part of this by-law.

5.10. Should interment rights holder(s) wish to sell back their lot or columbarium niche within 30 days after purchasing the interment rights from the cemetery they shall be entitled to a full refund of all monies paid for the interment rights provided no portion of the interment rights has been exercised.

5.11. Should interment rights holder(s) wish to sell back their lot or columbarium niche after the expiration of the 30 day period, they shall be entitled to the amount paid for the interment rights less the portion of the purchase price contributed to the

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irrevocable Care and Maintenance Fund provided no portion of the interment rights have been exercised.

5.12. The Board shall have the right to repurchase any interment rights sold or conveyed or any part of the interment rights in which no interment has been made pursuant to the provision of the Act. The Board may sell any interment rights that the Ministry has declared as being abandoned.

5.13. All monies received for the sole purpose of care and maintenance shall form a fund to be called the "Care and Maintenance Fund" and shall be kept separate from the other funds of the Corporation. The interest therefrom shall be expended only for the purpose of care and maintenance and the capital shall be invested by the Treasurer as authorized by law for the investment of Trust Funds. The capital shall be reinvested from time to time as occasion may require and shall remain constantly invested into such securities as are hereinbefore mentioned and on no account shall any part of the said trust funds be withdrawn from investment excepting for the purpose of immediate reinvestment. Care and maintenance shall be the maintaining of a proper state of repair of lots, grave and cemetery grounds.

5.14. All monies received for the sole purpose of Special Care shall form a fund to be called the "Special Care Fund" and shall be kept separate from the other funds of the Corporation. The interest therefrom shall be expended for the purpose of special care and the capital only shall be invested by the Treasurer as authorized by law for the investment of Trust Funds. The capital shall be reinvested from time to time as occasion may require and shall remain constantly invested into such securities as are hereinbefore mentioned and on no account shall any part of the said trust funds be withdrawn from investment except for the purpose of immediate reinvestment. Special care shall be the flower care of those individual lots or graves for which payment has been received apart from that care referred to hereinbefore as perpetual care.

5.15. There shall be no sales of any future reserved lots (pre-need) in the Fort Frances cemeteries.

5.16. The moratorium provisions in Section 5.15 do not apply to prohibit the future sale (pre-need) of columbarium niches. The pre-need sale of columbarium niches is permitted.

### **5.17. CREMATIONS LOTS**

5.17.1. No more than two cremated remains are allowed in each cremation lot. Only flat markers may be installed. Flower planting is not permitted.

5.17.2. Cremation remains shall be in a container approved by the Superintendent or his designate. Burial depth of cremated remains shall be such as to have a minimum of 50 centimetres or 20 inches of earth cover.

5.17.3. Cremated remains will only be buried in lots designated as cremation lots; however, cremated remains may be buried in a regular full-size single, double or

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family lot provided there shall be:

- 1) no more than six cremated remains per one regular full-size lot where such lot has, or is intended to have, a casket interment, or
- 2) no more than six cremated remains per one regular full-size lot where such lot will not have any casket interment;
- 3) all such cremated remains are of family members, and
- 4) burial location(s) within the lot is determined by the Superintendent or his designate.

5.17.4 Cremated remains will only be buried in lots designated as cremation lots; however, cremated remains may be buried in a children's lot provided there shall be:

- 1) no more than two (2) cremated remains per child's lot where such lot has a casket interment. Such cremated remains will be allowed at the foot of lot only,
- 2) no more than three (3) cremated remains per child's lot where such lot will not have a casket interment. One cremated remain will be centred at the head of the lot and two additional cremated remains shall be allowed at the foot of such lot.

5.17.5. No more than two cremated remains shall be allowed in each niche of a columbarium and remains shall be in a container approved by the Superintendent or his designate.

5.17.6. Plaques or markers shall be only those provided by the Municipality and the costs will be included in the price of the niche.

### **6. SECTION SIX - INTERMENTS AND DISINTERMENTS**

6.1. All interments in lots shall be restricted to members of the family or relatives of the owner as per reservation if so originally designated unless by specific permission of the Board.

6.2. Owner(s) of Interment Rights shall not allow interments to be made in lots for remuneration.

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6.3. The Superintendent or his designate shall be in attendance at each interment.

6.4 Every effort will be made to complete a burial on the assigned day and time. If due to inclement weather conditions, health and safety concerns, or conditions beyond the Cemetery's control, a Burial cannot be made at the scheduled time, the cemetery reserves the right to establish a temporary set up, and the burial shall be completed as soon as possible at a later time.

6.5 A burial permit issued by a Division Registrar, or his designate under the Vital Statistics Act, R.S.O. 1990, Chapter v.4, or the equivalent of such certificate issued by a jurisdiction outside of Ontario, showing that the death has been registered; or a cremation certificate, shall be deposited with the Superintendent or his designate before interment can take place.

6.6. In each case of burial a written statement in accordance with Form Three, being Schedule "C" attached to and forming part of this by-law, must be furnished in order that an accurate register may be kept by the Cemetery. The Board or the Corporation, or its designate, cannot be held responsible for any errors resulting from wrongful or lack of specific information supplied to it.

6.7. Where the supplying of information is not written, the Board or the Corporation, or its designate, cannot be held responsible for any error or misunderstandings that may arise as a result.

6.8. Persons purchasing graves shall be responsible for all charges incurred in connection thereto.

6.9. Where interments are not as per original designations, members of the family or relatives of the interment rights holder may be interred in undesignated lots for which an interment rights certificate has been issued with the written permission of the interment rights holder, the estate of the owner, or all surviving members in the immediate family. If the requested transaction does not conform as stated herein, then Section 5.9 of this by-law shall apply.

6.10. When a lot is held jointly by two or more persons, an order will be accepted from either or any of them or their authorized representatives for interment in such part of the lot as may be requested.

6.11. Notice of each interment to be made shall be given to the Superintendent or his designate at least twenty-four (24) hours previous thereto except under special circumstances approved by the Superintendent or his designate. The Board or Corporation, or its designate, cannot be responsible for having graves prepared for funerals unless such notice is given.

6.12. No interment shall be made on Sundays and/or Statutory Holiday except on a doctor's certificate that a death has been due either to smallpox, scarlet fever, diphtheria, bubonic plague, cholera, epidemic cerebral-spinal meningitis or poliomyelitis and that burial must be made within twenty-four (24) hours of death in accordance with the Regulations of the Ministry of Health, Ontario, for the control of communicable diseases.

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- 6.13. Saturday interments shall be so arranged that works by cemetery personnel are completed by 1:00 p.m.
- 6.14. No grave or columbarium niche shall be opened for interment or disinterment by any person not in the employ of the Corporation, except under special circumstances and by the permission of the Board.
- 6.15. No grave shall be opened nearer than fifteen (15) centimetres or 6 inches from the boundary line of the lot, and each grave shall be at least two (2) metres or 6 feet and 6 inches deep for adults and of comparable depth for children to give a covering of at least one (1) metre or 39 inches over the receptacle.
- 6.16. The Corporation will not be responsible for damage to any casket or receptacle that occurs during the course of the interment or disinterment.
- 6.17. A new casket or container may be required to facilitate a disinterment for which an additional charge will apply.
- 6.18. The Corporation will not be responsible for damage to any cremation urn or cremation outer container, which occurs during the course of the disinterment. Due to the length of time a cremation urn has been buried and/or the conditions to which it has been exposed, the Corporation cannot guarantee that it can retrieve a cremation urn or cremation container buried in a Lot or Grave. The condition of any cremation urn or cremation container disinterred may be unstable; in which case, a replacement urn may be required at the expense of the party authorizing the disinterment.
- 6.19. Disinterment will be completed at a day and time designated by the Superintendent or his designate.
- 6.20. The Superintendent or his designate reserves the right to disallow any witnessing of the disinterment.
- 6.21. When sand blasting operations are required, all precautions shall be taken to prevent damage being done to the remainder of the cemetery. All charges shall be covered to the extent necessary to prevent stone and debris being scattered and any damage done by such operations shall be forthwith made good by the person.
- 6.22. No more than two (2) full burials may be made in the same grave and a second shall not cause a violation of Section 5.13 preceding.
- 6.23. The interment and disinterment fees in accordance with the current Price List include the opening and closing of the grave.
- 6.24. The Price List item for grave openings is based on the size of the grave and the labour involved. The use of oversize shells of wood, metal, stone or concrete, as well as multiple depth graves, necessitates the graduated scale of charges set forth in the current Price List.

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- 6.25 The increasing use of oversized shells does not permit the Board to assume responsibility for the number of grave openings that may be made in any lot.
- 6.26 Bodies of any of the lower animals shall not be placed anywhere in the cemetery.
- 6.27 No disinterment shall be made without the written consent of the local medical officer of health and the owner of the lot, except on an order from the court or as provided, in accordance with Form Four, being Schedule "D" and Form Five being Schedule "E" attached to and forming part of this by-law.
- 6.28 The remains of persons dying from smallpox, scarlet fever, measles, diphtheria, croup, bubonic plague, cholera, epidemic cerebro-spinal meningitis, or epidemic anterior poliomyelitis, shall not be disinterred except in accordance with the requirements of the Act, as amended and the regulations under the Health Protection and Promotions Act, R.S.O. 1990, as amended.
- 6.29 Funerals shall be allowed in the cemetery only between the hours of nine (9) o'clock in the forenoon and three (3) o'clock in the afternoon, unless by permission of the Superintendent or his designate.
- 6.30 Funeral processions within the cemetery shall follow the route indicated by the Superintendent or his designate.
- 6.31 The Superintendent or his designate shall have authority to restrict the number and kind of vehicles and the roadways that may be used.
- 6.32 No interment or disinterment shall be permitted in any lot against which charges are due and unpaid.
- 6.33 No charge shall be made for the grave or for the interment of a veteran when buried in the Soldiers' lot.
- 6.33.1 In all cases where Last Post Fund is applicable to a veteran and claim is submitted for a municipal grant of \$15.00 the same shall be paid forthwith by the municipality.
- 6.33.2 In addition to veterans' remains, the remains of veterans' spouses only may be interred in the area known as veterans' lots or soldiers' lots. The remains of a veteran's spouse may only be interred in the lot of that respective veteran.
- 6.33.3 Urns shall be permitted into past and future lots.
- 6.33.4 Full caskets shall be permitted into past and future lots only with no retroactivity, provided that future full casket interments be so identified at time of first interment.
- 6.33.5 Spouse interment costs shall be the responsibility of the family.

### **7. SECTION SEVEN - CARE OF LOTS**

- 7.1. All lots, graves and cemetery grounds shall be kept properly graded, sodded, mowed and flowers and plants kept trimmed.
- 7.2. Where provision has been made for special care, or annual care, the Board undertakes the grading, seeding, grass cutting and general care of the lot, which includes planting of flowers on the grave.
- 7.3. Where provision for special care has not been made then perpetual care shall be in effect and done by the Board, the cost of which is included in the price of the lot.
- 7.4. Trees, shrubs, flowering bushes or other plants are not permitted to be planted on the cemetery grounds with the exception of those duly authorized by the Board.
- 7.5. If any trees or shrubs situated in any lot shall have become by means of their roots or branches, or in any other way, detrimental to the adjacent lots, drains, roads, or walks, or prejudicial to the general appearance of the grounds or inconvenient to the public, the Board may remove such trees or shrubs or parts thereof, after 30 days notice to the interment rights holder.
- 7.6. Flowerbeds, not exceeding 45 centimetres or 18 inches in width, shall be permitted in front of monuments and where there is no monument can only be made by permission of and under the supervision of the Superintendent or his designate. Planting of borders around lots is prohibited.
- 7.7. No person shall do any work upon a burial lot without the permission of the Superintendent or his designate
- 7.8. Lot owners desiring outside gardeners to do work on their lots must furnish the Superintendent with written authority for same. Gardeners or florists or their employees shall not enter the cemetery on Sunday for business purposes.
- 7.9. Flowerbeds require to be cleared of tender plants after the first frost in the autumn. Lot owners desiring to take any plants away should do so before their removal becomes necessary. To ensure that there is no unauthorized interference with flowers or decorations upon the graves or elsewhere in the cemetery, it is necessary to secure permission from the Superintendent or his designate before removing; flowers, plants, ribbons or other articles from the graves.
- 7.10. Vases, urns and flower stands not properly cared for shall be removed by the twentieth (20th) day of May in any year. Any stand, holder, vase or other receptacle for flowers, which are unsightly or unsuitable, may be

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prohibited or removed by the Superintendent or his designate.

7.11. In order to preserve the proper appearance of the grounds, artificial wreaths/flowers must be removed before April first (1st) of each year or shall be removed by the Superintendent or his designate.

7.12. During the growing season (usually May to September) while natural flowers are available, artificial flowers in the form of wreaths are not permitted on graves or lots with the exception that artificial flowers properly contained within an urn, vase or similar container be permitted. Such artificial flowers and containers may be removed by the Superintendent or his designate in the event of same becoming unsightly.

7.13. Since borders, fence railings, wall, cut-stone copings and hedges in or around lots become unsightly, they are prohibited.

7.14. Rubbish shall not be thrown out on the roads, walks or any part of the grounds. These shall be disposed of in containers provided for this purpose or removed from the cemetery completely.

7.15. Implements or materials used in doing any work within the cemetery shall be removed without delay and if this is not done the Superintendent or his designate may remove same.

7.16. No lot owner shall change the grading of his lot, and in case of any such change, the Board may restore the lot to its original grade at the expense of the owner.

7.17. No person, except employees, shall make any walk, cut any sod or move corner posts or grave markers in the cemetery.

7.18. No pathway shall be allowed during winter months without permission of the Superintendent or his designate.

7.19. The Board or Corporation shall not be responsible for loss of or damage to any portable articles left upon any lot or grave.

7.20. Benches shall not be permitted unless of a design, size and colour approved by the Board. Such benches shall bear the initials of the owner, together with the proper lot and section numbers.

### **8. SECTION EIGHT - MONUMENTS AND MARKERS**

8.1 No monument or other structure shall be erected or permitted on a lot until:

- a) the expiration of a settling period being one year following the date of interment, and

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- b) the purchase price and accrued charges or expenses have been paid in full.

8.2. All foundations for monuments and markers shall be built by the Corporation at the expense of the owner of the lot. Monument dealers must state on each order the date they wish foundations ready and must give at least fifteen (15) days notice before the work is required. The foundation of a monument or marker must be the exact area of the base plus 3 inches on all sides of the monument or marker and if incorrect dimensions have been given upon application the foundation will be removed and rebuilt by the Corporation at the owner's expense.

8.3. Monument and marker care and maintenance fees shall be in accordance with the current Price List. Prices for foundations shall include a prescribed amount to be paid into the Care and Maintenance Fund of the cemetery upon the installation of a marker.

8.4. No monument, vault or other structure shall be erected or placed on any lot until its design and the plans and specifications relative to the material and construction thereof shall have been submitted to and approved by the Board. In addition, no mausoleum shall be erected or placed on any lot until its design and the plans and specifications relative to the material and construction thereof have also been approved by the Ministry of Consumer Services.

8.5. Monuments on single graves shall not exceed one (1) metre in height unless special permission has been obtained from the Board. Monuments on double graves shall not exceed two (2) metres in height unless special permission has been obtained from the Board.

8.6. Not more than one monument shall be erected on any one lot, and this must be placed in the space reserved for it unless special permission is given by the Board for placing it otherwise.

8.7. All markers, monuments, mausoleums or tombs shall be constructed of granite or marble. The bottom bed of all bases and markers shall be cut level and true. Every die stone shall be smoothly finished on all sides.

8.8. To ensure stability no mausoleum, vault or monument shall have any uncovered vertical joints.

8.9. No inscription shall be placed on any monument, which is not in keeping with the dignity and decorum of the cemetery.

8.10. No lettering shall be permitted on the side of the monument facing an adjoining lot where there is no room for an adult grave between the monument and the boundary of the lot.

8.11. One marker with a flat and level surface set flush with the ground may be

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placed at each grave in addition to the monument. The marker shall be placed at the end of the grave farthest from the monument. All additional markers shall be approved by the Superintendent or his designate.

8.12. Markers or footstones of marble or granite are permitted but must not exceed 50.8 centimetres or 20 inches by 76.2 centimetres or 30 inches with a depth of eight (8) centimetres or 3 inches to thirteen (13) centimetres or 5 inches. The upper surface must be flat with no projections and shall be set level with the ground surface. All markers shall be set by employees of the Corporation at the expense of the lot owner in accordance with the current Price List.

8.13. Corner posts may be provided by the Corporation at the expense of the lot owner. Installation of corner posts shall be under supervision of the Superintendent or his designate.

8.14. Any monument or other structure or any inscription placed in or upon any lot shall be in keeping with the dignity and decorum of the cemetery.

8.15. When any monument, gravestone or memorial of any kind is to be removed or any inscription made or cleaning done, permission shall be obtained from the Superintendent or his designate. Application for such permission shall be made in writing by the owner of the lot with a description of the work proposed.

8.16. Minor scraping on the monument base of an upright monument due to grass/lawn maintenance is considered to be normal wear.

8.17. The Cemetery staff will take reasonable precautions to protect the property of the interment rights holder, but it assumes no liability for the loss of, or damage to, any monument, marker, or other structure, or part thereof.

### **9. SECTION NINE - RULES FOR MONUMENT DEALERS, CONTRACTORS & THEIR WORKERS**

9.1. Every contractor employed to erect vaults, mausoleums or monuments or to do any other work in the cemetery as permitted within this by-law shall first present an application to the Superintendent or his designate signed by the lot owner or his representative requesting permission to employ such contractor to do the work herein specified. This application shall designate the section and lot.

9.2 Prior to the start of any said work, contractors must provide proof of the following:

- a) Current Clearance Certificate of good standing with WSIB,
- b) WSIB Coverage Number
- c) Executed Occupational Health and Safety agreement with the Town.

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d) Evidence of liability insurance of not less than \$3,000,000.00.

9.3. The demeanour and behaviour of all workers employed by others in the cemetery shall be subject to the control of the Superintendent or his designate.

9.4. Contractors, masons and stone cutters shall lay planks on the lots and path over which heavy materials are to be moved in order to protect the surface from damage.

9.5. Workers shall cease work if in the immediate vicinity of a funeral that is in progress until the conclusion of the service.

9.6. All work must be done during regular cemetery hours unless by special permission of the Superintendent or his designate.

9.7. No work shall be commenced on Saturday that cannot be finished and the litter and debris removed by the hour of noon of that day.

9.8. Heavy loads shall not be permitted in the cemetery when the roads or grounds are in an unfit condition.

9.9. No monuments shall be delivered at the cemetery until the foundation is completed and the contractor is ready to proceed with the work of erecting the monument.

9.10. All implements and materials used in the performance of any work shall be placed where the Superintendent may direct, and all rubbish and surplus earth shall be removed in such manner and at such time and to such place as the Superintendent or his designate may direct. Otherwise the obstructions will be removed and the related expense charged to the family or estate.

9.11. Any worker who damages any lot, tombstone, monument or other structure or otherwise does any injury in the cemetery shall be personally responsible for such damage or injury and in addition thereto his employer shall be liable therefore.

### **10. SECTION TEN – HOURS OF OPERATION**

10.1. Cemetery Ground Visitation Hours – Interment rights holders and the general public can visit the cemetery grounds during daylight. The cemetery is opened at 7:00 a.m. and closes at sundown.

10.2. Office Hours – The Operations and Facilities Division main office at 900 Wright Avenue will administrate all cemetery services and activities. Normal business hours are Monday through Friday from 8:00 am to 4:00 pm

10.3. Burial Hours – Burials will be carried out between the hours of 9:00 am and 3:00 pm Monday to Friday (excluding statutory holidays). Additional service

## ***Agenda Item # 7.1***

charges will apply for burials arriving at the cemetery after 3:00 pm. Burials on Saturdays will be carried out between the hours of 9:00 am and 1:00 pm (excluding statutory holidays).

### **11. SECTION ELEVEN - RULES FOR VISITORS**

11.1. Visitors are always welcome in the cemetery. All visitors, while in the cemetery, must govern their behaviour having due consideration and respect for the deceased and other visitors in the cemetery.

11.2. The Superintendent and his staff are empowered and are required to preserve order and decorum in the cemetery.

11.3. No parades other than funeral processions, Remembrance Day services or other special services permitted by the Superintendent or his designate shall be admitted to or organized within the cemetery.

11.4. Children under the age of twelve (12) years are not admitted to the grounds except when supervised by an adult, who shall be responsible for their good conduct and shall see that they do not run over lots and graves.

11.5. Vehicles within a cemetery shall be driven at a speed not exceeding ten (10) kilometres per hour. At no time shall vehicles be parked or driven on the grass. Owners of vehicles will be liable for any damage caused by their drivers or vehicles

11.6. No person shall damage, destroy, remove or deface any property in or belonging to the cemetery.

11.7. Canvassing, soliciting, advertising or distributing business cards in the cemetery is prohibited, as in the placing or displaying in the cemetery of any manufacturer's monument dealer's or quarry's name, insignia or trademark in any form.

11.8. Proprietors of vehicles and their drivers shall be held responsible for any damage done by them.

11.9. Discharging of firearms, other than in regular volleys at burial services, is prohibited in and around the cemetery.

11.10. Dogs, cats or any other pets are not permitted in the cemetery

11.11. No picnic party or special events other than Remembrance Day Services shall be allowed in the cemetery unless permitted by the Superintendent or his designate.

11.12. All persons are prohibited from taking flowers, plants or other materials from lots or graves, other than from those that they own, in the cemetery or from picking any flowers, either wild or cultivated, other than from those that they own, or breaking

## ***Agenda Item # 7.1***

any tree, shrub or plant, or writing upon, defacing or injuring any monument, fence or other structure in or belonging to the cemetery, or from making any paths or short-cuts across any part of the cemetery.

11.13. Any complaints by lot owners or visitors are to be made to the Superintendent or his designate and not to workers on the grounds. Controversies with workers or others on the grounds are to be avoided.

11.14. No gratuities shall, at any time, be accepted by any officer or cemetery employee nor shall any reward be accepted by them for any personal service or attention.

11.15. Bicycles or Motorcycles: To ensure the safety of cemetery staff and visitors to the cemetery, bicycles and motorcycles must be operated in a safe manner that respects the needs of families and only on cemetery roads at a speed not exceeding ten (10) km per hour.

### **12. SECTION TWELVE – PENALTIES**

12.1. Any person disturbing the quiet and good order of the cemetery by noise or other improper conduct or who violates these rules contained herein may be expelled from the grounds.

12.2 Every person who contravenes any provision of this by-law is guilty of an offence.

12.3 Every person who is convicted of an offence under this by-law is liable to a penalty as provided for in the Provincial Offences Act, R.S.O. 1990, c.P.33.

### **13. SECTION THIRTEEN – IN FORCE**

13.1 This By-Law shall come into full force and take effect on approval by the Ministry of Consumer Services.

READ THREE TIMES and finally passed in open Council this 9th day of July 2012.

# **Agenda Item # 7.1**

## Town of Fort Frances By-Law No. 22/12 Schedule "A" Form One

### **CORPORATION OF THE TOWN OF FORT FRANCES CERTIFICATE OF INTERMENT RIGHTS**

PURSUANT TO the *Funeral Burial and Cremation Services Act, 2002* and Regulations and all amendments thereto BETWEEN:

CORPORATION OF THE TOWN OF FORT FRANCES,  
a body licensed under the laws of  
the Province of Ontario, having its Head Office at  
320 Portage Avenue, and herein called

#### **PARTY OF THE FIRST PART**

**AND THE INTERMENT RIGHTS HOLDER:** \_\_\_\_\_

herein called,

#### **PARTY OF THE SECOND PART**

In consideration of the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_),

receipt of which is hereby acknowledged and which included the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) for Care and Maintenance which is deposited with the Treasurer of the

Town of Fort Frances, agrees to assign to the Party of the Second Part the burial or interment rights for the following intended occupant(s).

Name: _____	Name: _____
Street Address _____	Street Address _____
Town _____	Town _____
Province _____	Province _____
Postal Code _____	Postal Code _____

in \_\_\_\_\_ CEMETERY:

Section: \_\_\_\_\_ Lot Number \_\_\_\_\_ (L \_\_\_\_\_ X W \_\_\_\_\_ m/feet).

Columbarium Niche in: \_\_\_\_\_ Columbarium

which contains 112 niches where two urns per niche. The niche size is 14 inches long x 8 inches wide.

Row: \_\_\_\_\_ Column: \_\_\_\_\_

Date of Purchase: Day \_\_\_\_\_ /Month \_\_\_\_\_ /Year \_\_\_\_\_

## Agenda Item # 7.1

Town of Fort Frances By-Law No. 22/12  
Schedule "A"  
Form One

Page 2 of 2

THE PARTY OF THE SECOND PART by the acceptance of this indenture indicates that the BYLAWS governing the operation of the cemetery have been received and read, and agrees to be guided by the said BY-LAWS as well as the provisions of the Act as if these were included as part of this indenture.

THE PARTY OF THE SECOND PART agrees that in the event of transfer of said Interment Rights by purchaser, this Certificate cannot be transferred but will be returned to the Party of the First Part who will issue a new Certificate to the Transferee.

With respect to the erection or installation of markers, The Party of the Second Part agrees to abide by the BY-LAWS of the CORPORATION OF THE TOWN OF FORT FRANCES, wherein restrictions on the erection or installation of markers are given, and which BY-LAWS are attached hereto.

IN WITNESS WHEREOF **THE CORPORATION OF THE TOWN OF FORT FRANCES** has caused its corporate seal to be hereunto affixed by the hands of its proper signing officer this \_\_\_\_\_ day of \_\_\_\_\_ in the year \_\_\_\_\_, and the Party of the Second Part has affixed his/her signature.

PARTY OF THE FIRST PART:

Per: \_\_\_\_\_ Clerk

PARTY OF THE SECOND PART:

\_\_\_\_\_  
\_\_\_\_\_

## Agenda Item # 7.1

### Town of Fort Frances By-Law No. 22/12 Schedule "B" Form Two

#### NOTICE OF TRANSFER OF AN INTERMENT RIGHTS

To the Office of the Clerk  
Town of Fort Frances

Notice is hereby given that the undersigned hereby concurs and transfers all interest in the following cemetery lots(s), or part thereof, to the Corporation of the Town of Fort Frances.

Cemetery \_\_\_\_\_ Block \_\_\_\_\_ Lot \_\_\_\_\_

Date \_\_\_\_\_ Signature \_\_\_\_\_

\_\_\_\_\_  
Address

Particulars of resale conditions (if any)

\_\_\_\_\_  
\_\_\_\_\_

Approved by \_\_\_\_\_ Town of Fort Frances

\_\_\_\_\_ Date

Particulars of refund

\_\_\_\_\_  
\_\_\_\_\_

...

# Agenda Item # 7.1

## TOWN OF FORT FRANCES BY-LAW NO. 22/12 SCHEDULE "C"

### CEMETERY CONTRACT

Contract Ref.# \_\_\_\_\_

The Corporation of the  
Town of Fort Frances  
320 Portage Avenue  
Fort Frances, Ontario P9A 3P9  
807-274-5323

Operating as:

**Riverview Cemetery/Holy Cross**  
1319 Colonization Road West  
Fort Frances, Ontario P9A 2T6

**Fort Frances Cemetery/St. Mary's**  
401 King's Highway  
Fort Frances, Ontario P9A 2S8

#### LICENSE INFORMATION

Operator License # 3298220

Cemetery License # Riverview & Holy Cross Cemetery: #03564  
Fort Frances & St. Mary's Cemetery: #03565

#### Day to Day Contact Information

Monday to Friday 8:00 a.m. to 4:00 p.m.  
Phone: 807-274-9893 Fax: 807-274-7360  
Doug Brown, Operations & Facilities Manager  
900 Wright Avenue  
Fort Frances, Ontario P9A 3J9

Contract Negotiator:

Name: \_\_\_\_\_ License # (if applicable) \_\_\_\_\_

Date of Issue: \_\_\_\_\_

#### PURCHASER INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Municipality: \_\_\_\_\_

Province: \_\_\_\_\_

Postal Code: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email Address: \_\_\_\_\_

Purchaser's relationship to the Recipient(s): \_\_\_\_\_

#### RECIPIENT #1 INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Municipality: \_\_\_\_\_

Province: \_\_\_\_\_

Postal Code: \_\_\_\_\_

Telephone: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Place of Birth: \_\_\_\_\_

(Add more Recipients if required)

#### RECIPIENT #2 INFORMATION

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Municipality: \_\_\_\_\_

Province: \_\_\_\_\_

Postal Code: \_\_\_\_\_

Telephone: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Place of birth: \_\_\_\_\_

# Agenda Item # 7.1

TOWN OF FORT FRANCES BY-LAW NO. 22/12  
SCHEDULE "C"  
Page 2 of 5

This contract is between the Purchaser:

---

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- and -

## THE CORPORATION OF THE TOWN OF FORT FRANCES

Concerning Cemetery Interment Rights for the Recipient(s) as identified in this contract

The Purchaser (if different than the Recipient) represents being legally authorized or charged with the responsibility for the Recipient(s) Cemetery Interment Rights and Cemetery Pre-Paid Supplies and Services arrangements specified in the Contract. This agreement will be enforceable to the benefit of and be binding upon the parties hereto and their respective heirs, executors, administrators, successors, and assigns.

## INTERMENT RIGHTS TO:

\_\_\_\_\_ Cemetery, Block: \_\_\_\_\_ Lot: \_\_\_\_\_

Columbarium: \_\_\_\_\_ Niche # \_\_\_\_\_

Column # \_\_\_\_\_ Row # \_\_\_\_\_

Funeral Home Service on: \_\_\_\_\_ A.M /P.M. \_\_\_\_\_

Church Service At: \_\_\_\_\_

Date: \_\_\_\_\_ Time: AM /P.M. \_\_\_\_\_

Interment: Date: \_\_\_\_\_ Time: AM /P.M. \_\_\_\_\_

Procession: Yes No

Vault/Box: Yes No Monument Foundation Size: \_\_\_\_\_

Vault Material \_\_\_\_\_ Marker Foundation Size: \_\_\_\_\_

Extra Depth: \_\_\_\_\_

## INTERMENT DESIGNATION

Single Lot

--

Double Lot


## Agenda Item # 7.1

TOWN OF FORT FRANCES BY-LAW NO. 22/12  
SCHEDULE "C"  
Page 3 of 5

**SERVICES/SUPPLIES COSTS:**

Lot (Single/Double)	\$ _____
Columbarium Niche	\$ _____
Amount to Care and Maintenance	\$ _____
Interment Fee	\$ _____
Extra Depth Fee	\$ _____
Foundation Fee	\$ _____
Amount To Care and Maintenance	\$ _____
Special Care (Single/Dbl.)	\$ _____
Ontario Licensing Fee	\$ _____
SUB-TOTAL:	\$ _____
H.S.T. #H106984586	\$ _____
<b>TOTAL SALES</b>	<b>\$=====</b>

**Care and Maintenance Fund Contributions from Price of Interment Rights:**

Contribution levels to the C & M Fund based on the price of interment:rights  
In-ground grave (24 sq ft or larger) – the greater of 40% and \$250  
In-ground grave (smaller than 24 sq ft) – the greater of 40% and \$150  
Columbarium Niches – the greater of 15% and \$100

**Contract Terms and Conditions**

If the above Interment Rights have not been used the Purchaser may in writing to the Corporation of the Town of Fort Frances within thirty (30) days from the signing of the contract cancel this contract and receive a full refund, provided no portion of the interment right has been exercised.

Written consent of all surviving Rights Holder(s) and any other required documentation as set out in the cemetery by-laws are required for interments, cremation, disinterments, and the placement of markers, and monuments.

To ensure the correctness of records of ownership and interments, no sale of any interment rights or any interest therein shall be made except to the Corporation of the Town of Fort Frances. The relinquishing owner shall, if he/she so desires; specify who the interment rights shall be resold to, at the time of the sale to the Corporation of the Town of Fort Frances. The amount to be paid by the Corporation of the Town of Fort Frances to buy back the aforementioned Interment Rights shall be the amount paid for the rights (less the portion of that amount paid into the Care and Maintenance Fund). The resale of these Interment Rights shall be in accordance with the most current Price List. Release from the Purchaser shall be in accordance with Form Two, being Schedule "B" of the Cemetery By-Law.

Should Interment rights holder(s) wish to sell back their lot, columbarium niche within 30 days after purchasing the Interment Rights from the cemetery they shall be entitled to a full refund of all monies paid for the Interment Right provided no portion of the interment right has been exercised.

Should Interment rights holder(s) wish to sell back their lot or columbarium niche after the expiration of the 30 day period, they shall be entitled to the amount paid for the Interment Right less the portion of the purchase price contributed to the irrevocable Care and Maintenance Fund provided no portion of the interment rights have been exercised.

# Agenda Item # 7.1

## TOWN OF FORT FRANCES BY-LAW NO. 22/12 SCHEDULE "C" Page 4 of 5

The Board shall have the right to repurchase any Interment Rights sold or conveyed or any part of Interment Right in which no interment has been made pursuant to the provision of the Act. The Board may sell any interment rights which the Ministry has declared as being abandoned.

### Subdivision of Interment Rights:

No Rights Holder(s) may sub-divide and sell or transfer a portion of an Interment Rights. Owner(s) of Interment Rights shall not allow interments to be made in lots for a remuneration.

No interment or disinterment shall be permitted in any lot against which charges are due and unpaid.

When all indebtedness has been satisfied and all charges on the lot has been paid, a Certificate of Interment Rights shall be issued.

### Memorialization:

Care and Maintenance Fund Contribution for Marker and Monument Installation: In accordance with the FBCSA and Ontario Regulation 30/11, the following contributions will be made to the Care and Maintenance Fund for every installation of a marker or monument;

- (a) In the case of installing a flat marker measuring less than 1,116.3 sq.cm. (173 sq.in.) \$0.00
- (b) In the case of installing a flat marker measuring over 1,116.3 sq.cm. (173 sq.in.) \$50.00
- (c) In the case of installing an upright monument measuring more than 1.22 m. (4 ft.) Or less in height or length, including the base \$100.00
- (d) In case of installing an upright monument measuring more than 1.22m. (4 ft.) either in height or length, including the base \$200.00

### Interment Rights Holder(s) Request to Remove Memorialization:

A marker, monument, or memorialization purchased and/or installed by anyone other than the Rights Holder(s) may be removed by the cemetery staff on the written request of the Rights Holder(s).

### Causes beyond the Cemetery Operator's Control:

The cemetery operator cannot be responsible if unable/prevented from carrying out this contract due to causes beyond its control.

**Payment Terms:** Payment is due at the time of Purchase.

### Cancellation of Contract Within 30 Days

Should Interment rights wish to sell back their lot, columbarium niche within 30 days after purchasing the Interment Rights from the cemetery they shall be entitled to a full refund of all monies paid for the Interment Right provided no portion of the interment right has been exercised.

### Cancellation of Contract After 30 Days

Should the Purchaser of the Interment rights wish to sell back their lot or columbarium niche after the expiration of the 30 day period, they shall be entitled to the amount paid for the Interment Right less the portion of the purchase price contributed to the irrevocable Care and Maintenance Fund provided no portion of the interment rights have been exercised.

### Privacy Policy:

The Purchaser acknowledges and provides consent to permit the Corporation of the Town of Fort Frances to collect, use and disclose personal information in accordance with requirements under the FBCSA and Ontario Regulation 30/11 for information within the cemetery public register. The Purchaser also understands that the Corporation of the Town of Fort Frances does not rent or sell personal information to third party organizations.

## Agenda Item # 7.1

TOWN OF FORT FRANCES BY-LAW NO. 22/12  
SCHEDULE "C"  
Page 5 of 5

### Consumer Information Guide and Cemetery Price List:

By initialing below, the purchaser acknowledges receiving a copy of the Ontario Government's Consumer information Guide (where made available by the Registrar) and the cemetery price list at the time of entering into this contract.

{ } I hereby acknowledge I have been offered and/or received a copy of the Ontario Government's Consumer Information Guide and the Cemetery Price List.

I have reviewed the Contract's terms and conditions and hereby confirm that the Interment Rights, and specified in this contract are complete and correct. I direct the Corporation of the Town of Fort Frances to proceed with the sale of the Interment Right(s), as identified in the Contract in accordance with the Cemetery By-Laws which are now or at any time hereafter in force.

{ } I hereby acknowledge I have received and reviewed a copy of the Cemetery's By-Laws.

The Terms and Conditions set out in this Contract expire in 30 days unless executed by the Purchaser and the Corporation of the Town of Fort Frances. The Contract Date set out below is the date on which this contract is accepted by the Corporation of the Town of Fort Frances.

I acknowledge having received a copy of this Contract, and will assume full responsibility for payment of the Total Contract Amount to the Corporation of the Town of Fort Frances in accordance with the Contract's Terms and Conditions.

Purchaser: \_\_\_\_\_ Date: \_\_\_\_\_

Accepted on behalf of the Corporation of the Town of Fort Frances by:

Name: \_\_\_\_\_ License No. (if applicable): \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Agenda Item # 7.1

### Town of Fort Frances By-Law No. 22/12 Schedule "D" Form Four

#### Part One of Form Four of the Town of Fort Frances

Disinterment – for reburial in the same Cemetery in the Town of Fort Frances

I hereby consent to the disinterment and removal of the dead body of

\_\_\_\_\_ in the \_\_\_\_\_  
(Name)

Cemetery, from Block \_\_\_\_\_, Lot \_\_\_\_\_, for reburial in  
Block \_\_\_\_\_, Lot \_\_\_\_\_, in accordance with the provisions of  
the *Funeral, Burial and Cremation Services Act, 2002*.

\_\_\_\_\_  
(Signature)

Date \_\_\_\_\_

\_\_\_\_\_  
(Name in print of Medical Officer of Health  
for Fort Frances)

#### Part Two of Form Four of the Town of Fort Frances

Disinterment and Transportation Certificate

I hereby certify that the dead body of \_\_\_\_\_  
(Name)

has been disinterred from the \_\_\_\_\_ Cemetery  
in Fort Frances, Ontario, with my consent and in compliance with the provisions of  
the *Funeral, Burial and Cremation Services Act, 2002*.

\_\_\_\_\_  
(Signature)

Date \_\_\_\_\_

\_\_\_\_\_  
(Name in print of Medical Officer of Health  
for Fort Frances)

Note: the first part of form four is for consent of disinterment and reburial in the  
same Cemetery. The second part of form four is for transportation from the  
Cemetery.

## Agenda Item # 7.1

### Town of Fort Frances By-Law No. 22/12 Schedule "E"

#### Form Five

#### DISINTERMENT – CONSENT OF LOT OWNER

To the Office of the Clerk  
Town of Fort Frances

I, the undersigned, being the owner of Lot \_\_\_\_\_ in Block \_\_\_\_\_  
in \_\_\_\_\_ Cemetery in the Town of Fort Frances, hereby  
authorize the removal of the remains of \_\_\_\_\_  
interred on \_\_\_\_\_ to \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Name in print of owner)

\_\_\_\_\_  
(Address)

TOWN OF FORT FRANCES

BY-LAW NO. 32/12

(Being a by-law to authorize the acquisition of certain land from Love Perchaluk and Kenneth Douma, (the "Parties") for purposes of a public thoroughfare - the *Municipal Act, 2001*, R.S.O. 2001, c.25.)

WHEREAS certain property as shown on a plan of subdivision as a lane and portion of Shevlin Avenue is privately owned, and

WHEREAS the owners of said property are prepared to transfer their ownership interest in the property to The Corporation of the Town of Fort Frances (the "Town") for certain consideration, and

WHEREAS by resolutions passed on April 11<sup>th</sup>, 2011 and on July 9<sup>th</sup>, 2012, Council gave approval to administration to proceed with acquisition of said property for purposes of a public thoroughfare for certain consideration.

NOW THEREFORE Council for the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

1. That the Town accept as a donation from Kenneth Douma and Love Perchaluk the Property legally described as follows:

PIN: 56017-0032 LT; PCL 18448 SEC RAINY RIVER; PT LT 23 RIVER RANGE MCIRVINE; PT LT 24 RIVER RANGE MCIRVINE PTS 23 & 24 RR190 & PT 8 RR164; FORT FRANCES DISTRICT OF RAINY RIVER

free and clear of and from all encumbrances and claims.

2. That the property is required for municipal purposes.

## ***Agenda Item # 7.2***

TOWN OF FORT FRANCES BY-LAW No. 32/12  
Page 2 of 2

3. That, as agreed to by the Parties, a receipt signed by the Treasurer of the Town be issued to Kenneth Douma in an amount equivalent to the assessed value of the Property being Thirty-Six Thousand Dollars (\$36,000) being the consideration.
4. That the Mayor and Clerk be authorized and hereby directed to execute any and all documents necessary to give effect to this decision.

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 9<sup>th</sup> day of July 2012.

## **Agenda Item # 7.3**

### TOWN OF FORT FRANCES

#### BY-LAW NO. 33/12

(Being a by-law to approve contracts for supply & delivery of granular materials awarded through the public tender process - the *Municipal Act, 2001*, R.S.O. 2001, c.25.)

WHEREAS on June 25<sup>th</sup>, 2012, Council awarded contracts for supply & delivery of certain granular materials to Tom Veert Contracting Ltd., & George Armstrong Co. Limited. during the years 2012, 2013 and 2014, No. 12-OF-07;

NOW THEREFORE Council for the Corporation of the Town of Fort Frances HEREBY ENACTS as follows:

1. That pursuant to the award of contracts under Tender 12-OF-07, the following contracts in the form of schedules attached to this by-law be approved for the Mayor and Clerk to sign and affix the Corporate Seal thereto:  
  
Tom Veert Contracting Ltd. being Schedule "A", and  
  
George Armstrong Co. Limited, being Schedule "B".

This by-law shall come into force and take effect on the final passing thereof.

READ THREE TIMES and finally passed in open Council this 9<sup>th</sup> day of July 2012.

THE FULL TEXT OF THIS  
DOCUMENT IS AVAILABLE  
FOR VIEWING BY CON-  
TACTING ME  
G. TREFTLIN

## Agenda Item # 8.1

Ministry of Transportation  
Engineering Office

Traffic Section  
Northwestern Region  
615 South James Street  
Thunder Bay, Ontario  
P7E 6P6  
PH: (807) 473-2061  
FAX: (807) 473-2022

Ministère des Transports  
Bureau de génie

Section de la circulation routière  
615 rue James  
3ième étage  
Thunder Bay (Ontario)  
P7E 6P6  
Tél: (807) 473-2061  
Télé: (807) 473-2022



June 20, 2012

Mayor Roy Avis  
Town of Fort Frances  
320 Portage Avenue  
Fort Frances, ON  
P9A 3P9



Dear Mayor Avis,

The Ministry of Transportation periodically reviews and updates population figures shown on municipal identification signs, based on the published data of each Statistics Canada Census. Below is a summary of these figures:

Current Fort Frances population sign	8,500
Statistics Canada 2011 census figure	7,952
MPAC 2010 Ontario Population Report	6,741
Proposed Fort Frances population sign	<b>8,000</b>

In order to keep your municipality's population signs current, please confirm your support for this population update. If we do not receive written confirmation by July 20<sup>th</sup>, 2012 we will assume that your municipality supports the proposed population changes and the signs for your municipality will be updated accordingly.

Sincerely,

Debbie MacArthur  
Traffic Supervisor  
NWR Traffic Section

**Agenda Item # 8.2**

June 26, 2012

Owner  
Marketing Director

Thank you for considering broadcast sponsorship in the 2012 Shaw Fort Frances Canadian Bass Championship, which will be airing on Shaw TV, CJBN and Global Thunder Bay July 26th, 27th and 28th.

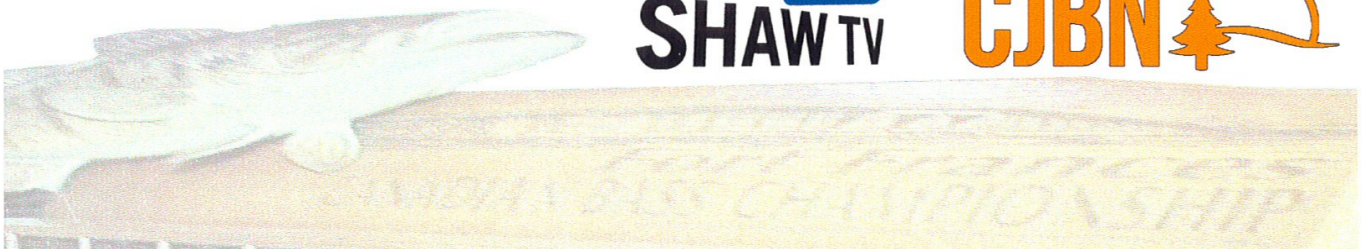
I believe that 2012 Shaw FFCBC broadcast is a great property for your business to invest in, not only is it Canadian content, it is grass roots local community television with an opportunity to showcase Fort Frances and your business nationally!

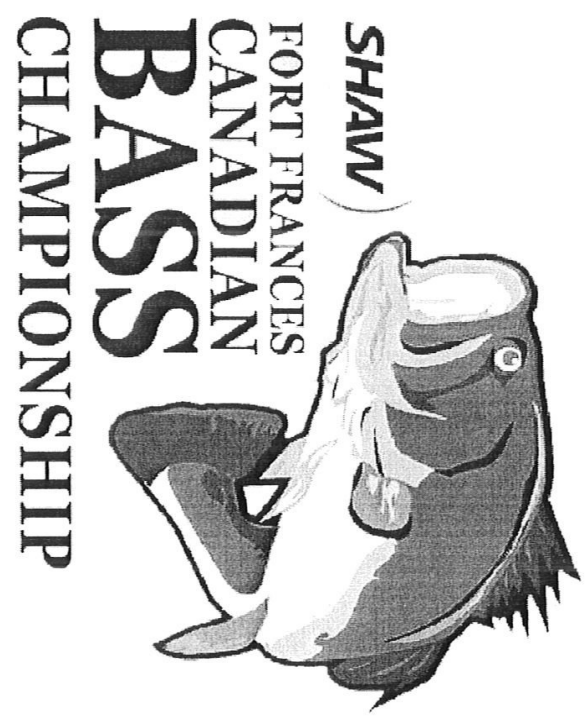
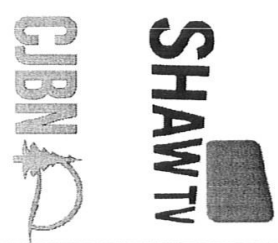
I look forward to following up with you to review your thoughts on 2012 Shaw FFCBC

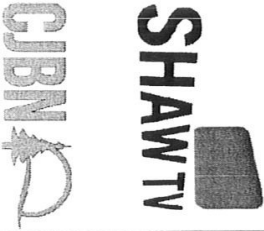
Yours truly,

Jack Dawson

Senior Producer  
Shaw Television  
2012 Shaw FFCBC TV







## 2012 FORT FRANCES CANADIAN BASS CHAMPIONSHIP

### Sponsorship Package:

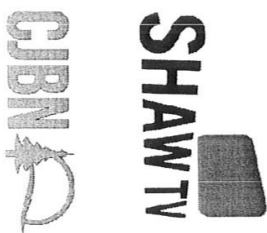


- Production of one :30 brand sell
- 60 airings of produced :30 sec. brand sell on CJBN TV
- Min one airing of :30 sec. brand sell during National broadcast of Shaw Canadian Fort Frances Bass Championship
- Verbal recognition during hour broadcast
- Thank you credit at end of broadcast



- Production of one :15 sponsor acknowledgement spot "Business is a proud supporter of community television and the 2012 Shaw Fort Frances Canadian Bass Championship"
- Min three airings of Shaw TV acknowledgement spot during day one, two and threes coverage of the 2012 Canadian Fort Frances Bass Championships
- 80 plays of acknowledgement spot in rotation prior to event.
- Verbal recognitions during five broadcast
- Thank you credit at end of broadcast





## 2012 FORT FRANCES CANADIAN BASS CHAMPIONSHIP

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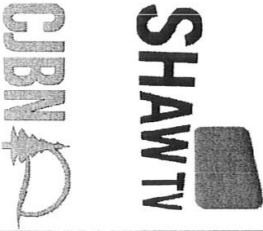
### Sponsorship Investment:

**\$1500**

Due to the length of the production there are only 10 available spots

If this package is not in the budget we can customize a package suitable to meet your Needs.





## 2012 FORT FRANCES CANADIAN BASS CHAMPIONSHIP

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### Next steps:

- Discuss sponsorship opportunities
- Step up next meeting
- Sign contract
- Produce spots
- Enjoy the 2012 Fort Frances Canadian Bass Championships

### Contact Information:

Jack Dawson  
Senior Producer  
Shaw TV  
807.464.0068  
[Jack.dawson@sjrb.ca](mailto:Jack.dawson@sjrb.ca)



## Agenda Item # 9.1



FORT FRANCES MUSEUM  
259 Scott Street  
FORT FRANCES ON P9A 1G8



Glenn W. Treftlin, Clerk  
Town of Fort Frances  
320 Portage Avenue  
Fort Frances, ON P9A 3P9

June 26, 2012

Dear Mr. Treftlin

This letter is to inform you of an upcoming celebration that will take place at the Fort Frances Museum & Cultural Centre on Wednesday, August 1<sup>st</sup>, from 4:30 to 7:30 p.m. The Museum is applying for a Special Occasion Permit to allow us to host a wine & cheese event that will be open to the public.

The purpose of the occasion is to commemorate the 100<sup>th</sup> anniversary of the opening of Canadian Customs and the International Bridge between Fort Frances, Ontario and International Falls, Minnesota. This will be a come & go event where the community from both sides of the border will be able to stop by to see our exhibit and say hello to our dignitaries – mayor and council from both sides of the border.

The celebration will take place indoors, which will allow visitors to move through the upper and main floors, but not the courtyards. Staff at the Museum will monitor numbers to ensure we do not exceed our capacity rating and that we comply with the requirements of our Special Occasion Permit.

Sincerely,

Sherry George  
Museum Curator  
807 274-7891

## Agenda Item # 9.2



"AMO Communications"  
<Communicate@amo.on.ca>

05/07/2012 09:11 AM

Please respond to  
AMOWatchFileTeam@amo.on.ca

To klawson@fort-frances.com

cc

bcc

Subject AMO Watch File - July 5, 2012

AMO Watch File not displaying correctly? [View the online version](#) | [Send to a friend](#)  
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# Watch File



July 5, 2012

### In This Issue

- Making "Great Things" happen: AMO recognized with ASI Canada award.
- Ontario Invasive Species Strategic Plan released.
- Joint Emergency Preparedness Program (JEPP) Critical for Ontario Municipalities.
- Build on your leadership skills with Heads of Council Training.
- Spark Change! Connections Energy Symposium returns to Toronto.
- Make note of the keynotes at the AMO Annual Conference.
- Resolutions from Town of East Gwillimbury and Town of Ingersoll.
- Career opportunity with Oxford County.

### Guest Column \*

Executive Director Pat Vanini shares the good news: AMO has been recognized by ASI Canada for doing "great things" with its online reporting system for Canada's Gas Tax Fund.

### Provincial Matters

As requested by many Ontario municipalities, there is now an Ontario Invasive Species Strategic Plan that outlines Ontario's approach to the prevention, early detection, and rapid response to new invasive species and the management of existing invasive species.

### Federal Matters

AMO asked the Prime Minister, the Right Honourable Stephen Harper, not to cut the JEPP program funding as it is required by municipalities to effectively plan and train for emergencies. Municipal governments are encouraged to share their support and need for JEEP by sending similar letters to their MPs and the Prime Minister.

### Eye on AMO/LAS Events

Register today for an interactive AMO Heads of Council training session designed to hone your existing leadership skills and help you develop new ones, in Ottawa - August 18, 2012.

Spark Change in your municipality! LAS presents the 2012 Connections Energy Symposium - December 6th. Energy policy and programming in Ontario is never boring, and the program for the Symposium won't be either. Register today, space is limited.

The AMO Annual Conference brings you keynotes of note. Speakers Michael Adams, Dr. Dan Shapiro, & Amanda Lang fill the program alongside over 20 concurrent sessions that tackle top-of-mind issues and topics such as: policing costs, invasive species, pensions and more.

### Municipal Wire\*

## Agenda Item # 9.2

The Town of East Gwillimbury resolution requests the Province of Ontario to establish regulations and a Provincially regulated approval process to govern the quality of fill imported to a receiving site.

The Town of Ingersoll resolution calls on the federal, provincial and territorial governments to implement a National Auto Policy to support Canadian manufacturing, and to convene a National Jobs Summit.

### Career/Employment Opportunities

Chief Administrative Officer - Oxford County. To explore this opportunity in confidence, email Organization Consulting Limited at [OxfordCAO@organizationconsulting.ca](mailto:OxfordCAO@organizationconsulting.ca) with a detailed resume or contact Robert Johnston, President, at 416-385-9975. Closing date is July 27th.

### About AMO

AMO is a non-profit organization representing almost all of Ontario's 444 municipal governments. AMO supports strong and effective municipal government in Ontario and promotes the value of municipal government as a vital and essential component of Ontario's and Canada's political system. Follow [@AMOPolicy](#) on Twitter!

### AMO Contacts

AMO Watch File Team

Conferences/Events

Policy and Funding Programs

LAS Local Authority Services Limited

MEPCO Municipal Employer Pension Centre of Ontario

OMKN Ontario Municipal Knowledge Network

Media Inquiries Tel: 416.729.5425

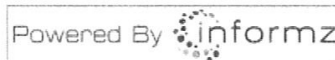
Municipal Wire, Career/Employment and Council Resolution Distributions

\*Disclaimer: The Association of Municipalities of Ontario (AMO) is unable to provide any warranty regarding the accuracy or completeness of third-party submissions. Distribution of these items does not imply an endorsement of the views, information or services mentioned.



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## Agenda Item # 9.3



Kathy Lawson/Frances  
05/07/2012 09:18 AM

To  
cc  
bcc  
Subject



<communicate@amo.on.ca>  
04/07/2012 06:50 PM

To <town@fort-frances.com>  
cc  
Subject AMO makes submission to the Ontario Distribution Sector Panel

### TO THE IMMEDIATE ATTENTION OF THE CLERK AND COUNCIL

July 4, 2012

#### **AMO makes submission to the Ontario Distribution Sector Panel**

The Ontario Distribution Sector Panel (ODSP) is currently conducting a comprehensive review of the Province's electricity sector focusing on options to improve efficiencies including local distribution company (LDC) consolidation.

AMO's submission is based upon the following three key principles:

1. Since distribution only represents a maximum of 20% of the bill, regulatory and governance reform would yield far greater savings than mere consolidation.
2. Efficiency gains from merging municipal LDCs are dwarfed by the potential that exists within Hydro One— Hydro One is the least efficient LDC in the Province (in terms of operating, maintenance and administrative costs) and must be part of the equation if a meaningful review is to occur.
3. LDCs are assets (mostly) owned by municipal governments. Any change must be driven by clearly identified business principles and if consolidation is deemed to create efficiencies, it must be led and facilitated, not mandated.

Our paper is organized around three key sections: Governance and Regulatory Reform, Consolidation and Conservation—which AMO believes should be a cornerstone of energy policy in this Province but is in danger of being ignored in favour of flashier, more expedient issues. The Panel must look to the most appropriate policy responses to the properly defined problem statements.

AMO has set out a number of recommendations in this paper based on the belief that the efficiency of a given LDC must be balanced with its effectiveness, as well as its contributions to the overall energy system and the community that it serves. The aim is to create a new relationship between the Province, its regulatory agencies, utilities and

## ***Agenda Item # 9.3***

municipalities that is based on better collaboration and a recognition that we all have to think differently and operate more efficiently.

**AMO Contact:** Scott Vokey, Energy Services Coordinator, email: svokey@amo.on.ca, (416) 971-9856 ext.357

**PLEASE NOTE** AMO Breaking News will be broadcast to the member municipality's council, administrator and clerk. Recipients of the AMO broadcasts are free to redistribute the AMO broadcasts to other municipal staff as required. We have decided to not add other staff to these broadcast lists in order to ensure accuracy and efficiency in the management of our various broadcast lists.

**DISCLAIMER** These are final versions of AMO documents. AMO assumes no responsibility for any discrepancies that may have been transmitted with the electronic version. The printed versions of the documents stand as the official record.



DDSP Submission - July 2012.pdf



## **AMO's Submission to the Ontario Distribution Sector Panel**

**July 2012**

Association of  
Municipalities  
of Ontario

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### Introduction

Ontario municipal governments were at the forefront of innovation in the energy sector as early as October 11, 1910, when Adam Beck brought power to the people in Kitchener. We have been involved in the energy sector ever since. We were involved in restructuring of Ontario's electricity sector in the mid-to-late 1990s. The recent reforms including the *Green Energy Act* has brought tremendous change and added complexity to what was already a complex sector. Municipal governments have a good understanding of the energy sector and how it serves their communities.

Like all other Ontario energy consumers, Ontario municipalities are now paying for previous decades of neglect by provincial governments. As very large consumers of energy, accounting for nearly \$1 billion of energy supplies annually, Municipal governments have been and will continue to be severely impacted by rising energy prices. They own a large stock of buildings and facilities in need of investment to support the Province's energy conservation and greenhouse gas reduction goals.

Municipal governments are owners of local distribution companies (LDCs) which form the links between Ontario's residents and the provincial electricity supply. Municipal governments also host, and sometimes partner, in energy projects that are critical to Ontario's sustainable future. The Association of Municipalities of Ontario (AMO) is a non-profit organization representing almost all of Ontario's 444 municipal governments and their interests as owners, consumers, and project hosts. AMO is pleased to have the opportunity to submit this paper to the Ontario Distribution Sector Panel (Panel).

It is our understanding that the Panel has been set up to research, analyze, provide advice and make recommendations to the Minister of Energy regarding issues related to Ontario's electricity distribution sector and distribution models. While we realize the Panel is focused on "financial advantages and savings that could be realized from consolidation of Ontario's local distribution companies", any restructuring should be "interpreted broadly and could include, as examples, consolidation, co-ordinated

## ***Agenda Item # 9.3***

procurement, co-ordinated administration, and/or re-assessment of service area boundaries, as well as any combination of solutions”.

AMO continues to apply a triple bottom line approach to its analysis of pertinent policy issues. In its broadest sense, the triple bottom line concept captures the spectrum of values that organizations must embrace – economic, environmental and social. Triple bottom line means expanding the traditional working framework to use financial outcomes as well as environmental and social performance to result in decisions that will:

- Lead to greater physical, cultural and financial access and equity in service delivery and activities
- Use fewer natural resources
- Promote and maintain economic development and growth in a sustainable manner.

The triple bottom line is ideally suited to energy policy analysis since energy policy is about ensuring that our environment can support our society, economy and way of life not just now, but well into the future. This same triple bottom line approach guides our response to the Panel’s search for efficiencies in the energy sector. AMO realizes that to the outside observer the 78 LDCs of various sizes appears to be inefficient. There are also a number of new pressures facing LDCs including: financing challenges for building or refurbishing old distribution infrastructure; increased customer demands; new products and services such as Smart Meters, Electric Vehicles and the Smart Grid. All of these pressures require increased capacity and greater access to private equity capital. Municipal governments, especially those that govern single-industry towns, are very well aware that reliable and affordable energy is essential for attracting business and investment to our Province. We too are struggling with fewer resources and are doing our utmost to find as many efficiencies as possible. AMO offers this submission to the Panel to help it make the best recommendations possible not just for municipal governments, but for energy ratepayers and all Ontario citizens.

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Through our research and consultations with municipal governments and LDCs, three key principles became eminently clear:

1. Since distribution only represents a maximum of 20% of the bill, regulatory and governance reform would yield far greater savings than mere consolidation.
2. Efficiency gains from merging municipal LDCs are dwarfed by the potential that exists within Hydro One— Hydro One is the least efficient LDC in the Province and must be part of the equation if a meaningful review is to occur.
3. LDCs are assets (mostly) owned by municipal governments. Any change must be driven by clearly identified business principles and if consolidation is deemed to create efficiencies, it must be led and facilitated, not mandated.

As a result, this paper is organized around three key sections: Governance and Regulatory Reform, Consolidation and Conservation—which AMO believes should be a cornerstone of energy policy in this Province but is in danger of being ignored in favour of flashier, more expedient issues. The Panel must look to the most appropriate policy responses to the properly defined problem statements.

It is at the municipal level that much can be accomplished in integrating land-use and energy infrastructure planning into a holistic approach that can optimize energy use, minimize waste and improve the quality of life for all Ontarians. It is our hope that the Panel recognizes the opportunities inherent in a new relationship between the Province, its regulatory agencies, utilities and municipalities that is based on better collaboration and a recognition that we all have to think differently and operate more efficiently.

### **Governance and Regulatory Reform**

Very few fields are as fragmented and complicated as energy policy in today's Ontario. Over the years, provincial decision makers have swayed from favouring traditional, centralized electricity planning to a deregulated quasi-free market and back again. Ontario now has a hybrid market structure, consisting of a competitive wholesale energy market and significant amounts of centrally procured or regulated supply. The wholesale

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energy market is used to dispatch generation efficiently and to produce price signals that coordinate the actions of the many diverse participants. Central procurement and regulated prices are used to ensure that key government energy policy objectives are achieved.

As a result of these swings in policy direction, we are now left with a confused marketplace governed by a veritable alphabet soup of regulators and other agencies including Hydro One, Ontario Power Generation (OPG), Ontario Power Authority (OPA), Independent Electricity System Operator (IESO), Electrical Safety Authority (ESA), Ontario Electricity Financial Corporation (OEFC), and the Ontario Energy Board (OEB). While the current *Bill 75 An Act to amend the Electricity Act, 1998 to amalgamate the Independent Electricity System Operator and the Ontario Power Authority* is a good start in terms of reducing the number of agencies involved in the sector much more needs to be done to streamline the current regulatory process. There is overlap in the various functions of Ontario's energy agencies. The OPA, Ministry of Energy, and the IESO all do some form of power system planning; the OPA, Infrastructure Ontario, and the Ontario Electricity Financing Corporation (OEFC) all procure generation projects and/or manage procurement contracts; and the OPA, IESO and OEB either administer or regulate different conservation programs. Streamlining these agencies' mandates by removing duplication and creating an easier-to-navigate system can result in cost savings and better outcomes for all market participants.

More also needs to be done to educate the public about the important decisions facing utilities and other power system planners. AMO agrees with the Drummond Report in this area:

**The Province must coordinate a comprehensive, proactive electricity education strategy across sector participants that at a minimum covers generation, imports/exports, what drives electricity prices, the roles and responsibilities of the various entities operating in the electricity sector; and the evolving role of the electricity ratepayer in the smart grid paradigm.**

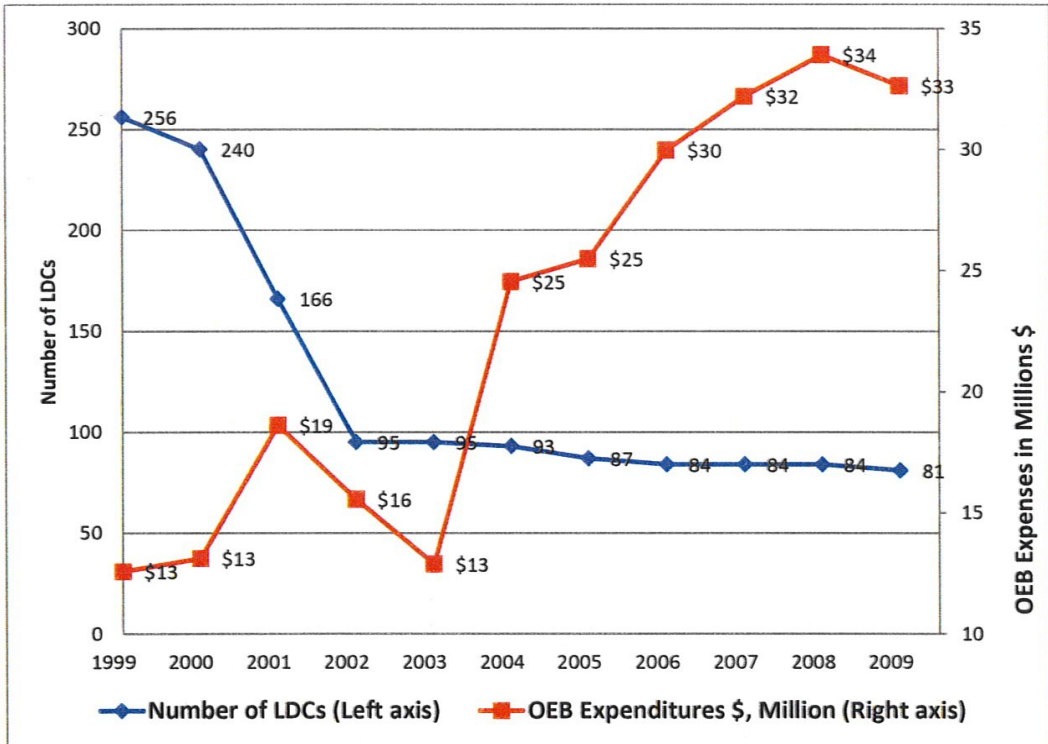
## ***Agenda Item # 9.3***

Governments, industry and NGOs should work together to improve Ontarians' energy literacy. Our citizens need to understand the energy choices that the Province faces so that they can make informed decisions based on realistic assessments of their respective costs and benefits. While this will not necessarily result in greater efficiencies, it will certainly help citizens and ratepayers understand the trade-offs that energy policy makers must make and may ideally lead to better and easier infrastructure siting processes for all types of energy infrastructure.

In terms of changes that will lead to cost savings, consolidation is only one option for achieving efficiency. Bigger is not always better. Service quality, dependability, rate of return, are some of the factors that form any business plan of a willing buyer and seller. Since distribution only represents a maximum of 20% of the bill, the Panel should recommend other meaningful measures in its report to the Minister. It is time to carefully review the regulatory processes to identify areas that could be improved and streamlined. Conservation must become a higher priority for the regulators and utilities and the Ministry needs to review the entire regulatory process to remove unnecessary duplication and costly oversight that offers no real benefits for ratepayers. The OEB is frequently focused on bill impacts in its recent decisions—yet nobody seems to focus on the overall impacts of all of the compliance work. The following chart shows how rapidly the costs of the OEB have escalated at the same time as LDCs costs have decreased.

...

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A more efficient and cost-effective regulatory framework that achieves provincial policy objectives is possible. The costs of regulation must be balanced with the benefits to customers and the amount of regulation should be proportionate to the intended policy outcome. As shareholders of local distribution companies (LDCs) municipal governments have also been indirectly burdened by interveners driving up compliance costs—often in rate applications where individual interveners have no actual members or where their members are completely unaware of their intervention. The intervener process, which appears to benefit a cadre of energy lawyers instead of ratepayers, is a good place to start.

**Regulatory streamlining and reform is required to realize greater efficiencies. The OEB must revise the guidelines around interveners to ensure they represent a distinct interest that is relevant to the issue being reviewed. New guidelines should also impose a cap on cost awards and include eligibility rules to weed out those that can pay their own way.**

The OEB should revise the guidelines around interveners to ensure they represent a clearly definable/distinct interest that is relevant to the issue being reviewed. New guidelines should also impose a cap on cost awards that reflects the costs and benefits of the review and include eligibility rules to weed out those that can pay their own way. AMO agrees with the Office of the Auditor General that the OEB must better coordinate and evaluate intervener participation in the rate-setting process in an effort to reduce duplication and time spent on lower-priority issues.<sup>1</sup>

**The OEB must enhance the cost effectiveness of its rate-setting by working with the LDCs to address their concerns about the cost and complexity of the current rate-setting filing requirements and the impact on their operations.**

AMO again agrees with the Office of the Auditor General that the OEB should work with the regulated entities to address their concerns about the cost and complexity of the current rate-setting filing requirements and the impact on their operations; and, better coordinate and evaluate intervener participation in the rate-setting process in an effort to reduce duplication and time spent on lower-priority issues.<sup>2</sup> The provincial Auditor General found that a typical LDC rate application can involve 1,200 pages of paper work, the use of external consultants and cost a mid-sized utility a quarter of a million dollars to complete. We understand that the OEB has recently retained a third party to initiate a review of the LDC rate applications and hearing process.<sup>3</sup> This will be a very

<sup>1</sup> Office of the Auditor General of Ontario, *2011 Report*, Tabled in the Legislative Assembly of Ontario on December 5, 2011. Section 3.02, Rec. 1.

<sup>2</sup> Office of the Auditor General of Ontario, *2011 Report*, Tabled in the Legislative Assembly of Ontario on December 5, 2011. Section 3.02, Rec. 1.

<sup>3</sup> OEB Board Chair Rosemarie T. Leclair, *Letter re Review of Rate Applications and Hearing Process*, Toronto: June 26, 2012.

## Agenda Item # 9.3

welcome development if the OEB can obtain the objective identified in the letter—"an improved and streamlined regulatory process that leverages regulatory best practices and is tailored to the Board's legislative requirements and operating environment"—and does not merely tinker around the edges of its currently overly labourious, time consuming and costly process.

Another way to enhance the efficiencies of LDCs is to enable them to expand the scope of their business. To fully realize the business opportunities that will bring value to customers and shareholders alike, LDCs need a regulatory model that builds efficiencies for utilities. The regulatory model should shift from focusing on LDC ability to deliver traditional services to customers to one that provides electricity distributors the flexibility and freedom to effectively expand these services to support and empower customers to manage their electricity consumption through conservation and renewable energy programs. Currently, many LDCs have very entrepreneurial and innovative business offerings in their unregulated affiliate companies. They have evolved from the old "poles and wires" PUC model into an integrated energy company that offers many different services to not only customers in their service area but to other areas in the Province and sometimes to the U.S. and overseas markets. The numerous regulatory restrictions on the main holding companies prevent them from moving into areas where natural synergies may exist. Further, the expense of establishing an affiliate is another obstacle to some LDCs from expanding their operations.

**LDCs should be allowed to provide street lighting maintenance and other services in a competitive market with other providers. The Ontario Energy Board (OEB) should enable increased flexibility in internal firm structure and operation**

AMO has been pushing for a regulatory remedy to deem streetlight maintenance as a permissible LDC activity under section 71 of the *OEB Act* since 2010. Allowing LDCs to conduct street lighting services to their municipalities will give municipalities the choice to use their own LDC for street lighting services or consider other options. Presently, that choice does not exist. We believe this regulatory change will provide legislative and regulatory clarity, promote public safety, and increase cost effectiveness for municipal shareholders and ratepayers alike.

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Our members see no rational benefit to create affiliated companies to conduct street lighting services -- it is simply an unnecessary administrative burden that poses additional costs to the municipality with no real value to the public. Moreover, the operational distinction between the street lighting system and the distribution system is artificial given that for decades street lighting was maintained by local municipal electric utilities under Ontario Hydro regulation. Allowing LDCs to carry out street lighting maintenance assures many of our members access to reliable, qualified professionals that might not otherwise be available at all time in all areas of the Province. Maintenance of street lighting is an important public safety matter in the community. Municipal governments need to be able to ensure timely delivery of maintenance services for the benefit of the public. The OEB has applied a one size fits all approach to this issue and others like it in the name of attempting to ensure fair competition for private sector firms. The pendulum has now swung too far towards excessive rules, with too many layers of watchers at the expense of people who actually get things done. Some municipal governments will continue to utilize private firms for streetlight maintenance—all we are asking for is to allow LDCs to perform this service as they once did.

### System Planning

AMO is not for or against any one particular type of generation as we believe a broad portfolio of supply options mitigates the risk of dependence on any one fuel supply but we are supportive of less GHG intense fuel sources. This portfolio should also be complimentary in terms of supplying base, intermediate and peak demands. We do maintain, however, that any potential hosts should have a say in the type of generation planned in their community and that any new generation should be the best available technology and should make use of all available energy types including thermal energy.

<b>Municipal governments must be invited to participate in the Regional Planning of energy infrastructure at its earliest stage.</b>
--

The current planning process in place since the first Supply Mix Directive of 2006 is too cumbersome because of the numerous shifts in direction, frequent ministerial directives and lack of coordination with municipal governments. The lack of consultation on many

## Agenda Item # 9.3

of the directives, an OEB-approved plan and details on the LTEP assumptions points to the continuing lack of transparency. AMO agrees with the Environmental Commissioner of Ontario that “a more nimble approach with attention to localized load growth and closer alignment of conservation targets with annual results and demand growth would better serve the Province”.<sup>4</sup> A better approach is needed for system planning to allow electric utilities to figure out how to best connect significant amounts of renewable energy generation at the distribution level and to allow gas utilities to plan for district energy plants or better yet to allow both to participate in truly integrated community energy system planning. The current regional planning approach “entails joint planning between distributors and transmitters in relation to distributor connections to the transmission system (to) share information regarding distributor connection issues, and identify optimal connection solutions among alternatives involving transmission and distribution investments.”<sup>5</sup> The OEB paper also states that regional planning may facilitate the “desirable outcome” of integrating land use planning and electricity infrastructure planning exercises, whereas the OPA admits that “while there are some commonalities across regions, each is unique in terms of its electricity requirements, anticipated growth, economic development potential, age and configuration of existing infrastructure, resource and demand management opportunities and community acceptance of proposed solutions.”<sup>6</sup> Despite the desired outcome of finally integrating land use and energy planning and the realization that each region has unique circumstances, and the goal of aligning with local initiatives such as Community Energy Plans, Official Plans and other municipal planning considerations, municipal governments have not been invited to participate in this exercise.

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<sup>4</sup> Environmental Commissioner of Ontario, *Restoring Balance: A Review of the First Three Years of the Green Energy Act. Annual Energy Conservation Progress Report –Volume One*: Toronto, 2011.

<sup>5</sup> Ontario Energy Board, *Discussion Paper: Regulatory Framework for Regional Planning for Electricity Infrastructure (EB-2011-0043)* Toronto: 2011.

<sup>6</sup> Ontario Power Authority, *The OPA's Regional Planning Process*, Toronto: February 2012.

## ***Agenda Item # 9.3***

Early consultation with affected municipalities will result in superior decisions relating to the siting of new generation facilities as well as the infrastructure to support the new generation. Municipal leaders can provide valuable intelligence on not only what sites would work best but also on how to improve community acceptance as well as how to maximize public investment by integrating new infrastructure into local land use and other planning. The current process of issuing RFPs to proponent who then determine sites without necessarily consulting the affected municipality will repeat past mistakes unless this process is amended as suggested. As the order of government closest to the public our members can provide valuable advice on program development and siting issues before major decisions are made—which will reduce the potential for major reversals and save time and money at the end of the day. Early and consistent consultations with municipal governments will not only avoid many expensive and unpleasant challenges with residents but will present alternative, superior solutions to issue facing our shared energy system that may not have been considered by the plan's developers. The following case study from Northwestern Ontario illustrates that municipal governments and LDCs also need to be at the table in terms of transmission planning to eliminate waste and maximize opportunities to grow our economy:

### *Transmission or Distribution? Northwestern Ontario Needs an Infrastructure Upgrade to Tap Into a Better Economic Future*

The transmission in the Northwest Region (apart from the 230 kV line that at this point serves primarily as a conduit line running between the Manitoba boarder and points east of Wawa) takes place typically at 115kV delivering power to step-down transformers of customers.

- It is essential to appreciate that the transmission system in place covers only the lower one third of the land mass of the Northwest Region.
- The remaining two thirds of the land mass of the Northwest Region have no access to power supplied by transmission.

It is also essential to appreciate the lack of security in the transmission system that does exist in the Northwest Region. The 115kV lines are virtually all long radial circuits running extensive distances of between 200 km and 500 km through remote areas of Crown Land. Permanent faults in these transmission lines result, several times a year, in blackouts that are often measured in days rather than hours. Moreover, transmission line management during electrical storms requires the temporary suppression of transmission in the locality of a storm. The absence of two line supply throughout most of the Northwest Region, outside the City of Thunder Bay, leaves industrial customers and LDCs of smaller communities with little security in power supply.

There are several power lines in the Northwest that are classified as distribution lines in terms of voltage but are much longer than many classified as transmission lines elsewhere in the Province. These radial lines are vulnerable to weather, natural disasters and even traffic accidents. Permanent faults in these distribution lines result, several times a year, in blackouts that are often measured in days rather than hours. Many local leaders feel that local LDCs could be more responsive than Hydro One in servicing these areas.

As the Northwest is on the threshold of massive investments in mining, requiring significant construction and operation of infrastructure – from roads to telecommunications, to rail to electrical transmission or distribution. This is at the same time as two-thirds of the region's land mass has no transmission infrastructure and remote First Nations must rely on expensive and dirty diesel generation. These people are citizens of Ontario and should have the same access to electricity as do all other citizens and should not be asked to bear a higher cost to make those connections.

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A smart grid involves monitoring and controlling the electrical grid to ensure it remains balanced and reliable. Smart grid proponents suggest there are different 'types' of efficiencies: physical (energy lost), operational (staff processes and resources), and market level (economic efficiency)—all of which will result in better information, better service and reduced costs. In November 2010, the Minister of Energy issued a directive to the OEB requiring it to take steps to establish, implement and promote a smart grid by providing guidance to distributors, transmitters and other regulated entities. Since then the OEB, IESO, Smart Grid Forum and several private firms have engaged in discussions around customer, technical and operational objectives as well as the preparation of smart grid plans. In April 2011, the Ministry of Energy announced a \$50 million Smart Grid Fund, offering financial support for projects that advance the commercialization of smart grid products and services. The smart grid promises homes and appliances consumers can control via the internet and mobile devices, distributed generation and demand response, electric vehicle charging infrastructure and a whole range of future products that may revolutionize the electricity and home building industries. AMO recognizes that the human capacity and future infrastructure needs to enable a smart grid may be beyond many current LDCs which is one reason why proponents of consolidation suggest the current situation is untenable. Indeed, whether we have 78, 68, 58, or some other number of LDCs, they will likely need capital support from investors whether pension funds or private lenders to be able to make the types of investments required to have a truly smart grid. However, AMO would like to point out what is also missing from this equation is the input of municipal governments into smart grid planning. While the OEB, IESO, some LDCs, electricity sector partners, automakers and certain academic institutions have all been engaged in smart grid developments, municipal governments have not despite the fact that they enforce the building code, regulate local roads and transportation infrastructure, utility corridors and a host of other hard and soft infrastructure issues that will affect the smart grid.

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**Municipal governments must be invited to participate in the planning of smart grid infrastructure.**

Current system planning is also inefficient because the existing regulatory environment prevents electric and gas utilities from working together on synergistic projects. The OPA is only interested in reducing electricity demand and the primary regulator and other agencies have swung the pendulum too far towards excessive rules at the expense of people who actually get things done.

**Energy planning and programming must be holistic and one that all includes types of fuel sources and all supply options with a priority on conservation.**

The Ministry of Energy must build upon the LTEP to produce a true energy plan that is based on all forms of energy and not just electricity. AMO supports moving to more integrated, longer term planning that eliminates the inefficient wall between electricity, natural gas and other sources of energy. A growing number of Ontario municipalities have also decided to implement district energy (DE) systems to meet their thermal energy needs and environmental goals. DE systems, especially Combined Heat and Power facilities, are very efficient because they utilize multiple energy sources, including what are often waste products. District energy systems currently exist in Cornwall, Hamilton, London, Markham, Ottawa, Sudbury and Toronto and could be established in many additional communities across Ontario if investors can accept long pay-back periods. LDCs and gas utilities not only have experience with the technologies involved, but are also more willing to accept long pay-back periods than most private lenders. Unfortunately, the current regulatory framework focuses on conventional energy forms and systems.

**The *Ontario Energy Board Act* should be amended to allow LDCs and gas utilities to expand their mandates to become rate-regulated electricity and district energy utilities and rate-regulated natural gas and district energy utilities.**

**Consolidation**

The current collection of electric utilities is as diverse as the communities they serve. LDCs tend to be the products of history and geography—which makes developing a one-size-fits-all approach in terms of determining an ideal size, based on geography or the number of customers difficult and also difficult to “sell”.

Forced municipal amalgamations (another form of consolidation) did not necessarily achieve the desired outcomes (i.e. service and governance efficiency). The cross-subsidization of property taxes and “harmonization” of service costs, which became generally higher given successors rights, etc., within existing labour law and agreements. Forced municipal amalgamation became more about the number of municipal governments and boundaries and loss of community identity, rather than the tools to achieve efficiencies and better service within the municipal governance framework. Forced municipal amalgamation was a solution to a poorly identified concern and it brought unintended consequences.

**“We’ve replaced downloading, amalgamations and a one-size-fits-all approach with respect, partnership and consultation,”** Premier Dalton McGuinty<sup>7</sup>

AMO is pleased that the Province has recognized municipalities as responsible and accountable governments—and have committed to a new form of government to government discussion, including pre-consultation as enshrined in the Memorandum of Understanding. This type of relationship also recognizes that accountability means mutual respect between municipal governments, the Province and other public agencies. In the face of the question of possible consolidation, many municipal governments are asking: since the Province would never consider forcing consolidation on privately owned companies, why should municipally-owned corporations be treated any differently? Is this signalling a new phase of forced amalgamation and not just in the

<sup>7</sup> Remarks By Premier Dalton McGuinty To The Rural Ontario Municipalities Association And The Ontario Good Roads Association <http://news.ontario.ca/opo/en/2006/02/remarks-by-dalton-mcguinty-premier-of-ontario-to-the-rural-ontario-municipalities-association-and-th.html> February 21, 2006.

area of electricity? Indeed, if anything, LDCs should be protected as they are looking after the best interests of their community instead of strictly adhering to the bottom line. We are also unconvinced of the benefits of LDC consolidation given a review of past experiences in this area "indicates that few real welfare gains have emerged from the costly effort by the Ontario Government and the Regulator to reduce the number of distribution utilities in the Province."<sup>8</sup>

Given that the Panel is focused on seeking out all sorts of possible efficiencies beyond just merely conventional consolidation approaches, it is worthwhile to point out the benefits of shared services at this point.

### Shared Services

Since the Panel has been tasked with conducting an analysis of the current system to determine what financial advantages and savings could be realized, we believe it is worthwhile briefly pointing out current examples of successful coordinated procurement and administration between and amongst LDCs. A quick scan of the current LDC environment reveals that several initiatives are underway, sometime involving groups of up to 48 LDCs in the following areas:

- billing services shared by multiple electricity distributors
- billing services shared by various services (e.g., electricity, water and sewage)
- joint development of ESA standards
- shared services based on meter technology
- joint procurement of products and services
- shared services arrangements for regulatory filings
- sharing 'locates' services
- delivery of CDM programs
- collaboration and aid during natural disasters.

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<sup>8</sup> Frank Cronin and Stephen Motluk, "How Effective are M&As in Distribution? Evaluating the Government's Policy of Using Mergers and Amalgamations to Drive Efficiencies into Ontario's LDCs," *The Electricity Journal* 2007, 60-68.

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For example, Horizon Energy Solutions Inc. is managing and delivering all OPA CDM programming under contract for Oakville Hydro. Horizon also houses three CDM Key Account managers to meet the needs of nine LDCs and are dedicated to the needs of 30 large use customers. We also understand that Hydro One has contracted out its CDM delivery to Union Gas—which has the potential of not only dramatically improving CDM delivery in large parts of the Province but of realizing the efficiencies of combining electricity and natural gas incentive services.

Such collaboration is occurring in all areas of the Province. For example, the Cornerstone Hydro Electric Concepts Association (CHEC) involves 12 LDCs in south, central and eastern Ontario while the Northwest Group serves five LDCs in northwestern Ontario.

Founded in 2000 the CHEC group is an association of 12 LDCs modeled after a cooperative to combine resources, share insights and share professional services such as specialists on rate design, CDM, and regulatory obligations. CHEC has been able to achieve the benefits of scale while maintaining accountability to its members and has developed a number of cost-effective solutions to improve operating and delivery standards.

In 2008 – 2009, the Northwest Group (Thunder Bay Hydro, Sioux Lookout Hydro, Kenora Hydro, Fort Frances Power Corp. and Atikokan Hydro) worked as a group to take part in the London Consortium to gain approval for smart meters. The purchase, installation and operation were coordinated to take advantage of scale. The Northwest Group used one entity for billing software and smart meter operation and the same group has also consolidated the administration and delivery of CDM programs.

Most LDCs are sharing services wherever possible under existing regulations but as previously mentioned the regulatory environment needs to be recalibrated to ensure that regulated LDCs and not just their affiliates can share services, contract out when desired and develop whatever type of local innovation in service delivery that brings the

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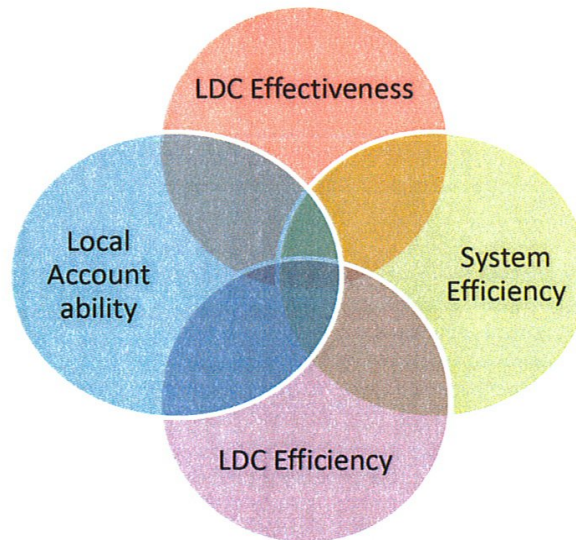
best value to its ratepayers and shareholders. If the desired outcome of this exercise is to create more efficient and effective entrepreneurial energy companies then surely this would be a good place to start.

**Voluntary alliances and sharing of services should be incented whenever possible. More must be done to encourage specialization. There are great synergies and service sharing on the unregulated side of the business—this should be allowed on the regulated side as well. Current OEB policies which are a barrier to realizing efficiencies must be eliminated.**

### Principles to Guide Consolidation

As mentioned AMO has its doubts that significant financial savings can be realized from consolidation of LDCs and some of our members are opposed to this initiative. Efficiencies can be achieved by looking at the entire system. However, if the government is going to pursue consolidation and views the current conditions as being inadequate in terms of pushing LDCs towards consolidation and other efficiencies. AMO offers some caution on how it proceeds. The following principles may help guide the Panel to offer recommendations to the Minister of Energy. We were pleased with the frank and wide-ranging discussion we had with the Panel at our initial meeting and are confident that it will interpret its mandate widely. In developing this submission, we have been guided by the belief that the efficiency of a given LDC must be balanced with its effectiveness, its service to its customers, as well as its contributions to the overall energy system and the community that it serves.

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To recognize the reality that most LDCs are municipally owned and to realize the objective of looking at any combination of solutions instead of merely traditional consolidation, AMO suggests the Panel advise the Province to recommit to voluntary consolidation with some new parameters.

**Consolidation should be voluntary. Consideration of consolidation should be a local not a provincial decision.**

Forcing consolidation will negatively impact asset value and likely result in negative outcomes for shareholders—a perverse outcome that will also negatively impact the ability of remaining LDCs to make the necessary investments in infrastructure required in the near future.

**Bigger is not necessarily better. One size does not fit all when it comes to amalgamations or mergers in the Electricity sector.**

The following table demonstrates that bigger is not always better in terms of overall LDC performance:

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### Comparison of LDCs by Size

Data from OEB Yearbooks 2008-10

	Small LDCs <20,000 customers	Medium LDCs 20,001--99,999	Large LDCs >100,000	Hydro One
Avg Number of Customers	7,929	41,162	262,386	1,194,683
% of Ontario Electricity Consumers	7.43	24	43.7	24.87
Number of LDCs	44	28	9	1
Avg Revenue Per Customer	\$ 494.80	\$ 439.72	\$ 497.76	\$ 893.66
Avg O&M per Customer	\$ 301.87	\$ 202.91	\$ 194.94	\$ 423.45
Avg Net Income per Customer	\$ 37.28	\$ 61.53	\$ 74.42	\$ 130.99
Avg New Capital Spent per Customers	\$ 1,157.05	\$ 180.15	\$ 181.06	\$ 343.87
Power & Distribution Revenue	\$ 17,529,641.10	\$ 104,029,496.63	\$ 727,299,346.91	\$ 3,100,883,045.11
Expenses				
operating	\$ 382,198.82	\$ 2,234,993.68	\$ 14,393,833.90	\$ 72,037,434.47
maintenance	\$ 515,354.22	\$ 1,622,087.84	\$ 9,877,971.86	\$ 227,837,441.74
administrative	\$ 1,428,640.65	\$ 5,211,871.76	\$ 31,497,208.66	\$ 206,179,217.02
Total O&M&A	\$ 2,326,193.70	\$ 9,068,953.28	\$ 55,769,014.42	\$ 506,054,093.23

A caution here—not all small LDCs are underperforming and in fact an LDC by LDC examination reveals that many small LDCs outperform much larger ones. AMO suggests the real opportunity here is to develop a framework where these smaller LDCs can expand by acquiring areas currently within Hydro One's distribution service territory. The data clearly shows that Hydro One remains an outlier in terms of poor performance.

While a certain amount of Hydro One's poor performance is due to the vast distances it must service including many areas with very few customers, that is not the full story. Hydro One has some of the highest salaries in the Ontario public sector, even though they are running businesses that do not face normal competition or the pressure for results that comes from having to meet shareholders' expectations. There are also numerous instances of redundant infrastructure in the Province where Hydro One has assets in the same neighbourhood or even on the same street as a municipal LDC. Hydro One faces substantial investment requirements in the near future related to several planned transmission projects. Transmission is Hydro One's core business. AMO suggests that Hydro One's distribution assets should be independently valued and put up for sale to municipal LDCs with a right of first refusal. Proceeds from this sale could go to help Hydro One fund its transmission builds and refurbishments.

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In the absence of the Shoulder to Shoulder utilities concept first developed in the *MacDonald Report* there will continue to be redundant electrical infrastructure and multiple service providers within the same area.

**The Shoulder to Shoulder concept also requires that Hydro One divests many of its assets if not its entire distribution grid.**

The creation of Shoulder to Shoulder utilities can only be achieved if Hydro One is willing to divest its distribution assets. The *MacDonald Report's* overriding principle that no service area should be left out in any restructuring should still apply. Based on maps of its distribution system on its website, Hydro One's 1.1 million customers appear to be divided into 52 areas (12 in the north and 40 in the south), each with approximately 21,000 customers. Allowing municipal LDCs to acquire these areas will help them improve the scale of their operations and offer more efficient service to the newly acquired areas. Some municipal LDCs may have no interest in this and may instead choose to merge with another LDC that has the capacity to expand, but this may also meet the needs of the Panel in terms of driving efficiencies and reaching a scale where LDCs can make the investments required of them in the near future. No doubt some will object that such a sale would inevitably result in cherry picking of the denser, more urban areas within southern Ontario at the expense of rural and remote areas. However, there is already a \$175 million dollar a year Rural and Remote assistance mechanism in place. This mechanism should be preserved as a way to ensure that rates in Northern Ontario where there are greater distances and fewer customers remain competitive. Working with the independent evaluator, the Province and Hydro One could also ensure that the respective areas are packaged together in a way that enhances their value and does not leave them with only the areas with the worst returns.

Moving customers to municipal LDCs will reduce the rates to the customer and improve LDC efficiency as well as service levels to the end use customers.

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**The inclusion of Hydro One's rural territories with more urban areas held by other LDCs would result in lower costs and efficiencies through better economics of scale and by eliminating redundant assets, equipment and personnel. This would also allow Hydro One to focus on the transmission build-outs required in the near future.**

The inclusion of Hydro One's rural territories with more urban municipally-owned LDCs would result in lower costs and more efficiency through considerable economies of scale and scope by eliminating redundant assets, equipment and personnel. The sale of Hydro One distribution assets at reasonable prices determined by an independent evaluation will result in efficient regional LDCs that will be able to provide benefits to all customers through reasonable rates and enhanced service.

**To enable true Shoulder to Shoulder utilities investment, outside investors will be required, but we would prefer that majority ownership of LDCs remain within the public sector. The combination of democratic, local oversight and market-based discipline from such firms would be ideal for owners and ratepayers alike.**

The continued exclusion of the private sector from the LDC sector has reduced the options for capital-raising, prevented monetization of municipal value and may be a deterrent to additional consolidation and efficiency in the sector. Another concern is the fact that permissible debt is capped at 60% and the industry currently sits at approximately 55% overall.<sup>9</sup> However, private capital is not a silver bullet and in no way are we suggesting that an ownership transfer occur from public to private hands—the majority equity share of LDCs should remain publically owned. Some consolidation proponents argue that the private sector will impose the discipline of a bottom-line profit motive to hold management's feet to the fire but this is based on the two false assumptions that the private sector performs better and the public sector does not have any external sources of discipline. Numerous studies have confirmed that there is no "statistically significant difference in the operation of distribution electric utilities based

<sup>9</sup> Figures provided by the Electricity Distributors Association (EDA) based on long-term debt and equity for the distribution industry from 2005 to 2010.

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on ownership form".<sup>10</sup> Maintaining public ownership also ensures that LDCs meet the economic, social and environmental needs of the ratepayers and citizens that it serves instead of merely the desires of the shareholders for ever greater returns.

**Consolidation should be commercially driven. Consideration of consolidation should be based on detailed business plans that point to specific cost savings for owners and consumers.**

Any consideration of consolidation, whether it is a merger, sale or lease type arrangement, should be based on a solid business case that addresses the financial benefits to ratepayers and shareholders, rate harmonization, as well as challenges including the successor rights, etc. of union agreements. Any restructuring must be done to take into account local conditions and the potential to realize synergies in terms of economic, customer and strategic benefits of scope and scale. The efficiencies of any consolidation framework have to outweigh the current situation plus the costs of transformation.

Like many other businesses, effective and efficient management of utilities requires that its Board of Directors set clear objectives, use proper metrics to measure progress and provide clear accountability for those expected to meet the objectives. Utilities should drive relentlessly towards effectiveness and efficiency and focus on outcomes, not inputs. Quantitative data already exists that should guide the direction the Panel might take in seeking efficiency opportunities. All LDCs currently meet the standards for customer service and performance as set out by the OEB. Many entrepreneurial LDCs have created a competitive environment by tracking and publishing performance data on a regular basis and encourage productivity improvements.

**The OEB should refine and enforce efficiency, reliability and service standards as this benefits all consumers. Outliers including Hydro One should be given clear expectations and reasonable time periods to achieve required improvements.**

<sup>10</sup> Frank Cronin and Stephen Motluk, "How Effective are M&As in Distribution? Evaluating the Government's Policy of Using Mergers and Amalgamations to Drive Efficiencies into Ontario's LDCs," *The Electricity Journal* 2007, 60-68.

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The Panel could recommend that the OEB and LDCs work together to reform the current common performance standards. The OEB should refine and enforce efficiency, reliability and service standards as this benefits all consumers. Outliers should be given clear expectations and reasonable time periods to achieve required improvements. The OEB has commenced this exercise<sup>11</sup> by looking at incentive regulation, benchmarking and service quality standards in other jurisdictions and AMO is pleased that it is considering an “outcome-based approach with multi-year rate-setting”. More work needs to be done in this area—the OEB should separate considerations of Operational, Maintenance and Administrative (OM&A) Costs to focus more on reducing administrative costs and new utility outputs that measure how LDCs connect renewable energy projects, incent innovative conservation initiatives and operationalize the smart grid should be developed.

**The transfer tax should be eliminated in order to create benefit for municipal taxpayers and ratepayers.**

The Electricity Act imposes a 33% Transfer Tax on any sale of assets owned by a municipal LDC, payable to the Ontario Electricity Financial Corporation (OEFC). The OEFC uses proceeds from this tax, along with other revenue sources, to pay off the stranded Ontario Hydro debt. Eliminating the transfer tax barrier will deliver greater options and flexibility to municipal governments. Some municipalities will choose to expand their local hydro companies and generate new revenue and shareholder benefits while others may choose to sell part or all of their LDC for own source revenue purposes.

### Conservation

Until recently, Ontario has had a tradition of offering low, subsidized prices for electricity with less focus on the vast potential of conservation and demand management (CDM) programs. The broad array of our natural resources, our growing population, our climate and geography push us towards above-average energy consumption. As a result,

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<sup>11</sup> Ontario Energy Board, *Staff Discussion Paper on Defining & Measuring Performance of Electricity Transmitters & Distributors* EB-2010-0379, Toronto: 2010.

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“Ontario’s energy consumption per person is amongst the highest in the world. For example, our energy consumption per person is 50% higher than New York State’s and is double that of the United Kingdom.”<sup>12</sup>

The good news is that the Province now has laudable conservation goals in its *Long Term Energy Plan* (LTEP)—to reduce by 4,550 MW by 2015 and 7,100 MW by 2030. Moreover, Ontario invested about \$1.7 billion in conservation programs from 2006-10—which will save ratepayers \$3.8 billion in avoided costs. These targets, which the Province suggests are among the most aggressive in North America, will be met through a combination of programs and initiatives:

- Innovative energy efficiency programs for residential, commercial and industrial sectors
- Next-generation building code updates and standards for appliances and products
- Demand response programs to help reduce peak demand
- Time-Of-Use rates.

The government anticipates that the commercial sector will contribute 50 per cent of the conservation target; residential sector will contribute 30 per cent; and industrial sector 20 per cent. Over the next 20 years, Ontario’s conservation targets and initiatives are projected to save about \$27 billion in ratepayer costs on the basis of a \$12 billion investment. Conservation will also do more than that by helping to ensure that Ontario’s air is cleaner and the electricity sector reduces its impact on the environment.<sup>13</sup>

AMO is a strong supporter of energy efficiency and Conservation and Demand Management (CDM) initiatives because these programs save money, create local employment, improve system reliability and fight climate change. CDM programs are

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<sup>12</sup> Ontario Clean Air Alliance and Ontario Clean Air Alliance Research Inc., *An Energy Efficiency Strategy for Ontario’s Homes, Buildings and Industries*, Toronto: October 2011.

<sup>13</sup> Ministry of Energy, *Building Our Clean Energy Future: Ontario’s Long-Term Energy Plan*, Toronto: 2011.

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strategic investments of public money because they commonly leverage \$2-3 for every dollar spent while making our air cleaner and reducing environmental impact. AMO has consistently supported these objectives through our policy positions and program delivery through our subsidiary, Local Authority Services Limited (LAS). We believe conservation should be the first priority in terms of not just supply options but overall energy policy design and system planning.

### **CDM Should be the First Priority**

The energy we stop wasting is the cheapest and most readily available energy source there is. For example, the cost of saving electricity is 76-94% lower than the cost of new nuclear energy. Conservation and Demand Management (CDM) also helps avoid the construction of new, expensive and often unpopular energy supply projects and has many other system benefits. Reduced use of carbon-based fuels would make urban air more breathable. CDM has a multiplier effect in terms of system benefits as a unit of energy saved at the consumer level cascades into multiple units of energy saved at the source. CDM also creates well-paid, local jobs that cannot be outsourced.

In terms of primary delivery agents, the LTEP recognized that the *Green Energy and Green Economy Act* tasked LDCs with being the “face of conservation” by assigning conservation targets which they must meet as a condition of their licence via a combination of province-wide and local incentive programs. LDCs are well suited to deliver CDM programs because they have existing relationships with their customers, they are very knowledgeable and trusted sources of energy information and they can provide financial incentives.

### **The Current System is Broken**

Despite its ambitious targets, the Province is proposing to spend six times more on electricity supply (\$75.4 billion) than on energy efficiency (\$12 billion) in the LTEP. Worse, in the alphabet soup that is Ontario's current energy regulatory environment, the Ontario Energy Board (OEB) has completely undermined existing efforts by utilities to meet the targets provided to them in November 2010.

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The LDCs have also been beset with a constantly changing CDM policy environment. Three different regulatory frameworks with distinct risks, roles, responsibilities and rewards have been in place over the last six years and as their association has argued, “the transitions between these frameworks have not been smooth. Furthermore, the frameworks have progressively increased LDCs’ regulatory requirements and responsibility for outcomes, without increasing LDCs’ rewards or level of control over outcomes.”<sup>14</sup>

The LDCs will currently not be able to meet their mandatory conservation targets by the target date of 2014 because the OEB has put a chill on potential Tier 2 or Board-Approved Programs (BAPs). The OEB turned down applications by both Toronto Hydro and Hydro One for BAPs. The rest of the sector is rightly concerned as putting such applications together under normal circumstances is a costly and time-consuming process—let alone when there is little-to-no chance of success. As a result, no BAPs have been approved and LDCs only now have a complete set of rules within which to develop programs even though we are roughly half way through the 2014 target period.

The OEB is deterring both gas and electricity from promoting conservation to its full potential. AMO agrees with the Environmental Commissioner of Ontario that “the recent rulings have been indifferent and even hostile towards conservation, the opposite of what the government intended when the Board’s objectives were amended. In both the natural gas and electricity framework, the Ontario Energy Board has shown a focus on ratepayer costs in the short term, at the expense of the long-term system benefits of conservation, the financial savings for those who conserve and the harmful consequences for the environment.”<sup>15</sup> The Panel needs to weigh in on this short-term versus long-term need, otherwise no one will be appropriately served.

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<sup>14</sup> Electricity Distributors Association, *Innovation From The Ground Up: Locally Driven Conservation*, Toronto: 2012.

<sup>15</sup> Environmental Commissioner of Ontario, *Restoring Balance: A Review of the First Three Years of the Green Energy Act*, Toronto: 2012.

**A New Conservation Framework is Required**

The Province needs to move beyond talk to true leadership by making our homes, buildings and industries the most energy efficient in the world. A new conservation framework is required.

In a comprehensive review of state conservation governance schemes, the International Energy Association (IEA) concluded that the ideal CDM and DSM framework:

- Confers sufficient authority to implement EE policies and programs;
- Builds political consensus on EE goals and strategy;
- Creates effective partnerships for policy development and implementation;
- Assigns responsibility and create accountability;
- Mobilises resources needed for EE policy implementation; and
- Establishes a means to oversee results.<sup>16</sup>

Clearly, while the Province was off to a good start in many of these areas the current system has too many agencies involved, suffers from competing objectives and has been overwhelmed by a focus on renewable energy generation—all of which threaten to undo the political consensus and effective partnerships that have been built to date. The regulatory agencies have also been too focused at maintaining 'arbitrary divisions' between electricity, natural gas and other types of energy conservation programs to the point that they are creating inefficiencies. Energy systems are just that, it is not a series of silos.

A new conservation framework should be designed to achieve the maximum cost-effective CDM and DSM, over long time periods. It should enable innovation, improvement and learning in program design and delivery. It should promote the development of local capacity to design and deliver CDM and DSM in Ontario. It requires a combination of technology development, market mechanisms and government policies that can influence the actions of all consumers. Better conservation

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<sup>16</sup> International Energy Agency, *Energy Efficiency Governance*, Paris: 2010.

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...  
policies and programs will help insulate Ontarians from volatile energy prices, reduce costs for public institutions and improve the international competitiveness of local firms.

**The Province must amend the *Ontario Energy Board Act* to include having regard to the environmental and social costs associated with energy consumption as one of the Board's objectives.**

The OEB should encourage more not fewer CDM and DSM programs if it plans to enable utilities to meet the targets assigned to them. The OEB also should be directed to more explicitly consider the societal and environmental costs of energy consumption to factor in the multiple system benefits of CDM and DSM.

**The Minister must direct the OEB to include the environmental and social costs associated with energy consumption in its analysis of CDM and DSM programs. The Total Resource Cost (TRC) test is too limited to incorporate a true triple-bottom line approach to conservation program development and does a particularly poor job of valuing vital capacity-building initiatives.**

Conservation activities should be customer-centric. Current programs are perceived as engineering-based solutions, aimed to solve electricity system peak issues. Ontario needs customer-centric programs that help all customers save energy and reduce bills. This should include capacity building, customer education, as well as traditional incentive programs.

**The Province should empower LDCs and gas utilities to design and deliver CDM and DSM programs according to recognized business cases.**

Allowing new and innovative programs to be designed at the local level will create more cost-effective conservation, cater to local needs and support research and development into new techniques and technologies. Groups of LDCs with similar customers could also work together to design locally relevant programs and effective programs could be expanded into other areas. AMO supports the development of a fixed price for CDM and DSM and allowing the marketplace to innovate as a response.

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**The Province should work with the utilities to determine a payment per kW/kWh and m<sup>3</sup> of savings delivered through CDM and DSM, respectively and then allow utilities and other players in the marketplace to develop their own innovative programs.**

There is still a need for program development and research and development by a central agency such as the OPA. OPA programs provide a helpful default for those utilities with limited capacity and have the opportunity to pursue non-conventional approaches such as human resource capacity building and novel technologies. However, the OPA must streamline its lengthy approvals process, move beyond its narrow focus on electricity demand and stop wasting time on technical benchmarks and standards development divorced from market realities.

**The OPA should be allowed to continue to provide CDM programs as a default for LDCs and to pursue non-conventional approaches such as human resource capacity building and novel technologies. However, the OPA must streamline its lengthy approvals process and move beyond its narrow focus on electricity demand to more efficiently take advantage of the huge conservation opportunity available.**

AMO is pleased that the OPA is now considering CDM programming that looks beyond technology-focused pilots and electricity demand reduction to the crucial goal of developing staff capacity. Like many other customer groups, the municipal sector's main challenge in accessing utility incentive programs is a lack of capacity and qualified staff to take advantage of these opportunities. We believe current CDM efforts could be enhanced by a one-window approach to programs, municipal account managers at the utility level and financial support for energy efficiency service providers to service the municipal and other key consumer sectors.

As previously discussed, current electricity pricing is also an obstacle to achieving more CDM. Rate mitigation efforts through subsidies such as the Ontario Clean Energy Benefit (OCEB) only mask the true cost of power and act as a disincentive to conservation. Electricity pricing must be made more transparent to the consumer to align the role of price in signaling consumption and conservation. Customers are confused by their energy bills, especially those municipalities which have multiple bill

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formats from different utilities. Furthermore, the recent increases in the global adjustment mechanism (GAM) have often meant that customers are paying more money for less energy, at a time when the hourly price is quite low.

**The Province should reform energy pricing policy to ensure bills clearly reward behaviour that yields an absolute reduction in energy demand.**

### **The Role of the Municipal Sector**

Municipal electrical consumption accounts for more than 4% of the total provincial consumption. The municipal sector is a very significant component of the broader public sector as municipalities consume well over 6.6 billion kilowatt-hours per year (or 6.6 terawatt-hours). In terms of costs, the sector spends over \$1 billion a year on energy (including over \$700 million on electricity) and energy costs are general between the third to fifth largest item in the annual budget of a municipality (where it is tracked as such). IESO/AMO Research indicates that the sector has the potential to reduce its consumption from 12% to 15% using a combination of energy efficiency measures and demand response activities. The municipal sector is doing its part to reduce energy consumption through energy efficiency projects and energy planning and will continue to do so as it grapples with multiple competing demands on its revenue.

Energy conservation plans are good public policy because they help municipalities reduce costs and environmental impacts while enhancing existing asset management initiatives. The planning requirement under the Energy Conservation and Demand Management Plans Regulation (397/11) of the *Green Energy Act* will help municipalities gain better control of their energy consumption, but the plan and its implementation requires investments.

AMO's subsidiary, LAS, is working to develop a number of support programs to assist those that lack the internal capacity to move forward with this important work. LAS delivers programs and services to 320 municipalities and 20 broader public sector entities (primarily school boards) including a number of valuable programs and products designed to help municipalities save money, energy and the natural environment through our Energy Services Division.

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LAS has developed a range of conservation tools and programs since 2005:

- Energy management workshops in partnership with Natural Resources Canada. LAS has educated over 800 municipal officials and staff about energy management since 2005.
- 2007 Making the Most of Energy: A Top 10 Guide to Energy Savings booklet that was distributed to all municipalities across the Province.
- The *Audit++ Program* rolled out across the 42 sites from May 2008 to February 2009. Every municipality in Ontario was mailed a box containing 3 binders of Audit++ Program case studies at the end of the project.
- The *Municipal Energy Performance Benchmarking Project* compiled and analyzed data from 393 municipal facilities from 140 municipalities all across Ontario. Individual reports, best practices, and a summary report were provided to all participants.
- LAS *Energy Management Tool (EMT)* allows municipalities to track electricity, natural gas, and water accounts, and is available to all municipalities regardless of location, size, number of facilities, or internal resources.
- LAS *Energy Planning Tool (EPT)* enables municipalities to produce plans and reports in compliance with the Energy Conservation and Demand Management Plans Regulation (397/11) under the *Green Energy Act*.

AMO also supports the move to provide more flexibility around how municipalities can utilize Local Improvement Charges to develop programs for residential homeowners interested in home energy retrofits and renewable energy projects. Building a culture of conservation is important through a variety of means.

**The Province should move forward with its proposal to amend the Local Improvement Charges (LIC) Regulation (O.Reg 586/06) under the *Municipal Act* to provide a mechanism for residents to undertake energy efficiency and/or renewable energy works.**

Using LICs for energy efficiency and renewable energy projects is a no-cost initiative for the government to undertake and is a win-win for both the Province and municipalities.

It enhances municipal autonomy and is synergetic with other provincial policy objectives, including local job creation and energy conservation. The amendments to the regulation will be of benefit to municipalities that are currently interested in energy efficiency and renewable energy projects.

### **Conclusion**

Ontario's energy system is becoming and must continue to become cleaner, more responsive and more efficient. Past periods of great risk have prompted Ontario to mobilize its wealth, skills, leadership, natural resources and entrepreneurial spirit to overcome great challenges. Time and again, we have emerged from crises better and stronger. Ontario has before it an historic opportunity to make and incent strategic investments in key infrastructure projects and new technologies to revolutionize our rather archaic and cumbersome energy system to place the province at the forefront of the new, greener economy.

AMO has set out a number of recommendations in this paper based on the belief that the efficiency of a given LDC must be balanced with its effectiveness, as well as its contributions to the overall energy system and the community that it serves. This guiding principle, our collective experience, and an examination of data available to us led to the conclusions that: (1) regulatory and governance reform would yield far greater savings than mere consolidation, (2) efficiency gains from merging municipal LDCs are dwarfed by the potential that exists within Hydro One, and (3) that any consolidation that occurs must be voluntary and driven by business principles. AMO believes that if we stick to these guiding principles we can capitalize on the synchronicity between sound energy system planning and economic health to tap the productivity of our people, invest wisely, and restore Ontario's technological leadership.

**TOWN OF FORT FRANCES**  
**Operations & Facilities Executive Committee**  
**Minutes of Meeting**

**Date: June 20, 2012    Session No. 36**



A meeting of the Operations & Facilities Executive Committee was held in the Committee Room on Wednesday, June 20, 2012 at 7:35 a.m. to 8:55 a.m.

Committee Members Present: Rick Wiedenhoeft, Chair; Paul Ryan, Ken Perry and Doug Brown

Also Present: John Albanese & Mayor Roy Avis

1. Disclosure of pecuniary interest as required under the *Municipal Conflict of Interest Act* by Committee Members on agenda items. Councillor Ryan declared a conflict of interest under item 3.4 – Tender No. 12-OF-7 – three year supply and delivery of granular materials as he is employed time to time by one of the tender bidders.
2. Agenda items considered at this meeting:
  - 1) Approve the minutes of the meeting of this committee on June 6, 2012 – approved as circulated.
  - 2) Fort Frances Wastewater Treatment Facility May 2012 Monthly report – The report was reviewed and will be forwarded to Council as information only. No action required.
  - 3) Airport Facility – Commercial Hangar – Renewal of Lease – Melaire Ltd. & 427112 Ontario Ltd. for five Year Term – the report was reviewed and will be forwarded to Council for approval.
  - 4) Tender No. 12-OF-7 Three Year Supply and Delivery of Granular Materials - Councillor Ryan declared a conflict of interest. The report was reviewed and will be forwarded to Council for approval.
  - 5) New Funeral, Burial and Cremation Services Act, 2002 – Effective July 1<sup>st</sup>, 2012 – The additional information was reviewed where several items in the draft copy of the current price list were revised by the committee.

## ***Agenda Item # 10.1***

The June 4/12 Administration report will be revised to include the following recommendations.

1. That the draft copy of a new Cemetery By-law No. 22/12 be approved. Once the by-law is approved in principle by Council two copies must be forwarded to the Ministry of Consumer Services where the Registrar of the cemeteries regulation unit shall review and approve. There is a process outlined in the regulations on how the general public and monument dealers are given notice of the revisions to the proposed Cemetery Bylaw.
2. That the attached copy of the current price list be approved and comes into effect on July 1<sup>st</sup>, 2012 and **does not** have to be submitted to the Ministry of Consumer Services.
3. That the Operations & Facilities Manager position be officially appointed as the Superintendent of Cemetery for the purpose of the Cemetery By-law.
4. That the following three positions within the Operations & Facilities Division be officially appointed as "Sales Representatives" for the selling of cemetery supplies and services on behalf of the Town of Fort Frances.
  - Operations & Facilities Manager position – presently held by Doug Brown
  - Operations and Facilities Accounting Clerk 2 position- presently held by Sherin Hagen
  - Operations and Facilities Administration Assistant position- presently held by Sandra Robertson.
5. That Administration develop a simple agreement with both Green Funeral Home and Northridge Funeral Home Ltd. where these businesses will continue as in the past to inform consumers about the Town's cemetery supplies and services. However certain copies of pertinent documents must be supplied directly to these consumers in accordance with the new regulations.
6. That the installation of Scattering Gardens in both cemeteries will be deferred at this point in time. Scattering Gardens will be taken into consideration once the Riverview cemetery is expanded in the future.
7. Section 4.6 of the schedule of fees that is a part of bylaw 76/11 (to impose certain user fees). This section of the schedule of fees must be repealed as of July 1<sup>st</sup> 2012 and replaced with the new current price list of cemetery supplies and services.

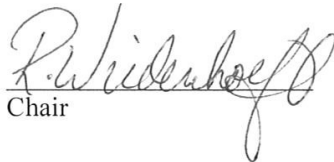
The revised Administration report will be forwarded to Council for approval.

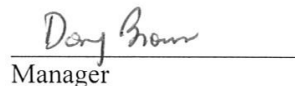
- 6) Revisions to Standard Operating Procedures for Emergency Events – Drinking Water System – the report was reviewed and will be forwarded to Council for approval.
- 7) Transportation Area – Operations Statistics – The April 2012 monthly statistics were reviewed and will be forwarded to Council as information only.
- 8) Barricades on Front Street for July 2<sup>nd</sup> Tug-of-War – Councillor Rick Wiedenhoeft explained that barricades (approximately 8 of them) should be set up on Friday, June 29/12 to ensure the area required to perform the Tug-of-War is not blocked by vehicles and boat trailers. Public Works will ensure the barricades are in place prior to 4:00 p.m. on June 29, 2012.

## **Agenda Item # 10.1**

- 9) Frog Creek Road Resurfacing – 2013 Budget – Rick Wiedenhoeft explained that the ambulance crew has requested to have the Frog Creek Road, out to the Airport, resurfaced in 2012. After a lengthy discussion it was decided that this Capital work will be deferred to 2013.
- 10) Operations & Facilities 2012 Capital Budget as of May 31, 2012 – The spreadsheet was reviewed and will be forwarded to Council as information only. No action required.
3. Non-agenda items considered at this meeting:
- Eighth Street drainage issue – Councillor Weidenhoeft instructed that a residence property owner is concerned that his property might be flooded as a result of draining the storm sewer system to the intersection of Eighth Ave./Christie Ave. The O & F Manager informed the O & F executive committee, that each section of the storm sewer system has an established or set capacity. When extreme rainfall events occur, the existing storm sewer systems is not designed to handle such events. Surface water will be collected in low-lying areas causing localized flooding. Under normal rainfall events the existing storm sewer system will function properly.
4. Resolutions:

There being no further matters before this committee at this time this meeting was closed.

  
Chair

  
Manager