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GENERAL COMMITTEE OF THE WHOLE AGENDA

MONDAY, JULY 9, 2007 – 7:00 P.M.

RAMONA HALL – 2212 FAIRGROUNDS ROAD

1. OPENING OF THE MEETING BY THE MAYOR

2. DISCLOSURE OF INTEREST

3. DEPUTATIONS/PRESENTATIONS

4. CULTURE & RECREATION SERVICES – Councillor Kahler, Chair
   4.1 Report CD-32-07 Accessibility Plan – Parking Spaces
   4.2 Report CD-33-07 Appointment to Youth Committee CONFIDENTIAL MFIPPA

UNFINISHED OR NEW BUSINESS

5. ENVIRONMENTAL SERVICES – Councillor O'Donnell, Chair

UNFINISHED OR NEW BUSINESS

6. PROTECTIVE SERVICES – Councillor Appleby, Chair
   6.1 Report CD-34-07 Canine Control Contract
   6.2 Report CD-35-07 Bylaw Enforcement/Property Standards Services
   6.3 Report CD-36-07 Noise Complaints
   6.4 Memo from Ted Conway regarding Fire Response Statistics to June 2007

UNFINISHED OR NEW BUSINESS
7. **TRANSPORTATION SERVICES** – Councillor Neher, Chair

7.1 Report WD-19-07 Concession Road 1 – Request to Remove Stop Sign

7.2 Correspondence regarding runoff and drainage at 5562 Fawn Bay Road.

UNFINISHED OR NEW BUSINESS

8. **ADMINISTRATION/FINANCE/PERSONNEL** – Deputy Mayor Clarke, Chairs

8.1 Report TR-20-07 Cell Phone for the Mayor

8.2 Report TR-21-07 Ramara Centre Foundation

8.3 Report CD-31-07 Lot Grading Deposits

8.4 Council Mileage Report dated June, 2007

8.5 Memo from the CAO regarding Florida Avenue Park

8.6 Memo from the CAO regarding Agenda Time Frame

UNFINISHED OR NEW BUSINESS

9. **QUESTIONS FROM THE PUBLIC**

10. **ADJOURNMENT**
MEETING: GENERAL COMMITTEE
REPORT NO. CD-32-07
DATE: JULY 9, 2007
SUBJECT: ACCESSIBILITY PLAN

SUGGESTED MOTION:

THAT we proceed with the construction of the following accessible parking spaces:

<table>
<thead>
<tr>
<th>LOCATION</th>
<th>NO. OF SPACES</th>
<th>WORKS TO BE COMPLETED</th>
<th>ESTIMATED COST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Udney Community Centre</td>
<td>2</td>
<td>paving, painting and signage</td>
<td>$4,200</td>
</tr>
<tr>
<td>Longford Community Centre</td>
<td>1</td>
<td>paving and painting</td>
<td>$1,100</td>
</tr>
<tr>
<td>Lake Avenue Mail Boxes</td>
<td>1</td>
<td>paving, painting and signage</td>
<td>$1,700</td>
</tr>
<tr>
<td>Building/Planning/Environmental offices</td>
<td>1</td>
<td>painting and signage</td>
<td>$250</td>
</tr>
<tr>
<td>Medical Centre - lower</td>
<td>1</td>
<td>painting and signage</td>
<td>$250</td>
</tr>
<tr>
<td>Medical Centre - upper</td>
<td>1</td>
<td>painting and signage</td>
<td>$250</td>
</tr>
</tbody>
</table>

AND THAT the Community Centre be advised.

AND THAT we proceed with the installation of an automatic door at the Building/Planning/Environmental office at an estimated cost of $3,750.00.

AND THAT we consider an accessible parking space at the Administration Building once the former hardware store is demolished.

BACKGROUND & DISCUSSION:

In accordance with the Township’s Accessibility Plan, the works set out in the suggested motion can be completed this year within the budgeted amount. The accessible parking spaces for the Administration Building have not been included until such time as Council deals with the proposed demolition of the building at 2299 Highway 12 (next door).

The Township’s zoning bylaw dictates the required number of spaces for each location, based on use and square footage of the property being accessed. These calculations were determined with the help of the Planning Department. The parking space at the Lake Avenue mail boxes comes as a result of correspondence received by Council from Robert Poyntz in April of this year.
The Township’s zoning bylaw sets out the following required specifications for accessible parking spaces:

- a minimum width of 4 metres;
- a minimum length of 5.5 metres;
- hard surfaced and level;
- located and accessible to the entrance; and
- identified with proper signage.

**ALTERNATIVES:**

No alternatives are being recommended at this time.

**FINANCIAL INFORMATION:**

The estimated total costs for the accessible parking spaces and automatic door total $11,500. The Township has budgeted the sum of $23,000 to be put toward accessibility for the year 2007. Approximately $1,000 of that money will be paid toward wages for an inclusion counselor which has already been approved by Council. We are still well within our budget for accessibility for the year 2007.

**STRATEGIC ISSUES:**

SAFETY AND SECURITY – To protect the lives, well being and property of our citizens with comprehensive and efficient protective, emergency and health related services for the betterment of the community.

**RECOMMENDED ACTION:**

THAT we proceed with the construction of the accessible parking spaces and automatic door.

Respectfully submitted,

Cathy Wainman, AMCT
Council/Committee Secretary
Licencing Officer

Noted by CAO: [Signature]
MEETING: GENERAL COMMITTEE

REPORT NO. CD-34-07

DATE: JULY 9, 2007

SUBJECT: CANINE CONTROL CONTRACT

SUGGESTED MOTION:

THAT we renew the contract with Diana and Allen Robinson for Canine Control services for one year at a monthly rate of $1,535.00 commencing August 1, 2007.

AND THAT we amend the compensation for escalating fuel costs as follows:

Commencing at a rate of $0.90/litre, additional remuneration of $17.50/month for each $0.05/litre incremental increase in the average price of fuel.

AND THAT the compensation for the Canine Control Officers to manage and operate the pound be at a rate of $20.00 per hour.

AND THAT staff investigate to determine whether or not Canine Control should continue on a contracted position or become a staff position.

BACKGROUND & DISCUSSION:

Over the years, Canine Control has been a contracted position to enforce the Township’s Canine Control Bylaw. The Officers address all complaints regarding canine; conduct patrols, issue dog tags; and enforce kennel licensing issues, etc.

As you are aware, the Township no longer has the services of the OSPCA in Orillia and has been operating a temporary dog pound at Works Yard 2. The Township is also in the process of constructing a permanent pound to house impounded dogs.

The Canine Control Officers have been managing and operating the temporary dog pound at a compensation rate of $20 per hour over and above their contract rate. These duties include cleaning and maintaining the pound area and caring for impounded dogs.

There are issues concerning the contract agreement with the Canine Control Officers that may make them considered as employees as opposed to contractors, i.e. the Officers are covered under Township’s general insurance for any claims that may arise in the performance of their duties as well as when providing coverage for Mnjikaning Canine Control (mutual verbal agreement between Mnjikaning and Ramara Canine Control to cover each other off from time to time).
With a permanent dog pound under the management and control of the Township it may be suitable for the position of Canine Control Officer to become a staff position of the municipality. It would be advisable for staff to monitor the operations of the dog pound over the next year and determine if Canine Control should become a permanent position of the municipality.

Attached is a draft copy of the proposed contract for a one year period for your approval with the changes noted thereon.

**ALTERNATIVES:**

That we renew Al and Diana Robinson’s contract for three years as follows:

- Compensation increases as follows:
  - August 1, 2007 2.74% $1,535;
  - August 1, 2008 2.93% $1,580; and
  - August 1, 2009 2.84% $1,625.
- Fuel compensation as set out in the suggested motion;
- Management/operating costs for the dog pound at $20/per hour;
- All other terms and conditions set out in the previous contract to remain the same.

**FINANCIAL INFORMATION:**

**STRATEGIC ISSUES:**

Municipal Services – To provide our stakeholders with cost effective services and programs consistent with the community’s financial resources, priorities and best interests.

**RECOMMENDED ACTION:**

That we proceed with a one year contract and investigate contract vs. staff Canine Control Officers.

Respectfully submitted,

Cathy Wainman, AMCT
Council/Committee Secretary

Noted by CAO: [Signature]
THIS CONTRACT made in duplicate this 16th day of July, 2007.

Between:

       Allen Robinson & Diana Robinson  
    (hereafter referred to as the "Officer")

And:

       THE CORPORATION OF THE TOWNSHIP OF RAMARA  
       (hereafter called the "Municipality")

WHEREAS the Officer has agreed to provide Canine Control services for the Municipality under contract:

AND WHEREAS it is required that the following terms and conditions be complied with as set out herein:

1) The Officer agrees to:

   a) Enforce the Canine Control Bylaw as amended from time to time (Bylaw 2005.76).
   
   b) Respond to all complaints about dogs running at large, seize such dogs and deliver the said dog to the pound which is currently the Humane Society located in Orillia;
   
   c) On a second seizure for dogs at large, perform necessary follow-up including meeting with the dog’s owner and if necessary with the Bylaw Enforcement Officer in filing information and attending Court if necessary;
   
   d) Issue tickets as required by the Bylaw and in accordance with the Provincial Offences Act;
   
   e) Examine dogs during patrol or house to house inspection to ensure that all dogs are properly tagged;
   
   f) Collect dog tag licence fees, immediately following the due date, on a door to door basis. Additional remuneration for the sale of tags to be $7.50 per tag;
   
   g) Be on standby call for emergencies concerning canine control and as such maintain a pager system for communication;
   
   h) Remove dead dogs from Municipal roads if required by the OPP or municipal officials;
i) Pick up and deliver animals to the pound, as instructed by the Simcoe County District Health Unit;

j) Inspect kennels as directed by the Clerk and in accordance with the Municipality’s Licencing Bylaw and complete the necessary forms for licencing;

k) Keep a log of the calls received, hours and times worked, and number and description of the dogs seized and impounded.

l) File confidential correspondence and legal correspondence with the Clerk’s Department;

m) Report in writing to the Council on a monthly basis.

2) The Officer shall not sublet or assign any work under this contract without the written consent of the Township excepting that the Orillia Humane Society Canine Control Officer for Mnjikaning First Nation or alternate provider will assume the position of the Officer to provide backup services in the event that the Officer is temporarily unable to fulfill the necessary duties and the temporary assumption of duties by the Humane Society Canine Control Officer for Mnjikaning First Nation or alternate provider will be at no cost to the municipality. There is mutual verbal agreement between Ramara and Mnjikaning Canine Control.

3) The contract for this position is for a term of one (1) year commencing August 1, 2007;

4) The Officer agrees to provide a vehicle suitable to transport dogs from the point of seizure to the pound and to provide proof of vehicular liability insurance in the amount of one million dollars minimum;

5) The Officer agrees to provide the necessary cages, dog pole, protective gloves and other equipment necessary for the seizure and transportation of dogs;

6) Remuneration to the Officer will be on or before the end of the month a rate of $1,450.00 per month in 2005 and $1,494.00 in 2006 $1,585.00 per month from August 1st, 2007 to August 1st, 2008. The Municipality also agrees to reimburse the Officer for postage and long distance telephone charges incurred by carrying out the required duties.

7) The Officers shall manage and operate the Municipality’s dog pound at a compensation rate of $20.00 per hour in addition to the monthly remuneration set out in section 6 above.

8) The Officer will be covered by the Township for WSIB if injured while in performance of their duties for the Township, or when providing coverage to Mnjikaning First Nation as set out in section 2 above.
9) The Officers will be covered by the Township’s general insurance for any claims that may arise in the performance of their duties for the Municipality, or when providing coverage to Mnjikaning First Nation as set out in section 2 above.

10) The Officer will be covered for WSIB while in performance of their duties when providing coverage to Mnjikaning First Nation under a verbal reciprocal agreement to cover each area from time to time.

11) To compensate for escalating fuel costs, the following chart shall be used to determine any additional compensation to be paid for increased fuel costs each month. To determine the average fuel cost per litre, the total cost of fuel purchased and divided by the total number of litres purchased. The average price per litre shall be calculated monthly by the Officers and submitted to the Treasurer.

<table>
<thead>
<tr>
<th>Average Price/Litre (Equal to or Exceeding)</th>
<th>Additional Remuneration</th>
</tr>
</thead>
<tbody>
<tr>
<td>.85</td>
<td>$35.00</td>
</tr>
<tr>
<td>.90</td>
<td>$50.00</td>
</tr>
<tr>
<td>.95</td>
<td>$70.00</td>
</tr>
<tr>
<td>1.00</td>
<td>$85.00</td>
</tr>
<tr>
<td>1.05</td>
<td>$105.00</td>
</tr>
<tr>
<td>1.10</td>
<td>$120.00</td>
</tr>
</tbody>
</table>

11) To compensate for escalating fuel costs the Officers will submit fuel receipts on a monthly basis and the following formula will be used to determine additional compensation:

Fuel purchased ($) ÷ litres purchased = average price/litre

Commencing at a rate of $.90/litre, additional remuneration of $17.50 per month for each $.05/litre incremental increase in the average price of fuel.

12) The Municipality agrees to supply the Officer with the necessary supplies and equipment not specifically needed in 4 & 5 to perform and carry out the duties in accordance with this contract. Purchases must be approved.

13) If, in the absolute discretion of the Municipality, the Officer is not satisfactorily performing the duties for the Municipality, in accordance with Sections 1 and 2, the Municipality may dismiss the Officer upon giving one month notice in writing. In that event the Officer shall be paid up to the date of dismissal only, and this contract shall thereafter become void. Final payments to the Officer will be made only when the Municipality is satisfied that the Officer has returned supplies and equipment owned by the Municipality.
14) If, for any reason the Officer is unable to fulfill the provision of this contract, the Officer may terminate the contract by giving the Municipality one month notice in writing. In that event, the Officer shall be paid up to the date of termination of the contract only, thereafter the contract shall become void. Final payment to the Officer will be made only where the Municipality is satisfied that the Officer has fulfilled the obligation to the Municipality.

15) The interpretation of any provision of this contract will be that of the Clerk of the municipality;

16) If a dispute arises concerning any provisions or interpretation of this contract, both parties agree to using mediation to resolve the dispute.

In acceptance of the stated terms and conditions the parties have set their hand this ___ day of ___________, 2007.

IN WITNESS WHEREOF the parties hereto have set their hands and seals as follows:

DATED this _____ day of _______________, 2007

Witness

__________________________

Allen Robinson, Officer

Witness

__________________________

Diana Robinson, Officer

DATED this _____ day of _______________, 2007

THE CORPORATION OF THE TOWNSHIP OF RAMARA

__________________________

William P. Duffy
Mayor

__________________________

Richard P. Bates, BAS, CEO, CAO/Clerk
MEETING: GENERAL COMMITTEE

REPORT: CD-35-07

DATE: JULY 9, 2007

SUBJECT: BYLAW ENFORCEMENT/PROPERTY STANDARDS SERVICES

SUGGESTED MOTION:

THAT we renew the bylaw enforcement/property standards service contract for the Township of Ramara with Jim Newlands for a one year period;
AND THAT the rate of compensation be $30.60 per hour;
AND THAT mileage be paid at the same rate as staff;
AND THAT the new contract commence on July 20, 2007.

BACKGROUND & DISCUSSION:

Jim Newlands has provided bylaw enforcement and property standards services to the Township for the past six years.

Mr. Newlands generally spends 50 hours a month during the spring and summers months and approximately 25 hours a month during the winter months enforcing Township bylaws, investigating complaints, preparing Property Standards notice and orders, attend property standards hearings and court if necessary, preparing letters to residents and complainants, preparing affidavits for our solicitor, issuing POA tickets and parking tickets. Mr. Newlands makes himself available seven days a week.

ALTERNATIVES:

None recommended.

FINANCIAL ALTERNATIVES

The 2% increase in the rate of pay for bylaw enforcement is to reflect the rate of inflation. In 2006, we spent $17,290.53 on bylaw and property standards enforcement.
STRATEGIC ISSUES

To provide our stakeholders with cost effective services and programs consistent with the community’s financial resources, priorities and best interests.

RECOMMENDED ACTION:

That we renew the bylaw enforcement/property standards contract with Jim Newlands for a one year term effective July 20, 2007.

Respectfully submitted,

Cathy Wainman
Cathy Wainman, AMCT
Council/Committee Secretary,
Licencing Officer

Noted by CAO/Clerk:  Date: July 4/07
SUGGESTED MOTION:

THAT we not adopt a noise control bylaw at this time

AND THAT we ask the Community Policing Committee and our CPAC Member to gather statistical data on noise complaints through their meetings with the O.P.P.

BACKGROUND & DISCUSSION:

On April 30, 2007, Council adopted motion CW.168.07 asking staff to investigate and report to General Committee on a bylaw to control noise. We have reviewed three bylaws passed since the major changes to the Municipal Act came into effect in 2003 and have reviewed the MOE’s model noise bylaw.

The Ministry’s draft bylaw is quantitative in nature requiring a sound metre, training and no deviation from the bylaw. We do not have the technical expertise to enforce such a bylaw.

Bylaws passed under the authority of the Municipal Act are general in nature as best described in Tay Township’s bylaw attached. Such bylaws are enforceable.

Enforcement becomes the next issue. The police will not enforce a municipal bylaw without a Section 10 contract, meaning we require a Police Services Board and a negotiated agreement for all police services. It is not just a contract for noise.

Our Bylaw Officer will not attend a noise complaint at night without police presence. As a former police officer, he knows the type of people one deals with at night. For health and safety reasons, I support his position.

Councillor Appleby and myself did discuss enforcement at the June 20/07 CPAC meeting. The O.P.P. did suggest they would attend a public mischief complaint if called. If there was excessive noise, the attending officer would lay a charge. They also suggested that if they didn’t lay a charge the Bylaw Officer could attend the next
day and lay a charge under our bylaw. As such, we would have to subpoena the Officer to give evidence. The O.P.P. did suggest the courts would rather see noise complaints handled at Provincial Offences court rather than Criminal Court.

The O.P.P. also stated that public mischief falls low on their list of priorities as other more important criminal matters are attended to first.

My biggest concern is if a police officer is not willing to lay a charge of public mischief for excessive noise, how good of a witness is he for the municipality if we lay a municipal charge?

**ALTERNATIVES:**

The Township could adopt a bylaw and ticketing, but getting a conviction could be a problem.

**FINANCIAL INFORMATION:**

I still do not have costs associated with forming a Police Services Board, but I expect it to be in the range of $100,000 to $150,000 annually. In addition, we currently share a Sergeant with Severn Township and would require our own. At a guess, I would expect our police costs to more than double from $700,000 to $1.4 million annually.

**STRATEGIC ISSUES:**

Safety and Security applies but one must weigh the cost against the problem. We receive few complaints concerning noise.

**RECOMMENDED ACTION:**

THAT we maintain the status quo and continue to advise residents to use the O.P.P. for mischief complaints, but continue to monitor noise complaints through CPAC and Community Policing.

Respectfully submitted,

Richard P. Bates, BAS, CET
CAO/Clerk
RPB/cmw
THE CORPORATION OF THE TOWNSHIP OF TAY

BY-LAW NO. 2007-20

Being a by-law to repeal 95-63 and to provide for the regulation and prohibition of unusual noises or noises likely to disturb the public and/or the prevention of public nuisances within the Township of Tay.

WHEREAS Section 129 of the Municipal Act, S.O. 2001 provides that a Municipality may prohibit and regulate with respect to public nuisances including noise;

AND WHEREAS the Council of the Township of Tay deems it necessary and expedient to pass a by-law to control activities which cause noises that substantially interfere with other people’s health, safety or the normal use and enjoyment of their property;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY ENACTS AND BE IT ENACTED AS FOLLOWS;

1.0 DEFINITIONS

In this by-law,

“Council” means the Council of the Corporation of the Township of Tay;

“Owner” includes an assessed owner, tenant, occupant or any person having an interest, whether equitable or legal, in the land;

“Noise” includes any sound as listed in Schedule “A” attached hereto;

“Residential Noise Zone” means those areas denoted as a residential noise zone as shown on Schedule “C” attached hereto;

“Rural Noise Zone” means those areas denoted as a rural noise zone as shown on Schedule “C” attached hereto;

“Person” means any human being, association, firm, partnership, private club, incorporated company, corporation, agent or trustee and the heirs, executors, or other legal representatives of a person to who the context can apply according to the By-law;

“Point of Reception” means any point on the premises of a person where sound or vibration originating from other than those premises is received;

“Property Maintenance Equipment” shall include but it not limited to lawn mowers, leaf blowers or vacuums, lawn trimmers, chain saws, garden tractors, power sprayers and washers and other equipment powered by gasoline internal combustion engines normally used for or associated to household, lawn and garden maintenance;

“Township” means the Corporation of the Township of Tay;

“Zoning By-law” the prevailing Zoning By-law(s) in force and effect in the Township of Tay.

“Air Conditioning Equipment” means equipment located on the outside of a dwelling used for heating, cooling and/or the exchange of air inside the residence.

2.0 OFFENCES

2.1 No Owner shall cause or permit the creation, presence or existence of any noise or unusual sound that disturbs or are likely to disturb any inhabitant of the Township of Tay as outlined in Schedule “A” attached;

2.2 Section 2.1 does not apply to the exceptions or circumstances as outlined in Schedule “B” attached.
3.0 GRANT OF EXEMPTION BY COUNCIL

a) Application to Council

Notwithstanding anything contained in this by-law, any person may make application to Council to be granted an exemption from any of the provisions of this by-law with respect to any source of sound or vibration and Council, may refuse to grant any exemption or may grant the exemption applied for or any exemption of lesser effect and any exemption granted shall specify the time period, not in excess of one month, during which it is effective and may contain such terms and conditions as Council sees fit.

b) Decision

In deciding whether to grant the exemption, Council shall give the applicant and any person opposed to the application an opportunity to be heard and may consider such other matters as it deems appropriate.

c) Breach

A breach by the applicant of any of the terms or conditions of any exemption granted by Council shall render the exemption null and void.

4.0 ADMINISTRATION, ENFORCEMENT AND INSPECTION

4.1 This by-law shall be administered by the Municipal Law Enforcement Officer of the Township or such other person or persons as Council may, by by-law appoint.

4.2 Any Municipal Law Enforcement Officer may enter on any property at any reasonable time for the purpose of enforcing this by-law.

5.0 PENALTY

5.1 Every person who:

a) hinders, disturbs or obstructs any Municipal Law Enforcement Officer in carrying out their duties under this by-law, or;

b) contravenes any provision of this by-law as noted in Schedule A is guilty of an offence and, upon conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c P.33 as amended.

6.0 GENERAL

6.1 That by-law 95-63 is hereby repealed.

6.2 This by-law shall come into force and take effect upon approval of the set fines, appended hereto, from the Office of the Regional Senior Judge Central East Region of the Ontario Court of Justice (Provincial Division).


THE CORPORATION OF THE TOWNSHIP OF TAY

__________________________
MAYOR

__________________________
CLERK
Schedule A
2007-20: Noise Regulation

Without limiting the generality of Section 2.1, the following are deemed to be noises that will disturb or are likely to disturb an inhabitant of Tay Township:

a. The noise or sound made or created by any radio, phonograph, public address system, sound equipment, loud speaker, musical instrument or other sound-producing equipment, when the equipment is played or operated in such a manner that the sound or noise made or created thereby disturbs the peace, comfort or repose of any person.

b. The operation of a stereo or other electronic device designed to amplify sound in, or on, a motor vehicle in such a way that the sound can easily be heard outside of the motor vehicle.

c. Racing of any motorized conveyance other than in a racing event regulated by law.

d. The operation of a motor vehicle in such a way that the tires squeal.

e. The operation of a motor vehicle horn or other warning device except where required or authorized by law or in accordance with good safety practices.

f. The operation of a vehicle or a vehicle with a trailer resulting in banging, clanking, squealing or other like sounds due to inadequate maintenance and/or improperly secured load or equipment.

g. The operation of any combustion engine or pneumatic device without an effective exhaust or intake muffling device in good working order and in constant operation.

h. The operation of an engine or motor in, or on, any motor vehicle or item of attached auxiliary equipment for a continuous period exceeding five minutes, while such vehicle is stationary in a Residential Noise Zone unless:

i. the original equipment manufacturer specifically recommends a longer idling period for normal and efficient operation of the motor vehicle in which case such recommended period shall not be exceeded; or

ii. operation of such engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to, operation of ready-mixed concrete trucks, lift platforms and refuse compactors; or

iii. weather conditions justify the use of heating or refrigerating systems powered by the motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo, and the vehicle is stationary for purposes of delivery or loading; or

iv. prevailing low temperatures make longer idling periods necessary immediately after starting the motor or engine; or

v. the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze, cleaning of the fuel system, carburetor or the like, when such work is performed other than for profit.

i. The sound made by an animal or bird under the care, custody or control of a person which disturbs the peace, comfort or repose of any person in another occupied dwelling house.
j. The noise caused by the erection, demolition, alteration or repair of a building or by construction or earth-moving equipment working upon a site within 500 feet of an occupied dwelling house on any day between the hours of 10:00 p.m. and 7:00 a.m. the next day, excepting Sundays, when no such noise shall be created before the hour of 10:00 a.m. and no such noise shall be made after 6:00 p.m. on a Sunday.

k. The discharge of firearms at any time in the residential noise zone. The discharge of firearms between 7:00 p.m. and 7:00 a.m. Monday to Saturday in the rural noise zone and prior to 9:00 a.m. on Sunday in the rural noise zone.

l. Fireworks in the residential or rural noise zone outside of the permitted dates and times being Canada Day and Victoria Day from dusk until 11:00 p.m.

m. The noise made by air conditioning equipment which is likely to disturb the peace, comfort or repose of any person in a dwelling unit.
<table>
<thead>
<tr>
<th>ITEM</th>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Short Word Form Wording</td>
<td>Offence Creating Provision</td>
<td>Set Fine</td>
</tr>
<tr>
<td>1</td>
<td>Emit/Cause to emit noise likely to disturb from radio, phonograph, pa system, sound equipment, loud speaker, musical instrument or other sound-producing equipment.</td>
<td>Section 2.1 Schedule A (a)</td>
<td>$125.00</td>
</tr>
<tr>
<td>2</td>
<td>Emit/Cause to emit noise likely to disturb from a stereo or other electronic device designed to amplify sound associated with a motor vehicle.</td>
<td>Section 2.1 Schedule A (b)</td>
<td>$125.00</td>
</tr>
<tr>
<td>3</td>
<td>Emit/Cause to emit noise likely to disturb from racing motorized vehicles.</td>
<td>Section 2.1 Schedule A (c)</td>
<td>$125.00</td>
</tr>
<tr>
<td>4</td>
<td>Emit/Cause to emit noise likely to disturb from the squealing of tires associated with a motor vehicle.</td>
<td>Section 2.1 Schedule A (d)</td>
<td>$125.00</td>
</tr>
<tr>
<td>5</td>
<td>Emit/Cause to emit noise likely to disturb from a motor vehicle horn or other warning device.</td>
<td>Section 2.1 Schedule A (e)</td>
<td>$125.00</td>
</tr>
<tr>
<td>6</td>
<td>Emit/Cause to emit unnecessary noise likely to disturb from a motor vehicle or vehicle with a trailer.</td>
<td>Section 2.1 Schedule A (f)</td>
<td>$125.00</td>
</tr>
<tr>
<td>7</td>
<td>Emit/Cause to emit noise likely to disturb due to the operation of a combustion engine or pneumatic device.</td>
<td>Section 2.1 Schedule A (g)</td>
<td>$125.00</td>
</tr>
<tr>
<td>8</td>
<td>Emit/Cause to emit noise likely to disturb from prolonged idling of an engine.</td>
<td>Section 2.1 Schedule A (h)</td>
<td>$125.00</td>
</tr>
<tr>
<td>9</td>
<td>Emit/Cause to emit noise likely to disturb from an animal or bird under the care of a person.</td>
<td>Section 2.1 Schedule A (i)</td>
<td>$125.00</td>
</tr>
<tr>
<td>10</td>
<td>Emit/Cause to emit noise likely to disturb from the erection, demolition, alteration or repair of a building or by equipment.</td>
<td>Section 2.1 Schedule A (j)</td>
<td>$125.00</td>
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<tr>
<td>11</td>
<td>Emit/Cause to emit noise likely to disturb from the discharge of firearms.</td>
<td>Section 2.1 Schedule A (k)</td>
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<tr>
<td>12</td>
<td>Emit/Cause to emit noise likely to disturb from the use of fireworks.</td>
<td>Section 2.1 Schedule A (l)</td>
<td>$125.00</td>
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<tr>
<td>13</td>
<td>Emit/Cause to emit noise likely to disturb from the use of air conditioning equipment.</td>
<td>Section 2.1 Schedule A (m)</td>
<td>$125.00</td>
</tr>
</tbody>
</table>

Note: The penalty provision(s) for the offences indicated above is Section 6.1 of by-law 2007-20 a certified Copy of which has been filed.
Schedule B
2007-20: Noise Regulation

The Following are exceptions to Section 2.1 of the by-law:

a. The noises made by a parade authorized by the municipality.
b. Fireworks displays authorized by the municipality.
c. Fireworks held in the residential noise zone or the rural noise zone on Victoria Day and/or Canada Day from dusk until 11:00 p.m.
d. The noises associated with a traditional, festive or religious activity authorized/hosted by the municipality.
e. Road and bicycle races authorized by the municipality.
f. Midways and circuses authorized by the municipality.
g. The sound from an outdoor concert or band when approved by the municipality.
h. The sound of outdoors hymn singing or caroling.
i. The sound of church bells or chimes normally associated with church activities.
j. The sirens or noises created by an emergency vehicle.
k. The noise caused by the erection, demolition, alteration or repair of a building or by construction or earth-moving equipment working upon a site or highway when such work is undertaken by forces of the Corporation of the Township of Tay, any Provincial road authority or the County of Simcoe road authority or by any public utilities.

l. The noise caused by farm equipment performing any farm operation.
MEMO

TO: COUNCIL

FROM: TED CONWAY
MANAGER OF FIRE AND RESCUE SERVICES / FIRE CHIEF

DATE: JULY 9, 2007

SUBJECT: FIRE RESPONSE STATISTICS UP TO JUNE 2007

To keep Council advised, the following are the Ramara Fire Department Response Statistic totals for the first half of 2007, up to and including June 30, 2007. Included is a comparison of the years 2001 to 2007.

Also note, that the increase in Burning Complaints in May and June were largely due to Fire Bans.

<table>
<thead>
<tr>
<th>Type of Response</th>
<th>Monthly Totals</th>
<th>Total to Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Jan</td>
<td>Feb</td>
</tr>
<tr>
<td>Amb Assist / Medical</td>
<td>7</td>
<td>18</td>
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<tr>
<td>OPP Assist</td>
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<tr>
<td>Motor Vehicle Accident</td>
<td>8</td>
<td>5</td>
</tr>
<tr>
<td>Structure Fire</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Vehicle / Machinery Fire</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Chimney Fire</td>
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<tr>
<td>Ice / Water / Marine Rescue</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Hazmat - Gas / Chemical Spill</td>
<td>0</td>
<td>1</td>
</tr>
<tr>
<td>Hazmat - CO² Detector</td>
<td>3</td>
<td>1</td>
</tr>
<tr>
<td>Electrical / Wires Down / Hydro Pole</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Burning/Grass/Brush/Garbage/Leaves Fire</td>
<td>1</td>
<td>0</td>
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<tr>
<td>Uncontrolled Burn Complaint</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Alarm / False Alarm / Smoke / No Fire</td>
<td>1</td>
<td>3</td>
</tr>
<tr>
<td>Fire Investigation</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Mutual Aid</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Out of Area Assist</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Specialized Rescue / Utilities</td>
<td>1</td>
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**TOTALS** 26 29 33 34 35 49 206
### FIRE AND RESCUE SERVICES

#### RESPONSE TOTALS
2001 - June 30, 2007

<table>
<thead>
<tr>
<th>Type of Response</th>
<th>2001</th>
<th>2002</th>
<th>2003</th>
<th>2004</th>
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<th>2006</th>
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<tr>
<td>Amb/OPP Assist/Medical</td>
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<td>171</td>
<td>203</td>
<td>212</td>
<td>179</td>
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<td>77</td>
<td>31</td>
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<tr>
<td>Structure Fire</td>
<td>12</td>
<td>13</td>
<td>5</td>
<td>14</td>
<td>12</td>
<td>18</td>
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</tr>
<tr>
<td>Vehicle Fire</td>
<td>8</td>
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<td>Chimney Fire</td>
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<td>4</td>
<td>9</td>
<td>4</td>
<td>6</td>
<td>1</td>
<td>4</td>
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<tr>
<td>Grass/Brush/Garbage/leaves Fire</td>
<td>18</td>
<td>36</td>
<td>13</td>
<td>38</td>
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<td>Boat in Distress</td>
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<tr>
<td>Ice/Water Rescue</td>
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<td>Hazmat - Gas/Chemical Spill</td>
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<td>4</td>
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<tr>
<td>Hazmat - CO² Detector</td>
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<td>7</td>
<td>6</td>
<td>10</td>
<td>15</td>
<td>10</td>
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<tr>
<td>Electrical/Wires Down/Hydro Pole</td>
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<td>11</td>
<td>16</td>
<td>17</td>
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<td>1</td>
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<td>0</td>
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<td>Apparatus Standby</td>
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</tr>
<tr>
<td>Other Assist/Mutual Aid</td>
<td>4</td>
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<td>2</td>
<td>3</td>
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<tr>
<td>Fire Investigation</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>2</td>
<td>0</td>
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<tr>
<td>Out of Area Assist</td>
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<td>0</td>
<td>0</td>
<td>2</td>
<td>3</td>
<td>1</td>
</tr>
<tr>
<td>Specialized Rescue / Utilities</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>7</td>
<td>4</td>
<td>2</td>
</tr>
<tr>
<td>Burn Complaint</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>47</td>
<td>20</td>
<td></td>
</tr>
</tbody>
</table>

**TOTALS**                               | 270  | 357  | 384  | 409  | 449  | 468  | 206  |

Respectfully submitted,

[Signature]

Ted Conway  
Manager of Fire and Rescue Services/Fire Chief

TC/Im

Noted By: [Signature]  
CAO/Clerk
ITEM 7.1

MEETING: GENERAL COMMITTEE

REPORT NO: WD-19-07

DATE: JULY 9, 2007

SUBJECT: CONCESSION ROAD 1 – REQUEST TO REMOVE STOP SIGN

SUGGESTED MOTION:

THAT we do not remove the Stop signs on Lakeshore Drive at the intersection of Concession Road 1.

BACKGROUND & DISCUSSION:

The Lakeshore Drive road is not directly aligned where Concession Road 1 intersects. The curve at the intersection obstructs the line of sight.

Due to the configuration of the intersection it was recommended that all-way Stop signs should be erected at the intersection, as opposed to Stop signs on Concession Road 1 only.

In July of 2002, Council of the day passed Bylaw No. 2002.71 which included the following amendment:

To provide all-way stop signs to be erected and maintained on Concession Road 1 and Lakeshore Drive;

Concession Road 1 – eastbound and westbound at Lakeshore Drive; and Lakeshore Drive – southbound and northbound at Concession Road 1

The installation of Stop signs on Lakeshore Drive was not intended as a traffic control method to regulate speed, but to ensure safe transit through the intersection from all directions. The all-way Stop signs have worked well in this regard and should remain in place.

ALTERNATIVES:

None suggested.
FINANCIAL INFORMATION:

There would be no expense associated with leaving the signs in place. Removal would cost approximately $120.00, which includes labour and equipment.

STRATEGIC ISSUES:

Through Municipal Services, providing our stakeholders with cost effective services and programs in their best interests is best served by not removing the all-way Stop signs.

Using the all-way Stop sign system also provides a much safer intersection without unduly affecting traffic flow on Lakeshore Drive.

RECOMMENDED ACTION:

That the all-way Stop signs remain in place at Lakeshore Drive and Concession Road 1.

Respectfully submitted,

Bill Newman, C.R.S.I.
Manager of Municipal Works

Noted By: CAO/Clerk
Dated: June 28, 2007

To the Mayor and Council of Ramara Township:

This letter is written to express concerns regarding runoff and drainage from future development of the property now being offered for lease adjacent to Canide Kama by the Sutton Group.

Our property location and legal description:

5562 Fairw Bay Rd
Range Front Part Lot 1 Plan 948
Pt. Lot 19 RR 51R 14097 Pto. 345610
Township of Ramara

The enclosed photos give a detailed look at the 2007 spring runoff. Any project that involves large buildings, asphalt surfaces, changing grades etc. has the potential to alter the quantity and quality of this drainage drastically.

This runoff flows directly under the Kama Rd. and passes over our property into Lake Couchiching.
Our concerns are increased flooding and the environmental impact on Lake Couchiching, which would have a negative impact on property values in Dawn Bay.

We sincerely request assurances from His Worship and Council that our concerns will be addressed and that engineering and environmental requirements will not allow our fears to be realized.

Yours Sincerely,
MEETING: General Committee

REPORT NO. TR-20-07

DATE: July 9th, 2007

SUBJECT: Cell Phone for the Mayor

SUGGESTED MOTION:

THAT the Mayor be provided with a cell phone and usage plan by the Township for Township business use.

BACKGROUND & DISCUSSION:

Currently staff are the only personnel provided with cell phones and usage plans for Township business paid for by the Township.

The Mayor has requested that Council consider the provision of a cell phone for his use paid for by the Township.

FINANCIAL INFORMATION:

The actual cell phone can be purchased for $0.00 to $30.00 with the establishment of a three year plan. Usage plans range from $30.00 to $50.00 depending on usage and features chosen.

ALTERNATIVES:

None presented.

STRATEGIC ISSUES:

To provide our stakeholders with cost effective services and programs consistent with the community’s financial resources, priorities and best interests.

Cont’d …2
RECOMMENDED ACTION:

THAT the Mayor be provided with a cell phone and usage plan by the Township for Township business use.

Respectfully submitted,

[Signature]

Margaret M. Black, CMA, AMCT,
Manager of Corporate Services/Treasurer

MB/sh

Noted by CAO/Clerk: [Signature]

Dated: July 4, 2007
MEETING: General Committee

REPORT NO. TR-21-07

DATE: July 9th, 2007

SUBJECT: Ramara Centre Foundation

SUGGESTED MOTION:

THAT the Ramara Centre Foundation be dissolved and the funds currently held in the Foundation account be used to purchase a bench in the memory of Alfred Lebarr.

BACKGROUND & DISCUSSION:

In 2003 the Ramara Centre Foundation was incorporated with five founding Directors: Martha Howarth, Gail Seaward, Cliff Armstrong, Norm Whitney and Mayor Bill Duffy. The first meeting of the Board was held in 2005.

The objective of the Foundation is to receive, maintain, manage and invest funds to be applied, from time to time, for the exclusive purpose of the establishment, maintenance and operation of the Ramara Centre.

Fundraising campaigns were discussed by the Foundation, but nothing major developed. On January 16, 2006, all of the founding members (excluding the Mayor) tendered their resignations.

In 2006 the Township advertised for membership to the Foundation. Only two verbal enquiries were received and no applications were received. In July, 2006, Council chose not to dissolve the Foundation (see memo attached).

I am at a loss on what to do regarding the federal reports required for the Foundation. Several time-consuming reports need to be filed each year and signed by Foundation officials.

Although the Foundation was a good idea on paper, it never took off in reality.

Cont’d ...2
FINANCIAL INFORMATION:

The cost to establish the Foundation, including its Articles of Incorporation, Charities registration and Trademarks was $14,751.00.

One fundraising campaign was completed. $880.00 was donated by several individuals in memory of Alfred Lebarr. Membership fees were also paid by the founding directors. The current bank account stands at $978.47.

A bench for outside of the entrance to the Ramara Centre will cost $696.00 plus installation and signage.

ALTERNATIVES:

None presented.

STRATEGIC ISSUES:

To provide our stakeholders with cost effective services and programs consistent with the community’s financial resources, priorities and best interests.

RECOMMENDED ACTION:

THAT the Ramara Centre Foundation be dissolved and the funds currently held in the Foundation account be used to purchase a bench in the memory of Alfred Lebarr.

Respectfully submitted,

[Signature]

Margaret M. Black, CMA, AMCT, Manager of Corporate Services/Treasurer

MB/sh

Noted by CAO/Clerk: [Signature]

Dated: July 4, 2007
MEMO TO: Council
FROM: Margaret Black
Manager of Corporate Services/Treasurer
DATE: July 31st, 2006
SUBJECT: Ramara Centre Foundation

On January 16, 2006, Council received a letter of resignation from the directors of the Ramara Centre Foundation and directed that staff advertise for new members. The advertisement was placed on our Township website and in the Packet & Times, requesting applications before April 28, 2006. Two information enquiries were received but not a single application was received. There appears to be little interest in the Foundation within the community.

At this point, Council has three options:

1) appoint 3 to 6 Council members as additional directors (the Mayor is currently a director);

2) re-advertise for membership;

3) dissolve the Foundation.

Appointing the entire Board from Council members defeats the purpose of the Foundation as an “arms-length” Board. That was one of the main objectives when the Foundation was established.

Re-advertising will most likely not raise enough interest as the last advertisement acquired only two phone calls.

It would appear that dissolving the Foundation at this point is the only viable solution. Although the establishment of the Foundation cost a significant amount of money, continuing to carry-on a Foundation that has no public interest will continue to cost staff time in order to complete the business of the Foundation.

Cont’d ....2
I recommend that Council dissolve the Ramara Centre Foundation.

Respectfully Submitted,

[Signature]

Margaret M. Black, CMA, AMCT,
Manager of Corporate Services/Treasurer

MB/sh

Attachment

Noted by CAO/Clerk: [Signature]

Dated: July 26, 2009
Applications for membership in the Ramara Centre Foundation are currently being sought by the Township of Ramara.

The objective of the Ramara Centre Foundation is to receive, maintain, manage and invest funds to be applied, from time to time, for the exclusive purpose of the establishment, maintenance and operation of the Ramara Centre.

Township of Ramara residents who are interested in furthering the objectives of the Foundation, either directly or indirectly, are asked to submit their application (form available) before April 28th, 2006 to:

Margaret Black, Corporate Services Manager/Treasurer
Township of Ramara
2297 Highway 12, P.O. Box 130
Brechin, ON L0K 1B0
Phone: (705)484-5374 or 1(800)663-4054 from 689 exchange
Fax: (705)484-0441
mblack@township.ramara.on.ca
www.township.ramara.on.ca
CR.232.06 THAT the memo from Margaret Black, dated July 31, 2006, regarding Ramara Centre Foundation, be received and referred back to Committee.
ITEM 8.3

MEETING: GENERAL COMMITTEE

REPORT NO. CD-31-07

DATE: JULY 9, 2007

SUBJECT: LOT GRADING DEPOSITS

SUGGESTED MOTION:

1. THAT we adopt a policy to require a deposit for lot grading compliance at the time of building permit issue in the following amounts:
   1) commercial, institutional and industrial use
      a) main building or structure $5,000
      b) addition $5,000
      c) accessory buildings or structures $2,500
   2) residential or other use
      a) main building $2,500
      b) addition, accessory building, septic $1,000

2. AND THAT the following bylaws be amended to implement this deposit:
   - Building Bylaw 2006.18
   - Standard Consent Agreement and
   - Standard Subdivision Agreement
   - Standard Site Plan Agreement

3. AND THAT we maintain the current practice of collecting the $500 lot grading deposit, or whatever amount is stated, where a subdivision agreement or consent agreement is currently registered on title, but that the deposit apply only for the initial building or structure on the lot following which the above noted policy would apply.

4. AND THAT we establish a policy that all required lot grading be completed to the satisfaction of the Chief Building Official or designate or Township engineer or designate for residential permits issued for single detached, semi detached and duplexes within two months of the dwelling being occupied or one year from the issuance of the permit whichever date comes first, except if occupancy occurs from October in one year to March in the next year, the lot drainage shall be completed by June of that year.
5. AND THAT the Building Bylaw, Bylaw 2006.18 be amended to reflect the following:
   a) add to Section 5.2.2(c) "of the subject property and 5 metres into adjoining properties
   b) add Section 5.2.3
      All applicants seeking a building permit shall deposit with the Corporation a lot grading deposit, at the following rate, to ensure the final grading of the property is satisfactory to the Corporation and in compliance with the approved lot grading plan:
      i) Commercial, Industrial or Institutional use:
         - main building $5,000
         - addition $5,000
         - accessory building or structure $2,500
      ii) Residential or other use:
          - main building $2,500
          - addition $1,000
          - accessory building or structure $1,000
   c) add Section 5.2.4
      Notwithstanding section 5.2.3 and to the contrary, where a consent or subdivision agreement is registered on title and contains deposit requirements for lot drainage compliance and inspection, the requirements of the consent or subdivision agreement shall prevail and only until the lot grading for the initial building or structure has been approved as required by that agreement. Subsequent building permits for the subject lot shall comply with the lot grading requirements and deposits established by this bylaw.
   d) add Section 5.2.5
      The applicant for single detached homes, semi detached homes and duplexes shall complete the required lot grading within two months of occupancy of the dwelling or initial dwelling as the case may be or within one year from the date of issuance of the building permit whichever date comes first. If occupancy occurs from October in one year to March in the next year, the required lot drainage shall be completed by the end of June of that year.
   e) add Section 5.2.6
      The deposit shall be returned to the applicant after the lot grading is complete to the satisfaction of the Corporation. In the event the final lot grading is not to the satisfaction of the Corporation or not completed within the required time frame as established in Section 5.2.5, the Corporation shall order the grades corrected and shall deduct the Corporation’s expenses from the deposit.

6. AND THAT the Standard Consent Agreement be amended in Section 12 (c) and Section 12(c) iii to reflect a deposit of $2,500 in place of the current $500.
7. AND THAT the Standard Subdivision Agreement be amended in Section 5.4 (c) and Section 5.4 (c) (3) to reflect a deposit of $2,500 in place of the current $500.

8. AND THAT the Standard Site Plan Agreement be amended as follows:
   a) add Section 2 (b)
      To provide a lot grading deposit with the Township at the following rate to ensure the final grading of the property is satisfactory to the Township and in compliance with the approved lot grading plan:
      i) Commercial, Industrial or Institutional use:
         main building $5,000
         addition $5,000
         accessory building or structure $2,500
      ii) Residential or other use:
         main building $2,500
         addition $1,000
         accessory building or structure $1,000
   b) renumber the remaining subsections in Section 2

BACKGROUND & DISCUSSION:

Motion CW.198.07 of Committee of the Whole of June 11, 2007 states:
THAT Staff prepare a report for Committee to consider on the following matter:
   THAT the Manager of Building and Planning Services implement the following policy when a building permit is obtained and no site plan agreement is required:
      1) acquire a $2,500 grading deposit at the time of building permit application;
      2) final grading must be approved by Township within 6 months of occupancy;
         and/or
      3) the Township will complete outstanding grading and invoice/refund any difference in the deposit.

The suggested motion reflects most of what Council desires. Four bylaws or agreements must be amended. Although the Council direction only applied to residential property, the recommendation includes for commercial, industrial and institutional and for additions and accessory building or structures.

One area of direction of Council that cannot be reflected in these proposed changes is that the Township would enter onto the building site to complete the grading. Where there is a requirement for an agreement, subdivision, site plan or consent, we have the power to do so as the agreement is registered on title.

In a case where it is an existing lot or severed lot and there is no agreement, we have no power to enter private property. The Building Bylaw is proposed to be amended to require the Chief Building Official to “order” to completion of the grading and to take our costs from the deposit. If the order is not followed, we would proceed to court to enforce the order.
FINANCIAL INFORMATION:

The cost associated with collecting and returning lot drainage deposits is the only cost I foresee. Additional staff time in for both Building Services and Corporate Services is required. We currently do so for subdivision and consent agreements.

ALTERNATIVES:

Committee could choose any number between the current $500 and proposed $2,500. for the lot grading deposit.

Committee could require all people constructing a home or addition to enter into a site plan agreement registered on title by designating the entire municipality a site plan control area. The Township would then have the power to enter all property to ensure compliance with lot drainage plans and to draw upon the deposit to do so. However, we lack the staff resources at present to do so.

STRATEGIC ISSUES:

None apply.

RECOMMENDED ACTION:

THAT the motion be adopted.

Respectfully submitted,

Richard P. Bates, BAS, CET
CAO/Clerk

RPB/cmw
**REPORT TO COUNCIL**

**DATE:** July 4, 2007  
**AS OF:** June 30, 2007  
**SUBJECT:** COUNCIL MILEAGE - JUNE 2007  

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<th>COUNCIL MILEAGE REPORT - 2007</th>
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</tr>
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<td>June 4-26</td>
</tr>
<tr>
<td># of Trips</td>
</tr>
<tr>
<td>Kilometres Claimed</td>
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<td>Expense Claimed</td>
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MEMO

TO: GENERAL COMMITTEE
FROM: RICHARD BATES, CAO/CLERK
DATE: JULY 9, 2007
SUBJECT: FLORIDA AVENUE PARK

On May 28, 2007, David and Greig Murphy made a deputation to Council asking either to purchase the parkland, restricting its use to those that have deeded access or installing bollards to keep vehicles out of park area.

I had planned on having a recommendation available for Committee on July 9, 2007, but I found out on July 4, 2007, my email did not reach our solicitor. I do apologize to Committee and Mr. Murphy as I understand the dilemma he and his son are in.

I can advise that the land was granted to the Township on April 3, 1973 as Block A, Plan 882. It is subject to a right-of-way in favour of the owners and occupants of 21 lots in the subdivision and two other lots, 23 properties in all.

The property is valued at $267,000. according to the latest assessment.

Current policy is that the Township not dispose of waterfront lands. This is an important piece of waterfront for the south Ramara area and my preliminary comment is that we don’t dispose of this land.

If Council decides otherwise, it must be declared surplus, surveyed, appraised and offered for sale to everyone.

What our lawyer needs to determine is outlined as follows:

1) Is the land a public park or restricted to just those who have a right-of-way over it?

2) Does the right-of-way apply only to pedestrian movement or does it include vehicular access or access to launch boats?
3) Can the Township apply restrictions such as controlled or no parking, no camping, no boat launch, etc.

Mr. Murphy also has graciously offered to fence the south boundary of the park. He will be writing to Council, but to save trees wants the fence from one to two feet onto the park property. Staff will be investigating.

Chief Administrative Officer/Clerk

RPB/cmw
MEMO

TO: GENERAL COMMITTEE

FROM: RICHARD BATES, CAO/CLERK

DATE: JULY 9, 2007

SUBJECT: AGENDA TIME FRAME

Council adopted Motion CW.202.07, attached, on June 18, 2007 to have the agenda ready for the Thursday mornings prior to meeting days. Currently our target is Thursday afternoon and what triggered Council's motion was a memo from staff stating we were having some trouble always meeting Thursday afternoon, but the agenda would be ready Friday morning.

It is a simple enough motion, but the entire workweek which this organization has been using for eleven years must now be adjusted. This is a major undertaking which at the earliest can't be implemented until September and presently, we don't know if we can meet Council's directive.

In brief, the existing time line is as follows:

Monday
- be available to answer questions from Councillors and the public on today's agenda
- prepare additions to ensure decisions don't take an additional 3 weeks
- prepare motions

Tuesday
- prepare minutes and reports from Monday's meeting
- action all meeting items that staff can from previous night's meeting

Wednesday
- prepare staff reports for next Monday's meeting
- circulate, finalize and proofread previous Monday's minutes and reports
Thursday
- prepare next Monday's agenda
- finalize staff reports
- CAO signs off on reports
- start document feed
- by mid-afternoon – agenda ready for Council

When we prepared the hard copy agendas prior to electronic, delivery was always late Thursday afternoon so Council had it available that evening.

So in short, I need to crush Tuesday and Wednesday in order to have an agenda Thursday A.M.

Please also remember our Procedures Bylaw needs to be amended before we implement this change and the Deputy Clerk is being occupied with weeds in lagoons.

Chief Administrative Officer/Clerk

RPB/cmw

Attachment
This report will be adopted by Council on June 18, 2007 and is subject to change at that time.

4.6 CW.202.07 THAT we amend the Procedure Bylaw to require all deputations and agenda items be provided to the Municipal clerk by 9:00 a.m. on the Wednesday prior to the scheduled meeting.
AND THAT the Clerk prepare any other amendment to ensure the agenda is available to the members of Council on the Thursday prior to the scheduled meeting.
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8.5 Report CD-38-05 Florida Avenue Park ..................................................................................... 3

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ADDITIONS TO THE AGENDA

GENERAL COMMITTEE – JULY 9, 2007

8.5 Report CD-38-07 Florida Avenue Park

8.7 Memo from the CAO/Clerk regarding Salary Administration Plan
MEETING: GENERAL COMMITTEE
REPORT NO. CD-38-07
DATE: JULY 9, 2007
SUBJECT: FLORIDA AVENUE PARK

SUGGESTED MOTION:

THAT in reply to Messrs. David and Greig Murphy's deputation of May 28, 2007 we advise that the park described as Block A, Plan 882 is not for sale and will continue to be used as a public park.

AND THAT parking of vehicles and boat trailers be restricted to the narrow portion of the park and the existing boat launch be signed for the use of local residents only.

AND THAT signs be posted to prohibit camping, fires and overnight parking.

AND THAT our Bylaw Enforcement Officer monitor the park on weekends during the summer.

BACKGROUND & DISCUSSION:

My staff report is further to a memo being considered at Committee on July 9, 2007. Our solicitor's opinion has been received and is attached for background.

Basically, the Township land can continue to be used as a public park and does not have to be restricted to the 23 lot owners and their occupants who have a right-of-way.

The Township cannot restrict access, pedestrian movement or use of the boat launch for those who have a right-of-way. We can restrict parking, fires, camping and the use of the boat launch for other than those with a right-of-way.

I am recommending some signage to keep vehicles out of the waterfront area of the park, except to launch boats and to restrict camping, fires and overnight parking.

The situation should be monitored.
ALTERNATIVES:

We could restrict parking anywhere in the park but that would force parking out onto the sides of the road which I am sure will not be acceptable to the residents.

FINANCIAL INFORMATION:

The signs and installation will cost approximately $500.

STRATEGIC ISSUES:

a) Municipal Services – Signage is cost effective

b) Quality of Life – A park in this location is a real asset as long as there is no overuse.

c) Water Quality – Keeping vehicles back from the lake will provide some protection to the water.

RECOMMENDED ACTION:

THAT the motion be adopted and staff erect the signage as soon as possible.

Respectfully submitted,

[Signature]
Richard P. Bates, BAS, CET
CAO/Clerk

RPB/cmw

Attachment
July 5, 2007

The Corporation of the
Township of Ramara,
P.O. Box 130,
Breachin, ON
L0K 1B0

Attention: Richard P. Bates

Dear Rick:

RE: Block A, Plan 882 - Florida Avenue
Our File Reference No. 78-049-307

I received a copy of your email of July 5th.

Block A is subject to a right-of-way in favour of the owners and occupants of Lots 1 to 21, inclusive, as well as the owners from time to time of Parts 1 and 2, Plan CTA 847. Although the Land Registrar has stated that he would require releases from all lot owners and mortgagees before deeding the reference to the right-of-way there is still a question in law whether each lot owner actually has an interest since it was never conveyed to them. I will however respond to your questions on the basis that these lot owners do have a right-of-way.

1. The land can be used as a public park and is not restricted to the lot owners within the subdivision and the other two parcels. The right-of-way is non-specific but does only give the persons the right to pass over the land and not to occupy it. Subject to the rights-of-way the Township is still the owner and can use the land as it chooses provided it does not restrict the right-of-way use.

2. As stated above the right-of-way is non-specific. Do you have any correspondence or was there a Subdivision Agreement (unregistered) or conditions of draft plan approval which would indicate its purpose? Without any additional information I would say that the right-of-way would include both pedestrian movement and vehicle access for the purpose of launching a boat. The use of Block A over the years since it was first laid out on Plan 882 might help to indicate what the intentions were.

.../2
3. The Township can restrict public parking, camping and boat launching on the right-of-way and this would include the lot owners within the subdivision with the possible exception of boat launching. However so far as the public is concerned boat launching could be prohibited.

I am sorry if this is a bit vague but perhaps if you have additional information I can be more specific.

Yours very truly,

DOUGLAS S. CHRISTIE
DSC/ed
MEMO

TO: GENERAL COMMITTEE
FROM: RICHARD BATES, CAO/CLERK
DATE: JULY 9, 2007
SUBJECT: SALARY ADMINISTRATION PLAN

Deancroft and Associates would like to present their report on Salary Administration in the Township. This report is prepared every five years and deals with pay equity as required under the Pay Equity Act and salary comparisons.

I would appreciate Committee meeting with Anne Poupore of Deancroft on Monday, July 23, 2007 at 4:00 p.m. in the Council Chambers. This closed meeting should run approximately 2 hours. A light lunch will be served before we adjourn to meet in Udney at 7:00 p.m.

I require a motion to meet.

Richard Bates, B.A.S., C.E.T.
Chief Administrative Officer/Clerk