

**AGENDA FOR THE COUNCIL MEETING OF  
THE CORPORATION OF THE TOWNSHIP OF RED ROCK  
FOR THE 933<sup>rd</sup> REGULAR MEETING OF JUNE 21<sup>st</sup>, 2021 AT 7:00 P.M.**

1. Preliminary Matters:
  - Item 1.1 Call to Order
  - Item 1.2 Amendments to/Acceptance of Agenda
  - Item 1.3 Request/Receive Disclosures of Interest
2. Presentations or Deputations (None received for this meeting)
3. Minutes of Previous Council Meeting(s)
  - Item 3.1 Minutes of the May 15<sup>th</sup>, 2021 Education Meeting
  - Item 3.2 Minutes of the June 7<sup>th</sup>, 2021 Regular Council Meeting, Open Session
  - Item 3.3 Minutes of the June 10<sup>th</sup>, 2021 Special Council Meeting
4. Correspondence
  - Item 4.1: Resolutions from other Municipalities for approval/consideration
  - Item 4.2 Natural Gas Expansion Program – Phase 2
5. Reports from Committees, Boards or Agencies
  - Item 5.1 Minutes of the May 11, 2021 Red Rock Public Library Board Meeting
  - Item 5.2 Minutes of the May 31, 2021 Committee of Adjustment Meeting
6. Reports from Administration
  - Item 6.1 Report from Director of Operations
  - Item 6.2 Report from Community Development Officer
  - Item 6.3: Report on Administrative Activity
  - Item 6.4: Report regarding Police Service Board
  - Item 6.5: Report regarding Deeming By-law
7. By-laws (None presented for this meeting)
8. New Business
9. Unfinished Business
  - Item 9.1 Marina Operations
10. Closed Session
  - Item 10.1: Resolution to enter Closed Session, as authorized by the Municipal Act, 2001: Such paragraphs as set out in the minutes, for the purpose of approval of the Closed Session minutes of the meeting held on June 7, 2021 (Item 10.2); Paragraph 239(2)(e) & (f) (litigation; advice subject to solicitor-client privilege), regarding Item 10.3; and
  - Item 10.2: Minutes of the Closed Session portion of the Regular Council Meeting held June 7, 2021
  - Item 10.3: Report Regarding Legal Matter
  - Item 10.4: Report Regarding Legal Matter

Item 10.4: Resolution to Rise from Closed Session and Report in Open Session

11. Report from Closed Session
12. Confirming By-law # 2021-1242
13. Adjourn

**THE CORPORATION OF THE TOWNSHIP OF RED ROCK**

**928(A)<sup>th</sup> SPECIAL MEETING OF COUNCIL**

**MAY 15<sup>th</sup>, 2021**

Present:	Mayor:	D. Robinson
	Councillors:	G. Muir
		S. Park
		C. Todesco
		M. McDonald
	“DeFacto” CAO/Clerk:	M. Figliomeni
	Acting Clerk:	S. Cameron
	Management Consultant:	R. Evans
	Treasurer:	N. Kukkee

Due to current COVID 19 Pandemic restrictions, this meeting was conducted virtually.

**1.0 PRELIMINARY MATTERS**

**1.1 Call to Order**

Mayor Robinson called the meeting to order at 9:30 a.m.

**1.2 Request/Receive Disclosures of Interest**

In response to Mayor Robinson’s request for disclosures, no disclosures were brought forward.

**2.0 INTRODUCTIONS, WORKSHOP GOALS & OBJECTIVES**

Mrs. Kukkee lead members and staff present through an “ice breaker” exercise, where each person said three things about themselves – “two truths and one lie” – and others attempted to determine which statement was the “lie”.

Mrs. Kukkee reviewed with members and staff present the goals and objectives of this educational workshop meeting. As many present were “new” to the process, one goal was to determine what the collective group was seeking in terms of budget information as well as ongoing financial information.

**2.0 BUDGETS 101: THE BASICS**

Mrs. Kukkee lead those present through a discussion of a budget process and what financial reporting a council may expect and receive.

### **3.0 2021 BUDGET DISCUSSION: PROCESS**

Mrs. Kukkee lead those present through a discussion of what could be expected for the 2021 budget.

The Sage management report was referenced as having been considered in the budget process.

### **4.0 2021 BUDGET DISCUSSION: OPERATING & CAPITAL**

Mrs. Kukkee lead those present through the “realities” of the 2021 budget circumstances. Various tax rate increases, and the resultant impacts to property owners, were reviewed.

### **5.0 WRAP UP AND FUTURE PLANS**

Mrs. Kukkee advised that more work was required before the 2021 budget could be presented, and that she would report back when further information was available.

### **6.0 ADJOURNMENT**

There being no further business to conduct, Mayor Robinson declared the meeting adjourned at 12:00 noon.

**THE CORPORATION OF THE TOWNSHIP OF RED ROCK  
931<sup>st</sup> REGULAR MEETING OF COUNCIL**

**JUNE 7<sup>th</sup>, 2021**

Present:	Mayor:	D. Robinson
	Councillors:	G. Muir
		S. Park
		C. Todesco
		M. McDonald
	CAO/Clerk	M. Figliomeni
	Deputy Clerk:	S. Cameron
	Management Consultant:	R. Evans
	Treasurer:	N. Kukkee
	Community Development Officer:	A. Davis

Due to current COVID 19 Pandemic restrictions, this meeting was conducted virtually.

**ONE: PRELIMINARY MATTERS**

1.1 Call to Order

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

1.2 Acceptance of the Agenda

Resolution #1

Moved by: Councillor Todesco

Seconded by: Councillor Muir

BE IT RESOLVED THAT the Agenda for this evening's meeting be approved as circulated.

**CARRIED**

1.3 Disclosures of Interest

In response to Mayor Robinson's request, no members disclosed interests in matters before council this evening.

**TWO: PRESENTATIONS OR DEPUTATIONS**

Mayor Robinson read the following proclamation:

**WHEREAS**, Red Rock celebrates the diversity that strengthens our Township, including individuals who identify as two-spirit, lesbian, gay, bisexual, transgender, intersex, queer and all other sexual orientations and gender identities; and

**WHEREAS**, the intent of Rainbow Collective of Thunder Bay is to encourage all Thunder Bay District municipalities to be inclusive and welcoming places for people of all sexual orientations and gender identities to attend school, to work, to raise a family, to start a business, to live; and

**WHEREAS**, Rainbow Collective of Thunder Bay promises to provide hope and support for the youth and other community members in all district municipalities who experience bullying and harassment based on their sexual orientation or gender identity; and

**WHEREAS**, the COVID-respectful events and activities celebrated throughout Pride 2021 will provide family entertainment, community education and an improvement in the overall quality of life in all Thunder Bay District municipalities:

**NOW THEREFORE**, I, Darquise Robinson, Mayor of the Township of Red Rock, do hereby proclaim June 2021 as Pride month in the Township of Red Rock.

### **THREE: MINUTES OF PREVIOUS COUNCIL MEETINGS**

Items 3.1, 3.2 and 10.2 were dealt with in a single resolution. The following error was noted in the minutes of the Regular meeting of Council (Open Session) held on May 17<sup>th</sup> (Item 3.2):

In Item 6.6, with respect to appointments to committees, it is Councillor McDonald who was appointed to the Environmental Committee; not Councillor Park.

Administration will correct the minutes. No other errors or omissions in any of the minutes were raised.

- 3.1 Minutes of the May 17<sup>th</sup>, 2021 Regular meeting of Council (Open Session)
- 3.2 Minutes of the June 1<sup>st</sup>, 2021 Special Council Meeting
- 10.2 Minutes of the May 17<sup>th</sup>, 2021 Regular meeting of Council (Closed Session)

Resolution #2

Moved by: Councillor Park  
 Seconded by: Councillor McDonald

BE IT RESOLVED THAT the minutes for the open session of the Regular meeting of Council held on May 17<sup>th</sup>, 2021 be approved, as amended, and the minutes of the closed session of the Regular meeting of Council held on May 17<sup>th</sup>, 2021, as well as the minutes for the Special meeting of Council held on June 1<sup>st</sup>, 2021, be approved as circulated.

**CARRIED**

#### **FOUR: CORRESPONDENCE**

No items of correspondence were placed before Council at this meeting.

#### **FIVE: REPORTS FROM COMMITTEES, BOARDS OR AGENCIES**

##### **5.1 Minutes of the April 15, 2021 TBDSSAB Meeting, Open session**

Resolution #3

Moved by: Councillor Park

Seconded by: Councillor McDonald

BE IT RESOLVED THAT the minutes of the meeting of the Thunder Bay District Social Services Administration Board held on April 15, 2021, be received.

**CARRIED**

##### **5.2 Minutes of the May 25, 2021 Environmental Committee meeting**

Resolution #3

Moved by: Councillor Park

Seconded by: Councillor Todesco

BE IT RESOLVED THAT the minutes of the meeting of the Environmental Committee meeting held on May 25, 2021, be received.

**CARRIED**

Councillor Muir requested that Administration post the committee's report on the website. It was noted that the recommendations in the Committee's report would be passed to the Director of Operations for consideration and follow up.

#### **SIX: REPORTS FROM ADMINISTRATION**

##### **6.1 Report on Administrative Activity**

Resolution #4

Moved by: Councillor Park

Seconded by: Councillor Todesco

BE IT RESOLVED THAT the report from Administration be received.

**CARRIED**

##### **6.2 Report Regarding Award of Bursary**

Members present discussed the report. It was acknowledged that choosing a recipient from amongst all of the eligible applicants was an extremely difficult task. Every applicant appeared worthy of the award.

Resolution #5  
 Moved by: Councillor Muir  
 Seconded by: Councillor McDonald

BE IT RESOLVED THAT Administration be directed to award the bursary on a “lottery” basis.

**CARRIED**

6.3 Report Regarding State of Emergency

Mr. Figliomeni overviewed the report and responded to questions.

Resolution #6  
 Moved by: Councillor Muir  
 Seconded by: Councillor Todesco

BE IT RESOLVED THAT the declaration of emergency made by prior Mayor Gary Nelson on March 27, 2020, be rescinded;  
 AND, FURTHER, THAT Administration be directed to so notify the Province.

**CARRIED**

6.4 Report Regarding Penalty/Interest Write-off

Mrs. Evans overviewed the report for Council and responded to questions.

Resolution #7  
 Moved by: Councillor Todesco  
 Seconded by: Councillor Muir

BE IT RESOLVED THAT, due to an error made by the Municipal Property Assessment Corporation, resulting in the actual owner of the property not having received any tax bills, penalty and interest (but not principal), in the amount of \$9,096.06 relating to assessment roll number 58-41-000-000-41010-0000, be written off.

**CARRIED**

6.5 Report Regarding Scheduling a Special Meeting of Council (Budget for 2021)

Members present discussed available dates and times to meet.

Resolution #8  
 Moved by: Councillor Todesco  
 Seconded by: Councillor Muir

BE IT RESOLVED THAT a special meeting of Council be scheduled for Thursday, June 10<sup>th</sup>, at 4:00 p.m. for the purpose of considering the 2021 budget.

**CARRIED**



## 6.6 Report Regarding the Impact of Various Tax Scenarios

Mrs. Kukkee overviewed the report and responded to questions.

Resolution #9

Moved by: Mayor Robinson

Seconded by: Councillor Park

BE IT RESOLVED THAT Administration is directed to move forward with “Scenario #5 – a tax increase of 1.5% AND a change to the commercial tax ratio from 1 to 1.1” in the report with respect to preparation of the 2021 budget.

**CARRIED**

### **SEVEN: BY-LAWS**

No by-laws were presented for passage at this meeting.

### **EIGHT: NEW BUSINESS**

No items of new business were raised by members of Council.

Mrs. Evans advised that work continues relating to the new regimen of police service board structures in Ontario, and the requirement to propose, collectively with other municipalities and with First Nations served by a board, for a board structure and representation.

### **NINE: UNFINISHED BUSINESS**

No items of unfinished business were presented for consideration at this meeting.

### **TEN: CLOSED SESSION**

#### 10.1 Resolution to Close the Meeting

Resolution #10

Moved by: Councillor Todesco

Seconded by: Councillor Muir

BE IT RESOLVED THAT, the time being 8:15 p.m., Council resolve into Closed Session, as authorized by the Municipal Act, 2001:

Paragraphs 239(2)(e) and (f) (litigation and advice subject to solicitor-client privilege) regarding Item 10.3; and

Paragraph 239(2)(d) (pending disposition of property), regarding Item 10.4.

**CARRIED**

Council entered closed session. During the Closed Session meeting, the following procedural resolution was passed:

Resolution #11

Moved by: Councillor Park  
Seconded by: Councillor McDonald

BE IT RESOLVED THAT, the time being 8:37 p.m., Council rise from closed session and report in open session.

**CARRIED**

There was a brief delay as members reverted to the open session virtual meeting. Councillor Todesco was unable to re-connect. The open session re-convened at 8:40 p.m.

**ELEVEN: REPORT FROM CLOSED SESSION**

Resolution #12

Moved by: Councillor Muir  
Seconded by: Councillor Park

BE IT RESOLVED THAT, with respect to Items 10.3 and 10.4 on this evening's agenda, Administration be authorized to proceed as directed in closed session.

**CARRIED**

**ELEVEN: ADJOURNMENT**

There being no further business to conduct, Mayor Robinson declared the meeting adjourned at 8:41 p.m.

**THE CORPORATION OF THE TOWNSHIP OF RED ROCK**

**932<sup>nd</sup> SPECIAL MEETING OF COUNCIL**

**JUNE 10<sup>th</sup>, 2021**

Present:	Mayor:	D. Robinson
	Councillors:	G. Muir
		S. Park
		C. Todesco
		M. McDonald
	CAO/Clerk:	M. Figliomeni
	Deputy Clerk:	S. Cameron
	Management Consultant:	R. Evans
	Treasurer:	N. Kukkee

Due to current COVID 19 Pandemic restrictions, this meeting was conducted virtually.

**1.0 PRELIMINARY MATTERS**

**1.1 Call to Order**

Mayor Robinson called the meeting to order at 5:00 p.m.

**1.2 Request/Receive Disclosures of Interest**

In response to Mayor Robinson's request for disclosures, no disclosures were brought forward.

**2.0 REPORTS FROM ADMINISTRATION**

**2.1 2021 Budget**

Mrs. Kukkee overviewed the report and responded to questions.

Resolution #1

Moved by: Councillor Parks

Seconded by: Councillor McDonald

BE IT RESOLVED THAT Council receive the budget report.

**CARRIED**

### **3.0 BY-LAWS**

#### **3.1 By-law 2021-1237 to Adopt the 2021 Budget**

Resolution #2

Moved by: Councillor Taddeo

Seconded by: Councillor McDonald

BE IT RESOLVED THAT By-law Number 2021-1237, to adopt the 2021 budget, be passed.

**CARRIED**

#### **3.2 By-law 2021-1238 to Establish Tax Ratios**

Resolution #3

Moved by: Councillor McDonald

Seconded by: Councillor Muir

BE IT RESOLVED THAT By-law Number 2021-1238, to establish tax ratios, be passed.

**CARRIED**

#### **3.3 By-law 2021-1239 to Establish Limits for Property Classes**

Resolution #4

Moved by: Councillor Park

Seconded by: Councillor McDonald

BE IT RESOLVED THAT By-law Number 2021-1239, to establish limits for property classes, be passed.

**CARRIED**

#### **3.4 By-law 2021-1240 to Adopt Optional Tools for Taxation Purposes**

Resolution #5

Moved by: Councillor Park

Seconded by: Councillor Muir

BE IT RESOLVED THAT By-law Number 2021-1240, to adopt optional tools for taxation purposes, be passed.

**CARRIED**

3.5 By-law 2021-1241 to Set and Levy the 2021 Tax Rates

Resolution #6

Moved by: Councillor Park

Seconded by: Councillor McDonald

BE IT RESOLVED THAT By-law Number 2021-1241, to set and levy the 2021 tax rates, be passed.

**CARRIED**

**4.0 ADJOURNMENT**

There being no further business to conduct, Mayor Robinson declared the meeting adjourned at 5:21 p.m.

DRAFT

Requests for Resolution Support from Other Municipalities

Council Meeting June 21, 2021

The following subject-matter resolutions not previously considered by Council, have been received:

No.	Date	Municipality (or Municipalities)	Subject Matter
1.	June 1	Town of Halton Hills	Requesting that MMAH immediately restore the amendments to the Planning Act that mandated the evaluation of appeals on a consistency and conformity with Provincial policies and plans
2.	June 10	Fort Erie	Requesting that the Federal Government cease further consideration of eliminating capital gains tax exemptions on primary residences.

**Ministry of Energy,  
Northern Development  
and Mines**

Office of the Associate Minister  
of Energy

77 Grenville Street, 10<sup>th</sup> Floor  
Toronto ON M7A 2C1  
Tel.: 416-327-6758

**Ministère de l'Énergie,  
du Développement du Nord  
et des Mines**

Bureau du ministre associé  
de l'Énergie

77, rue Grenville, 10<sup>e</sup> étage  
Toronto ON M7A 2C1  
Tél. : 416-327-6758



June 9, 2021

His Worship Gary Nelson  
Mayor  
Township of Red Rock  
cao@shawbiz.ca

Dear Mayor Nelson:

I am writing to update you about our government's efforts to expand access to natural gas for families and businesses in rural, Northern and Indigenous communities in Ontario through Phase 2 of the Natural Gas Expansion Program.

Access to natural gas both lowers heating costs and drives economic development. The Natural Gas Expansion Program encourages communities to partner with natural gas distributors on potential projects that are not currently financially viable and would not be built without additional financial support.

While I appreciate your interest in Phase 2 of the program, I regret to inform you that we will not be able to provide funding for the RED ROCK proposal at this time.

I would like to ensure that you understand how this decision was reached.

There was tremendous interest in Phase 2 of the program. The 210 submissions received by the Ontario Energy Board requested a total of \$2.6 billion in funding. The government originally intended to make \$130 million in ratepayer-funded financial support available for Phase 2 projects over the three-year period from 2021 to 2023. Even with our decision to increase the budget to \$234.24 million and extend funding to 2025, the total requested funding for the 210 submissions still greatly exceeded the funding available. With so many worthy proposals to consider, I'm sure you can appreciate our challenge.

I can assure you that, in assessing the project submissions, my ministry used consistent criteria to assess each and all projects.

.../cont'd

Our top priority was to connect the most customers, as broadly across the province as possible, in the most economically feasible way. To account for these factors, we used the Ontario Energy Board's Profitability Index (PI) indicator to guide us in recommending the most suitable projects for eligibility under Phase 2.

The PI measures the economic viability of a project. The OEB determines whether a project is economical based on the number of customers forecast to connect to the project over a 10-year period in relation to the costs of the project. While none of the projects were fully viable without support, after ensuring that short-listed projects were regionally distributed, the projects that were ultimately selected were the ones with the strongest indexes.

Going forward, we will continue to consider opportunities to further support natural gas expansion beyond Phase 2. I would note that natural gas utilities are welcome to propose expansion projects to the OEB at any time if they are economically viable, and municipalities may want to consider what they can do to assist with the economics of projects in their areas.

Our government will continue to work hard to deliver on our commitment to reduce energy costs.

Thank you for your interest in the Natural Gas Expansion Program and please accept my best wishes.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Walker", with a long horizontal flourish extending to the right.

The Honourable Bill Walker  
Associate Minister of Energy

c: Michael Gravelle, MPP, Thunder Bay-Superior North  
Hon. Greg Rickford, Minister of Energy, Northern Development and Mines,  
Minister of Indigenous Affairs



**Red Rock Public Library**  
**Regular Meeting**  
**May 11, 2021**

*The 403rd regular meeting of the Red Rock Public Library Board was held on  
Tuesday May 11, 2021.*

Electronically Present:

Chairperson:	Cheryl Hendricken
Board Members:	Anne Lockwood
	Denise Maidment
	Marilyn Young
Secretary/Librarian:	Nancy Carrier
Absent with regrets:	Joanne Boudreau
	Darquise Robinson

1. The meeting was called to order at 4:30 p.m.
2. The agenda was approved and there was no declaration of pecuniary interest.
3. The Minutes of the meeting held on April 13, 2021 were approved as revised.

Resolution #1:

Moved by: Marilyn Young

Seconded by: Anne Lockwood

Be it resolved that: the minutes of the meeting held on April 13, 2021, be approved as revised.

CARRIED

Correspondence: none

Business arising from minutes: none

4. The Statement of Operations was not available for discussion. Cheque register for April 2021 was presented and discussed.

Resolution #2

Moved by: Anne Lockwood

Seconded by: Denise Maidment

Be it resolved that: Cheques numbered 1021 to 1026, and including cheque #11 in the amount of \$15,464.11 and dated May 10, 2021, be approved for payment.

CARRIED

5. The Librarian's report dated, April 13, 2021 and covering the month of March 2021 was presented and discussed.

New Business:

- With the Ontario Library Service North and the Southern Ontario Library Service amalgamating into 1 association – the Ontario Library Service, recruitment for local Board representation on the population served Ontario Library Service assemblies was completed. Red Rock Public Library Board member, Anne Lockwood, is our Board's representative. She attended an Ontario Library Service Board assemblies virtual meeting and presented a verbal summary of the meeting.
- The CEO is registered for a virtual networking meeting based on Population less than 2,500 for Ontario Libraries M-Z, on May 12, 2021, from 1:00 PM - 3:00 PM(EDT). Networking Meetings give library CEOs an opportunity to discuss common issues. At these meetings, Ontario Library Service Consultants provide updates on initiatives, programs, and services. CEO will provide an update on Networking meeting at next Board meeting.
- The RRPL Database brochure was updated to include our newest database, Novelist. It was presented to Board for discussion. Novelist is a reader's advisory database, synced into the library's catalogue, as well as accessible with library card on library's website. The brochure is promoted on social media and in the library lobby. The individual databases are routinely promoted on Facebook, as well as displayed on a dedicated website page.

6. The next meeting date was discussed.  
Motion was made to adjourn the meeting.

Resolution #3

Moved by: Marilyn Young

Seconded by: Denise Maidment

Be it resolved that: The meeting was adjourned at 5:03p.m. and the next meeting will be held on June 8, 2021 at 4:00 p.m.

CARRIED

**THE CORPORATION OF THE TOWNSHIP OF RED ROCK**

**COMMITTEE OF ADJUSTMENT  
MEETING MINUTES**

**MAY 31<sup>ST</sup>, 2021**

Present:	Chair:	D. Robinson
	Members:	L. Anderson
		M. Bunch
		R. Spencer
	Secretary-Treasurer:	S. Cameron
	Management Consultant:	R. Evans

Due to current COVID 19 Pandemic restrictions, this meeting was conducted virtually.

**Item One: Preliminary Matters**

(a) Call to Order

Chair Robinson called the meeting to order at 6:00 p.m. It was noted that this evening's meeting is a public meeting required under the Planning Act. The purpose of the meeting is to obtain input from the community prior to making any decisions on the application.

The application before committee this evening is to sever a parcel of land into two separate pieces.

Information on, and instructions for participation in, public meetings were read aloud.

(b) Attendance

The presence of Members of Committee and staff were recorded.

The following members of the public were noted in attendance:

- Applicants, Ms. Rosemarie Allen and Ms. Deborah Gordon
- Planning consultant for Applicants, Mr. Syl Menic
- Shirley Jean
- Joe Harmatiuk

(c) Declarations of Pecuniary Interest

In response to Chair Robinson's request, no declarations of interest were noted.

## Item Two: Public Meeting Regarding an Application to Sever Property

### 2.1 Application by Rosemarie Allen and Deborah Gordon to Sever Property Located on Highway 628

Mrs. Evans overviewed the application for members of Committee. She noted the following:

- Red Rock's Official Plan, policy 1.6.2., indicates that the plan is intended to be flexible, and that it must be read as an entire document, with information taken in context
- Policy 2.4.2 states there can be no development in habitats of wildlife that are threatened or endangered species, and that nothing in this application revealed any concerns in that regard
- Policy 4.6.3 addresses areas with aggregate potential. A portion of the subject property is within the aggregate potential area as set out in the Schedule to the Official Plan. Accordingly, development is only permitted if:
  - a) Resource use is not feasible;
  - b) The proposed use serves a greater long-term public interest and
  - c) Issues of public health, public safety and environmental impact are addressed.This property is an "infill" property within other residential lots. Aggregate uses would not be compatible with the adjacent properties and would not be considered to be feasible in this context. As the proposed use is rural residential, this is compatible with surrounding properties (which are a specific rural residential designation because of their access to Highway 628, allowing smaller lot sizes) and thus serves a greater long-term public interest. By preventing aggregate development on this property, public health (dust, noise), public safety (traffic), and environmental impact (excavation) are all adequately addressed.
- Policy 4.9 requires that development on provincial highways will require Ministry of Transportation approval. The MTO was circulated with this application, but no response was received. Any approvals will need to be conditional upon MTO approvals.
- Policies 4.12.1, 4.12.2 and 6.2.2 (j) require the applicant to demonstrate that development is possible on both the severed and retained lots in terms of the soil capacity to accept sewage.
- Policy 5.7 provides that residential development in rural areas should be "limited" – which is not clearly defined. Policy 5.7.5 provides that development must have legal and practical road access; only one dwelling is permitted per lot; and preference is given to "infill" development. No rural road extensions will be considered.
- Policy 6.2.2 sets out the ground rules:
  - A maximum of 2 lots plus the retained lot is permitted;
  - The committee must be satisfied that a severance is preferable to a plan of subdivision;
  - The lots must each have a minimum of 90 meters road frontage, and must each be at least 1.5 hectares in size;

- Infill development is preferred in the rural area;
  - The Thunder Bay District Health Unit must be satisfied with the capacity of each lot to support the appropriate septic system; and
  - The Thunder Bay District Health Unit (or equivalent) must be satisfied with the capacity for each lot to provide a sufficient quality and quantity of potable water.
- Red Rock's Zoning By-law designates this property as "rural". Adjacent smaller lots are zoned "rural residential" as noted by the Official Plan as being desirable along provincial highways.
  - Despite the aggregate potential designation in the Official Plan, Red Rock's zoning by-law only allows aggregate extraction from Crown lands.

Mrs. Evans provided her opinion that the application, as presented, met the requirements of the Official Plan and Zoning By-law, with certain conditions.

The Chair asked Mr. Menic for any additional comments on behalf of the Applicant. Mr. Menic indicated that he concurred with Mrs. Evans' overview of the applicable Official Plan and Zoning By-law provisions. He noted that he had requested, and received, preliminary approval from the MTO (Mr. Kevin Ellis, Corridor Management), and he would forward the information in this regard to the Committee Secretary Treasurer.

## 2.2 Members in the Audience may Address Committee Either in Favour of, or in Opposition to, the Application

No members of the public in attendance wished to speak to the matter. Those present had indicated attendance based on general interest in the proceedings.

## 2.3 Response from Applicants (if required)

The Applicant was not required to, and did not, present anything further.

## 2.4 Committee to Consider the Application

Members of the Committee considered the application in light of the information provided.

Moved by: Leif Anderson

Seconded by: Martin Bunch

BE IT RESOLVED THAT, the Committee of Adjustment, believing it to be good planning, in accordance with the Provincial Policy Statement, Red Rock's Official Plan and Red Rock's Zoning By-law, approves of the application by Ms. Allen and Ms. Gordon, through their agent, Mr. Menic, to sever the property legally described as:

Parcel 17256, Section TBF

Part of half of the Est part of Lot 4, Concession 5, Nipigon

As set out in LT 117354, excepting LT 143712, Highway 628

into two lots, as proposed in the application, subject to the following conditions:

- a) Written approval is received from the Ontario Ministry of Transportation relating to allowing access for both the severed and retained lots;
- b) Written confirmation is received from the Thunder Bay District Health Unit that both the severed and retained lots can support a Class IV sewage system;
- c) Written confirmation is received from the Thunder Bay District Health Unit (or a similarly qualified person) that a suitable potable water supply (quantity and quality) has been proven for both the severed and retained lots;
- d) A survey of the severed lot is registered at the land registry office and filed with the Red Rock Township Office; and
- e) Transfer of the severed lot must take place within 12 months of the date that this decision of the Committee of Adjustment becomes final and binding.

**Item Three: Adjourn the Meeting**

The time being 6:29pm, and there being no further matters of business to discuss, Chair Robinson declared the meeting to be adjourned.

# PUBLIC WORKS MONTHLY REPORT

June 21<sup>st</sup>, 2021

## WATER DISTRIBUTION

1. Public Works had to excavate to repair a leaky service connection at 128 Brompton Rd. The work required the main to be isolated at the intersection at Brompton & Rouse St. The adverse water condition for “low pressure” was reported to the MOH & SAC. Residents affected from the main shut down were notified and put under a temporary BWA until water testing could be completed.

Water sample testing results were received by May 20<sup>th</sup>. The appropriate agencies were again notified, and directive was given from the MOH to lift the BWA for the affected area.

2. Spring hydrant flushing was performed from Public Works in the first week of June. Storm sewers in the upper Brompton area were flushed at this time to prepare them for camera inspection as part of the project evaluation for that section of street.
3. DWS staff continue to assist OCWA with operational details as we work through this period of transition.

## WASTEWATER COLLECTION

1. Lift Station #1. on the sanitary sewer line that serves Hwy. 628, continues to alarm for pump faults. Alarms have been more infrequent since the pump was last removed for inspection and cleaning. The staff electrician is scheduled to test the contactor switches for the pump the week of June 14<sup>th</sup>.

The lift station is currently running with one pump. The second pump at the station is out of service until repairs can be made. Aegus Construction will be scheduling a date for repair in the upcoming weeks.



# PUBLIC WORKS MONTHLY REPORT

June 21<sup>st</sup>, 2021

## RECREATION CENTER

1. Staff continue to perform cleaning and building checks on Monday, Wednesday, and Fridays of each week.

## MARINA CENTRE & PARK

1. Public Works staff continue to perform weekly inspections of the Marina Building and Fuel Kiosk.
2. The Marina boat launch, docks and fuel kiosk were opened for the season on Friday, May 21<sup>st</sup>. The marina has been set up to operate similarly to last season, with two summer students working 4-day rotations to manage marina services. The hours of operations are 9:00am to 7:00pm, seven days a week.
3. Maenpaa Electric was needed to replace a light contactor for the circuit that provides power for the marina break wall lighting, and the entrance beacons. All lights are functional at this time.
4. Public works staff have made repairs to the end of Dock A. Some welding to repair a mount bracket for the dock was done by Pierre Paquet. All docks are now in place for the season.
5. Northwest Petroleum was on site May 28<sup>th</sup> to perform the annual TSSA Inspection for the Marina Kiosk fuel pumps and tanks. The bi-annual Weights & Measures Inspection was also performed at this time. Both inspections passed without issue.
6. The Splash Pad is now open for the season. A new drainage pump will need to be purchased for the pad; a construction pump is being used for the time being. Signs have been posted in the area to remind users to practice social distancing.

# PUBLIC WORKS MONTHLY REPORT

June 21<sup>st</sup>, 2021

7. Public Works has installed the Kayak Launch for the season.

## GENERAL

1. Street & gutter cleanup has begun with the use of Nipigon's street sweeper. The water pump on the sweeper used for dust control functions poorly, so sweeping is being done on selected days with damp or rainy conditions.
2. The E-Waste collection program that was being run out of the Municipal Shop yard, has been relocated to the landfill site. A decision was made to move the collection receptacles to the landfill after some recent vandalism at the shop site.
3. The compound for disposal of refrigerated appliances has been set up at the landfill site. A fee of \$50 will be charged to cover the cost of decommissioning the appliances.
4. The 2011 GMC Sierra had repairs made from Spadoni Motors to replace fuel lines on May 18<sup>th</sup>.
5. Superior Strategies has been approached for First Aid training for members of Public Works. A Workplace Safety meeting is scheduled for June 25 to address in-house WHIMIS updating for staff members.
6. Stand-by generators for the Public Works facility as well as Rec Center, continue to be tested monthly by staff.

## Marina Park Update: Methods for Beaver Deterrents

As per council's directive I have taken some time to research some alternative methods for dealing with beaver within the marina as opposed to trapping the animals.

The first solution looked at, was to barricade the remaining mature trees on the break wall, mainly the Birch. Steel welded screening can be purchased relatively cheaply along with stake material. Low fencing 3 to 4 feet high surrounding each tree should be an effective deterrent. The drawback to barricades will be in time and labour to do this. Each tree would need to be limbed from the trunk to allow for the fencing. Most trees are also planted on sloped ground which will complicate the install. If barricades are decided as the alternative, it might be wise to try a couple of trees to see how practical it will be as far as installing, cost and aesthetics.

The other method of protection I was able to find, is painting the trunks of trees and adding grit or sand to the paint. Apparently coating trees with a sand paint mixture may prevent gnawing as the beaver dislike the feel of grittiness in their mouths. I did call our local MNR to ask if this was a practice, they were aware of, and they had not heard of this method being used. They did advise of a specific tree marking paint that they do use which is formulated to be used on trees if this method was to be tried. Painting the selected trees on the break wall would be easier to apply and much cheaper, the risk would be in its effectiveness.

Since the removal the 2-adult beaver at the end of April, staff have been monitoring the situation on the break wall, and no new evidence of further damage to trees has been noticed. The animals that were taken seems to have been enough to deter any remaining beaver at this time. Also, with the changing season, beaver's diet changes from trees to more aquatic vegetation and young growth trees. As a result of these observations, it is my recommendation to council that no further action is required until there is proof of more damage from the remaining beaver in the area.

Blair Westerman, PWS.



# Township of Red Rock

## Community Development Office

42 Salls Street  
Red Rock ON P0T 2P0  
cdo@redrocktownship.com  
(807) 886-2704

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### June 21, 2021 CDO Activity Summary

#### Grants and Projects

- a) ICIP Green – Red Rock Newton, Frost, Stadler and Brompton Water and Wastewater Rehabilitation and Replacement Project

Continuing with project management activities and coordination with JML Engineering and Director of Operations on various components of the project. Further along in the design stage there will information placards available for public viewing and an opportunity for the public to bring forward any concerns and provide feedback before tendering construction.

- b) Continuing to prepare documentation for projects and RFP's, provide status reports to funders and monitor project timelines and budgets.
- c) Received funding from Trans Canada Trail in the amount of \$1000.00 for Spring Cleanup activities on the Red Rock Mountain Trail. This project will help to address a boggy area between the Paley's and Red Rock Lookouts. Work will be completed by Epic Adventures the end of June/early July in the amount of \$1,200.00.
- d) Trail location signs for Trans Canada Trail Wayfinding project have been installed. TMR Contracting from Nipigon was hired to install two signs on the north side of HWY 628 leaving town to indicate entrances for the Nipigon River Recreation Trail and the Red Rock Mountain Trail for the amount of \$2,011.40. The Township of Red Rock received \$1,910.00 from Trans Canada Trail for this project.
- e) Superior Country and the Lake Superior North Shore Tourism Strategy is moving into the product development stage of the project this summer. They are asking communities to complete Tourism Excellent North Community Self-Assessments. I will be reaching out to a few tourism related businesses to complete the assessments. I would also need 1 or 2 Councillors to complete the assessment. It takes about 30-45 minutes to complete. These TEN Community Self Assessments will help to identify common gaps that exist along the north shore that the Tourism Coordinator and Superior Country can assist with, and it also helps to make decision makers and business owners aware of some of the gaps that they may not have noticed prior.

I am requesting 1 or 2 Councillors willing to complete the assessment.

**The Corporation of the Township of Red Rock  
Administrative Report**

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**Date:** June 21, 2021 (For Meeting on June 21, 2021)  
**To:** Mayor and Council  
**Subject:** Administrative Activity Report  
**File Number:** TBD  
**Submitted by:** Mark Figliomeni, CAO/Clerk

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**RECOMMENDATION:**

This Report is prepared for Council's information.

Please note that the Procedure by-law (2020-1210) provides that only one regular meeting of Council will occur in both July and August, and that it will be the third Monday of the month.

**BACKGROUND:**

Mrs. Evans had been retained part time to provide non-Treasury management ("CAO/Clerk") assistance to the Township during the time when the CAO/Clerk position was vacant. The retainer has continued for assistance to Mr. Figliomeni, as required.

Mrs. Kukkee has been retained part time to provide Treasury and financial assistance.

Mr. Figliomeni ("CAO/Clerk") assumed duties full time as of May 25<sup>th</sup>.

Ms. Davis has been retained as community development officer (part time). She has provided a separate report.

**DISCUSSION:**

**General Administration by Mr. Figliomeni:**

Since the report delivered at the last Council meeting June 7<sup>th</sup>), Mr. Figliomeni has been getting oriented with the municipality's operations and facilities. He has been involved in several meetings with MPAC, OCWA, TBDHU, Asset Management as well as weekly staff meetings and has been "catching up" on all ongoing operations. Mr. Figliomeni has been managing the day to day operations of the office which includes but not limited to sorting/monitoring daily email correspondence, building/developing relationships as well as dealing with issues arising (both past and present) as they arise.

Whitney O'Dahl has been hired to fill the Municipal Secretary vacancy and is scheduled to officially start on June 28<sup>th</sup>, 2021. Also, all summer student positions are now filled.

As Council directed at the last meeting, a lottery approach was undertaken for the annual student bursary. The student awarded the bursary is Rory Thompson.

Both Mr. Figliomeni and Mayor Robinson have been registered for the upcoming AMO Conference scheduled to be held virtually August 15-18, 2021.

Recission of emergency order was reported to the Province on June 17<sup>th</sup>, 2021.

The Municipal Office is slated to re-open to the public on July 5<sup>th</sup>, 2021. Protocols will be in place to ensure the safety of staff and public.

#### Assistance by Mrs. Evans:

As Mr. Figliomeni assumes his new position, Mrs. Evans has taken a “back seat”, but has been, and remains, available to assist. She has not been “on site” since May 25<sup>th</sup>, but plans to be on site June 28<sup>th</sup> to orient new staff (Municipal Secretary; summer student) to the filing system and need for a by-law index, and further assist Mr. Figliomeni.

Mrs. Evans remains available to staff and to Mr. Figliomeni on day-to-day matters, remotely, as required.

Mrs. Evans has reviewed Council’s procedural by-law, and has some concerns. The by-law is (a) not well written (citing legislation inappropriately) and (b) not being followed. It was passed in April of 2020, and, among other things, requires that council pass a “Confirmatory By-law” at each meeting. This has, apparently, never been complied with.

What is a “Confirmatory by-law” (also known as a “confirming by-law”)?

The Municipal Act requires that municipalities conduct their business by by-law (Subsection 5(3)). This can be cumbersome if each and every decision needs to have a by-law passed to “legalize” it.

The “legal” rule is that the exercise of powers by resolution (rather than by by-law) is effective only for the term of the council that passed the resolution. A by-law, on the other hand, will be effective unless and until it is amended or rescinded by another by-law – whether during the term of the council that passed the by-law, or by a subsequent term of council.

To overcome this cumbersome requirement to have a by-law for every decision, and to ensure that decisions made by councils are binding, many Ontario municipalities will pass a by-law, at the close of the council meeting, to “confirm” the proceedings of that meeting.

Red Rock’s procedural by-law (#2020-1210) has a provision (5.13(d)) that requires a confirming by-law to be passed at each council meeting. This has, to date, not been followed. The agenda for the meeting for June 21<sup>st</sup> will include a confirming by-law.

**ATTACHMENTS:**

None.

**AVAILABLE UPON REQUEST:**

Review notes, correspondence, verbal updates, etc.

**The Corporation of the Township of Red Rock  
Administrative Report**

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**Date:** June 16, 2021 (For Meeting on June 21<sup>st</sup>, 2021)  
**To:** Mayor and Council  
**Subject:** Police Service Board  
**File:** TBD  
**Submitted by:** Rosalie Evans, Management Consultant

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**RECOMMENDATION:**

This report is prepared for Council's information.

**BACKGROUND:**

The Province originally determined that each detachment of the Ontario Provincial Police should have a single police service board. After lobbying from many municipalities, there was some relaxation of this rule. In particular, the Province is open to more than one board per detachment where (a) geography dictates that is the most responsible option and/or (b) First Nations require their own board.

Municipalities and First Nations were directed to present to the Province their "consensus" proposal for the make-up of the police service board for their detachment. In the absence of consensus, the Province will impose a board structure.

In the event that no proposal was received, the Province would impose a board structure.

**DISCUSSION:**

The Township of Nipigon assumed responsibility for a co-ordinated response to the Province for all of the Municipalities and First Nations in the Nipigon OPP detachment area, which are:

- Township of Nipigon (population 1642)
- Township of Terrace Bay (population 1611)
- Township of Schreiber (population 1059)
- Township of Red Rock (population 902)
- Township of Dorion (population 316)
- Red Rock Indian Band (population 303)
- Animbiigo Zaagi'igan Anishnaabek First Nation (population 182)
- Pays Plat First Nation (population 89)

Because Nipigon had not received responses from all 8 "members", it requested (and received), on all of our behalves, an extension to the time limit for submission of a proposal.



Those municipalities (including Red Rock) and First Nations who have responded continue to work with Nipigon and the Province in terms of providing a consensus proposal.

Administration remains hopeful that all “members” will ultimately respond and that a consensus proposal will be submitted.

**ATTACHMENTS:**

None

**The Corporation of the Township of Red Rock  
Administrative Report**

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**Date:** June 16, 2021 (For Meeting on June 21<sup>st</sup>, 2021)

**To:** Mayor and Council

**Subject:** “Deeming” By-laws  
**File:** TBD

**Submitted by:** Rosalie Evans, Management Consultant

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**RECOMMENDATION:**

This report is prepared for Council’s information.

Administration is proposing to bring forward a “deeming by-law” at the next regular meeting of Council. This report is intended to inform Council on what a “deeming by-law” is, and why it is necessary in the circumstances.

**BACKGROUND:**

The Planning Act governs the “subdivision” (or “severance”) of any property that is a single land parcel into one or more land parcels. It requires that the land owner go through a formal process, through the Municipality with jurisdiction, and subject to all of the rules and requirements of the Act and its regulations, before a “portion of” a land parcel can legally be sold. The process is either an application for a severance (also known as a “consent”) or an application for a subdivision.

In many cases, a historic subdivision has been approved where lot sizes are smaller than property owners desire. In those cases, a property owner may purchase two or more adjacent lots in an approved subdivision, in order to obtain a lot size that meets their wants or needs. Unfortunately, this results in both Building Code Act and Planning Act complications.

**DISCUSSION:**

Planning Act

When a plan of subdivision has been approved, and the plan registered, each lot on that plan is considered a lot that can be sold to a third party, regardless of the ownership of adjacent parcels. (If there is no plan of subdivision, or approved severance, a landowner cannot legally sell a portion of his/her land.)

Problems can occur where an owner of more than one lot develops the lot(s) as if they were a single land parcel. While the original development may have been “innocent”, the factual circumstances that arise as time passes can cause issues.

## Building Code Act

As Council is aware, the Building Code governs construction to attempt to ensure that:

- (a) future buyers of buildings can rest assured that their purchase is “sound”; and
- (b) neighbouring property owners can also rest assured that their investments are protected.

In this regard, there are a lot of “extra” Building Code requirements when a structure is built at or near to a property line. For example, windows in a wall that is at/near a property line must have wire-reinforced glass. This will protect the neighbouring property, in the event there is a structural fire in the building, from “explosion” of the window due to the fire.

These provisions are some of the “background” to lot set back requirements in zoning by-laws.

## The Problem

When people come to the Township to apply for a building permit, they have the onus to verify that they own the property they are proposing to build upon. They are not required to submit property title documents – they simply swear that they own the property in question.

Many people do not understand the complexities of the Planning Act or the Building Code Act. If they own two side-by-side lots in a plan of subdivision, they may innocently come forward with a development proposal that may not comply with legislation. Municipalities are not obligated to undertake title searches, and can rely on the property owners’ statements in terms of what they own.

If a structure is either close to, or actually straddles, a property line between two lots on a plan of subdivision, there are obvious issues for both the Building Code Act and the Planning Act. The structure may not meet Code requirements. There will also, likely, be Zoning by-law infractions in terms of set backs.

Nevertheless, as each of the lots are “the whole of a lot on a registered plan of subdivision” (language in the Planning Act), each can be separately sold. This could result in a future purchaser unknowingly buying a “problem” (i.e. a “near” structure without proper Building Code compliant windows, a property where a septic system encroaches, a property with no authorized road access, etc.)

## The Solution

The Planning Act allows a municipality to pass a by-law, applicable to one or more lots in a plan of subdivision, that “deems” those lots to be outside of the plan of subdivision.

This effectively “merges” adjacent lots, despite the historic approval and registration of the plan of subdivision.

It means that any building near or straddling a property line becomes “legal”, as it is now “central” to the new “whole lot”.

It has no impact on other owners of lots in the subdivision; it is particular to the lots that are referenced in the “deeming by-law”.

Administration has become aware, through the issuance of a building permit, and subsequent discussion, of a circumstance where a property owner of two adjacent lots in a registered plan of subdivision, owns a house that is either “too close to” (by zoning by-law and Building Code Act standards) or actually straddles the property line between the two lots.

The main residential structure is considered “legally non conforming” in accordance with the Zoning By-law and the Planning Act – however – this does not detract from the fact that the lots can still be separately transferred – causing considerable problems for future owners of either lot.

Accordingly, Administration will be bringing forward to the next council meeting, a “deeming by-law” which will effectively merge the two lots in question to avoid any future issues.

**ATTACHMENTS:**

None

**The Corporation of the Township of Red Rock  
Administrative Report**

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**Date:** June 17, 2021 (For Meeting on June 21, 2021)  
**To:** Mayor and Council  
**Subject:** 2021 Marina Operations  
**File Number:** TBD  
**Submitted by:** Rosalie Evans, Management Consultant

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(This report was first presented to Council on May 3<sup>rd</sup>, 2021. As COVID remained rampant, emergency orders and “stay at home” orders being in place, a decision was made to open only the fuel kiosk and docks. Council directed Administration to keep the matter as a running item on the Council agenda so that the COVID situation can be monitored and all or more of the Marina’s facilities opened up.)

**RECOMMENDATION:**

Administration requires Council’s direction on seasonal marina operations this year.

**BACKGROUND:**

COVID-19 restrictions on many things, including gatherings, and related public health requirements, including increased sanitation & cleaning, remain in effect with no sign of abatement, despite increased rates of vaccination.

During 2020, because of the COVID restrictions, the only operation that the Township ran at the Marina, besides the docks, was the fuel kiosk.

**DISCUSSION:**

Shower facilities, laundry facilities, the café and the interpretive center remained closed during 2020 due to COVID.

2 students were hired to manage the fuel kiosk and docks.

Administration requires Council’s directions on proceeding with marina operations in 2021. Given the current COVID climate, it may be best to proceed at this time with a plan to operate as was done in 2020, perhaps re-visiting this plan on a regular recurring basis (i.e. every-other-council-meeting) as developments unfold.

**ATTACHMENTS:** None

**AVAILABLE UPON REQUEST:** Not applicable