



## MUNICIPALITY OF MORRIS-TURNBERRY

### COUNCIL AGENDA

Tuesday, August 9<sup>th</sup>, 2022, 7:30 pm

The Council of the Municipality of Morris-Turnberry will meet in Council Chambers in regular session on the 9<sup>th</sup> day of August 2022, at 7:30 pm.

#### 1.0 **CALL TO ORDER**

Disclosure of recording equipment.

#### 2.0 **ADOPTION OF AGENDA**

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the agenda for the meeting of August 9<sup>th</sup>, 2022, as circulated.*

#### 3.0 **DISCLOSURE OF PECUNIARY INTEREST / POTENTIAL CONFLICT OF INTEREST**

#### 4.0 **MINUTES**

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the July 19<sup>th</sup>, 2022, Council Meeting Minutes as written.*

#### 5.0 **ACCOUNTS**

A copy of the August 9<sup>th</sup> accounts listing is attached.

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby approves for payment the August 9<sup>th</sup> accounts in the amount of \$273,993.85.*

#### 6.0 **PUBLIC MEETINGS AND DEPUTATIONS**

##### 6.1 COMMITTEE OF ADJUSTMENT

Application MV03-2022 Coultres  
Concession 3, South Part Lot 4, Morris

*Moved by ~  
Seconded by ~*

*THAT The Council of the Municipality of Morris-Turnberry hereby adjourns their Council Meeting and the Committee of Adjustment hereby opens a meeting to review application for Minor Variance MV03-202, submitted by Dallas Coultres.*

COMMITTEE OF ADJUSTMENT MEETING

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6.1.1 Call to Order

6.1.2 Declaration of Pecuniary Interest

6.1.3 Purpose

The application proposes to reduce the MDS setback of 470 m to 253 m to the neighbouring barn across the road to the south as well as reduce the MDS setback of 380 m to 220 m to the neighbouring barn to the west.

6.1.4 Application Process

An application for a Minor Variance was submitted by Dallas Coultres and considered complete on June 17<sup>th</sup>, 2022.

Notice of a Public Meeting was mailed by the municipality to all property owners within 60m of the property on June 20<sup>th</sup>, 2022, and notice was posted on the subject property.

A Hearing of the Committee of Adjustment was held on July 5<sup>th</sup> during which the Committee deferred a decision on the application to allow staff and the applicant additional time to review the proposed house location in relation to existing barns and to discuss options.

A report has been prepared by Huron County Planner Meghan Tydd-Hrynyk regarding this application.

6.1.5 Comments

1. Planner's Report
2. Council's Questions and/or Comments
3. Applicant and/or Agent
4. Others

6.1.6 Recommendation

It is recommended that application MV03-2021 be approved with the following conditions:

1. The structure be located within the footprint shown on the sketch that accompanied the application;
2. The variance approval is valid for a period of 18 months from the date of Council's decision.

6.1.7 Committee of Adjustment Decision

*Moved by ~  
Seconded by ~*

*THAT The Committee of Adjustment of the Municipality of Morris-Turnberry, considering the variance to be minor, to maintain the appropriate development of the lands, and to maintain the general intent of the Morris-Turnberry Zoning By-law 45-2014 and the Morris-Turnberry Official Plan, hereby approves application for minor variance MV03-2022, submitted by Dallas Coultres, subject to the following conditions:*

1. *The structure be located within the footprint contained on the sketch that accompanied the application;*
2. *The variance approval is valid for a period of 18 months from the date of Council's decision.*

6.1.8 Close Committee of Adjustment

*Moved by ~  
Seconded by ~*

*THAT The Committee of Adjustment hereby adjourns their meeting and the Council of the Municipality of Morris-Turnberry hereby reconvenes their Regular Council Meeting.*

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## **7.0 STAFF REPORTS**

### 7.1 CLERK

#### 7.1.1 Establishment of Compliance Audit Committee

A report has been prepared by Deputy Clerk Kim Johnston in this regard.

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby directs staff to return a by-law appointing members to a Compliance Audit Committee and establishing Terms of Reference for the same.*

## **8.0 BUSINESS**

### 8.1 GENERAL UPDATE AMENDMENT TO THE MORRIS-TURNBERRY ZONING BY-LAW

A report has been prepared by Denise Van Amersfoort, Manager of Planning, in this regard.

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby directs staff to initiate a general update to the Morris-Turnberry Zoning By-Law, and that Notice of a Public Open House and Public Meeting be circulated.*

### 8.2 ELLISON MUNICIPAL DRAIN CROSSING TENDERS

A report has been prepared by project engineer Matt Ash in this regard.

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry hereby accepts the tender of VanDriel Excavating Incorporated in the amount of \$22,342.82 excluding HST for the work on the Ellison Municipal Drain Crossing.*

### 8.3 DECLARATION OF VACANCY – OFFICE OF COUNCILLOR

A report has been prepared by CAO/Clerk Trevor Hallam in this regard.

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris—Turnberry declares a vacancy in the Office of Councillor, currently held by Jim Nelemans, pursuant to Sections 259(1) and 262(1) of the Municipal Act, effective September 1, 2022;*

*AND FURTHER THAT said office shall remain vacant until filled by the General Election held on October 24th 2022.*

## **9.0 COUNCIL REPORTS**

Sharen Zinn

Jamie McCallum

Jim Nelemans

Kevin Freiburger

Jamie Heffer

**10.0 CORRESPONDENCE, MINUTES, ITEMS FOR INFORMATION**

- 10.1 Minutes – Saugeen Valley Conservation Authority – 19 May 2022
- 10.2 Minutes – Maitland Valley Conservation Authority – 18 May 2022
- 10.3 Minutes – Maitland Valley Conservation Authority – 15 June 2022
- 10.4 Notice – Enbridge Gas rate increase
- 10.5 Outstanding Action Items

**11.0 NEW BUSINESS**

- 11.1 Items to be placed on the agenda of the next regular Council meeting.

**12.0 BY-LAWS AND AGREEMENTS**

- 12.1 Ellison Municipal Drain Crossing Third Reading

At the June 21<sup>st</sup> meeting, Council gave first and second reading to a by-law adopting the engineer's report for the installation of a crossing on the Ellison Municipal Drain. The Court of Revision was held on June 21<sup>st</sup> with no amendments being made, and the 40-day period for submitting an appeal has expired with no appeals being received. By-law 23-2022 is returned here for third and final reading.

*Moved by ~  
Seconded by ~*

*THAT leave be given to introduce By-Law # 23-2022, being a by-law to adopt the engineer's report for the Ellison Municipal Drain Crossing, and that it now be read a third time, and finally passed this 9<sup>th</sup> day of August 2022.*

**13.0 CLOSED SESSION**

- 13.1 Enter closed session

*Moved by  
Seconded by*

*THAT the Council of the Municipality of Morris-Turnberry enter a closed session at \_\_\_ p.m., with the CAO/Clerk remaining in attendance, for the purpose of discussing confidential matters pursuant to the following sections of the Municipal Act:*

1. Section 239 (2) (b) regarding personal matters about an identifiable individual, including municipal or local board employees;
2. Section 239 (2) (C) regarding a proposed acquisition or disposition of land;
3. Section 239 (2) (K) regarding negotiations carried on by the Municipality.

- 13.2 Return to open session

*Moved by  
Seconded by*

*THAT the Council of the Municipality of Morris-Turnberry rise from a closed session at \_\_\_ p.m.*

- 13.3 Report and Action from Closed Session.

**14.0 CONFIRMING BY-LAW**

*Moved by ~  
Seconded by ~*

*THAT leave be given to introduce By-Law # 32-2022, being a by-law to confirm the proceedings of the Municipality of Morris-Turnberry meeting of Council held on August 9<sup>th</sup>, 2022, and that it now be read severally a first, second, and third time, and finally passed this 9<sup>th</sup> day of August 2022.*

**15.0 ADJOURNMENT**

*Moved by ~  
Seconded by ~*

*THAT the Council of the Municipality of Morris-Turnberry does now adjourn at \_\_\_\_ pm.*

**NEXT MEETINGS:**

Regular Meeting of Council - Tuesday, September 6<sup>th</sup>, 2022, 7:30 pm  
Regular Meeting of Council - Tuesday, September 20<sup>th</sup>, 2022, 7:30 pm



## MUNICIPALITY OF MORRIS-TURNBERRY

### COUNCIL MINUTES

Tuesday, July 19<sup>th</sup>, 2022, 7:30 pm

The Council of the Municipality of Morris-Turnberry met in Council Chambers in regular session on the 19<sup>th</sup> day of July 2022, at 7:30 pm.

#### **Council in Attendance**

Mayor Jamie Heffer  
Deputy Mayor Sharen Zinn  
Jamie McCallum  
Jim Nelemans

#### **Staff in Attendance**

Trevor Hallam	CAO/Clerk
Kirk Livingston	CBO/Drainage Superintendent/By-law and Property Standards Enforcement Officer
Marty Bedard	Fire Chief

#### **Others in Attendance**

Trevor Seip	Deputy Reeve, North Huron
Mike Wilson	Wingham Advance Times

#### **1.0 CALL TO ORDER**

Mayor Heffer called the meeting to order at 7:30 pm.

Mayor Heffer noted that Mike Wilson of the Wingham Advance Times disclosed the use of recording equipment for the purpose of writing articles to the Clerk in advance of the meeting.

#### **2.0 ADOPTION OF AGENDA**

*Motion 162-2022*

*Moved by Sharen Zinn  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the agenda for the meeting of July 19<sup>th</sup>, 2022, as circulated.*

*Carried.*

#### **3.0 DISCLOSURE OF PECUNIARY INTEREST / POTENTIAL CONFLICT OF INTEREST**

None

**4.0 MINUTES**

*Motion 163-2022*

*Moved by Jim Nelemans  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry hereby adopts the July 5<sup>th</sup>, 2022, Council Meeting Minutes as written.*

*Carried.*

**5.0 ACCOUNTS**

*Motion 164-2022*

*Moved by Sharen Zinn  
Seconded by Jim Nelemans*

*THAT the Council of the Municipality of Morris-Turnberry hereby approves for payment the July 19<sup>th</sup> accounts in the amount of \$387,390.19.*

*Carried.*

**6.0 PUBLIC MEETINGS AND DEPUTATIONS****6.1 COURT OF REVISION – ELLSION MUNICIPAL DRAIN CROSSING**

The meeting to consider the engineer's report for the Ellison Municipal Drain Crossing was held on June 21<sup>st</sup> 2022. Notice of the sitting of the Court of Revision was sent on June 27<sup>th</sup>, 2022

At the June 21<sup>st</sup> meeting, Mayor Jamie Heffer and Deputy Mayor Sharen Zinn were appointed to sit on the Court of revision from Morris-Turnberry, and Deputy Reeve Trevor Seip was appointed from North Huron.

**6.1.1 Open Court of Revision**

*Motion 165-2022*

*Moved by Sharen Zinn  
Seconded by Jim Nelemans*

*THAT the Council of the Municipality of Morris-Turnberry hereby adjourns their regular meeting of Council and enters the Court of Revision for the Ellison Municipal Drain Crossing.*

*Carried.*

Councillors McCallum and Nelemans left the Council table, Deputy Reeve Trevor Seip joined the Council table.

**Ellison Municipal Drain Crossing Court of Revision****6.1.2 Appointment of Chair**

*Motion 166-2022*

*Moved by Sharen Zinn  
Seconded by Trevor Seip*

*THAT Jamie Heffer be appointed as Chairperson for the Ellison Municipal Drain Crossing Court of Revision.*

*Carried.*

**6.1.3 Call to order by the Chairperson**

Chair Heffer called the meeting to order at 7:32 p.m.

#### 6.1.4 Appeals

No appeals were received by the deadline of July 8<sup>th</sup>

#### 6.1.5 Evidence of Engineer

As no appeals were received, project engineer Ben Gowing was not in attendance.

#### 6.1.6 Late or Verbal Appeals

No late appeals were received. No appeals were received from the floor.

#### 6.1.7 Decision of the Court

*Motion 167-2022*

*Moved by Sharen Zinn  
Seconded by Trevor Seip*

*THAT the Court of Revision for the Ellison Municipal Drain  
Crossing hereby adopts the assessment schedule as presented  
by the engineer in the report dated May 11<sup>th</sup>, 2022.*

*Carried.*

#### 6.1.8 Adjournment

*Motion 168-2022*

*Moved by Trevor Seip  
Seconded by Sharen Zinn*

*THAT the Court of Revision for the Ellison Municipal Drain  
Crossing be adjourned.*

*Carried.*

At 7:34 Mayor Heffer reconvened the meeting of Council, Deputy Reeve Seip left the meeting and Councillors McCallum and Nelemans rejoined the Council table.

## 7.0 **STAFF REPORTS**

### 7.1 FIRE DEPARTMENT

#### 7.1.1 Huron East Annual Report

Fire Chief Marty Bedard presented the Huron East Fire Department 2021 Annual Report for the information of Council.

#### 7.1.2 North Huron Annual Report

Fire Chief Marty Bedard presented the North Huron Fire Department 2021 Annual Report for the information of Council.

Zinn Deputy Mayor Zinn asked if the lower response numbers in Ashfiled-Coloborne-Wawanosh were due to a different fire prevention approach or education initiatives. Fire Chief Bedard explained that the department only covers a small portion of Ashfiled-Coloborne-Wawanosh, which is why the response numbers are lower by comparison.

Mayor Heffer thanked Fire Chief Bedard and asked him to pass on Council's thanks and appreciation to the rest of the Fire Department for the work that they do.

Fire Chief Bedard provided an update on the selection process for Owen Sound Emergency Communications Centre as dispatch service provider as of October 17<sup>th</sup>.

## 7.2 BY- LAW ENFORCEMENT

### 7.2.1 By-Law Enforcement Activities – May and June 2022

A report was presented by CBO/By-Law Enforcement Officer Kirk Livingston regarding by-law enforcement activities for May and June.

Councillor Nelemans inquired about parking on the road on the Huron East side of County Road 12.

## 7.3 BUILDING

### 7.3.1 Building Department Activities – May and June 2022

A report was presented by CBO/By-Law Enforcement Officer Kirk Livingston regarding building department activities for May and June.

Councillor McCallum asked for clarification regarding the requirements for tent permits.

## 7.4 CLERK

### 7.4.1 Planning Update – Second Quarter

A report prepared by Deputy Clerk Kim Johnston in this regard was presented by Mr. Hallam for the information of Council.

### 7.4.2 Health and Safety Excellence Program

A report prepared by Deputy Clerk Kim Johnston in this regard was presented by Mr. Hallam for the information of Council.

Councillor McCallum noted that he had experience with the program through a workplace and supported the decision of staff to participate.

## 8.0 **BUSINESS**

### 8.1 RADIO TOWER AGREEMENT

A report was presented by CAO/Clerk Trevor Hallam in this regard.

*Motion 169-2022*

*Moved by Jamie McCallum  
Seconded by Jim Nelemans*

*THAT leave be given to introduce By-Law # 30-2022, being a by-law to authorize the Mayor and Clerk to execute and affix the Corporate Seal to an agreement between the Municipality of Morris-Turnberry and Blackburn Media Incorporated for a lease and license to operate communications equipment on Blackburn Media property, and that it now be read severally a first, second, and third time, and finally passed this 19<sup>th</sup> day of July 2022.*

*Carried.*

### 8.2 BLYTH CREEK MUNICIPAL DRAIN BY-LAW AMENDMENT

A report was presented by CAO/Clerk Trevor Hallam in this regard.

Discussion followed regarding the appropriateness of assessing the outstanding costs to the landowners, and the engineer's responsibility to assume some of the costs if they were due incurred as the result of errors.

*Motion 170-2022*

*Moved by Jamie McCallum  
Seconded by Jim Nelemans*

*That a decision regarding the assessment of costs incurred after final billing of the Blyth Creek Municipal Drain be deferred to a future meeting, and that staff are directed to discuss relief for landowners with the engineer through their assumption of some of the costs.*

*Carried.*

### 8.3 Fall Newsletters

Newsletters to be included with the mailing of the final tax bills were provided for comment and information and Comment.

Councillor McCallum asked for clarification that the cost for a medium rural waste bin was correct.

## 9.0 **COUNCIL REPORTS**

Sharen Zinn

July 7<sup>th</sup> attended municipal night at the Blyth Theatre.  
 July 11<sup>th</sup> attended a Municipal Leadership Engagement Session with representatives from Alexandra Marine & General Hospital and South Huron Hospital Association.

Jamie McCallum

None.

Jim Nelemans

None.

Jamie Heffer

None.

## 10.0 **CORRESPONDENCE, MINUTES, ITEMS FOR INFORMATION**

- 10.1 Invitation – Huron County Food Bank Distribution Centre Annual Gala
- 10.2 Notice of Public Meeting – Minor Variance – North Huron
- 10.3 Correspondence – Digital Transformation Grants Available – Huron County Digital Service Squad
- 10.4 Monthly report – Belgrave Water – June 2022
- 10.5 Outstanding Action Items

*Moved by Jamie McCallum  
 Seconded by Jim Nelemans*

*That the items of correspondence be received.*

*Carried.*

## 11.0 **NEW BUSINESS**

None.

## 12.0 **BY-LAWS AND AGREEMENTS**

### 12.1 NEXT GENERATION 9-1-1 SERVICE AGREEMENT

At the July 5 meeting, Council directed staff to return a by- authorizing the execution of the 9-1-1 Service Agreement with Huron County. By-law 29-2022 was presented for consideration.

*Motion 171-2022*

*Moved by Jamie McCallum  
 Seconded by Sharen Zinn*

*THAT leave be given to introduce By-Law # 29-2022, being a by-law to authorize the execution of the 9-1-1 Service Agreement between the Municipality of Morris-Turnberry and the County of Huron, and that it now be read severally a first, second, and third time, and finally passed this 19<sup>th</sup> day of July 2022.*

*Carried.*

**13.0 CLOSED SESSION**

No business for closed session.

**14.0 CONFIRMING BY-LAW**

*Motion 172-2022*

*Moved by Jim Nelemans  
Seconded by Jamie McCallum*

*THAT leave be given to introduce By-Law # 31-2022, being a by-law to confirm the proceedings of the Municipality of Morris-Turnberry meeting of Council held on July 19<sup>th</sup>, 2022, and that it now be read severally a first, second, and third time, and finally passed this 19<sup>th</sup> day of July 2022.*

*Carried.*

**15.0 ADJOURNMENT**

*Motion 173-2022*

*Moved by Sharen Zinn  
Seconded by Jamie McCallum*

*THAT the Council of the Municipality of Morris-Turnberry does now adjourn at 8:33 pm.*

*Carried.*

**NEXT MEETINGS:**

Regular Meeting of Council - Tuesday, August 9<sup>th</sup>, 2022, 7:30 pm  
Regular Meeting of Council - Tuesday, September 6<sup>th</sup>, 2022, 7:30 pm

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Mayor, Jamie Heffer

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Clerk, Trevor Hallam

**Municipality of Morris-Turnberry  
Account List for**

August 9 2022

**General**

Hydro One	Morris Office	399.47	
Bell Canada	Morris Office	443.66	
Bell Canada	Emergency Lines	97.21	
Bell Mobility	Cell Phone	25.07	
Telizon	Long Distance Phone	1.04	
Huron Clean	Office Cleaning	373.18	
MicroAge Basics	Office Supplies & IT	1,012.77	
PBJ Cleaning Depot	Office Supplies	307.31	
CIBC VISA	Coffee Supplies	12.03	
	Online Council Meeting	22.60	
	Water	69.22	
	Course Registration	412.45	
	Planning Expense	36.16	552.46
Orkin Canada	Pest Control	106.73	
Duncan, Linton LLP	Legal	3,132.93	
Bruce Whitmore	Wedding Solemnization	600.00	
Rebecca Schlosser	Wedding Solemnization	300.00	
Public Services Health & Safety Assoc	Staff WHMIS Training	361.60	
Public Services Health & Safety Assoc	Small Business Health Safety Program	1,130.00	
Huron County Plowmen's Association	2022 Grant	125.00	
Brussels Agricultural Society	2022 Grant	500.00	
Howick-Turnberry Fair Board	2022 Grant	500.00	
Belgrave Recreation Board	2022 Grant	6,242.00	
Bluevale Community Committee	2022 Grant	2,040.00	
Saugeen Valley Conservation Authority	Plan Review Fee	260.00	
Township of North Huron	Water Billings	8,005.24	
Township of North Huron	Notice of Nominations Ads	138.14	
Township of North Huron	Fire Calls	904.15	
Minister of Finance	Policing - June	40,298.00	
Minister of Finance	EHT - July 2022	736.41	
WSIB	WSIB - July 2022	965.19	
<b>Payroll</b>			
July 20 2022	Payroll	19,549.72	
	Expenses	244.21	
August 3 2022	Payroll	21,286.92	
	Expenses	152.46	
<b>Council Pay</b>	Payroll - July 2022	3,334.79	
	Rec General	359.86	

**114,485.52**

**Building Department**

Bell Mobility	Cell Phone	64.34	
Minister of Finance	EHT - July 2022	157.80	
WSIB	WSIB - July 2022	231.43	
<b>Payroll</b>			
July 20 2022	Payroll	4,864.61	
	Expenses	-	
August 3 2022	Payroll	5,314.74	
	Expenses	-	

**Building Total**

**10,632.92**

**Property Standards**

**Property Standards Total**

-

**Drainage**

CIBC VISA	Bug Spray	25.98	
John McKercher Construction Ltd.	Blackhall Municipal Drain	1,005.70	
Doug Vincent	Blyth Creek Municipal Drain	222.00	
GM BluePlan Engineering Limited	Pease Municipal Drain	647.60	
GM BluePlan Engineering Limited	Ellison Municipal Drain	483.08	

**Drainage Total**

**2,384.36**





## PLANNING & DEVELOPMENT

57 Napier Street, Goderich, Ontario N7A 1W2 CANADA

**Phone:** 519.524.8394 Ext. 3 **Fax:** 519.524.5677

**Toll Free:** 1.888.524.8394 Ext. 3

[www.huroncounty.ca](http://www.huroncounty.ca)

To: Mayor and Members of Council, Morris-Turnberry  
From: Meghan Tydd-Hrynyk, Planner  
Date: August 9, 2022  
Re: Minor Variance Application MV03/22 (Dallas Coultres)  
Property Address: Concession 3, South Part Lot 4, Morris (Cardiff Road)

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### Recommendation

It is recommended that Application MV02/22 be approved with the following conditions:

1. The structure be located within the footprint contained on the sketch that accompanied the application;
2. The variance approval is valid for a period of 18 months from the date of Council's decision.

### Proposed Variances

Proposed relief from Section 4.6, to reduce the required Minimum Distance Separation (MDS) setback for the construction of a new house from 470m to 136m as measured from the edge of the beef barn (see "Barn 2" in Figure 1) on the property to the south (40453 Cardiff Road – Time View Farms Ltd.) to the proposed location of the house.

### Review

The property is designated Agriculture and Natural Environment on Schedule B of the Morris-Turnberry Official Plan. The property is zoned AG1 (General Agriculture) and NE2 (Natural Environment – Limited Protection Zone) – Key Map Morris (Northwest).

The purpose of this application is to reduce the required Minimum Distance Separation (MDS) setback to allow for new construction of a house.

**Figure 1: Subject Parcel – Aerial Photograph with Proposed House Location**

Barn 1 is located on 40324 Cardiff Road and will be referred to as Maple Ridge Beef Farms Ltd.

Barns 2 and 3 are located on 40453 Cardiff Road and will be referred to as Time View Farms Ltd.



**Figure 2: Subject Property looking south-east on Cardiff Road**



## COMMENTS

Minor variances are required to satisfy four tests under the Planning Act before they can be approved. To be approved the requested variance must be:

- 1) minor,
- 2) desirable for the appropriate development or use of the land, building or structure,
- 3) maintain the general intent and purpose of the Zoning By-law, and
- 4) maintain the general intent of the Official Plan.

The purpose of this application is to reduce the required Minimum Distance Separation (MDS) setback to allow for the construction of a new house.

The application proposes to reduce the required MDS setback of 470m to 137m to the neighbouring barn, owned by the applicant's uncle; this represents a 71% deficiency with respect to the required MDS setback.

Under the MDS Formulae, when there are multiple barns on a property the setbacks are calculated as a sum of the two barns and the required setback is measured from the closest barn to the proposed construction.

**Chart 1: MDS Calculations for Applicant's Proposed Dwelling Location**

	Required Setback	Proposed Setback	Reduction
Farm #1 (Maple Ridge Farms)	333m (1092 ft)	380m (1247 ft)	None Required
Farm #2 (Time View Farms)	470m (1542 ft)	137m (449 ft)	333m (1092 ft) 71%

If the required setback was measured to the livestock facility with the highest odour factor (ie. the hog barn on Time View Farms), the proposed dwelling would be 237m (778 feet) which would meet 50% of the required setback.

While onsite, it is evident that there is a change in grade from the south-west to north-east of the subject property. The applicant stated that in an effort to meet the MDS setback from the barn to the west (Maple Ridge Beef Farms), the proposed dwelling location was located further east. Should the dwelling be shifted further to the north to reduce the MDS impact from the barns to the south, it would increase costs to have utilities and a longer driveway to service the new dwelling. The proposed dwelling location was also chosen due to the existing entrance off Cardiff Road.

The proposed variance is a substantial reduction in the required MDS setback and is not considered minor. In assessing options for the proposed dwelling, County staff identified an alternate location (Figure 3) which would increase the separation between the dwelling and the barn to the south. While the alternate location does encroach into the MDS setback from the barn to the west (located on Maple Ridge Farms), it is seen as a favourable option taking into account the potential for future expansions to the farming operations to both the south and west properties. Should those farming operations have the desire to expand in the future, they will require relief from setbacks to the subject house, but not to the current extent required for the location proposed by the applicant.

**Figure 3: Aerial Photograph of Alternate Location (proposed by Planning Staff)**



**Chart 1: MDS Calculations for Alternate Dwelling Location**

	Required Setback	Proposed Setback	Reduction
Farm #1 (Maple Ridge Beef Farms)	333m (1092 ft)	270m (886 ft)	80m (262 ft) – 19%
Farm #2 (Time View Farms)	470m (1542 ft)	253m (830 ft)	217m (712 ft) – 46%

If the required setback was measured to the livestock facility with the highest odour factor (ie. the hog barn on Time View Farms), the proposed dwelling would be approximately 353m (1158 ft) which would meet 75% of the required setback and be 25% deficient.

The applicant has been made aware of the staff recommendation to relocate the dwelling. The applicant stated they would like to proceed with the proposed location as submitted. It is recommended that the application be deferred to allow time for staff and the applicant to have further discussion about the location of the dwelling, to limit the future impact on the surrounding livestock barns.

If deferred, an on-site discussion between the applicant, Chief Building Official, Planning staff and other interested parties is proposed.

### Comments Received

No comments were received from Municipal Staff or members of the public at the time of submitting this report.

**SUMMARY**

It is recommended that Application MV03/22 be **deferred**.

Please note this report is prepared without the benefit of input from the public as may be obtained through the hearing. The Committee should carefully consider any comments and/or concerns expressed at the hearing prior to making their decision on this application.

Sincerely,

“original signed by”  
Meghan Tydd-Hrynyk  
Planner

# MUNICIPALITY OF MORRIS-TURNBERRY

## REPORT TO COUNCIL

**TO:** Mayor and Council

**PREPARED BY:** Kim Johnston, Deputy Clerk

**DATE:** August 9, 2022

**SUBJECT:** Establishment of an Election Compliance Audit Committee for the 2022  
Municipal Election

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### **RECOMMENDATION**

THAT Council receive the report regarding the Establishment of a Compliance Audit Committee for the 2022 Municipal Election and authorize the Clerk to return the terms of reference and appointment by-law as presented to the next meeting of Council for consideration.

### **BACKGROUND**

This report provides the background for the establishment of a compliance audit committee.

Section 88.37 (1) of the Municipal Elections Act (MEA), 1996 states that every Council, before October 1 of an election year, shall establish a Municipal Compliance Audit Committee for the purposes of reviewing and hearing complaints regarding election campaign financing.

It was proposed following a meeting of the Huron County Election Working Group that a Joint Compliance Audit Committee be established to serve all member municipalities within the County of Huron as was done in the past three Elections. The Compliance Audit Committee would serve the needs throughout the County should an audit application be received. Committee per diems and normal expenses would be paid by the host Municipality where an application for audit has been filed and host municipal staff would provide administrative support to the Committee. The term of the Committee is 4 years and will include any applications derived from the 2022 Municipal Election and any subsequent by-elections during the 2022-2026 term.

The powers and functions in accordance with Section 88 of the MEA include:

- Consider the compliance audit application received from an elector or clerk and decide whether it should be granted or rejected;
- If the application is granted, appoint an auditor;
- Receive the auditor's report;
- Consider the auditor's report and decide whether legal proceedings should be commenced within 30 days of receiving the auditor's report; and,
- Recover the costs of conducting the audit from the applicant if the auditor's report indicates there were no apparent contraventions and if there appears there were no reasonable grounds for the application.

Note: The committee composition cannot include Council members and must be established by October 1, 2022 in accordance with Section 88.37(1), (2) & (3).

### **Rationale for Establishing a Compliance Audit Committee:**

All Candidates and Third Party Advertisers are required to file provincially prescribed financial statements with the Clerk detailing their campaign financing activities. An eligible elector who believes on reasonable grounds that a candidate/third party advertiser has contravened the Act relating to campaign finances may apply for a compliance audit of the candidate's/third party advertiser's election campaign finances. The application must be made in writing to the Clerk, including the reasons for the elector's belief that the candidate/third party advertiser has contravened the Act and must be made within 90 days after the filing date of the candidate's financial statements Section 88.33(3).

### **Compliance Audit Committee Composition:**

Compliance audit committee members must possess an in-depth knowledge of the campaign finance rules of the Act so they can make independent decisions on the merits of the applications. As the committee will operate as a quasi-judicial committee, prior experience on a committee, task force or tribunal would be an asset.

The Committee shall be comprised of three members and one alternate member. Committee members will be appointed by Council in accordance with the established By-Law and Terms of Reference.

Specifically, the Committee shall appoint such executive positions as it deems necessary to ensure its operations but shall include a Chair and the Clerk shall act as Secretary to this Committee.

Please refer to Schedule A for the Compliance Audit Committee Terms of Reference.

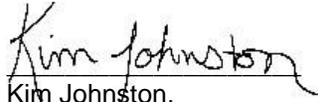
**ATTACHMENTS**

- 1.0 Draft Bylaw
- 2.0 Terms of Reference

**OTHERS CONSULTED**

Huron County Election Working Group

Respectfully submitted,



Kim Johnston,  
Deputy Clerk



**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**BY-LAW NO. XX-2022**

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Being A By-Law to Establish a Municipal Elections Joint Compliance Audit Committee  
And To Appoint Members to That Committee.

---

**WHEREAS** section 88.37 of the Municipal Elections Act, 1996 requires municipalities to appoint a Compliance Audit Committee to deal with matters regarding election campaign finances before October 1 in an election year;

**NOW THEREFORE** the Council of the Municipality of XXX enacts as follows:

1. That the Municipality of Morris-Turnberry Election Compliance Audit Committee is hereby established to deal with the matters provided for in Section 88 of the Municipal Elections Act, 1996;
2. That the following members are hereby appointed to the Compliance Audit Committee;
  - a. Jacquie Bishop
  - b. Nancy Michie
  - c. Tom Prout
  - d. Alternate Member: Rhonda Fischer
3. Should any of the members of the Election Compliance Audit Committee referred to in Section 2 resign or otherwise be unable to perform their duties, the following individual shall be called upon as alternate without the necessity of taking any further steps to constitute them as members of the Election Compliance Audit Committee;
  - a. Rhonda Fischer
4. That the business of the Municipality of Morris-Turnberry Election Compliance Audit Committee be conducted in accordance with the Terms of Reference set out in Schedule "A" attached hereto and forming a part of this by-law;
5. This by-law shall come into effect upon final passage thereof.

**Read a FIRST and SECOND time this    day of    2022**

**Read a THIRD time and FINALLY PASSED this    day of    2022**

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Mayor, Jamie Heffer

---

Clerk, Trevor Hallam

## Schedule A to By-Law XXX-2022

### Terms of Reference Municipality of Morris-Turnberry Compliance Audit Committee

#### 1. Name

The name of the Committee is the Municipality of Morris-Turnberry Compliance Audit Committee”.

#### 2. Mission

The Municipality of Morris-Turnberry Compliance Audit Committee has full delegation of the authority in the *Municipal Elections Act, 1996* (MEA) to address applications requesting an audit of a candidate’s election campaign finances.

#### 3. Mandate

The responsibilities and functions of the Committee are set out in Section 88 of the MEA and are required and not limited to perform the following:

- (a) consider a compliance audit application received by an elector or clerk and decide whether it should be granted or rejected;
- (b) if the application is granted, appoint an auditor;
- (c) receive the auditor’s report;
- (d) consider the auditor’s report and decide whether legal proceedings should be commenced within 30 days of receiving the auditors report; and
- (e) recover the costs of conducting the compliance audit from the applicant if there were no apparent contraventions and if there appears to be no reasonable grounds for having made the application.

#### 4. Membership Composition

The Committee will be composed of three (3) members and one (1) alternate member, with membership drawn from the following stakeholder groups:

- (a) accounting and audit – accountants or auditors with experience in preparing or auditing the financial statements of municipal candidates;
- (b) academic – college or university professors with expertise in political science or local government administration;
- (c) legal;
- (d) professionals who in the course of their duties are required to adhere to codes or standards of their profession which may be enforced by disciplinary tribunals; and
- (e) other individuals with knowledge of the campaign financing rules of the Municipal Elections Act, 1996.

Note: Candidates, Members of Council and Municipal staff are not eligible to be appointed to the Committee as stipulated in Section 88.37(2) of the MEA.

#### 5. Membership Selection

All applicants will be required to submit a letter outlining their qualifications and experience. The selection committee consisting of a sub-committee from the Huron County Municipal Clerks and Treasurers Association will select a short list of candidates for Council appointment.

If a vacancy of more than two (2) occurs during the term of appointment the Huron County Compliance Audit Ad Hoc Committee will proceed with the process to fill these vacancies.

The selection process will be based upon clearly understood and equitable criteria. Members will be selected on the basis of the following:

- (a) demonstrated knowledge and understanding of municipal election campaign financing rules;
- (b) proven analytical and decision-making skills;
- (c) experience working on a committee, task force or similar setting;
- (d) availability and willingness to attend meetings;
- (e) would be willing to provide a Letter of Independence to confirm there would be no conflict with the undertaking;
- (f) excellent oral and written communication skills;
- (g) other skills as deemed necessary.

6. Term of Membership

The Committee must be established by October 1, 2022 and Committee members will be appointed to serve the same term of office of the Council or local board that takes office following the Municipal Election on October 24, 2022.

7. Chair

The Committee members will select a Chair from amongst its members at its first meeting and the Chair may rotate on an annual basis or as deemed necessary by the Committee members.

8. Procedures

Meetings of the Committee shall be governed by Robert's Rules of Order Procedural By-Law and Legislation.

9. Administration

Any responsibilities not clearly identified within the Terms of Reference shall be in accordance with Section 88 of the MEA.

10. Meetings

An initial training session will be organized for the Committee, with this expense to be shared jointly by all lower tier Huron County Municipalities.

The Committee will meet as needed with meetings to be scheduled when a compliance audit application is received in accordance with Section 88.33(3) of the MEA. The Committee may also schedule meetings as necessary to organize and plan its work, as it deems necessary.

The Secretary will ensure that agendas, minutes and decisions are properly communicated using the Municipality's website or other means necessary.

The records emanating from meetings of the Municipality of XXX Compliance Audit Committee shall be retained and preserved by the municipality requesting the services of the Committee in accordance with that municipality's Record Retention By-Law.

11. Closed Meetings

The Committee, may, upon affirmative vote of the majority of its members present at a meeting, determine to hold any meeting or part of a meeting as a closed session in order to discuss sensitive issues in accordance with Section 239 of the *Municipal Act, 2001*.

12. Staffing and Remuneration

Where a Municipality has received application for audit, staff from the Municipal Clerk's Office will provide administrative support to the Committee and the Clerk, or designate, shall act as Secretary. Where the Clerk of a Municipality has submitted the application, an alternate Clerk from another municipality in the County shall act as Secretary. The appointment of the auditor will be the responsibility of the Municipality that has received the application for audit.

Committee members will receive remuneration on a per diem basis in the amount of \$200 for attendance at a meeting plus mileage expenses (at the Municipality's rate). Administration costs for such items as printing and mailing will be absorbed within the Municipal Clerks' operating budget and common costs of the Committee

13. Meeting Attendance

Meetings will be convened with the attendance of three (3) committee members and may be held virtually as per the individual Municipality's Procedural By-Law. In the event of the absence of a member, the appointed alternate member will assume the duties of the committee member.

14. Conflict of Interest

To avoid a conflict of interest, any auditor or accountant appointed to the Committee must agree in writing to not undertake the audits or preparation of the financial statements of any candidates seeking election to Council. Failure to adhere to this requirement will result in the individual being removed from the committee. Persons who have participated as candidates in municipal elections, or who have held roles on the campaigns for any such candidates which involved the giving of financial advice, will not be eligible for participation on the committee.

Members shall abide by the rules outlined within the *Municipal Conflict of Interest Act* and shall disclose the pecuniary interest to the Secretary and absent himself or herself from meetings for the duration of the discussion and voting (if any) with respect to that matter.

15. Errors/Omissions

The accidental omission to give notice of any meeting of the Committee to its members or the non-receipt of any notice by any member, or any error in any notice that does not affect its substance, does not invalidate any resolution passed or any proceedings taken at the meeting. Any member of the Committee may at any time waive notice of any meeting.



## PLANNING & DEVELOPMENT

57 Napier Street, Goderich, Ontario N7A 1W2 CANADA

Phone: 519.524.8394 Ext. 3 Fax: 519.524.5677 Toll Free: 1.888.524.8394 Ext. 3

[www.huroncounty.ca](http://www.huroncounty.ca)

To: Mayor and Members of Morris-Turnberry Council  
From: Meghan Tydd-Hrynyk, Planner and Denise Van Amersfoort, Manager of Planning  
Date: August 9, 2022  
Re: **General Update Amendment to the Morris-Turnberry Official Plan & Zoning Bylaw**

---

### RECOMMENDATION

It is recommended that a general update amendment to the Morris-Turnberry Official Plan and Zoning By-Law be formally initiated and; that Council direct staff to circulate the Notice of Public Open House and Public Meeting.

### PURPOSE and DESCRIPTION

The purpose of the general update amendment is to update several policies and provisions in the Official Plan and Zoning Bylaw. The Morris-Turnberry Official Plan was last reviewed in 2017 and since that time, the County of Huron Official Plan and Provincial Policy Statement have been updated (in 2021 and 2020, respectively). This update presents an opportunity to introduce increased flexibility for Additional Residential Units and to clarify development standards, which have been discussed with Council in recent months.

The proposed amendment includes the following changes by designation:

#### Agriculture

1. Incorporate Official Plan policies and Zoning provisions to permit Additional Residential Units (ARU) in the agricultural area as follows:
  - a. On commercial scale farms (AG1), a total of two (2) ARUs are permitted either within or attached to the main dwelling, or with one in a detached structure provided the detached ARU is located within 60 metres of the main dwelling and utilizes the same laneway.
  - b. On small agricultural holdings (AG4), one (1) ARU is permitted either within or attached to the main dwelling, or within a detached structure provided the detached ARU is located within 60 metres of the main dwelling and utilizes the same laneway.
2. Clarify that Minimum Separation Distance (MDS) requirements do not apply to On-Farm Diversified Uses or Agricultural Commercial Industrial Uses or to livestock facilities locating in vicinity to said uses.
3. Amend the application of Minimum Distance Separation (MDS) to cemeteries such that all cemeteries are treated as a Type A Land Use (single distance) rather than a Type B Land Use (double distance).
4. Removal of livestock limitations in the Agricultural Small Holding (AG4) Zone and introduction of setbacks for buildings containing livestock on AG4 properties.
5. Expand permissions for on-farm accommodation for farm labour to building types other than a mobile home.

6. Permit a dwelling accessory to a community facility for communities relying on horse drawn transportation. This is as a result of discussions with the Old Order community regarding accommodation for the schoolteacher.

### **Settlement Areas**

1. Clarify that lot creation and/or intensification (permitting more than one unit per lot) is permitted based on MOE D-Series Guidelines for Nitrates and the County's Nitrate Terms of Reference. The minimum lot sizes established in the Zoning By-law will reflect the average required lot size but due to the highly variable hydrogeological conditions, the minimum lot sizes for lot creation/lot intensification will be based on the minimum lot size or the recommended minimum of the Nitrate Study, whichever is larger. Nitrate Studies will be required for all lot creation and lot intensification through planning approval processes.

The purpose of the proposed amendments is to ensure that in clustered settings (ie. villages), the cumulative impacts of privately serviced development does not result in negative impacts over the long term. For the purpose of this analysis, negative impacts means:

*Potential risks to human health and safety, and degradation to the quality and quantity of water, sensitive surface water features and sensitive ground water features and their related hydrologic functions, due to single, multiple of successive development.*

Existing lots will be permitted to develop for single detached dwellings as per the established Existing, Undersized Lot policy in the Zoning By-law. This approach continues to recognize that the lots as established in the original Village Plans (Plan 410 – Lowertown, Plan 166 – Bluevale, Plan 164 – Belmore, Plan 162 Belgrave) were not sized with septic systems or groundwater protection in mind. Intensification of existing, undersized lots is not permitted.

It is highly recommended that Council pursue deeming undersized lots where there is opportunity to do so.

2. Increase the minimum lot sizes in VR1 and VR2 zones to better reflect privately serviced development standards.
3. Incorporate provisions for Additional Residential Units (ARU) in VR2 zone.
4. Permit mobile and modular homes to be utilized for detached ARUs in VR2 zone.
5. Introduce definitions for rowhouse (in place of multiple attached), additional residential unit, residential with supports (in lieu of hospice, group home, etc), on farm diversified uses. Amend definition of home occupation to include day nursery.
6. Permit residential with supports in VR2.
7. Increase maximum height for accessory building in residential zones to 6 metres.

### **Site Specific Amendments**

During the public consultation process, it is possible that minor site specific amendments will be identified. Planning staff will include for Council's consideration those proposed amendments which are minor, address errors or facilitate improved development options.

### **Public Consultation & Communication**

The draft amendment will be posted on the municipal website and advertised in local newspapers as per Planning Act requirements.

### **Timeline**

Week of August 22nd

Advertisement in Newspaper

September 13, 2022  
September 2022  
October 4, 2022

Open House at Morris-Turnberry Municipal Office  
Planners available by appointment for additional consultation  
Public Meeting at Regular Council Meeting

**CONCLUSION**

It is recommended that Council direct staff to formally initiate the General Update amendment and circulate the Notice of Public Open House and Public Meeting.

Sincerely,  
'Original signed by'

---

Meghan Tydd-Hrynyk  
Planner

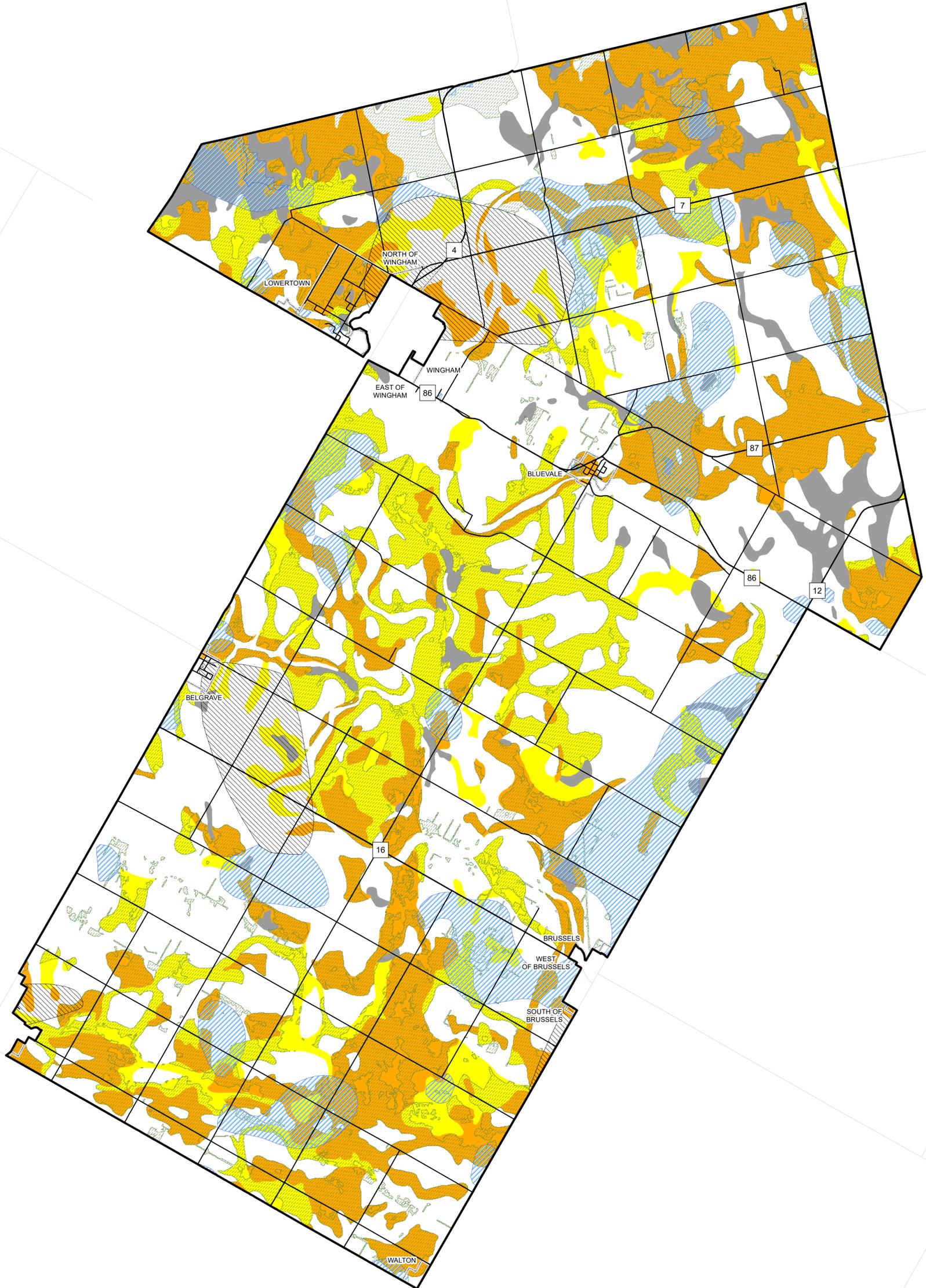
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Denise Van Amersfoort, RPP MCIP  
Manager of Planning

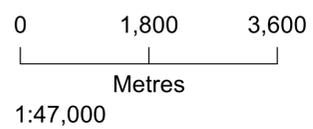
# Nitrate Screening

## Morris-Turnberry



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Last Modified 5/30/2022



- Provincial Highway
- County Roads
- Municipal Roads
- Karst Topography
- Highly Vulnerable Aquifers
- Significant Groundwater Recharge Area
- Wellhead Protection Area
- Vulnerable Scoring Area - Groundwater Under Direct Influence
- Surficial Geology - High Permeability**
- Gravel
- Organic Deposits
- Sand

**THE CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**DRAFT BY-LAW - 2022**

**WHEREAS** the Municipal Council of the Corporation of the Municipality of Morris-Turnberry considers it advisable to amend Zoning By-law 45-2014, as amended, of the Corporation of the Municipality of Morris-Turnberry; and

**NOW THEREFORE** the Council of the Corporation of the Municipality of Morris-Turnberry ENACTS as follows:

1. The text amendments of this by-law shall apply to all lands within the Municipality of Morris-Turnberry.
2. The mapping amendments of this by-law shall apply to the properties legally described as:  
XXXXXXXXXX XXXXXXXXXXXXXXXX XXXXXXXXXXXXXXXXXXXX
3. Section 2 is hereby amended by the addition of the following in alphabetical order:

**Dwelling with Supports:**

Means a residence for the short or long term accommodation of persons who, by reason of their emotional, mental, social or physical condition or legal status, require a group living arrangement for their well-being. This shall include, for example, a group home, transitional housing, hospice, respite care, crisis care facility but shall not include a hotel or motel.

**Additional Residential Unit:**

Means an additional residential unit shall be an accessory dwelling unit with its own kitchen, sanitary facilities and bedroom(s)/sleeping area.

**On-Farm Diversified Use:**

Means uses that are secondary to the principal agricultural use of the property and are limited in area. On-farm diversified uses include, but are not limited to, home occupations, home industries, agri-tourism uses and uses that produce value-added agricultural products. On-farm diversified uses may include accessory retail of goods produced on the property or goods produced on farms located within a 50km radius to a limited scale.

4. Section 2 is hereby amended by the replacement of the term 'dwelling, multiple attached' with 'dwelling, rowhouse'.
5. Section 2 is amended by the deletion of 'Group Home'
6. Section 3.18 is amended by the addition of the following:  
A Garden Suite may transition to a permanent Additional Residential Unit provided it meets the provisions of the appropriate section of this Bylaw.
7. Section 3 is hereby amended by the addition of Section 3.52 (On Farm Diversified Uses) as follows:  
**3.52 On Farm Diversified Uses**
  - Are secondary to the principal agricultural use of the property, are operated by the persons residing on the farm and do not interfere with the farm operation and do not conflict with the surrounding uses.

- Do not cause a traffic or safety concern and provide safe access onto an open public road.
  - Obtain relevant permits from the Health Unit.
  - Agri-tourism uses and Value Added agricultural uses under 1 hectare in size are permitted in the AG1 zone. Uses larger than 1 hectare shall be permitted in the AG3 zone.
    - The area calculation should consider the total area of buildings, structures, outdoor storage, landscaped areas, wells and septic systems, berms, laneways and parking areas but discount those areas which are shared between the agricultural uses and the on-farm diversified use.
  - Buildings can occupy a maximum of 20% of the allowable area calculation. Where a building is proposed to accommodate for on-farm events, the maximum is 120 persons seated capacity or 20% of the allowable area calculation, whichever is less.
  - 25% of the floor area of a building containing an agri-tourism or value added agricultural uses be used for retailing products grown/produced on the farm and goods produced on farms within a 50km radius.
  - Servicing (e.g. private and/or public water & sewage services) for the agri-tourism and value added agricultural uses must be located within the maximum 1 hectare area.
  - Buildings for agri-tourism uses & value added agricultural uses shall be clustered together with buildings for the principle agricultural use of the property.
  - MDS shall apply not apply to on-farm diversified uses and thus are encouraged to cluster with the on-farm dwelling.
  - Site Plan Control will apply to all agri-tourism on-farm diversified uses.
8. Section 3.34.6 is amended by the addition of the following:  
The prohibition on mobile homes does not apply to mobile homes utilized as Additional Residential Units (ARU) in any zone where ARUs are otherwise permitted.
9. Section 3 is hereby amended by the deletion of Section 3.45 (Temporary Accommodation for Workers).
10. Section 3.18 (Garden Suites) is hereby amended by the addition of the following:  
Garden suites may be converted to permanent additional residential units where they conform to the additional residential unit policies and provisions of the Howick Official Plan and Zoning Bylaw.
11. Section 3 is amended by the addition of Section 3.52 as follows:
- 3.52. Additional Residential Unit (ARU)  
Notwithstanding any other provisions of this By-law to the contrary, the following provisions shall apply to permit the construction of an Additional Residential Unit as an accessory use to a single-detached dwelling in the permitted zones:
- 3.52.1. In urban settings, a maximum of one Additional Residential Unit is permitted per property. In the commercial scale agricultural settings (AG1), a maximum of two Additional Residential Units is permitted per property with one unit within or attached to the main residence and one within a detached structure. In the small holding agricultural settings (AG4), a maximum of one Additional Residential Units is permitted per property within or attached to the main residence or within a detached structure.
- 3.52.2 One (1) additional on-site parking space is provided for the ARU in addition to the parking for the main dwelling.
- 3.52.3 An exterior stairway provided for the ARU shall not be located in the front yard.

3.52.4 As permitted, where an ARU is contained within an accessory building, the following provisions apply:

- Section 4.4.3.2 when located in the AG1 zone provided the maximum separation from the main dwelling is 60 metres;
- Section 7.5 when located in the AG4 zone provided the maximum separation from the main dwelling is 60 metres;
- Section 15.6 when located in the VR2 zone.

#### 3.52.5 Maximum Building Size

When detached and located in a VR2 zone, the structure containing the ARU shall be no greater than 75% of the gross area of the main floor of the dwelling including attached garages provided the total buildings do not exceed the maximum lot coverage.

3.52.6 Notwithstanding any other provisions of this By-law to the contrary, an ARU located within an accessory building in the agricultural area shall not be established closer to neighbouring livestock facilities than the legally established single detached dwelling to which it is accessory to unless the ARU complies with Minimum Distance Formulae (MDS).

12. Section 4.2 is hereby deleted and replaced with the following:

#### Section 4.2 Accessory Uses

Detached Dwelling (including mobile home) accessory to Agriculture

Converted dwelling

Dwelling with Support

On Farm Diversified Use

Additional Residential Unit(s) (total of 2) with one (1) within the main dwelling and/or one (1) within a detached structure accessory to Main Dwelling

Residential units for farm labour, accessory to agriculture

Commercial Greenhouse less than 2 acres in size

Anaerobic Digester

13. Section 4.3 is amended by the addition of the following:

Additional Residential Unit within a detached structure including but not limited to a mobile home

One multi-unit residential building for farm labour including a rowhouse

14. Section 4 is hereby amended by the addition of Section 4.4.4. as follows:

#### 4.4.4.a. Additional Residential Unit in Accessory Structure

- Permitted with a maximum separation of 60 metres measured from the main dwelling;
- Utilize the same laneway as the main dwelling
- Comply with setbacks as listed in 4.4.3.2;
- Comply with Minimum Distance Separation Formulae to barns on separately titled lots.

15. Section 4 is hereby amended by the addition of Section 4.4.4.b as follows:

#### 4.4.4.b. Farm Labour Housing

Where additional residential accommodation is demonstrated to be required by commercial scale farms, on-farm labour housing is permitted provided it:

- be located such that the farm labour dwelling is a maximum distance of 60 metres of the main dwelling or if no main dwelling exists, a maximum distance of 60 metres from the largest building (eg. livestock barn, greenhouse, etc);
- utilize the same laneway as the dwelling or in the case of new dwelling, the facility served by the on-farm labour (eg. greenhouse or barn);
- comply with setbacks as listed in 4.4.3.2.; and

- comply with Minimum Distance Separation Formulae to barns on separately titled lots.
16. Sections 4.5, 5.6 and 6.7 is hereby amended with the addition of the following:  
Minimum Distance Separation is not applied to or from On-Farm Diversified Uses or Agricultural Commercial Industrial (AG3) uses.
  17. Section 4.5, 5.6 and 6.7 is hereby amended with deletion of 'For Closed or Inactive Cemeteries' and replaced with the following:  
Application of MDS to Cemeteries  
"All cemeteries located outside of the settlement areas of the Municipality are considered Low Visitation Cemeteries. Low Visitation Cemeteries (whether Closed or Open) shall be classified as Type A Land Use for purposes of MDS".
  18. Section 4 is amended by the merging of Sections 4.8 and 4.10 under 4.8.
  19. Section 4 is hereby amended by the addition of the following as the new 4.10:  
4.10. On Farm Diversified Uses  
On-farm diversified uses are permitted accessory to an agriculture use in accordance with Section 3.17 and the provisions of the AG1 zone.
  20. Section 7.2 is amended by the deletion of "limited" after "agricultural use".
  21. Section 7.5 is hereby amended by the addition of the following:  
7.5.2 Accessory Buildings  
Notwithstanding the direction in Section 3.4, accessory buildings not containing livestock are required to meet the following interior side and rear yard minimum setbacks:  
For buildings 10 square metres or less: 1.25 metre  
For buildings greater than 10 square metres but less than 100 square metres: 3 metres  
For buildings 100 square metres or greater: 5 metres.
  22. Section 7.5.3 is hereby deleted and replaced with the following:  
7.5.3 Accessory Building Containing Livestock  
Notwithstanding any provision of this by-law to the contrary, an accessory building containing livestock may be established subject to the following:
    - Front Yard (minimum): 17 metres
    - Exterior Side Yard (minimum): 17 metres
    - Interior Side Yard (minimum): 10 metres
    - Rear Yard (minimum): 10 metres
    - Building height (maximum): 9 metres
    - Must be located in rear or interior side yard.
    - Compliance with Minimum Distance Separation Formula. Where the yard setbacks as required by MDS are not the same as above, the larger of the two setbacks applies.
  23. Section 14.1 is hereby amended deleted and replaced with the following:  
Permitted Uses
    - single residential dwelling
    - uses accessory to the permitted uses

24. Section 14.4.1 (Lot Area or Partial and Private Septic) is hereby deleted and replaced with the following:  
14.4.1. Lot Area (minimum) –4000 square metres (1.0 acre)
25. Section 15.1 is hereby deleted and replaced with the following:  
15.1 Permitted Uses  
15.1.1. single detached dwelling  
15.1.2. a semi-detached dwelling  
15.1.3. a duplex dwelling;  
15.1.4. conversion of single detached dwelling to a total of 2 units;  
15.1.5. dwelling with support in single detached dwelling  
15.1.6. uses accessory to the permitted uses
26. Section 15.2 is hereby deleted and replaced with the following:  
15.2. Accessory Uses  
15.2.1. home occupation  
15.2.2. an Additional Residential Unit (ARU) accessory to an unconverted single detached dwelling;  
15.2.3. a home occupation is permitted in an Additional Residential Unit where otherwise permitted.
27. Section 15.3. is hereby deleted and replaced with the following:  
15.3.1. Single detached dwelling – as per Section 14.4.  
15.3.2. All other dwelling types  
Lot Area (minimum) – 8000 square metres (2.0 acre)  
Lot Frontage (minimum) – 46 metres  
Lot Depth (minimum) – 46 metres  
Front Yard (minimum) – 7.5 metres  
Interior Side Yard Depth (minimum) – 3 metres  
Exterior Side Yard Depth (minimum) – 7.5 metres
28. Section 20 is hereby amended by the addition of the following:  
20.1. Community Facilities for Communities Relying on Horse Drawn Transportation  
A community facility serving communities who rely on horse drawn transportation are permitted in an Agricultural Special Zone or Community Facility zone subject to the following:  
  - The community facility cannot be separated from the farm.
  - One dwelling is permitted accessory to the community facility and must be removed should said community facility be discontinued.
  - Comply with Minimum Distance Separation Formulae to barns on separately titled lots as a Type A land use (single distance).
29. Section 14.5.3 is hereby amended by the deletion of ‘4.5 metres’ and replacement with ‘6 metres.
30. Section 14.5.2. is hereby deleted and replaced with the following:  
14.5.2 Total Floor Area (maximum)  
For lots less than 1 acre – 90 square metres  
For lots 1 acre and greater – 115 square metres
31. Section 15.5.2. is hereby deleted and replaced with the following:  
Section 14.5.2. applies.

32. Section 15.5.3. is hereby deleted and replaced with the following:  
Section 14.5.3. applies.

33. All other provisions of By-law 45-2014 shall apply.

34. This by-law shall come into force pursuant to Section 34(21) of the Planning Act, RSO 1990, as amended.

READ A FIRST TIME ON THE	DAY OF	, 2022.
READ A SECOND TIME ON THE	DAY OF	, 2022.
READ A THIRD TIME AND PASSED THIS	DAY OF	, 2022.

---

Jamie Heffer, Mayor

---

Trevor Hallam, Clerk

**SCHEDULE 1**  
**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**  
**BY-LAW - 2022**

By-law - 2022 has the following purpose and effect:

1. The purpose and effect of the General Update is primarily to include direction in the Howick Official Plan and Zoning By-law to address housing needs including:
  - permit Additional Residential Units (ARU) in agricultural settings;
  - permit additional Residential Units (ARU) in village settings where lots are large enough to address long term water quality considerations;
  - increase minimum lot sizes to ensure that future residential development (lot creation and increasing the number of units per property) is completed in accordance with provincial nitrate criteria and addresses long term water quality considerations; and
  - minor housekeeping items such as updates to definitions and general provisions.

The proposed General Update Amendment proposes primarily text changes to the Official Plan and Zoning By-law and select mapping changes.

2. This by-law amends the Municipality of Morris-Turnberry Zoning By-law 45-2014. All other zone provisions apply.
3. The location map and detail map showing the location to which this by-law applies are found on the following pages and are entitled Schedule 2.

**SCHEDULE 2**

**THE CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**DRAFT BY-LAW - 2022**

**AMENDMENT NO. XX**  
**(GENERAL UPDATE)**  
**TO THE**  
**MUNICIPALITY OF MORRIS-TURNBERRY**  
**OFFICIAL PLAN**

**SCHEDULE 1  
CORPORATION OF THE  
MUNICIPALITY OF MORRIS-TURNBERRY  
BY-LAW - 2022**

**Being a By-law to adopt a ‘General Update’ amendment to the Morris-Turnberry Official Plan;**

**Whereas** the Municipal Council of the Corporation of the Municipality of Morris-Turnberry considers it advisable to adopt an amendment to the Morris-Turnberry Official Plan, as amended; and

**Now Therefore** the Council of the Corporation of the Municipality of Morris-Turnberry adopts the amendment as follows:

1. This by-law shall apply to all lands within the Municipality of Morris-Turnberry.
2. This by-law affects the Morris-Turnberry Official Plan, as attached as Schedule B.
3. That the Clerk is hereby authorized and directed to provide Notice of Adoption of the Amendment in accordance with Section 17(23) of the Planning Act, RSO 1990, as amended.
4. The plan authorized by this by-law shall come into effect pursuant to Section 17(27) of the Planning Act, RSO 1990, as amended.
5. This By-law shall come into force and take effect on the day of final passing thereof.

Read a first and second time this XX<sup>th</sup> day of October, 2022.  
Read a third time and finally passed this XX<sup>h</sup> day of October, 2022.

---

Jamie Heffer, Mayor

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Trevor Hallam, Clerk

## CONSTITUTIONAL STATEMENT

### **PART 'A'**

Part 'A' is the preamble to Amendment No. XX to the Official Plan for the Municipality of Morris-Turnberry, and does not constitute part of this amendment. It provides general introductory information on the purpose, location and basis of the amendment.

### **PART 'B'**

Part 'B' consisting of the following text constitutes Amendment No. XX to the Official Plan for the Municipality of Morris-Turnberry. Part 'B' contains the housekeeping text amendment.

### **PART 'C'**

Part 'C' is the appendix and does not constitute part of this amendment. The appendices contain the background data, planning considerations and public participation associated with this amendment. Although the attached appendices do not constitute part of the formal amendment, they do provide explanatory material. In cases where a more detailed interpretation of the amendment is required, such an interpretation will be obtained from the appendices.

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### **PART 'A'** **PREAMBLE**

#### **AMENDMENT NO. XX TO THE OFFICIAL PLAN FOR THE MUNICIPALITY OF MORRIS-TURNBERRY**

### **1. PURPOSE**

The purpose and effect of the General Update is primarily to include updated direction and clarification for Additional Residential Units, the application of Minimum Distance Separation, and requirements for compliance with Provincial nitrate guidelines to ensure the long term protection of groundwater in privately serviced areas.

This is an amendment under Sections 17 and 21 of the Planning Act and not a Five Year Review under Section 26 of the Planning Act.

This Amendment will:

#### Agriculture

1. Incorporate policies and provisions to permit Additional Residential Units in the agricultural area as follows:
  - a. On commercial scale farms (AG1), an ARU is permitted in either or both of the main dwelling and detached unit provided the detached ARU is located within 60 metres of the existing building cluster and utilizes the same laneway.
  - b. On small agricultural holdings (AG4) and ARU is permitted in either the main dwelling or within a detached unit provided the detached ARU is located within 60 metres of the main dwelling and utilizes the same laneway.
2. Clarify that Minimum Distance Separation is not applicable to On-Farm Diversified Uses or Agricultural Commercial Industrial (AG3) uses.
3. Amend the application of MDS to cemeteries such that cemeteries are treated as a Type A Land Use (single distance) rather than a Type B Land Use (double distance).
4. Expand permissions for on-farm accommodation for farm labour to building types other than a mobile home.

#### Urban Settlement Areas

6. Incorporate provisions for Additional Residential Units (ARU) in Village settings subject to a re-zoning, supportive nitrate study and sufficient area to locate a septic system.

7. Permit single detached dwellings in all village and hamlets settings where appropriate but require multi-unit dwellings (including semi-detached and duplexes) to be established subject to re-zoning, supportive nitrate study and sufficient area to locate a septic system.
8. Permit mobile and modular homes to be utilized for detached ARUs in VR2 zones.
9. Clarify that lot creation and/or intensification is permitted based on MOE D-Series Guidelines for Nitrates and the County's Nitrate Terms of Reference.

## **2. LOCATION**

The amendment applies to all lands within the Municipality of Morris-Turnberry.

## **3. BASIS**

The purpose and effect of the General Update is primarily to include updated direction and clarification for Additional Residential Units, the application of Minimum Distance Separation, and requirements for compliance with Provincial nitrate guidelines to ensure the long term protection of groundwater in privately serviced areas.

This is an amendment under Sections 17 and 21 of the Planning Act and not a Five Year Review under Section 26 of the Planning Act.

## **PART 'B'**

### **AMENDMENT NO. XX TO THE OFFICIAL PLAN FOR THE MUNICIPALITY OF MORRIS-TURNBERRY**

#### **1. INTRODUCTION**

All of this part of the document entitled Part 'B' consisting of the following text, constitute Amendment No. XX to the Morris-Turnberry Official Plan.

#### **2. DETAILS OF THE AMENDMENT**

2.1 The text of the Municipality of Morris-Turnberry Official Plan is hereby amended by:

- a) Amend Section 3.2 (Directions) by the addition of the following:  
To recognize that a strong agricultural economy requires housing but not to allow the decentralization of general housing uses onto prime agricultural lands.
  
- b) Amend Section 3.3.1 by replacing all text after "established in the Zoning Bylaw" with the following:  
A maximum of two (2) additional residential units accessory to a main dwelling may be permitted on farms engaged in commercial scale farming, either within the farm dwelling and/or in an accessory building. If located within an accessory building, the additional residential unit must:
  - meet MDS requirements;
  - be situated within close proximity to the existing dwelling or the existing cluster of buildings;
  - use the existing driveway for access as the main farm dwelling;
  - Have appropriate services available. The additional residence is encouraged but not required to share water and wastewater services with the existing dwelling.

Additional Residential Units will not be permitted to be severed onto a separate lot, and may not be considered for a surplus farmhouse severance.

In addition to the main dwelling and additional residential units, a farm parcel is also permitted to contain accommodations for additional farm labourers if demonstrated to be required by the farm operation. The accommodations can take multiple forms, are not limited to temporary forms of housing but must be located within close proximity to the building cluster.

On parcels in the agricultural designation which are not engaged in commercial scale farming, a total of one (1) Additional Residential Unit is permitted within the main dwelling or within an accessory building which is located in the immediate vicinity of the main dwelling, complies with Minimum Distance Separation Formulae, and utilizes the same access point and laneway. A consent for lot creation will not be permitted for Additional Residential Units.

Garden suites are also permitted on a temporary basis in a moveable structure ancillary to the dwelling and subject to the policies outlined in the Settlement Area Section. Garden suites are also permitted on a temporary basis in a moveable structure ancillary to the dwelling and subject to the policies outlined in the Settlement Area Section.

On-farm residences, whether main, additional, farm labour, garden suites, etc., shall not be permitted in areas where natural hazards present unsurmountable issues such as impracticability of floodproofing, unsafe access, issues of erosion or unstable soils, etc.

- c) Section 3.3.9. is amended by the deletion of the third paragraph and replace with the following:  
All cemeteries are considered low visitation and shall be considered a Type A Land Use for the purpose of MDS.

- d) Section 3.3.7 is hereby amended by the addition of the following:  
On-Farm Diversified Uses are not subject to Minimum Distance Separation requirements and are encouraged to cluster with the on-farm residence where possible.

On-Farm Diversified Uses may be subject to Site Plan Control.

- e) Amend Section 3.3.6. with the addition of the following:  
Agriculturally Related Commercial and Industrial Operations are not subject to Minimum Distance Separation requirements, nor are barns required to meet MDS requirements when siting in proximity to an agricultural related commercial or industrial use.
- f) Section 6.2 is hereby amended by the deletion of “to encourage redevelopment and intensification of underutilized properties” and replaced with the following:  
To encourage sustainable development which protects groundwater over the long term.
- g) Section 6.3.2. is amended by the addition of the following as the first sentence:  
At this time, there is limited potential for intensification due to reliance on private services. Where demonstrated to comply with Provincial and County Nitrate standards, the efficient use of land is encouraged. In Morris-Turnberry, intensification means: infilling, rounding out of development, conversion of existing buildings to multiple units and the establishment of Additional Residential Units.
- h) Section 6.3.2.1. (Tertiary) is deleted and replaced with the following:  
In Tertiary Settlement areas, minor rounding out and infilling will be permitted based on the provision of adequate services.
- i) Section 6.3.2.2. is hereby deleted.
- j) Section 6.3.3.2. is amended by the replacement of ‘Second Unit’ with ‘Additional Residential Unit’.
- k) Section 6.5.1 is hereby amended by the addition of the following:  
All new development involving the creation of new lots or establishment of multiple-unit residential buildings will be supported by Hydrogeological Nitrate Studies completed in accordance with Provincial Nitrate Guidelines and the County’s Terms of Reference for Nitrate Studies. New lots will be sized to accommodate a conventional (Class 4) septic system but there is no requirement to provide a contingency bed area. Intensification of existing, undersized lots is not permitted.
- l) Section 6.5.1 is hereby amended by the deletion of ‘Second Permanent Dwelling’ and replacement with the following:  
Additional Residential Unit: a self-contained residential unit with kitchen and bathroom facilities that is located within a single detached or within a building or structure which is accessory to single detached..

Additional Residential Units will be permitted in privately serviced settlement areas subject to appropriate standards of health and safety with respect to on-site sewage disposal and general lot planning. A total of one (1) Additional Residential Unit is permitted on a private serviced lot, either within the dwelling or in a building or structure accessory to the dwelling.

An Additional Residential Unit will not be permitted on a privately serviced lot that is less than 0.8 hectares (2 acres) unless supported by a Nitrate Study completed in accordance with Provincial Guidelines and the County Terms of Reference for Nitrate Studies.

Additional Residential Units are not permitted on lots which are legal non-conforming with respect to minimum lot area or existing, undersized lots.

The Zoning Bylaw will establish the zones within which Additional Residential Uses may be permitted and shall include provisions to regulate the use.

Mobile homes are permitted to be used as detached Additional Residential Units within Village and Hamlet settings subject to re-zoning.

- m) Section 6.6.1. (Low Density Residential) is amended by the replacement of the first paragraph with the following:

The primary use of land designated Residential is low density residential development. Single detached will be permitted in all areas of the Villages and Hamlets, where appropriate. Properties containing multiple units, whether Additional Residential Unit accessory to a single detached or a semi-detached or duplex, will require a re-zoning and must demonstrate compliance with Provincial Nitrate Guidelines and the County's Terms of Reference for Nitrate Studies.

New residential development, including minor rounding out and infill, shall occur at a density which allows for long term, sustainable use of private water and wastewater systems with no negative impacts to groundwater. New lots will be sized for a conventional septic bed but there is no requirement to provide a contingency bed.

Healthy neighbourhoods are inclusive of all housing needs. Uses such as group homes, hospice, overnight respite, emergency housing, transitional housing or related will be permitted in all residential areas.

In Lowertown and elsewhere as appropriate, new or improved active transportation infrastructure such as walking trails should be incorporated into the design of newly developing areas.

Additional Residential Units will be permitted in privately serviced settlement areas subject to appropriate standards of health and safety with respect to on-site sewage disposal and general lot planning. A total of one (1) Additional Residential Unit is permitted on a private serviced lot, either within the dwelling or in a building or structure accessory to the dwelling.

An Additional Residential Unit will not be permitted on a privately serviced lot that is less than 0.8 hectares (2 acres) unless supported by a Nitrate Study completed in accordance with Provincial Guidelines and the County Terms of Reference for Nitrate Studies.

Additional Residential Units are not permitted on lots which are legal non-conforming with respect to minimum lot area or existing, undersized lots.

The Zoning Bylaw will establish the zones within which Additional Residential Uses may be permitted and shall include provisions to regulate the use.

Mobile homes are permitted to be used as detached Additional Residential Units within Village and Hamlet settings subject to re-zoning.

- n) Section 6.6.1 (Medium and High Density) is renamed 'Medium Density' and amended with the addition of the following as the first sentence:

Where multiple unit developments are proposed, the lot density will be based on conventional septic systems as outlined in the County of Huron's Nitrate Study Terms of Reference. Should full services become available, the development standards will be amended to reflect.

- o) Section 6.6.1 (Medium Density) b. is hereby deleted.

- p) Section 6.5.6.e is hereby deleted and replacement with the following:

Lot sizes will be sufficient to accommodate the proposed method of servicing over the long term. Where septic systems are proposed, developments will comply with the provincial groundwater protection criteria for nitrates, the County's Terms of Reference for Nitrate Studies and all lots will be sized for conventional septic systems. There is no requirement to provide a contingency bed area.

- q) Section 6.6.7.d is deleted and replaced with the following:

Lot sizes will be sufficient to accommodate the proposed method of servicing over the long term. Where septic systems are proposed, developments will comply with the provincial groundwater protection criteria for nitrates, the County's Terms of Reference for Nitrate Studies and all lots will be sized for conventional septic systems. There is no requirement to provide a contingency bed area.

- r) Section 6.6.8.i is amended by the deletion of all text after "as per standards established by" and replace with the following: Provincial Guidelines D-5-4 and the County Terms of Reference for Nitrate Studies.

## PART 'C'

### APPENDICES

The appendices do not form part of the amendment but are for information purposes only.

#### Background

The purpose and effect of the General Update is primarily to include updated direction and clarification for Additional Residential Units, the application of Minimum Distance Separation, and requirements for compliance with Provincial nitrate guidelines to ensure the long term protection of groundwater in privately serviced areas.

This is an amendment under Sections 17 and 21 of the Planning Act and not a Five Year Review under Section 26 of the Planning Act.

This Amendment will:

#### Agriculture

1. Incorporate policies and provisions to permit Additional Residential Units in the agricultural area as follows:
  - a. On commercial scale farms (AG1), an ARU is permitted in either or both of the main dwelling and detached unit provided the detached ARU is located within 60 metres of the existing building cluster and utilizes the same laneway.
  - b. On small agricultural holdings (AG4) and ARU is permitted in either the main dwelling or within a detached unit provided the detached ARU is located within 60 metres of the main dwelling and utilizes the same laneway.
2. Clarify that Minimum Distance Separation is not applicable to On-Farm Diversified Uses or Agricultural Commercial Industrial (AG3) uses.
3. Amend the application of MDS to cemeteries such that cemeteries are treated as a Type A Land Use (single distance) rather than a Type B Land Use (double distance).
4. Expand permissions for on-farm accommodation for farm labour to building types other than a mobile home.

#### Urban Settlement Areas

6. Incorporate provisions for Additional Residential Units (ARU) in Village settings subject to a re-zoning, supportive nitrate study and sufficient area to locate a septic system.
7. Permit single detached dwellings in all village and hamlets settings where appropriate but require multi-unit dwellings (including semi-detached and duplexes) to be established subject to re-zoning, supportive nitrate study and sufficient area to locate a septic system.
8. Permit mobile and modular homes to be utilized for detached ARUs in Village settings.
9. Clarify that lot creation and/or intensification is permitted based on MOE D-Series Guidelines for Nitrates and the County's Nitrate Terms of Reference.



July 15, 2022  
Our File: 322006

The Municipality of Morris-Turnberry  
41342 Morris Road  
Brussels, ON N0G 1H0

Attention: Trevor Hallam, CAO/Clerk

Re: Ellison Municipal Drain  
Tender Results

Trevor:

This letter is to confirm the results of the tender opening held on July 13th, 2022 for the construction of a new crossing on the Ellison Municipal Drain.

The tender period officially closed at 2:00pm and bids were publicly posted on the electronic bidding site Bids & Tenders. A total of two (2) tender submissions were submitted. GM BluePlan has been forwarded the received tender documents, which have been reviewed by the undersigned.

Results of the tender are as follows (not including HST):

Bidder	Bid Submission Total
1. VanDriel Excavating Inc.	\$22,342.82
2. Cox Construction Ltd.	\$47,767.00

VanDriel's price of \$22,342.82 (plus HST), the low tender price, is \$3,842.82 (20.8%) higher than the Engineer's estimate of \$18,500. As this is within the 33% allowance in the Drainage Act, no further meeting to consider the report is necessary.

VanDriel Excavating is a local drainage firm with which we have had success on similar projects in the past, and considering current construction cost escalation we consider the bid price to be very reasonable. **Based on the above, we therefore recommend that the contract for this work be awarded to the low bidder, VanDriel Excavating Inc.**

Should you have any comments or questions or wish to discuss this matter in more detail, please do not hesitate to contact us.

Regards,

GM BLUEPLAN ENGINEERING LIMITED

Per:

Matt Ash, C.E.T.

# MUNICIPALITY OF MORRIS-TURNBERRY

## REPORT TO COUNCIL

**TO:** Mayor and Council  
**PREPARED BY:** Trevor Hallam, CAO/Clerk  
**DATE:** August 9, 2022  
**SUBJECT:** Declaration of Vacancy – Office of Councillor

---

### **RECOMMENDATION**

That Council declare the Office of Councillor currently held by Jim Nelemans vacant and leave the office vacant until the October 24<sup>th</sup> election by passing the following motion:

*Moved by*  
*Seconded by*

*THAT the Council of the Municipality of Morris—Turnberry declares a vacancy in the Office of Councillor, currently held by Jim Nelemans, pursuant to Sections 259(1) and 262(1) of the Municipal Act, effective September 1, 2022.*

*AND FURTHER THAT said office shall remain vacant until filled by the General Election held on October 24<sup>th</sup> 2022.*

### **BACKGROUND**

Councillor Jim Nelemans has provided notice to the Clerk that he has become ineligible to sit as a member of Morris-Turnberry Council, as described in section 258 of the *Municipal Act* (the Act):

**258 (2)** *A member of council of a municipality is disqualified from holding office if, at any time during the term of office of that member, he or she,*

*(b) is not a resident, the owner or tenant of land or the spouse of an owner or tenant of land in the municipality, in the case of a member of council of a local municipality, or in a lower-tier municipality within the upper-tier municipality, in the case of a member of council of an upper-tier municipality;*

The effect of this is that the Office of Councillor held by Councillor Nelemans becomes vacant effective immediately, as prescribed by section 259 of the Act.

**259 (1)** *The office of a member of council of a municipality becomes vacant if the member,*

*(a) becomes disqualified from holding the office of a member of council under section 256, 257 or 258;*

The Act provides guidance regarding what is required and what options are available in this situation. Council must first declare the office to be vacant, which forms part of the recommendation and prepared motion provided with this report.

**262 (1)** *If the office of a member of a council becomes vacant under section 259, the council shall at its next meeting declare the office to be vacant, except if a vacancy occurs as a result of the death of a member, the declaration may be made at either of its next two meetings.*

Following the declaration of vacancy, Council must consider filling the vacancy under section 263, however 263(5)3 applies in the current situation and provides council with an extended window for allowing the office to remain vacant due to the proximity of the next Municipal Election.

**263 (1)** *If a vacancy occurs in the office of a member of council, the municipality shall, subject to this section,*

*(a) fill the vacancy by appointing a person who has consented to accept the office if appointed; or*

*(b) require a by-election to be held to fill the vacancy in accordance with the *Municipal Elections Act*, 1996. 2001, c. 25, s. 263 (1).*

(5) The following rules apply to filling vacancies:

1. Within 60 days after the day a declaration of vacancy is made with respect to the vacancy under section 262, the municipality shall,
  - i. appoint a person to fill the vacancy under subsection (1) or (4), or
  - ii. pass a by-law requiring a by-election be held to fill the vacancy under subsection (1).
3. Despite subsections (1) to (4), if a vacancy occurs within 90 days before voting day of a regular election, the municipality is not required to fill the vacancy.

**COMMENTS**

At this meeting, being the first meeting following the receipt of the notice provided by Councillor Nelemans of his ineligibility to continue to hold Office in Morris-Turnberry, Council must declare the Office to be vacant, for which a motion has been prepared and provided.

Council may choose to appoint a person to fill the vacancy or require a by-election to be held, but due to the Municipal Election being scheduled for October 24<sup>th</sup>, which is 76 days from the date of the meeting at which this report is presented, and within the 90 day window prescribed by 263(5)3, staff recommend that the Office be left vacant until filled by the October election.

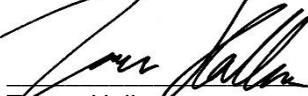
**ATTACHMENTS**

1. Letter received from Councillor Jim Nelemans regarding ineligibility to hold the Office of Councillor.

**OTHERS CONSULTED**

Kim Johnston, Deputy Clerk  
Greg Stewart, Solicitor

Respectfully submitted,



Trevor Hallam,  
CAO/Clerk

August 4, 2022

To : Morris/Turnberry Council and Staff

We have sold our home and property on Salem Road effective September 1 and are relocating to our property near Grand Bend. Unfortunately since I will no longer be a resident of this municipality I will have to vacate my position of councilor effective September 1. It has been a real pleasure and great experience serving as councilor and will have fond memories of working alongside all of you. Good luck to each of you who are seeking re-election for the next term of council.

Yours truly

A handwritten signature in blue ink, appearing to read "Jim Nelemans". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jim Nelemans,

# SAUGEEN VALLEY CONSERVATION AUTHORITY

CONSERVATION THROUGH COOPERATION

## MINUTES

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**Meeting:** Authority Meeting  
**Date:** Thursday, May 19, 2022, 1:00 p.m.  
**Location:** Electronic  
**Chair:** Maureen Couture

**Members present:** Paul Allen, Mark Davis, Barbara Dobreen, Dan Gieruszak, Cheryl Grace, Tom Hutchinson, Steve McCabe, Don Murray, Dave Myette, Mike Niesen, Sue Paterson, Diana Rae, Christine Robinson, Bill Stewart

**Others present:** Jennifer Stephens, General Manager / Secretary-Treasurer  
Donna Lacey, Manager, Forestry and Lands  
Elise MacLeod, Manager, Water Resources  
Erik Downing, Manager, Environmental Planning and Regulations  
Laura Molson, Manager, Corporate Services  
Jeremy Harbinson, Water Resources Technician  
Jilliana Wiersma, Lands Technician  
Jody Duncan – Water Resources Technician  
Nicole Gibson – Water Resources Technician  
Stacey Van Opstal, Flood Forecasting and Warning Coordinator  
Janice Hagan, Executive Assistant / Recording Secretary

The Authority meeting was called to order at 1:00 p.m.

### **1. Land Acknowledgement:**

As we work towards reconciliation with Indigenous people, we begin our meeting today by respectfully acknowledging that we are situated on Traditional Territories and Treaty Lands, in particular those of the Chippewas of Saugeen Ojibway Territory known as the Saugeen Ojibway Nation.

As shared stewards of Ontario's land and water resources – along with the First Nations community – Saugeen Valley Conservation Authority appreciates and respects the history and diversity of the land and its peoples and is grateful to have the opportunity to meet in this territory.

### **2. Adoption of Agenda**

#### **Motion #G22-42**

Moved by Diana Rae

Seconded by Bill Stewart

THAT the agenda be adopted as circulated.

**CARRIED**

**3. Declaration of Pecuniary Interest**

No persons declared a pecuniary interest relative to any item on the agenda.

**4. Approval of Authority Annual Meeting Minutes –March 17, 2022**

**Motion #G22-43**

Moved by Paul Allen

Seconded by Barbara Dobreen

THAT the minutes of the Authority meeting held on March 17, 2022, be approved as circulated.

**CARRIED**

**5. New Staff Introductions**

The following new staff were introduced:

- a. Elise MacLeod, Manager, Water Resources
- b. Jeremy Harbinson – Water Resources Technician
- c. Nicole Gibson – Water Resources Technician
- d. Jody Duncan – Water Resources Technician
- e. Jilliana Wiersma, Lands Technician
- f. Stacey Van Opstal, Flood Forecasting and Warning Coordinator
- g. Ashley Richards, Communications Coordinator

**6. Matters Arising from the Minutes**

- a. Procurement policy

Laura Molson discussed the proposed updated Procurement policy. She clarified that items that are unbudgeted would continue to be brought to the Board for approval prior to requesting proposals (RFPs). After discussion the following motion carried:

**Motion #G22-44**

Moved by Dave Myette

Seconded by Paul Allen

THAT the Purchasing policy of Saugeen Valley Conservation Authority, dated May 2022, be approved as submitted.

**CARRIED**

- b. Hybrid Meetings

Janice Hagan presented her investigation into hybrid meeting options. Due to the high cost, the Directors resolved to continue conducting meetings remotely via Zoom and options will be reviewed at the end of the term in October 2022.

**Motion #G22-45**

Moved by Steve McCabe

Seconded by Cheryl Grace

THAT the Hybrid Meeting report be received for information.

**CARRIED**

Mark Davis arrived at 1:44 p.m.

## **7. General Manager's Update**

Jennifer Stephens reviewed the General Manager's report. She included a verbal update of the Cedar Crescent Village file and noted that the Executive Committee directed staff to reach out to a 3<sup>rd</sup> party Technical Expert to review the Dynamic Beach Hazard Assessment provided by the Town of Saugeen Shores. The review has been completed by a coastal expert and submitted to the Town.

After discussion, the following motion was carried:

### **Motion #G22-46**

Moved by Dan Gieruszak

Seconded by Bill Stewart

BE IT RESOLVED THAT the General Manager/Secretary-Treasurer's report be received as information.

**CARRIED**

## **8. Consent Agenda**

Bill Stewart requested Item 8g, Correspondence be removed from the Consent agenda for discussion.

### **Motion #G22-47**

Moved by Bill Stewart

Seconded by Diana Rae

THAT Item 8g, Correspondence, be removed from the Consent agenda for discussion.

**CARRIED**

Bill Stewart requested further information concerning correspondence from Bill Walker, MPP, Bruce-Grey-Owen Sound in response to a request from Developer Jayson Long, Saugeen Cedar Heights West Subdivision permit. Jennifer explained that staff have since met with the Developer and has alleviated his concerns. Staffing changes that may have contributed to the delays have been addressed.

### **Motion #G22-48**

Moved by Tom Hutchinson

Seconded by Diana Rae

THAT the reports, Minutes, and information contained in the Consent Agenda, [Items 8a-f, h], along with their respective recommended motions be accepted as presented.

**CARRIED**

## **9. New Business**

### **a. 2022 Workplan**

Jennifer Stephens presented the 2022 Workplan and noted that the Strategic Plan is a foremost priority. Status updates will be provided at each Board meeting. There was no discussion.

**Motion #G22-49**

Moved by Cheryl Grace

Seconded by Steve McCabe

THAT the 2022 Workplan for priority activities to be carried out using funds approved through the 2022 budget be approved.

**CARRIED**

**b. Award of Tender – User Fee Review**

Laura Molson discussed the User Fee Review Request for Proposal (RFP). One bid was received from Watson and Associates Economists Ltd. along with references.

**Motion #G22-50**

Moved by Dan Gieruszak

Seconded by Bill Stewart

THAT Watson & Associates Economists Ltd. Be engaged to perform a User Fee Review at a cost of \$29,100 plus HST, with funds to be drawn from the Working Capital Reserve.

**CARRIED**

Sue Paterson left the meeting at 2:21 p.m.

Christine Robinson arrived at 2:30 p.m.

**c. SVCA Flood and Erosion Control Projects – Request for Proposal (RFP)**

Elise MacLeod presented the Flood and Erosion Control report and the recommendation that external support be obtained for the 2022 annual inspection of all SVCA Flood and Erosion Control projects. It is the intention that this is a one-time investment to aid with obtaining a baseline for future inspections conducted by staff.

**Motion #G22-51**

Moved by Dan Gieruszak

Seconded by Bill Stewart

THAT staff be directed to prepare a Request for Proposal for external support to complete a 2022 inspection of all SVCA Flood and Erosion Control projects;

AND FURTHER THAT these funds be drawn from the Working Capital Reserve.

**CARRIED**

**d. Purchase of Additional Fleet Vehicles**

Donna Lacey discussed the report requesting the Authority purchase two new cars rather than the one truck that had been included in the 2022 budget at an additional cost of \$15,000.

**Motion #G22-52**

Moved by Dan Gieruszak

Seconded by Diana Rae

THAT staff be authorized to proceed with the purchase of two new cars, following the receipt of competitive quotes, in accordance with the Authority's Purchasing Policy, in an amount not to exceed \$55,000;

AND FURTHER THAT the up to \$15,000 not included in the 2022 budget be drawn from the Motor Pool Reserve.

**CARRIED**

**e. Connectivity in the Durham Campground**

Donna Lacey reviewed the submitted report and noted that seasonal campers at Durham expect better internet connectivity. The establishment of a hub and installation of fibre receptacles for campers to connect would provide a solution. Campers would arrange for their own connection directly with the provider. The Directors thanked staff for the initiative in keeping the campgrounds modernized and competitive since broadband is a high priority for campers.

**Motion #G22-53**

Moved by Christine Robinson

Seconded by Tom Hutchinson

THAT staff be authorized to permit EH!tel to install a WI-FI hub in the seasonal campground section of the Durham campground, as well as the installation of fibre internet receptacles at each of the serviced seasonal campground sites;

AND FURTHER THAT the funds, not to exceed \$15,000 be taken from the campground reserves.

**CARRIED**

**10. Closed Session – To discuss personal matters relating to an identifiable individual.**

**Motion #G22-54**

Moved by Steve McCabe

Seconded by Bill Stewart

THAT the Authority move to Closed Session, In-Camera, to discuss matters relating to an identifiable individual; and further

THAT Jennifer Stephens, Laura Molson, and Janice Hagan remain in the meeting.

**CARRIED**

**Motion #G22-59**

Moved by Dave Myette

Seconded by Dan Gieruszak

THAT the Authority adjourn from Closed Session, In-Camera, and rise and report.

**CARRIED**

Chair Couture reported that there was direction given during the Closed Session.

There being no further business, the meeting adjourned at 3:23 p.m. on motion of Don Murray and Christine Robinson.

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Maureen Couture  
Chair

---

Janice Hagan  
Recording Secretary

Members Meeting #5-22

May 18, 2022

**Members Present:** Dave Turton, Roger Watt, Alison Lobb, Megan Gibson, Cheryl Matheson, Ed McGugan, Alvin McLellan, Kevin Freiburger, Matt Duncan, Anita van Hittersum, John Grace

**Staff Present:** Phil Beard, General Manager-Secretary-Treasurer  
Jayne Thompson, Communications IT and GIS Coordinator  
Stewart Lockie, Conservation Areas Coordinator

**1. Call to Order**

Chair Duncan welcomed everyone, called the meeting to order at 7:00 pm.

**2. Declaration of Pecuniary Interest**

There were no pecuniary interests.

**3. Minutes**

The minutes from the Maitland Valley Conservation Authority (MVCA) General Membership Meeting #4-2022 held on April 20, 2022 have been circulated for information and approval. The Members agreed with the minutes and the following motion was made.

**Motion FA #51-22**

**Moved by: Alison Lobb**

**Seconded by: Megan Gibson**

THAT the minutes from the General Membership meeting #4-2022 held on April 20, 2022 be approved.  
(carried)

**4. Business out of the Minutes:**

a) Municipal Response to Draft MOU for Services and Programs: Report #30-2022

Report #30-2022 was presented and the following motion was made:

**Motion FA #52-22**

**Moved by: Alison Lobb**

**Seconded by: Dave Turton**

THAT MVCA focus on developing one MOU for services and programs with all member municipalities.  
(carried)

**5. Phase 2 Regulations – CA Act: Report #31-2022:**

**Motion FA #53-22**

**Moved by: Ed McGugan**

**Seconded by: Dave Turton**

That Report #31 be received for information.  
(carried)

**6. Business Requiring Decision and or Direction:**

a) Awarding of Contract for New Storage Building: Report #32-2022

Stewart Lockie presented Report #32-2022 and the following motion was made:

**Motion FA #54-22**

**Moved by: Dave Turton**

**Seconded by: Roger Watt**

THAT the Members approve the tender price of \$194,700.00 submitted by Domm Construction Ltd. for the design and build services for a 40 x 60 general purpose storage shed.  
(carried)

b) Proposed Schedule for Members Tours & Information Sessions: Report #33-2022

Phil Beard presented Report #33-2022 and the following motion was made:

**Motion FA #55-22**

**Moved by: Alvin McLellan**

**Seconded by: Kevin Freiburger**

THAT the proposed schedule for tours and information sessions as outlined in Report #33-2022 be approved as amended.  
(carried)

**7. Chair and Members Report:**

The Chair reported that he had sent a letter to candidates running for election in the Provincial election in the ridings of Huron Bruce and Perth Wellington. To date responses have been received from three candidates.

**8. Consent Agenda:**

The following items were circulated to the Members for their information:

- a) Revenue-Expenditure Report for March 2022: Report #34-2022
- b) Agreements signed: Report #35-2022

The following motion was made:

**Motion FA #56-22**

**Moved by: Megan Gibson**

**Seconded by: Alison Lobb**

THAT Report #34-2022 and #35-2022 along with their respective recommended motions be approved.  
(carried)

**8. In-Camera Session: Legal Matter & Property Matter**

**Motion FA #57-22**

**Moved by: Dave Turton**

**Seconded by: Ed McGugan**

THAT the members move into and In-Camera Session.  
(carried)

**Motion FA #58-22**

**Moved by: Alvin McLellan**

**Seconded by: Alison Lobb**

THAT the members move back into the full authority meeting.  
(carried)

**9. Adjournment - Next Meeting Date, Wednesday, June 15, 2022, at 7:00pm.**

**10. Adjournment of Members Meeting.**

The members meeting adjourned at 7:45pm with the following motion:

**Motion FA #59-22**

**Moved by: Ed McGugan**

**Seconded by: Roger Watt**

THAT the members meeting be adjourned.  
(carried)



Matt Duncan  
Chair



Phil Beard  
General Manager  
Secretary-Treasurer

Members Meeting #6-22

**June 15, 2022**

**Members Present:** Roger Watt, Alison Lobb, Megan Gibson, Cheryl Matheson, Ed McGugan, Alvin McLellan, Kevin Freiburger, Matt Duncan, Anita van Hittersum

**Members Absent:** John Grace, Dave Turton

**Staff Present:** Phil Beard, General Manager-Secretary-Treasurer  
Jayne Thompson, Communications IT and GIS Coordinator  
Patrick Huber-Kidby, Supervisor of Planning & Regulations  
Erin Gouthro, Watershed Ecologist

**Others Present:** Cory Bilyea, Reporter, Wingham Advance Times

**1. Call to Order:**

Chair Duncan welcomed everyone and called the meeting to order at 7:02 pm.

**2. Declaration of Pecuniary Interest:**

There were no pecuniary interests.

**3. Minutes:**

The minutes from the Maitland Valley Conservation Authority (MVCA) General Membership Meeting #5-2022 held on May 18, 2022 have been circulated for information and approval. The Members agreed with the minutes and the following motion was made.

**Motion FA #60-22**

**Moved by: Alvin McLellan**

**Seconded by: Roger Watt**

THAT the minutes from the General Membership meeting #5-2022 held on May 18, 2022 be approved.  
(carried)

**4. Business out of the Minutes:**

- a) Municipal Support for Draft MOU for Services and Programs: Report #36-2022

Report #36-2022 was presented and the following motion was made:

**Motion FA #61-22**

**Moved by: Roger Watt**

**Seconded by: Kevin Freiburger**

THAT MVCA not amend its inventory of Services and Programs to include the additional services recommended by the Municipality of West Perth.  
(carried)

**Motion FA #62-22**

**Moved by: Alvin McLellan**

**Seconded by: Ed McGugan**

THAT Schedule A be amended to clarify that the Coordination of planting projects and the purchase of trees and shrubs in bulk is funded through user fees.  
(carried)

**Motion FA #63-22**

**Moved by: Alison Lobb**

**Seconded by: Roger Watt**

THAT MVCA proceed with circulating the final MOU with those municipalities who have passed motions supporting the draft MOU for services and programs.  
(carried)

**5. Presentation:**

- a) Forest Health Presentation: Erin Gouthro, Watershed Ecologist
- b) Work Plan Highlights: Jayne Thompson, Communications-GIS-IT Coordinator

## **6. Business Requiring Decision and or Direction:**

- a) Government Relations Strategy for 2022: Report #37-2022

Phil Beard presented Report #37-2022 and the following motion was made:

### **Motion FA #64-22**

**Moved by: Megan Gibson**

**Seconded by: Anita van Hittersum**

THAT the Chair and Vice Chairs arrange to meet with the MPP for Huron Bruce and the MPP for Perth Wellington.

(carried)

- b) Little Lakes Aggregate Application: Report #38-2022

Patrick Huber-Kidby, Supervisor of Planning & Regulations presented Report #38-2022 to the members for their information and no motion was needed at the time.

## **7. Chair and Members Report:**

There were no reports at this time.

## **8. Consent Agenda:**

The following items were circulated to the Members for their information:

- a) Revenue-Expenditure Report for May 2022: Report #39-2022
- b) Work Plan and Budget Update: Report #40-2022
- c) Correspondence for Information: CFI Tour & Planting Day Story

The following motion was made:

### **Motion FA #65-22**

**Moved by: Alison Lobb**

**Seconded by: Anita van Hittersum**

THAT Report #39-2022 and #40-2022 along with their respective recommended motions be approved.

(carried)

**9. Adjournment - Next Meeting Date, Wednesday, July 20, 2022, at 7:00pm.**

**10. Adjournment of Members Meeting:**

The members meeting adjourned at 8:13pm with the following motion:

**Motion FA #66-22**

**Moved by: Megan Gibson**

**Seconded by: Alison Lobb**

THAT the members meeting be adjourned.  
(carried)



Matt Duncan  
Chair



Phil Beard  
General Manager  
Secretary-Treasurer

# ONTARIO ENERGY BOARD NOTICE TO CUSTOMERS OF ENBRIDGE GAS INC.

## Enbridge Gas Inc. has applied to raise its natural gas rates effective January 1, 2023.

### Learn more. Have your say.

Enbridge Gas Inc. has applied to the Ontario Energy Board to raise its natural gas rates effective January 1, 2023, based on a rate-setting framework and other adjustments previously approved by the Ontario Energy Board for the period 2019-2023. The rates are set using a formula that is tied to inflation and other factors intended to promote efficiency.

If the application is approved as filed, a typical residential customer of Enbridge Gas Inc. would see the following increases:

Rate Zones	Residential Annual Bill Increase
EGD	\$ 22.61
Union South	\$ 19.84
Union North East	\$ 31.51
Union North West	\$ 36.22

Other customers may be affected. It is important to review the application carefully to determine whether you will be affected by the changes.

#### THE ONTARIO ENERGY BOARD IS HOLDING A PUBLIC HEARING

The OEB will hold a public hearing to consider Enbridge Gas Inc.'s application. We will question Enbridge Gas Inc. on its case. We will also hear questions and arguments from individual customers and groups that represent the customers of Enbridge Gas Inc. At the end of this hearing, the OEB will decide what, if any, rate increase will be allowed.

The OEB is an independent and impartial public agency. We make decisions that serve the public interest. Our goal is to promote a financially viable and efficient energy sector that provides you with reliable energy services at a reasonable cost.

#### BE INFORMED AND HAVE YOUR SAY

You have the right to information regarding this application and to be involved in the process

- You can review Enbridge Gas Inc.'s application on the OEB's website now
- You can file a letter with your comments, which will be considered during the hearing
- You can become an intervenor. As an intervenor, you can ask questions about Enbridge Gas Inc.'s application and make arguments on whether the OEB should approve Enbridge Gas Inc.'s request. Apply by **August 5, 2022** or the hearing will go ahead without you and you will not receive any further notice of the proceeding
- At the end of the process, you can review the OEB's decision and its reasons on our website

#### LEARN MORE

Our file number for this case is **EB-2022-0133**. To learn more about this hearing, find instructions on how to file a letter with your comments or become an intervenor, or to access any document related to this case, please enter the file number **EB-2022-0133** on the OEB website: [www.oeb.ca/participate](http://www.oeb.ca/participate). You can also phone our Public Information Centre at 1-877-632-2727 with any questions.

#### ORAL VS. WRITTEN HEARINGS

There are two types of OEB hearings – oral and written. The OEB will determine at a later date whether to proceed by way of a written or oral hearing. If you think an oral hearing is needed, you can write to the OEB to explain why by **August 5, 2022**.

#### PRIVACY

*If you write a letter of comment, your name and the content of your letter will be put on the public record and the OEB website. However, your personal telephone number, home address and email address will be removed. If you are a business, all your information will remain public. If you apply to become an intervenor, all information will be public.*

*This rate hearing will be held under section 36 of the Ontario Energy Board Act, 1998, S.O. 1998, c.15, Schedule B.*



Ontario  
Energy  
Board | Commission  
de l'énergie  
de l'Ontario

**Outstanding Action Items  
Open Session**

August 9

Meeting Date	Action Item	Action By	Current Status	Last Action Date	Next Step
November 10, 2021	Zoning/OP Housing Friendly Amendments	CAO/Planning	Draft amendments presented to Council August 9th		-Hold Public Open House to solicit public feedback. -Anticipated Public Meeting and by-law consideration October 18.
June 21, 2022	FCM Asset Management Grant	CAO	Application submitted and receipt acknowledged.		Report back to council on result when available.
June 21, 2022	Cross Border Servicing Agreement	CAO	In contact with North Huron Staff regarding Council feedback		Report back to Council when update is available.
July 19, 2022	Blyth Creek Municipal Drain Outstanding Balance	CAO/Drainage Superintendent			Report back to Council when update is available.



**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**BY-LAW NO. 23-2022**

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Being a by-law to provide for a drainage works in the Municipality of Morris-Turnberry in the County of Huron.

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**WHEREAS** the Council of the Municipality of Morris-Turnberry, in the County of Huron has procured a report under section 78 of the *Drainage Act, R.S.O. 1990* for the improvement of the Ellison Municipal Drain;

**AND WHEREAS** the report dated May 11, 2022 has been authored by GM BluePlan Engineering Limited, 975 Wallace Avenue North, Listowel Ontario, and said report is attached hereto and forms part of this by-law.

**AND WHEREAS** the estimated total cost of constructing the drainage works is \$ 23,400.00.

**AND WHEREAS** \$ 4,730.00 is to be assessed to the Township of North Huron, County of Huron;

**AND WHEREAS** the Council of the Municipality of Morris-Turnberry is of the opinion that the drainage of the area is desirable;

**NOW THEREFORE**, the Council of the Corporation of the Municipality pursuant to the Drainage Act enacts as follows:

**1. Authorization**

The attached report is adopted. The drainage works are authorized and shall be completed as specified in the report.

**2. Borrowing**

The Corporation of the Municipality of Morris-Turnberry may borrow on the credit of the Corporation the amount of \$ 23,400.00 being the amount necessary for the construction of the Drainage Works.

This project will be debentured.

**3. Debentures**

The corporation may issue debentures for the amount borrowed less the total amount of:

- a. grants received under Section 85 of the Act;
- b. commuted payments made in respect of lands and roads assessed within the municipality;
- c. money paid under subsection 61 (3) of the Act; and
- d. money assessed in and payable by another municipality,

**4. Payment**

Such debenture(s) shall be made payable within three (3) years from the date of the debenture(s) and shall bear interest at a rate not higher than 2% more than the municipal lending rates as posted by Infrastructure Ontario on the date of sale of such debenture(s).

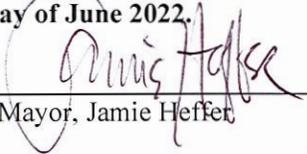
- a. All assessments of \$1,000.00 or less are payable in the first year in which the assessment is imposed.

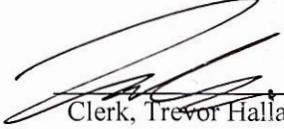
- b. All assessments under \$10.00 shall be added to the municipal tax roll to be collected in the same manner and at the same time as other taxes collected.

**5. Citation**

This By-law comes into force on the final passing thereof, and may be cited as the "Ellison Municipal Drain Crossing 2022 By-law."

**Read a FIRST and SECOND time and PROVISIONALLY ADOPTED this 21<sup>st</sup> day of June 2022.**

  
\_\_\_\_\_  
Mayor, Jamie Heffer

  
\_\_\_\_\_  
Clerk, Trevor Hallam

**Read a THIRD time and FINALLY PASSED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_**

\_\_\_\_\_  
Mayor, Jamie Heffer

\_\_\_\_\_  
Clerk, Trevor Hallam



**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**BY-LAW NO. 32-2022**

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Being a by-law to confirm the proceedings of the Council of the Corporation of the Municipality of Morris-Turnberry, for its meeting held on August 9<sup>th</sup>, 2022.

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

**AND WHEREAS** Section 5 (3) of the *Municipal Act 2001, S.O. 2001, c. 25* provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

**AND WHEREAS** it is deemed expedient that the proceedings of the Council of the Corporation of the Municipality of Morris-Turnberry for the August 9<sup>th</sup>, 2022, meeting be confirmed and adopted by By-law;

**NOW THEREFORE**, the Council of the Corporation of the Municipality of Morris-Turnberry enacts as follows:

1. The action of the Council of the Corporation of the Municipality of Morris-Turnberry at its meeting held the 9<sup>th</sup> day of August 2022, in respect of each recommendation contained in the Minutes and each motion and resolution passed and other action taken by the Council of the Corporation of the Municipality of Morris-Turnberry at the meeting, is hereby adopted and confirmed as if all such proceedings were expressly embodied in this By-Law; and
2. The Mayor and proper officials of the Corporation of the Municipality of Morris-Turnberry hereby authorize and direct all things necessary to give effect to the action of the Council to the Corporation of the Municipality of Morris-Turnberry referred to in the preceding section thereof;
3. The Mayor and CAO/Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the Seal of the Corporation.

**Read a FIRST and SECOND time this 9<sup>th</sup> day of August 2022**

**Read a THIRD time and FINALLY PASSED this 9<sup>th</sup> day of August 2022**

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Mayor, Jamie Heffer

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Clerk, Trevor Hallam