



COUNCIL INFORMATION PACKAGE

SUMMARY

SEPTEMBER 1, 2023

1. **C-2023-310**
Correspondence dated August 28, 2023 from the Honourable Lisa Thompson, Minister of Agriculture, Food and Rural Affairs respecting funding to improve the removal, handling, and disposal of deadstock across the province.
2. **C-2023-311**
Correspondence dated August 15, 2023 from the Township of Killaloe, Hagarty and Richards respecting a resolution of support for the Town of Fort Erie request for the Government of Ontario to establish a regulatory framework for short-term rentals.
3. **C-2023-312**
Correspondence dated August 30, 2023 from the Town of Essex respecting a resolution of support for the Chatham-Kent resolution regarding changes to MFIPPA.
4. **C-2023-313**
Correspondence dated August 8, 2023 from the Town of Fort Erie respecting a resolution of support for the Chatham-Kent resolution regarding changes to MFIPPA.

Canada



Ontario

Received August 28, 2023
C-2023-310

August 28, 2023

William Kolasa
CAO/Clerk
Township of Wainfleet
wkolasa@wainfleet.ca

Dear Mr. Kolasa:

We are pleased to announce that the governments of Canada and Ontario are investing up to \$1.5 million over two years to help improve the removal, handling, and disposal of deadstock across the province. The Increasing Deadstock Capacity Initiative application intake will be open from September 21, 2023, to February 1, 2024. All approved projects must be completed by February 1, 2025. You can find additional information, including how to apply, on the Agricultural Adaptation Council Website at info@adaptcouncil.org.

This program is being offered through the Sustainable Canadian Agricultural Partnership (Sustainable CAP). The cost-share funding initiative will help address some of the gaps identified in a Livestock Research Innovation Corporation (LRIC) report released this year and will provide opportunities for the deadstock industry to streamline operations and improve accessibility by increasing capacities and establishing new service standards.

Please note that expenses, where applicable, must meet regulatory requirements, including [Ontario Regulation 105/09](#) under the Food Safety and Quality Act, 2001 (FSQA), and [Ontario Regulation 106/09](#) under the Nutrient Management Act, 2002 (NMA), (or any applicable requirements under the Safe Food for Canadians Act for federally registered plants), and be suitable for use. The undertaking of these activities for cost-share funding may still be subject to regulatory approvals.

Our governments are committed to supporting the agri-food sector and rural communities in Ontario.

.../2

We encourage you to take advantage of this funding opportunity and submit an application. Together, we can ensure that Ontario's agricultural communities can continue to operate sustainably and without interruption.

Sincerely,



Lawrence MacAulay
Minister of Agriculture
and Agri-Food



Lisa M. Thompson
Minister of Agriculture, Food
and Rural Affairs



Naturally Spirited

KILLALOE-HAGARTY-RICHARDS

Date: August 15, 2023

Resolution No.: 05

Moved by 

Seconded by Margaret MacMillan

WHEREAS the Corporation of the Township of Killaloe, Hagarty and Richards supports the motion brought forward by the Town of Fort Erie requesting that the Government of Ontario establish a regulatory framework requiring digital platforms such as Airbnb, VRBO and others which affect municipal rentals to:

1. Require owners using the digital platforms to comply with municipal planning and licencing regulations;
2. Prevent advertising of properties that are not registered with the relevant municipality; and
3. Provide a contact with the platform to ensure ongoing and effective communications for provincial and municipal officials.

THAT the Province of Ontario work with municipalities to address situations in which long-term housing stock has been lost to corporate ownership of short-term rental properties.

AND FURTHER THAT this resolution be circulated to Premier Doug Ford, the Minister of Municipal Affairs and Housing Steve Clark; local MPPs, the Association of Municipalities of Ontario (AMO), and all municipalities in Ontario.

Carried:

Not Carried:

Certified a true copy
Tammy Gorderat
Tammy Gorderat, CAO/Clerk-Treasurer
Township of Killaloe, Hagarty and Richards



Legislative Services

July 26, 2023

Sent via email: premier@ontario.ca

The Honourable Doug Ford
Premier of Ontario
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

Honourable and Dear Sir:

Re: Controls on Airbnb, VRBO and Others Which Affect Municipal Rentals

Please be advised the Municipal Council of the Town of Fort Erie at its meeting of July 24, 2023 passed the following resolution:

Whereas global technology platforms such as Airbnb or VRBO were created to improve global access to rental opportunities, particularly those available for vacation or shorter-term business purposes, and

Whereas the impact of these “disruptive technologies” on rental markets has raised the following concerns in the past decade:

- Concentration of ownership and proliferation of landlord corporations with minimal interest in or accountability to local communities
- Removal of housing stock from long-term rental markets with resulting increases in rents
- Lack of control over occupancy (e.g. families vs large groups of partygoers)
- Incidence of nuisance infractions (noise, garbage, parking), and

Whereas any reduction in the availability of long-term housing stock runs counter to the Province of Ontario’s goal of 1.5 million additional homes in the next 10 years, and

Whereas growth in short-term rental markets may also have a negative impact on housing affordability for the seasonal workers who service tourist destinations or farming communities, and

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Mailing Address:

The Corporation of the Town of Fort Erie
1 Municipal Centre Drive, Fort Erie ON L2A 2S6

Office Hours 8:30 a.m. to 5:00 p.m. Phone: (905) 871-1600 FAX: (905) 871-4022

Web-site: www.forterie.ca

Whereas implementing local/municipal restrictions through municipal law enforcement tools (licensing) and municipal planning tools (zoning by-law restrictions) may push demand to other communities, and

Whereas some platforms (e.g. Airbnb) are already working toward providing notice to owners about municipal regulations and licensing through a license number field, and

Whereas some jurisdictions (e.g. Quebec, Scotland) have acknowledged the limitations of local authorities/municipalities in controlling the impact of global technologies and have developed comprehensive regulatory frameworks, and

Whereas a comprehensive, consistent regulatory approach is likely to prove more effective in Ontario,

Now, therefore, be it resolved,

That: Council requests the Government of Ontario to establish a regulatory framework requiring digital platforms such as Airbnb and VRBO to:

1. Require owners using the digital platforms to comply with municipal planning and licensing regulations, and
2. Prevent advertising of properties that are not registered with the relevant municipality, and
3. Provide a contact with the platform to ensure ongoing and effective communications for provincial and municipal officials and further

That: The Province of Ontario work with municipalities to address situations in which long-term housing stock has been lost to corporate ownership of short-term rental properties and further

That: A copy of the resolution be forwarded to the Premier of Ontario (Hon. Doug Ford), the Minister of Municipal Affairs and Housing (Hon. Steve Clarke), local MPPs, the Association of Municipalities of Ontario (AMO) and all municipalities in Ontario.

Thank you for your attention to this matter.

Kind regards,

Ashlea Carter, AMP

Deputy Clerk

acarter@forerie.ca

AC:dlk

Attach.

c.c. The Honourable Steve Clark, Minister of Municipal Affairs and Housing minister.mah@ontario.ca
Jennifer Stevens, MPP - St. Catharines JStevens-CO@ndp.on.ca
Jeff Burch, MPP - Niagara Centre JBurch-QP@ndp.on.ca
Wayne Gates, MPP - Niagara Falls wgates-co@ndp.on.ca
Sam Oosterhoff, MPP - Niagara West-Glanbrook sam.oosterhoff@pc.ola.org
The Association of Municipalities of Ontario amo@amo.on.ca
All Ontario Municipalities



CORPORATION OF THE TOWN OF ESSEX

33 Talbot Street South, Essex, Ontario, N8M 1A8

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Judy Smith

Director, Municipal Governance/Clerk
Municipality of Chatham-Kent
ckclerk@chatham-kent.ca

August 30, 2023

Received August 30, 2023
C-2023-312

BY EMAIL

RE: Letter of Support – Time for Change: *Municipal Freedom of Information and Protection of Privacy Act* ("MFIPPA")

Dear Judy Smith,

At its Regular Council Meeting held on August 14, 2023, Council discussed the correspondence dated July 5, 2023, from the Municipality of Chatham-Kent regarding the request to review the *Municipal Freedom of Information and Protection of Privacy Act*. In particular, Mayor Bondy indicated the importance of encouraging the Ministry of Government and Consumer Services to review the *Act*, specifically to consider eliminating the option for redundant, frivolous, or vexatious requests.

As a result of this discussion, Council passed the following resolution:

R23-08-324

Moved By Mayor Bondy
Seconded By Councillor Verbeek

That the correspondence dated July 5, 2023, from the Municipality of Chatham-Kent regarding the request for the Ministry of Government and Consumer Services review the *Municipal Freedom of Information and Protection of Privacy Act* be received and supported; and

That Council direct Administration to send a letter of support to the Municipality of Chatham-Kent, Anthony Leardi, MPP, Lisa Gretzky, MPP, Andrew Dowie, MPP, Chris Lewis, MP; and all other municipalities in Ontario.

Carried

I trust you will find this satisfactory. If you have any questions or comments, please feel free to contact the undersigned.

Yours truly,

Joseph Malandruccolo
Director, Legal and Legislative Services/Clerk
jmalandruccolo@essex.ca



CORPORATION OF THE TOWN OF ESSEX

33 Talbot Street South, Essex, Ontario, N8M 1A8

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c.c. Anthony Leardi, MPP

Anthony.Leardi@pc.ola.org

Lisa Gretzky, MPP

lgretzky-co@ndp.on.ca

Andrew Dowie, MPP

andrew.dowie@pc.ola.org

Chris Lewis, MP

chris.lewis@parl.gc.ca

All other municipalities in Ontario



Received August 31, 2023
C-2023-313

Legislative Services

August 31, 2023

File #120203

Sent via email: kaleed.rasheed@ontario.ca

The Honourable Kaleed Rasheed, Minister
Ministry of Public and Business Service Deliver
5th Floor, 777 Bay St.
Toronto, ON M7A 2J3

Honourable and Dear Sir:

Re: Support of Chatham-Kent Resolution – Municipal Freedom of Information and Protection of Privacy Act

Please be advised the Council of the Town of Fort Erie at its meeting of August 28, 2023 received and supported the resolution from the Municipality of Chatham-Kent dated July 5, 2023, requesting the Ministry of Government and Consumer Services to review MFIPPA and consider making the recommendations contained within the attached letter.

Attached please find a copy of the Municipality of Chatham-Kent's correspondence dated July 5, 2023.

Thank you for your attention to this matter.

Sincerely,

Peter Todd,
Manager, Legislative Services / Town Clerk
ptodd@forterie.ca

PT:dlk
Attach

c.c. Jennifer Stevens, MPP - St. Catharines JStevens-CO@ndp.on.ca
Jeff Burch, MPP - Niagara Centre JBurch-QP@ndp.on.ca
Wayne Gates, MPP - Niagara Falls wgates-co@ndp.on.ca
Sam Oosterhoff, MPP - Niagara West-Glanbrook sam.oosterhoff@pc.ola.org
Judy Smith, Clerk, Municipality of Chatham-Kent ckclerk@chtham-kent.ca
Information and Privacy Commissioner of Ontario info@ipc.on.ca
AMCTO Legislative and Policy Advisory Committee amcto@amcto.com
Association of Municipalities of Ontario amo@amo.on.ca
All Ontario Municipalities

Mailing Address:

The Corporation of the Town of Fort Erie
1 Municipal Centre Drive, Fort Erie ON L2A 2S6

Office Hours 8:30 a.m. to 4:30 p.m.

Phone: (905) 871-1600 FAX: (905) 871-4022

Web-site: www.forterie.ca



Municipality of Chatham-Kent

Corporate Services

Municipal Governance

315 King Street West, P.O. Box 640

Chatham ON N7M 5K8

July 5, 2023

Via Email: Kaleed.Rasheed@ontario.ca

Minister of Public and Business Service Delivery (MPBSD)

Honourable Rasheed:

**Re: Time for Change
Municipal Freedom of Information and Protection of Privacy Act**

Please be advised the Council of the Municipality of Chatham-Kent at its regular meeting held on June 26, 2023 passed the following resolution:

WHEREAS the Municipal Freedom of Information and Protection of Privacy Act R.S.O. 1990 (MFIPPA) dates back 30 years;

AND WHEREAS municipalities, including the Municipality of Chatham-Kent, practice and continue to promote open and transparent government operations, actively disseminate information and routinely disclose public documents upon request outside of the MFIPPA process;

AND WHEREAS government operations, public expectations, technologies, and legislation surrounding accountability and transparency have dramatically changed and MFIPPA has not advanced in line with these changes;

AND WHEREAS the creation, storage and utilization of records has changed significantly, and the Municipal Clerk of the Municipality is responsible for records and information management programs as prescribed by the Municipal Act, 2001;

AND WHEREAS regulation 823 under MFIPPA continues to reference antiquated technology and does not adequately provide for cost recovery, and these financial shortfalls are borne by the municipal taxpayer;

AND WHEREAS the threshold to establish frivolous and/or vexatious requests is unreasonably high and allows for harassment of staff and members of municipal councils, and unreasonably affects the operations of the municipality;

AND WHEREAS the Act fails to recognize how multiple requests from an individual, shortage of staff resources or the expense of producing a record due to its size, number or physical location does not allow for time extensions to deliver requests and unreasonably affects the operations of the municipality;

AND WHEREAS the name of the requestor is not permitted to be disclosed to anyone other than the person processing the access request, and this anonymity is used by requesters to abuse the MFIPPA process and does not align with the spirit of openness and transparency embraced by municipalities;

AND WHEREAS legal professionals use MFIPPA to gain access to information launch litigation against institutions, where other remedies exist;

AND WHEREAS there are limited resources to assist administrators or requestors to navigate the legislative process;

AND WHEREAS reform is needed to address societal and technological changes in addition to global privacy concerns and consistency across provincial legislation;

BE IT RESOLVED THAT the Ministry of Government and Consumer Services be requested to review the MFIPPA, and consider recommendations as follows:

1. That MFIPPA assign the Municipal Clerk, or designate to be the Head under the Act;
2. That MFIPPA be updated to address current and emerging technologies;
3. That MFIPPA regulate the need for consistent routine disclosure practices across institutions;
4. That the threshold for frivolous and/or vexatious actions be reviewed, and take into consideration the community and available resources in which it is applied;
5. That the threshold for frivolous and/or vexatious also consider the anonymity of requesters, their abusive nature and language in requests to ensure protection from harassment as provided for in Occupational Health and Safety Act;
6. That the application and scalability of fees be designed to ensure taxpayers are protected from persons abusing the access to information process;
7. That administrative practices implied or required under the Act, including those of the IPC, be reviewed and modernized;
8. That the integrity of the Act be maintained to protect personal privacy and transparent governments.

If you have any questions or comments, please contact Judy Smith at ckclerk@chatham-ketn.ca

Sincerely,

Judy Smith

Digitally signed by
Judy Smith
Date: 2023.07.05
10:48:27 -04'00'

Judy Smith, CMO
Director Municipal Governance
Clerk /Freedom of Information Coordinator

c.

Lianne Rood, MP
Dave Epp MP
Trevor Jones, MPP
Monte McNaughton, MPP
Information and Privacy Commissioner of Ontario
Association of Municipalities of Ontario
AMCTO Legislative and Policy Advisory Committee
Ontario municipalities