



COUNCIL INFORMATION PACKAGE

SUMMARY

OCTOBER 13, 2023

1. **C-2023-347**
Correspondence received October 6, 2023 from the Niagara SPCA respecting monthly statistics for September 2023.
2. **C-2023-348**
Correspondence dated September 28, 2023 from the City of Burlington respecting a call for Provincial legislation for third-party short-term rental companies.
3. **C-2023-349**
Correspondence dated October 11, 2023 from the Town of Cobourg to the Hon. Doug Ford, Premier of Ontario respecting a resolution of support for the Township of Puslinch resolution regarding Illegal Land Use Enforcement.
4. **C-2023-350**
Correspondence dated October 12, 2023 from the City of Welland respecting an Application to Amend the City of Welland Official Plan & Zoning By-law with respect to the provisions for Cash-in-Lieu of Parking.
5. **C-2023-351**
Correspondence dated October 12, 2023 from the Township of Howick to The Honourable Arif Virani, Minister of Justice and Attorney General of Canada and The Honourable Doug Downey, Ministry of the Attorney General respecting a resolution of support for the Township of Midland correspondence regarding "Catch and Release" Justice in Ontario.

Received October 11, 2023
C-2023-348

Sent via email

September 28, 2023

SUBJECT: Provincial legislation for third-party short-term rental companies

Please be advised that at its meeting held Tuesday, September 26, 2023, the Council of the City of Burlington approved the following resolution:

Whereas the demand for alternative accommodations has resulted in an increased prominence of residential properties being advertised for short term accommodations through third party companies such as Airbnb and VRBO; a shift from the 'traditional' cottage rental historically managed by a property owner; and

Whereas over the past decade a flood of properties have been removed from the ownership and long-term rental market (*Canada Research Chair in Urban Governance at McGill University*) contributing to housing shortages, increased housing demands and increased housing costs resulting in housing affordability issues, including affordable rentals; and

Whereas short term rentals (STR) can be beneficial, when operated appropriately, by providing solutions for the accommodation industry that supports local tourism and small businesses as well as providing an opportunity for property owners to generate income from their residence (permanent or seasonal) using a convenient third-party system; and

Whereas STR's can create nuisances including noise, parking, high volumes of visitors attending a property, septic capacity and fire safety, for adjacent residential property owners who wish to experience quiet enjoyment of their property; and

Whereas research indicates that demand for STR's is increasing, in part due to vacationers choosing domestic travel options as well as the financial benefits to property owners, demonstrating that STR's are here to stay; and

Whereas there are no Provincial regulations in place governing third party STR companies resulting in a variety of regulations/guidelines being implemented at the local municipal level which creates inconsistencies, confusion and frustrations for both consumers and residents across the province; and

Therefore, be it resolved that Burlington City Council calls on the Provincial Government to move forward as soon as possible to legislate all third-party short-term rental brokerage companies, for example Airbnb and VRBO, requiring them to:

- appropriately manage and be responsible for their listings, and to compel compliance; and
- establish a registry system, making it mandatory for each rental listing to register and pay an appropriate annual fee, with the requirement that STR companies are to provide the registry and collected fees to the municipality in which the STR properties are located, allowing municipalities to be aware of all registered STR properties and to have access to funds to assist with the response and enforcement of issues surrounding STR properties; and
- de-list/remove a property from the STR company's listing when a municipality has identified and verified life, health and/or nuisance infractions including noise, fire safety, septic, etc. to ensure a property cannot be rented; and

That a copy of this resolution be sent to all Ontario municipalities for support as well as to the Minister of Municipal Affairs and Housing and Halton MPPs.

If you have any questions, please contact me at extension 7702 or the e-mail address above.

Sincerely,

A handwritten signature in blue ink that reads "Kevin Arjoon".

Kevin Arjoon
City Clerk



The Corporation of the Town of Cobourg

Received October 11, 2023
C-2023-349

Resolution

Hon. Doug Ford
Premier of Ontario
Legislative Building,
Queen's Park, Toronto,
ON M7A 1A1
VIA EMAIL:
doug.fordco@pc.ola.org

Town of Cobourg
55 King Street West,
Cobourg, ON, K9A 2M2
clerk@cobourg.ca

October 11, 2023

RE: Correspondence from the Township of Puslinch regarding Illegal Land Use Enforcement

Please be advised that the Town of Cobourg Council, at its meeting held on October 2, 2023, passed the following resolution:

Moved by Councillor Miriam Mutton
Seconded by Councillor Brian Darling

Resolution No: 314-2023
October 2, 2023

THAT Council receive the correspondence from the Township of Puslinch regarding Illegal Land Use Enforcement for information purposes; and

FURTHER THAT Council endorse and support the resolution from the Township of Puslinch and Council direct staff to send a duplicate resolution to associated ministries and Ontario Municipalities.

The resolution reads as follows:

That the Illegal Land Use Enforcement Taskforce's mandate be expanded to include other types of illegal land uses and not solely on illegal trucking land uses; and

That the Province be requested to strengthen municipal enforcement powers by:

- Amending the Municipal Act to enable municipalities to physically bar entry to properties where illegal land uses that have significant detrimental impacts on adjacent residential properties, the environment or create unsafe situations;
- Increasing the maximum penalty amounts in the Planning Act to \$50,000 for an individual upon conviction and on a subsequent conviction, not more than \$25,000 for each day in which the contravention has continued after the day in which the person was initially convicted; and



The Corporation of the Town of Cobourg

Resolution

- Including provisions to ensure a corporation is liable to fines of not more \$100,000 upon first conviction and not more than \$50,000 for each day in which the contravention has continued after the day in which the corporation was initially convicted.

That a copy of this report be provided to the Honourable Doug Ford, Premier of Ontario, the Honourable Steve Clark, Minister of Municipal Affairs and Housing, the Honourable Sylvia Jones, MPP, Dufferin-Caledon; the Honourable Doug Downey, Attorney General of Ontario; and

That a copy of this report be provided to the municipalities within the Greater Golden Horseshoe area seeking support in the request for strengthened enforcement powers to combat significant illegal land uses negatively impacting communities across Ontario and to the Association of Municipalities of Ontario (AMO) and Rural Ontario Municipal Association (ROMA).

Sincerely,

Kristina Lepik
Deputy Clerk/Manager, Legislative Services

Cc: The Honourable Steve Clark, Minister of Municipal Affairs and Housing,
The Honourable Sylvia Jones, Deputy Premier, Minister of Health and MPP Dufferin-Caledon,
The Honourable Doug Downey, Attorney General of Ontario,
Association of Municipalities of Ontario,
Rural Ontario Municipal Association,
Ontario Municipalities

MEMORANDUM

TO: Potentially Interested Parties

FROM: Gregory Lipinski
Policy Planner
Planning & Development Services

DATE: October 12th, 2023

SUBJECT: Application to Amend City of Welland Official Plan (OPA No. 47) & Zoning By-law 2017-117 (File No. 2023-07)

The City of Welland is proposing to amend both the Official Plan and Zoning By-law 2017-117 with respect to the provisions for Cash-in-Lieu of Parking. The purpose of the Official Plan Amendment is to expand the City's policy of cash-in-lieu of parking to beyond the Downtown into the Health and Wellness Cluster. The purpose of Zoning By-law Amendment is to allow other types of uses, including residential uses, to be eligible for cash-in-lieu of parking. Application for Official Plan Amendment (OPA No. 47) is to be processed concurrently with the application for Zoning By-law Amendment (File No. 2023-07).

Conjunctively, a Cash-in-Lieu of Parking By-law is being proposed that would apply to the entire Downtown and Health and Wellness Cluster Area. The By-law would provide relief from the parking provisions in the Zoning By-law for a fee. The proposed By-law applies to commercial, residential, and mixed-use developments.

A key map showing the subject lands is attached. Reports that have been produced in conjunction with these files can be found on the City of Welland website at: <https://www.welland.ca/Media/Notices.asp>.

An In-Person Public Open House, to be held by City Staff, has been scheduled for 6:00 P.M. to 7:30 P.M., THURSDAY, OCTOBER 26, 2023, at the Civic Square, Council Chambers (second floor), 60 East Main Street, Welland.

A Statutory Public Hearing in accordance with the requirements of the Planning Act will be held by Council at 7:00 P.M., NOVEMBER 21, 2023, at the Civic Square, Council Chambers, 60 East Main Street, Welland. To participate virtually, please contact the City Clerk, Tara Stephens at clerk@welland.ca no later than 12:00 P.M. on NOVEMBER 16, 2023, to be provided with a link to participate. Please ensure to identify the file number(s) in the email request for participation in the Statutory Public Meeting. All Council meetings are livestreamed on the City's Website at: www.welland.ca/Council/LiveStream.asp

The public is invited to these meetings to make oral or written submissions. All written submissions received by **12:00 P.M. on NOVEMBER 14, 2023**, will be presented to City Council as part of the staff report on this

matter.

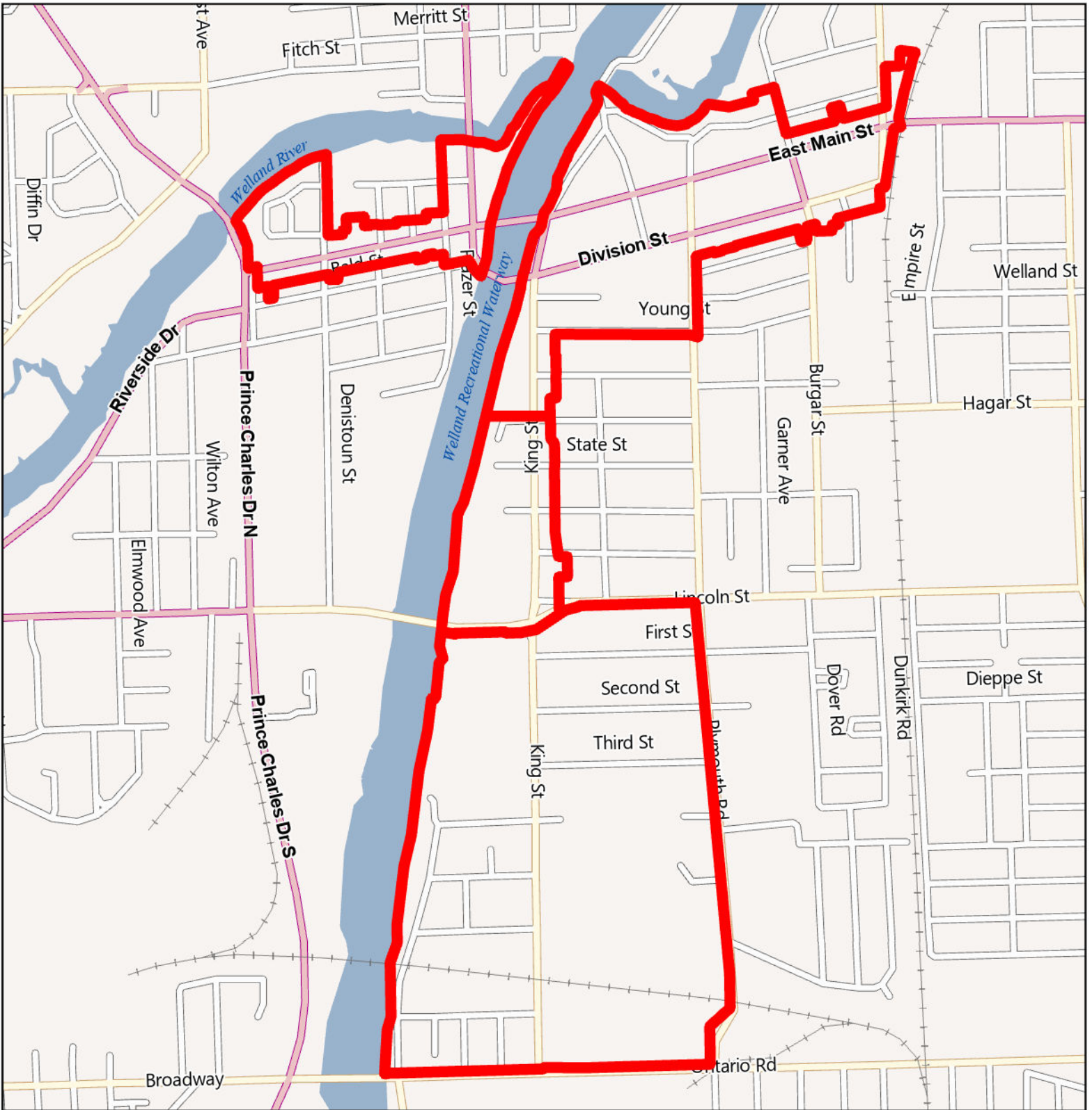
If a person or public body would otherwise have an ability to appeal the decision of Welland City Council to the Ontario Land Tribunal, but the person or public body does not make oral submissions at a public meeting or make written submissions to Welland City Council before the proposed Official Plan Amendment is adopted, the person or public body is not entitled to appeal the decision.

If a person or public body does not make oral submissions at a public meeting or make written submissions to Welland City Council before the proposed combined Official Plan & Zoning By-law Amendment is adopted, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.

If you wish to be notified of the Decision of the City of Welland on the proposed combined Official Plan and Zoning By-law Amendment, you must make a written request to the City of Welland, 60 East Main Street, Welland, ON L3B 3X4, or devserv@welland.ca

If you wish to receive a copy of the staff report on this Application you should advise the undersigned in writing by **NOVEMBER 14, 2023**.

For more information about this matter, including information about preserving your appeal rights contact Gregory Lipinski, Policy Planner, Planning and Development Services, City of Welland, Civic Square, 60 East Main Street, Welland, Ontario, L3B 3X4, phone 905-735-1700, Extension 2253, Email: gregory.lipinski@welland.ca or fax to 905-735-8772. Additional information will be available after October 26, 2023.



Key Map

Downtown, Health and Wellness Cluster



The Honourable Arif Virani
Minister of Justice and Attorney General of Canada
House of Commons
Ottawa, ON K1A 0A6
arif.virani@parl.gc.ca
VIA EMAIL

The Honourable Doug Downey
Ministry of the Attorney General
McMurty-Scott Building
720 Bay Street, 11th Floor
Toronto, ON M7A 2S9
doug.downey@ontario.ca
VIA EMAIL

October 12, 2023

Dear Minister Virani and Minister Downey,

RE: “Catch and Release” Justice in Ontario

Please be advised that at their meeting held on October 3, 2023, the Council of the Township of Howick passed the following resolution:

Resolution No. 351-23

Moved by: Councillor Grimes

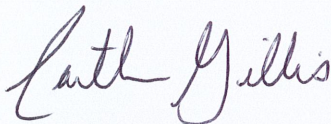
Seconded by: Councillor Rognvaldson

That Council of the Township of Howick supports Item 9.5 of correspondence from the Town of Midland regarding the current “catch and release” justice in the Ontario legal system.

Carried.

If you require any additional information, please do not hesitate to contact my office.

Sincerely,



Caitlin Gillis
Clerk-Administrator
Township of Howick
clerk@howick.ca
519-335-3208 ext, 2

Cc: All Ontario Municipalities

Enclosure: Correspondence from the Town of Midland – “Catch and Release” Justice in Ontario

THE CORPORATION OF THE
TOWN OF MIDLAND

575 Dominion Avenue
Midland, ON L4R 1R2
Phone: 705-526-4275
Fax: 705-526-9971
info@midland.ca



September 8, 2023

The Senate of Canada
Ottawa, ON
K1A 0A4

Via Email: sencom@sen.parl.gc.ca

Premier Doug Ford
Legislative Building
Queen's Park
Toronto ON
M7A 1A1

Via Email: premier@ontario.ca

Dear Premier Ford:

Re: "Catch and Release" Justice is Ontario

At its September 6, 2023, Regular Council Meeting with Closed Session the Council for the Town of Midland passed the following Resolution:

That the Town of Midland send a letter to the Federal and Provincial Governments requesting meaningful improvements to the current state of "catch and release" justice in the Ontario legal system. Police Services across Ontario are exhausting precious time and resources having to manage the repeated arrests of the same offenders, which in turn, is impacting their morale, and ultimately law-abiding citizens who are paying the often significant financial and emotional toll of this broken system; and

That this resolution be sent to other Municipalities throughout Ontario for their endorsement consideration.

Thank you.

Yours very
truly,

THE CORPORATION OF THE TOWN OF MIDLAND

Sherri Edgar

Sherri Edgar, AMCT
Municipal Clerk
Ext. 2210