

# **AGENDA**

## **REGULAR MEETING OF CITY COUNCIL**

**2011 10 11**

**4:30 P.M.**

## **COUNCIL CHAMBERS**

### **1. ADOPTION OF MINUTES**

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the Minutes of the Regular Council Meeting of 2011 09 26 be approved.

### **2. QUESTIONS AND INFORMATION ARISING OUT OF THE MINUTES AND NOT OTHERWISE ON THE AGENDA**

### **3. APPROVE AGENDA AS PRESENTED**

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that the Agenda for 2011 10 11 City Council meeting as presented be approved.

### **4. DELEGATIONS/PROCLAMATIONS**

- a) Christine Mair, Children's Aid Society - Foster Care Recruitment Co-ordinator will be in attendance concerning proclamation – Foster Care Week.
- b) Doug McChesney, President of Sault North Rotary and Neil McLean, Polio Plus Committee Chair will be in attendance concerning proclamation – End Polio Now.
- c) Dominic Parrella, VP Operations PUC Inc. will be in attendance concerning agenda item 5.(c).

- d) David Craig, Howie Wilcox and Al Errington, Coalition for Algoma Passenger Trains will be in attendance to update Council on their activities.

Mover: Councillor R. Niro

Seconder: Councillor P. Mick

Whereas the Coalition for Algoma Passenger Trains (CAPT) is a regional not-for-profit organization of individuals, municipalities, First Nations, businesses and other stakeholders who recognize the significant social, economic, cultural, historical and environmental values of Northern Ontario's passenger trains;

Now Therefore Be It Resolved that the City of Sault Ste. Marie Council supports in principle the Coalition for Algoma Passenger Trains effort to preserve and enhance passenger train service in the District of Algoma as well as the adjacent districts around Hearst and Sudbury.

- e) Robert Rushworth, Manager Emergency Medical Services will be in attendance concerning Best Practices – Intravenous (IV) Therapy Program.

## **PART ONE – CONSENT AGENDA**

### **5. COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that all the items listed under date 2011 10 11 – Part One – Consent Agenda be approved as recommended.

- a) Correspondence from AMO is attached for the information of Council.
- b) Correspondence from the Township of Tiny (concerning Publically Owned Water Treatment Facilities), the Township of Terrace Bay (concerning Lake Superior Binational Forum) and the Centre & South Hastings Waste Services Board (concerning Extended Producer Responsibility) is attached for the information of Council.
- c) Correspondence from PUC Inc. concerning Conversion to Free Chlorine Disinfection is attached for the information of Council.
- d) Correspondence from MADD Canada, the Ontario Public Health Association and Centre for Addiction and Mental Health concerning beer and wine sales in convenience stores is attached for the information of Council.
- e) **Staff Travel**

A report of the Chief Administrative Officer is attached for the consideration of Council.

Mover: Councillor L. Turco  
Seconder: Councillor B. Watkins

Resolved that the report of the Chief Administrative Officer dated 2011 10 11 concerning Staff Travel requests be approved as requested.

f) **2012 Council Meeting Schedule**

A report of the City Clerk is attached for the consideration of Council.

Mover: Councillor L., Turco  
Seconder: Councillor P. Mick

Resolved that the report of the City Clerk dated 2011 10 11 concerning 2012 Council Meeting Schedule be accepted and the schedule as recommended be approved.

g) **Cultural Advisory Board Appointment**

Mover: Councillor R. Niro  
Seconder: Councillor B. Watkins

Resolved that Richard Wark be appointed to the Cultural Advisory Board from October 11, 2011 to December 31, 2012.

h) **Request for Financial Assistance for National/International Sports Competitions – Zephyr Rouleau – Karate and Kickboxing**

A report of the Manager Recreation and Culture is attached for the consideration of Council.

Mover: Councillor R. Niro  
Seconder: Councillor P. Mick

Resolved that the report of the Manager Recreation and Culture dated 2011 10 11 concerning Request for Financial Assistance for National/International Sports Competitions be accepted and the recommendation to provide a \$200 grant to Zephyr Rouleau be approved.

i) **Renewal 2011-2012 Civic Centre Security Duties, Parking By-law Enforcement Officers, Public Library Security Duties**

A report of the Manager of Purchasing is attached for the consideration of Council.

Mover: Councillor L. Turco  
Seconder: Councillor P. Mick

Resolved that the report of the Manager of Purchasing dated 2011 10 11 be endorsed and that the ongoing Agreement with the Canadian Corps of Commissionaires for Security Services and Parking By-law Enforcement, be single sourced for an extended period of twelve (12) months concluding October 31, 2012.

j) **Tender for Two (2) Fuel Tank Removals and Replacement Main Fire Station (2011FA02)**

A report of the Manager of Purchasing is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that the report of the Manager of Purchasing dated 2011 10 11 be endorsed and that the tender for Two (2) Fuel Tank Removals and Replacements at the main Fire Station, required by Fire Services, be awarded as recommended.

k) **Property Tax Appeals**

A report of the Commissioner of Finance and Treasurer is attached for the consideration of Council.

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that pursuant to Section 357 of the Municipal Act, 2001, the adjustments for the tax accounts outlined on the City Tax Collector's report of 2011 10 11 be approved and that the tax records be amended accordingly.

l) **Municipal Performance Measurement Program – 2010 Results**

A report of the Commissioner of Finance and Treasurer is attached for the consideration of Council. Municipal Performance Measurement Program results are available on city website under "Finance".

Mover: Councillor R. Niro

Seconder: Councillor P. Mick

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 10 11 concerning 2010 results under the Municipal Performance Measurement Program be received as information.

m) **Sault Area Hospital Smoking Policy**

A report of the Commissioner of Engineering and Planning Department is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the report of the Commissioner of Engineering and Planning Department dated 2011 10 11 concerning Sault Area Hospital Smoking Policy be accepted as information.

n) **McNabb Street/MacDonald Avenue Flooding**

The following item was deferred from the 2011 09 26 Council Meeting. A report of the Director of Engineering Services is attached for the consideration of Council.

Moved by: Councillor L. Turco  
Seconded by: Councillor B. Watkins

Resolved that the report of the Director of Engineering Services dated 2011 09 26 concerning McNabb Street/MacDonald Avenue Flooding be accepted and the recommendation to encourage building owners in the area to isolate their foundation and roof water drainage systems from the City storm sewer system be approved; and

Further that a consultant be retained to complete a technical review of the subject flood prone areas and provide recommendations and cost estimated for potential improvements.

**o) Municipal Access Agreement with PUC Telecom for Access to Municipal Rights of Way**

A report of Corporate Counsel is attached for the consideration of Council.

The relevant By-law 2011-169 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

**p) Hub Trail Signage Updated Report**

A report of the Planning Division is attached for the consideration of Council.

Mover: Councillor R. Niro  
Seconder: Councillor P. Mick

Resolved that the report of the Planning Division dated 2011 10 11 concerning the Hub Trail Signage Update Report be accepted and the Planning Director's recommendation that City Council authorize the production and installation of the Hub Trail signage as outlined in this report at a maximum total cost not to exceed \$65,000 with the proposed distance markers to be single sourced from Fontasy Signs and Display Incorporated, be endorsed.

**q) New Comprehensive Signs By-law**

A report of the Planning Division is attached for the consideration of Council.

The relevant By-law 2011-171 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

**r) Municipal Landfill – Replacement of Compactor Wheels**

A report of the Deputy Commissioner Public Works and Transportation is attached for the consideration of Council.

Mover: Councillor R. Niro  
Seconder: Councillor B. Watkins

Resolved that the report of the Deputy Commissioner Public Works and Transportation dated 2011 10 11 concerning Municipal Landfill - Replacement of Compactor Wheels be accepted and the recommendation to purchase replacement wheels at an estimated cost of \$36,000 with funding from the Landfill Reserve be approved.

## **PART TWO – REGULAR AGENDA**

### **6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

- (1) ADMINISTRATION**
- (2) COMMUNITY SERVICES DEPARTMENT**
- (3) ENGINEERING**
- (4) FIRE**
- (5) LEGAL**
- (6) PLANNING**

- a) Application No. A-19-11-OP – Brad Morley**

A report of the Planning Division is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the report of the Planning Division dated 2011 10 11 concerning Application No. A-19-11-OP – filed by Brad Morley – 4057 Third Line West be accepted and the Planning Director's recommendation that City Council deny the applicant's request for an Official Plan Amendment to facilitate an application to the Committee of Adjustment to create two (2) new lots for rural residential purposes, be endorsed.

### **(7) PUBLIC WORKS AND TRANSPORTATION**

### **(8) BOARDS AND COMMITTEES**

### **7. UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**

- a) Mover: Councillor R. Niro**
- Seconder: Councillor L. Turco**

Whereas the Foggy Notion's Bar which operated at 708 Queen Street East since December 2009 is presently closed; and

Whereas presently there is an application with the Alcohol and Gaming Commission of Ontario to transfer the liquor licence from the above said bar to a new operator who wishes to re-open the business; and

Whereas the quality of life of residents and business owners in the area of this establishment were negatively impacted by its previous operation; and

Whereas some of the neighbours have sent a letter to the new operator asking for a meeting to discuss concerns which had not been previously addressed; and

Whereas it is not the intent of this Council or the neighbours who have been negatively impacted by the previous operation to prevent the re-opening of this business;

Now Therefore Be It Resolved that the Alcohol and Gaming Commission of Ontario be requested to take into consideration the following concerns of the neighbours when deliberating the transfer of the liquor licence.

1. Excessive noise
2. Location of the live band stage (so as to minimize the noise and vibration impact on the adjoining apartment)
3. Yelling of patrons on the sidewalk in front of the building
4. Loitering of patrons in the laneway behind the business and below two apartments
5. Ensure that neighbouring business owners do not have to tolerate debris such as cigarette butts, garbage, and beer bottles in front of their businesses
6. That the new bar has sufficient security personnel on staff to control the above issues; and

Further Be It Resolved that copies of this resolution be provided to the local Liquor Inspector, Legal Department, Building Department and Police Services.

b) Mover: Councillor P. Mick  
Seconder: Councillor L. Turco

Whereas potholes and deteriorating asphalt are problems across Ontario; and  
Whereas crews spend countless hours filling thousands of potholes starting with the onset of spring weather; and

Whereas the technology is available, at a cost, to stop the water seepage that undermines our roads; and

Whereas there is information available through various contractors, trade magazines and workshops;

Now Therefore Be It Resolved that Council request staff to prepare a report comparing costs of various methods of addressing pothole problems, including budgetary implications.

c) Mover: Councillor B. Watkins  
Seconder: Councillor P. Christian

Whereas the City Council of Sault Ste. Marie meets primarily bi-weekly on Monday afternoons with agendas being distributed to Council after traditional working hours on the previous Thursday; and

Whereas a review of this agenda takes considerable time to establish what information from staff and other resources may be needed to prepare for a Monday meeting; and

Whereas it would not be unreasonable for this to take up a significant portion of a working day to begin enquiries, with all staff being off for two days following; and  
Whereas it could be assumed that all parties are preparing for a Monday meeting and have numerous other responsibilities; and

Whereas the magnitude of Council decisions should be given the most amount of time possible for appropriate attention so that the entire Council agenda is given due consideration,

Now Therefore Be It Resolved that the office of the City Clerk be asked to report back to Council with recommendations to afford Council increased time to prepare for meetings through whatever means possible.

- d) Mover: Councillor S. Butland  
Seconder: Councillor P. Christian

Whereas the approximate eight acre site commonly known as the "tank farm" and presently owned by SUNCOR Energy has been deemed unavailable for any development for over 10 years; and

Whereas this property could/should be an integral part of an already enviable waterfront; and

Whereas it would be appropriately designated as a "brownfield"; and

Whereas FCM has made funds available to remediate environmentally contaminated sites;

Now Therefore Be It Resolved that a meeting be requested with SUNCOR through the CAO's office to discuss under what circumstances and conditions the property might be available to the City of Sault Ste. Marie for development. Suggested principals at the meeting to include: Mayor or designate, CAO, Planning Director and an EDC representative.

**8. COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

**9. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

**10. CONSIDERATION AND PASSING OF BY-LAWS**

By-laws before Council for THREE readings which do not require more than a simple majority.

**AGREEMENTS**

**(a) 2011-169**

A by-law to authorize the execution of an agreement between the City and PUC Telecom Inc. regarding the use of City streets and rights of way for the provision of a fiber optic cable communication in the City of Sault Ste. Marie.

A report from Corporate Counsel is on the agenda.

**(b) 2011-170**

A by-law to amend By-law 99-91(Adopt-A-Street).

**(c) 2011-176**

A by-law to authorize the execution of an agreement between the City and Sault Ste. Marie Innovation Centre Community Geomatics Centre pertaining to registrants of the Vulnerable Persons Registry (VPR) in order to assist in preparing effective responses during emergencies.

Approved by Council Resolution on 2011 09 26.

**APPOINTMENTS**

**(d) 2011-168**

A by-law to appoint inspectors under the Building Code Act, 1992 and municipal law enforcement officers under the Police Services Act.

**PARKING**

**(e) 2011-175**

A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305.

**REGULATIONS**

**(f) 2011-171**

A by-law to temporarily prohibit digital signage within the City of Sault Ste. Marie.

A report from the Planning Division is on the agenda.

By-laws before Council for FIRST and SECOND reading which do not require more than a simple majority.

**LOCAL IMPROVEMENTS**

**(g) 2011-172**

A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on White Oak Drive from Carmen's Way to North Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06.

A report from the Design and Construction Engineer is on the agenda.

**(h) 2011-173**

A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on Euclid Road from Pim Street to Wemyss Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06.

A report from the Design and Construction Engineer is on the agenda.

**(i) 2011-174**

A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on Queen Street East from Pim Street to Simpson Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06.

A report from the Design and Construction Engineer is on the agenda.

**11. QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON THE AGENDA**

**12. ADDENDUM TO THE AGENDA**

**13. ADJOURNMENT**

Mover: Councillor P. Mick

Seconder: Councillor L. Turco

Resolved that this Council now adjourn.

# **MINUTES**

## **REGULAR MEETING OF CITY COUNCIL**

**2011 09 26**

**4:30 P.M.**

## **COUNCIL CHAMBERS**

**Present:** Acting Mayor T. Sheehan, Councillors L. Turco, S. Butland, S. Myers, M. Bruni, B. Watkins, R. Niro, P. Christian, F. Fata, T. Sheehan, P. Mick, F. Manzo

**Officials:** J. Fratesi, M. White, N. Kenny, L. Girardi, N. Apostle, B. Freiburger, R. Tyczinski, J. Dolcetti, S. Hamilton-Beach, A. Starzomski, D. Elliott, M. Zuppa, D. McConnell

**Absent:** Mayor D. Amaroso (vacation), Councillor J. Krmpotich (work)

### **1. ADOPTION OF MINUTES**

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2011 09 12 be approved. CARRIED

### **2. QUESTIONS AND INFORMATION ARISING OUT OF THE MINUTES AND NOT OTHERWISE ON THE AGENDA**

### **3. APPROVE AGENDA AS PRESENTED**

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the Agenda for 2011 09 26 City Council meeting as presented be approved. CARRIED

#### **4. DELEGATIONS/PROCLAMATIONS**

- a) Paul Milosevich, Assistant Chief Fire Prevention was in attendance concerning proclamation – Fire Prevention Week.
- b) Caroline Meawasige, volunteer for the Lupus Foundation was in attendance concerning proclamation – Lupus Awareness Month.
- c) Jean Dawson, Co-chair, Portraits of Honour Tour (Sault Ste. Marie) was in attendance together with members of the Sault Ste. Marie Kinsmen Club and the Sault Ste. Marie Military Family Support Group concerning the Portraits of Honour Tour.
- d) Mike Peski, President and Lori Lopez, Executive Director – CARHA Hockey was in attendance to update Council on their upcoming event.
- e) Chintan Patel, current owner of Smokey's BBQ Pit and Patio and previous owners Craig Burgess and Damon Burgess were in attendance to receive the 2011 Community Development Award for Smokey's BBQ and Pit, 658 Queen Street East.
- f) Mike Delfre, Executive Director – Canadian Bushplane Heritage Centre was in attendance concerning agenda item 6.(6)(b).
- g) Tom Dodds, Chief Executive Officer - EDC was in attendance concerning agenda item 6.(8)(a).

#### **PART ONE – CONSENT AGENDA**

#### **5. COMMUNICATIONS AND ROUTINE REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that all the items listed under date 2011 09 26 – Part One – Consent Agenda and Addendum #1 be approved as recommended save and except items 5.(h) and 5.(s). CARRIED

##### **a) Staff Travel**

The report of the Chief Administrative Officer was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Chief Administrative Officer dated 2011 09 26 concerning Staff Travel requests be approved as requested. CARRIED

b) **2011-2014 Corporate Strategic Plan**

The report of the Deputy City Clerk and Manager of Quality Improvement was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy City Clerk and Manager of Quality Improvement dated 2011 09 26 concerning 2011-2014 Corporate Strategic Plan be accepted and the recommendation to approve the 2011-2014 Corporate Strategic Plan be approved. CARRIED

c) **Property Tax Appeals**

The report of the City Tax Collector was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that Pursuant to Section 357 of the Municipal Act, 2001, the adjustments for the tax accounts outlined on the City Tax Collector's report of 2011 09 26 be approved and that the tax records be amended accordingly. CARRIED

d) **Mayor and Council Travel Expenses – January 1 – June 30, 2011**

The report of the Commissioner of Finance and Treasurer was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the Report of the Commissioner of Finance and Treasurer dated 2011 09 26 concerning Mayor and Council travel expenses for the period January 1 to June 30, 2011 be accepted as information. CARRIED

e) **2012 Budget**

The report of the Commissioner of Finance and Treasurer was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner of Finance and Treasurer dated 2011 09 26 concerning 2012 Budget be accepted as information. CARRIED

f) **Fort Creek Aqueduct – Engineering Services**

The report of the Director of Engineering Services was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2011 09 26 concerning Fort Creek Aqueduct – Engineering Services be accepted and the

recommendation to enter into an agreement with STEM Engineering for the design and contract administration of the first phase of reconstruction be approved. CARRIED

g) **Green Fleet Plan**

The report of the Environmental Initiatives Coordinator was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Environmental Initiatives Coordinator dated 2011 09 26 concerning Green Fleet Plan be accepted as information. CARRIED

h) **McNabb Street/MacDonald Avenue Flooding**

The report of the Director of Engineering Services was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2011 09 26 concerning McNabb Street/MacDonald Avenue Flooding be accepted and the recommendation to encourage building owners in the area to isolate their foundation and roof water drainage systems from the City storm sewer system be approved; and

Further that a consultant be retained to complete a technical review of the subject flood prone areas and provide recommendations and cost estimated for potential improvements. DEFERRED

i) **Reconstruction of White Oak Drive – Engineering Consultant Agreement**

The report of the Design and Construction Engineer was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Design and Construction Engineer dated 2011 09 26 concerning the Reconstruction of White Oak Drive – Engineering Consultant Agreement be accepted and the recommendation to enter into an agreement for design, contract document preparation, tendering, contract administration and inspection with Kresin Engineering be approved. CARRIED

j) **Confidentiality Agreement Pertaining to Vulnerable Persons Registry Data**

The report of the Assistant Fire Chief – Support Services was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Assistant Fire Chief – Support Services dated 2011 09 26 concerning Confidentiality Agreement Pertaining to Vulnerable Persons Registry Data be accepted. CARRIED

**k) Ed Vowels – 1420 Second Line West – A-9-11-Z.OP – By-law 2011-94**

The report of the City Solicitor was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the City Solicitor dated 2011 09 26 concerning Ed Vowels – 1420 Second Line West – A-9-11-Z.OP – By-law 2011-94 be accepted as information. CARRIED

**l) Municipal Landfill – End-of-Life Technology Collection and the Ontario Electronic Stewardship**

The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning Municipal Landfill – End-of-Life Technology Collection and the Ontario Electronic Stewardship (OES) be accepted and the recommendation that the City's Municipal Landfill Site be registered with the OES as a collection location for end-of-life technology be approved. CARRIED

**m) Municipal Household Special Waste Facility and Funding Agreement with Stewardship Ontario**

The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

The relevant By-law 2011-167 is listed under Item 10 of the Minutes.

**n) Sidewalk Plowing – Lloyd Street**

The report of the Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner, Public Works and Transportation dated 2011 09 26 concerning Sidewalk Plowing – Lloyd Street be accepted and the recommendation to add the sidewalk on the west side of Lloyd Street from Churchill Avenue to Johnson Avenue be approved. CARRIED

**o) UPS Backup Installation at Signalized Intersections**

The report of the Deputy Commissioner, Public Works and Transportation is attached for the consideration of Council,

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning UPS Backup Installation at Signalized Intersections be referred to the 2012 Budget. CARRIED

p) **MacDonald Avenue Traffic Study**

The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning MacDonald Avenue Traffic Study be referred to the 2012 Budget. CARRIED

q) **Evaluation of the McGregor Avenue Speed Humps**

The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 26 concerning Evaluation of the McGregor Avenue Speed Humps be accepted and the recommendations to monitor speed humps concerning repetitive issues arising and develop a traffic calming policy be approved. CARRIED

r) **Hub Trail – Seasonal Maintenance**

The report of the Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Commissioner, Public Works and Transportation dated 2011 09 26 concerning Hub Trail – Seasonal Maintenance be accepted as information. CARRIED

s) **Bruce Street (Salisbury to Pim) Traffic Study**

The following item was deferred from the 2011 09 12 Council Meeting. The report of the Deputy Commissioner, Public Works and Transportation was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner, Public Works and Transportation dated 2011 09 12 concerning Bruce Street (Salisbury to Pim) Traffic Study be accepted and the recommendation that no change be made to

the signalization and regulatory signs along this section of Bruce Street, be approved. DEFERRED

t) **Request for Exemption from Fireworks By-law**

The report of the City Solicitor was received by Council.

The relevant By-law 2011-165 is listed under Item 10 of the Minutes.

## **PART TWO – REGULAR AGENDA**

### **6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES**

- (1) ADMINISTRATION**
- (2) COMMUNITY SERVICES DEPARTMENT**
- (3) ENGINEERING**
- (4) FIRE**
- (5) LEGAL**
- (6) PLANNING**

#### **a) Application No. A-18-11-Z – Antonio M. Ruscio**

The report of the Planning Division was received by Council. Additional correspondence was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Planning Division dated 2011 09 26 concerning Application No. A-18-11-Z – filed by Antonio M. Ruscio – 849 Second Line East be accepted and the Planning Director's recommendation that the application be deferred until such time as a proper site plan is developed, in consultation with both City Planning staff and the developer, which addresses the site plan design concerns raised in this report, be endorsed. CARRIED

#### **b) Minor Amendment to Signs By-law – Application No. A-7-11 – Bushplane Museum**

The following item was deferred from the 2011 09 12 Council Meeting. The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2011 09 12 concerning Minor Amendment to Signs By-law – Application No. A-7-11 – Bushplane Museum be accepted and the Planning Director's recommendation that based on the comments from Public Works and Transportation, City Council deny the applicants request to locate a digital reader board within the existing sign adjacent to Bay Street, be endorsed. OFFICIALLY READ NOT DEALT WITH

**(7) PUBLIC WORKS AND TRANSPORTATION**

**(8) BOARDS AND COMMITTEES**

**a) Proposed Film and Television Production Support Policy and EDF Applications for Two Films**

The report of the Chief Executive Officer – SSMEDC was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Chief Executive Officer – SSMEDC dated 2011 09 20 concerning a proposed Film and Television Production Support Policy and EDF Applications for Two Films be referred to appropriate staff and/or committee of Council for review and report back to Council. CARRIED

**7. UNFINISHED BUSINESS, NOTICE OF MOTIONS AND RESOLUTIONS PLACED ON AGENDA BY MEMBERS OF COUNCIL**

**a) The following Notice of Motion was read at the September 12, 2011 Council Meeting and is now being presented for the consideration of Council.**

Moved by: Councillor S. Myers

Seconded by: Councillor S. Butland

Whereas the City of Sault Ste. Marie has been home to and a base for a number of successful movie and television shoots; and

Whereas the film and television industry provide many benefits to the community of Sault Ste. Marie; and

Whereas the NOHFC continues to support this industry in Northern Ontario; and  
Whereas in response to the prospect of making films in Sault Ste. Marie, City Council had created the Arts and Entertainment (A&E) Opportunities Working Committee, a working group that made recommendations aimed at jump-starting the film and television industry in our community;

Now Therefore Be It Resolved that City Council reinstitute the A&E Working Committee for the purpose of reviewing and making recommendations related to improving the Film and Television industry in Sault Ste. Marie. The committee will be made up of City Councillors, City staff, EDC representatives and other resource members as necessary. CARRIED

**b) Moved by: Councillor P. Christian**

**Seconded by: Councillor R. Niro**

Whereas the City has been without a comprehensive review of its sign by-law for many years; and

Whereas electronic digital sign regulations are not part of the City's permanent sign by-law; and

Whereas applications for placement of these signs have increased in the city over the past year; and

Whereas, at the time of this resolution, another digital sign application is before Council; and

Whereas a committee made up of City staff, Council members and industry personnel will soon be created to review and perhaps amend the City's current sign by-laws;

Therefore Be It Resolved that Council decide on the digital sign application before it and institute a moratorium on all future digital sign requests until such time as a formal review of the City's sign policies have been completed and a final decision has been made regarding such policies. CARRIED

c) Moved by: Councillor Brian Watkins

Seconded by: Councillor Susan Myers

Whereas the John Rowswell Hub Trail is growing in use daily; and

Whereas funding for creating a signage program has been provided; and

Whereas many residents and users of the trail are asking for information related to the trail mapping;

Now Therefore Be It Resolved that the appropriate staff provide an update as to the status of the sign program and report back to City Council at the next meeting. CARRIED

**8. COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION**

**9. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE**

**10. CONSIDERATION AND PASSING OF BY-LAWS**

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that all the by-laws listed under Item 10 of the Agenda and Addendum #1 under date 2011 09 26, be approved. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-164 being a by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305 be passed in open Council this 26<sup>th</sup> day of September, 2011. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2011-165 being a by-law to exempt the Diwali Festival from By-law 73-107 being a by-law to prohibit the use of fireworks in the municipality be passed in open Council this 26thday of September, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro

Resolved that By-law 2011-166 being a by-law to designate certain zones as being subject to site plan control be passed in open Council this 26<sup>th</sup> day of September, 2011. CARRIED

Moved by: Councillor B. Watkins  
Seconded by: Councillor R. Niro

Resolved that By-law 2011-167 being a by-law to authorize the execution of an agreement between the City and Stewardship Ontario be passed in open Council this 26<sup>th</sup> day of September, 2011. CARRIED

**11. QUESTIONS BY, NEW BUSINESS FROM, OR ADDRESSES BY MEMBERS OF COUNCIL CONCERNING MATTERS NOT OTHERWISE ON THE AGENDA**

**12. ADDENDUM TO THE AGENDA**

**13. ADJOURNMENT**

Moved by: Councillor P. Mick  
Seconded by: Councillor L. Turco

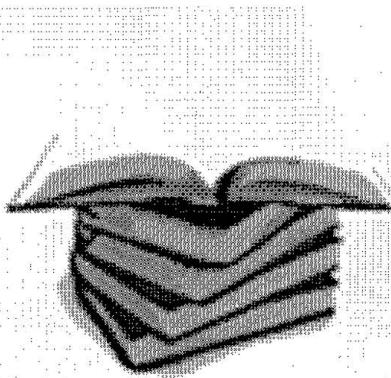
Resolved that this Council now adjourn. CARRIED

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ACTING MAYOR

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CITY CLERK



### > *Elected Official Trainings and Workshops*

AMO is proud to present a number of upcoming trainings and workshops for Municipal Elected Officials for Fall 2011.

AMO workshops and sessions are open to all municipal elected officials and staff, unless otherwise specified. AMO is also able to provide any of the workshops listed as in-house sessions developed and personalized for your municipality, and can be opened up to include Council Members, Municipal Staff, Committees, Boards and Chairs.

For more information please click on the title of the session or use the navigation buttons on the left side bar.

Location	Effective Meetings Series	EMCP 2 - Challenge of 2011 & Beyond - An Overview
Highwayman Inn, Orillia (705) 326-7343	Monday October 31	Tuesday November 1
Best Western North Bay, North Bay (800) 461-6199	Friday November 4	Saturday November 5
Best Western Otonabee, Peterborough (800) 373-5843	Wednesday November 9	Thursday November 10
Radisson, Kingston (800) 395-7046	Friday November 11	Saturday November 12
Four Points by Sheraton, London (519) 681-0600	Friday November 18	Saturday November 19
Valhalla Inn, Thunder Bay (800) 964-1121	Thursday December 8	Friday December 9

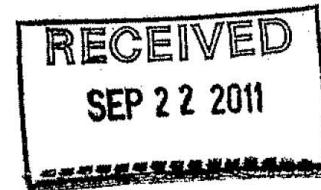
Please note the "**Effective Municipal Councillor Training 2 - Challenges of 2011 & Beyond - An Overview**" and "**Effective Meetings Series**" have been scheduled back to back in each location to allow for the best use of your time!

Contact Special Events at [events@amo.on.ca](mailto:events@amo.on.ca) or at (416) 971-9856 ext. 330

MUNICIPALITE DU CANTON DE TINY  
 MUNICIPALITY OF THE TOWNSHIP OF TINY  
[www.tiny.ca](http://www.tiny.ca)



130 BALM BEACH ROAD WEST  
 R.R. #1, PERKINSFIELD, ONTARIO L0L 2J0  
 (705) 526-4204/526-3706 1-866-939-8469  
 FAX (705) 526-2372



September 19, 2011

The Association of Municipalities of Ontario  
 Attention: Mr. Pat Vanini, Executive Director  
 200 University Avenue, Suite 801  
 Toronto, Ontario M5H 3C6

Dear Mr. Vanini:

**Re: Publically Owned Water Treatment Facilities**

At its September 12, 2011 Council meeting, the Township of Tiny Council passed the attached resolution opposing the privatization of water treatment services, including through public-private partnerships or P3s, preferring to retain these services in the public domain.

We respectfully request that this resolution be circulated to all AMO members for their information and consideration.

Sincerely,

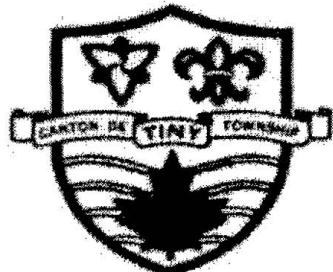
THE CORPORATION OF THE TOWNSHIP OF TINY

Anita Weatherell, Deputy Clerk

/sw

c.c. Mayor and Members of Council  
 Doug Luker, CAO/Clerk

Motion #: 578 /11



**THE CORPORATION OF THE  
TOWNSHIP OF TINY**

Meeting Date: September 12, 2011

Moved by:

Carried:

5/10

Seconded by:

Defeated:

Signed:

**WHEREAS** the Corporation of the Township of Tiny is in receipt of correspondence dated July 15, 2011, from Marianne Else, Simcoe Region Chapter of the Council of Canadians, requesting Council's consideration of Tiny becoming a Blue Community; and

**WHEREAS** public health depends on equitable access to clean water supplies; and

**WHEREAS** public ownership and operation of drinking water systems have improved access and quality over the past century; and

**WHEREAS** our community is committed to protecting water from the consequences of privatization through "public-private partnerships" or P3s, including:

- Lack of transparency and accountability to the public
- Increased costs and higher user fees
- Projects being delayed and cancelled leaving governments to deal with the consequences; and

**WHEREAS** the privatization of municipal water services through P3s or contracting out turns water into a commodity to be sold for profit;

**THEREFORE BE IT RESOLVED** that the Township of Tiny opposes privatization of water treatment services, including through P3s, preferring to retain these services in the public domain; and

**BE IT FURTHER RESOLVED** that Council continue to lobby the Federal and Provincial governments to fulfill their responsibilities to support municipal infrastructure by investing in a national water infrastructure fund that would address the growing need to renew existing water infrastructure and build new systems; and

**BE IT FURTHER RESOLVED** that Council forward this resolution to the Association of Municipalities of Ontario and to the Federation of Canadian Municipalities for circulation to all of its members.



# THE CORPORATION OF THE TOWNSHIP OF TERRACE BAY

September 21, 2011

MUNICIPAL OFFICE  
1 Selkirk Avenue  
P.O. Box 40  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-3315  
Fax: (807) 825-9576

PUBLIC WORKS  
P.O. Box 40  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-9016  
Fax: (807) 825-1182

RECREATION  
DEPARTMENT  
P.O. Box 460  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-3315  
Fax: (807) 825-9576

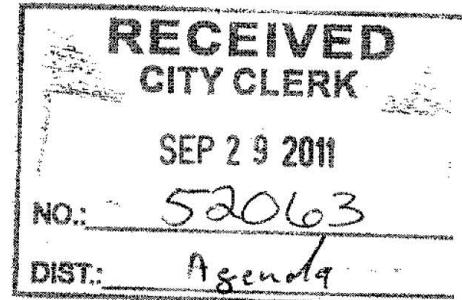
TOURIST  
INFORMATION CENTRE  
P.O. Box 1207  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-9721  
Fax: (807) 825-9576

FIRE DEPARTMENT  
Radisson Avenue  
P.O. Box 430  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-3554  
Fax: (807) 825-9576

PUBLIC LIBRARY  
P.O. Box 369  
Terrace Bay, Ontario  
POT 2W0  
Tel: (807) 825-3315  
Fax: (807) 825-1249

Honourable Peter Kent  
Minister of the Environment  
Les Terrasses de lat Chaudiere  
10 Wellington Street, 28<sup>th</sup> Floor  
Gatineau, PQ  
K1A 0H3

Dear Mr. Kent:



## Re: Lake Superior Binational Forum

At their regular meeting on Monday, September 19, 2011, Council discussed continued support from your Ministry for the Lake Superior Binational Forum. After discussions, the following resolution was passed:

" Resolution CR 189- 2011

Moved By: J. Davis

Seconded By: G. Leblanc

WHEREAS The Lake Superior Binational Forum is a multi-sector stakeholder group of U.S and Canadian volunteers that work together to provide input and recommendations to governments about lake issues and educate basin residents about ways to protect and restore the lake.

AND WHEREAS the Lake Superior Binational Forum was created by the International Joint Commission through the Great Lakes Water Quality Agreement to assist in developing the Lakewide Management Plan (LaMP) that is used by Binational and tribal/First Nations governments to manage the lake.

AND WHEREAS the Forum works diligently to further the LaMP goals and action plans and conducts forums quarterly and has held these forums in almost every community in the lake basin. These forums provide opportunities to engage and listen to diverse stakeholders about their concerns and opportunities regarding the health of the lake. The meetings also allow the Forum to inform the public about LaMP and priority issues.



*The Gem of the North Shore*

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

Lake Superior Binational Forum

Page 2

September 21, 2011

AND WHEREAS the Forum has created/supported programs that educate young people to increase their understanding of a healthy clean lake.

AND WHEREAS the work of the Forum has resulted in an increased environmental awareness and greater public participation in helping protect and clean the lake. The Forum was instrumental in creating "Lake Superior Day" which is now recognized by the Government of Ontario and supported by many communities in the lake basin.

AND WHEREAS the Canadian members of The Lake Superior Binational Forum have been funded by Environment Canada since its creation in 1991 and also the U.S Environmental Protection Agency has continuously funded the American members for the last 20 years.

AND WHEREAS the Canadian side has received no funding for the 2011 fiscal year and no explanation as to why.

AND WHEREAS the Forum cannot continue in its present status without funding for travel, accommodation and organizational expenses.

NOW THEREFORE BE IT RESOLVED that The Township of Terrace Bay requests the Ministry of the Environment to continue funding The Lake Superior Binational Forum at previous levels. This will enable the Binational Forum to continue its work in educating the citizens in the lake basin so that we can do our best to have a clean and healthy Great Lakes Watershed.

FURTHERMORE BE IT RESOLVED that this resolution be forwarded to other communities on the Canadian side of the Lake Superior watershed to seek their support and that the area MP's for this area be requested to also support this resolution and work towards a favourable conclusion.

CARRIED"

Lake Superior Binational Forum

Page 3

September 21, 2011

If you have any questions or concerns on the above matter, please do not hesitate to contact me.

Thank you for your cooperation in this matter and we look forward to hearing from you soon.

Sincerely,

THE CORPORATION OF THE  
TOWNSHIP OF TERRACE BAY

For /   
Carmelo Notarbartolo  
Chief Administrative Officer/Clerk

/kl

cc: Bryan Hayes, MP, Sault Ste. Marie  
Carol Hughes, MP, Algoma-Manitoulin-Kapuskasing  
Bruce Hyer, MP, Thunder Bay-Superior North  
John Rafferty, MP, Thunder Bay - Rainy River  
Northwestern Ontario Municipalities



# Quinte Waste Solutions

operated by the Centre & South Hastings Waste Services Board

September, 2011

## Open letter to all Ontario Municipal Councils:

Presently annual municipal tax requirements across Ontario are reduced by approximately 130 million dollars due to partial Extended Producer Responsibility programs for Blue Box, electronics, and household hazardous waste diversion programs.

The Centre & South Hastings Waste Services Board, a cooperative of nine municipalities in the greater Quinte area, has voiced its desire for any future Ontario government to demonstrate leadership in waste diversion and to stop the downloading of waste diversion costs onto the backs of municipal taxpayers. Now is the time to move forward by putting the responsibility for post consumer product costs on producers and importers. We need to move speedily towards 100% Extended Producer Responsibility (EPR) in waste diversion.

Currently in Ontario, partial EPR results in an annual savings of about 133.5 million dollars a year. This would increase dramatically if the province were to support 100% full EPR for waste diversion. EPR does not mean 'eco-fees'; it means stewards being fully responsible for the design and production of printed materials and packaging – eliminating wasteful practices as well as reassuring useful waste diversion.

We urge you to support the attached resolution, sending copies to the Centre and South Hastings Waste Services Board, the Association of Municipalities of Ontario and the Ontario Minister of the Environment as a means of ensuring that removal of partial EPR relief for municipal taxpayers does not occur and, in fact, full EPR does occur in the very near future.

Sincerely,

Terry Cassidy  
Chair - Centre & South Hastings Waste Services Board

Att: Resolution for 100% EPR.





# Quinte Waste Solutions

operated by the Centre & South Hastings Waste Services Board

WHEREAS: The Centre & South Hastings Waste Services Board is a municipal service board, as per the Municipal Act of Ontario, responsible for the provision of blue box recycling and other waste diversion programs to nine member municipalities;

AND WHEREAS: Manufacturers and First Importers, through the Ontario Waste Diversion Act, are currently reducing municipal waste diversion costs across the province by approximately \$133.5 million dollars annually through partial Extended Producer Responsibility;

AND WHEREAS: the cessation of said partial Extended Producer Responsibility would download onerous costs to municipalities, which could be funded only through increases to municipal property taxes;

AND WHEREAS 100% Extended Producer Responsibility would result in full responsibility for the design and production of printed materials and packaging by Manufacturers and First Importers, in Ontario, and ensure that these materials are kept out of Ontario landfills and usefully diverted;

THEREFORE LET IT BE RESOLVED THAT the Centre & South Hastings Waste Services Board urges the Province of Ontario to continue partial Extended Producer Responsibility and moreover to move swiftly toward 100% Extended Producer Responsibility to ensure continuation of municipal waste diversion and reduction programs while relieving municipal taxpayers of a financial burden,

AND THAT the Centre & South Hastings Waste Services Board encourages all Ontario municipalities to join in bringing this message to the provincial Minister of Environment for immediate action.

Adopted by resolution of the Centre & South Hastings Waste Services Board,  
September 12, 2011.





## Media Release

issued October 5, 2011 – 08:30  
for immediate release

Contact for Information:  
705-941-8386

### Notice to PUC Water Customers Conversion to Free Chlorine Disinfection

The Public Utilities Commission (PUC) will be changing the method of providing disinfection in the city's water distribution system by converting to free chlorine residual during the week of October 17, 2011.

Currently chloramine (a combination of chlorine and ammonia) is used to provide a persistent disinfectant in the distribution system that controls growth of bacteria. PUC will switch to free chlorine as the method of providing this disinfectant residual in the distribution system.

The use of chlorine and ammonia was started back when the source of surface water supply was in the St. Mary's River at the locks, downstream of industrial operations. Given source water quality at that time the combination of the two chemicals for disinfection, which was the only treatment given to the water, was considered to be appropriate. However, since construction of the Gros Cap Intake in 1986 the surface water source has been from Lake Superior and the water now passes through a number of treatment processes before reaching the distribution system.

Most drinking water systems in Canada and the USA use free chlorine as the distribution system disinfectant residual. Switching to free chlorine will, in addition to avoiding significant future construction and operating costs, eliminate the use of ammonia, which can present an operational hazard for PUC employees. It will also reduce corrosion in lead service pipes and brass plumbing fixtures that contain some lead. (Frequently Asked Questions - see attached information sheet regarding the use of chlorine in drinking water systems)

Activities required to carry out the conversion to free chlorine are tentatively scheduled to start Monday, October 17, 2011 and to continue through the week. It is anticipated that, provided all activities proceed as planned, the conversion should be complete by Thursday, October 20<sup>th</sup>.

Consumers may notice a change in taste and/or odour during the system flushing that is required to change over all the water in the pipes from chloramine to free chlorine. As the transition in water chemistry moves through the distribution pipes, changes in taste or odour may be experienced by some people. Consumers that notice a change and find the taste or odour disagreeable should flush their house plumbing for approximately 5-10 minutes. Should the problem persist for more than one day, please call PUC at 705-759-6522 Monday through Friday from 9:00 to 16:30 or 705-759-6555 at all other times.

The city's drinking water will remain safe to consume throughout the conversion process.

PUC is working closely with Algoma Public Health officials and the local Ministry of Environment to plan and carry out this work. Regular ongoing monitoring of drinking water quality will continue throughout the process and status updates will be issued each day to advise the general public of progress.



# Drinking Water Free Chlorine Disinfection

## Frequently Asked Questions

### **Overview**

Sault Ste. Marie Public Utilities Commission (PUC) will switch from the present chloramine disinfectant to free chlorine in the distribution system. This MOE approved method is the most widely used drinking water disinfection process in the province and across North America. The use of free chlorine offers several advantages, including elimination of aqueous ammonia in the treatment process. Free chlorine reduces the potential for nuisance biological growth in the distribution system and is also less likely to promote corrosion in the lead service lines that serve many older homes or leaching of lead from brass plumbing fixtures and taps. Most people will not notice a difference in the water.

### **Some Frequently Asked Questions include the following:**

#### **What is Chloramine?**

Chloramine is a disinfectant used in drinking water to control bacteria and viruses. It is made up of chlorine and aqueous ammonia. This is currently the form of disinfection that is used in the PUC drinking water supply serving the City of Sault Ste. Marie and Rankin Reserve.

#### **What is Free Chlorine?**

Free Chlorine is a stronger disinfectant than Chloramine, which may be used to remove more resistant bacteria and viruses that may be found in water distribution systems.

#### **Why are you converting from Chloramine to Free Chlorine?**

The disinfectant changeover is being made to avoid significant capital costs to construct additional water treatment processes that would be necessary to continue with Chloramine under current regulatory requirements and to avoid the significant long term operating costs associated with these additional processes.

#### **What is the difference in benefit between Chloramine and Free Chlorine?**

While Chloramines have certain benefits: Odor is less noticeable to some, longer persistence in the distribution system, less likely to form disinfection by-products; Free Chlorine is a more effective disinfectant. Free chlorine reduces the potential for nuisance biological growth in the distribution system and is also less likely to promote corrosion in the lead service lines that serve many older homes or leaching of lead from brass fillings and taps. In addition, the changeover will benefit PUC workers, the general public and the environment because it eliminates handling and use of ammonia, a potentially hazardous chemical.

#### **When will the conversion occur?**

Conversion should occur mid-October of this year. Anticipated start date is October 17, 2011.

#### **Will I need to do anything differently during the conversion?**

No action is necessary during the changeover. Customers may drink and use their water as normal. PUC will be flushing the distribution system to change over all the water in the pipes from chloramine to

free chlorine. As the transition in water chemistry moves through the distribution pipes, temporary changes in taste and odour may be experienced by some people.

Consumers that notice a change and find the taste or odour disagreeable should flush their house plumbing for approximately 5-10 minutes. Should the problem persist for more than one day, please call PUC at 705-759-6522 Monday through Friday from 9:00 to 16:30 and 705-759-6555 at all other times.

### **Will my water taste different after the conversion to Free Chlorine?**

Most people will not notice any change. Each individual has his or her own sensitivity level to the taste and/or odor of Chlorine.

### **Is Free Chlorine and Chloraminated water safe?**

Yes, both forms of chlorine are effective and safe. Both forms of chlorinated water are safe for people and animals to drink, for cooking and bathing, watering the garden, and for all other common uses. Just as with Chloramine, precautions must be taken to remove or neutralize Free Chlorine in the preparation of water for fish tanks and ponds, and for businesses requiring highly-processed water. A de-chlorination procedure optimized for Chloramine removal will equally remove Free Chlorine.

### **What should dialysis patients know about Free Chlorine?**

Both Free Chlorine and Chloramine need to be removed from water before passing into the bloodstream. Algoma Public Health will notify dialysis facilities in the city so that they are prepared prior to the conversion to Free Chlorine. Like everyone else, dialysis patients may drink water treated with either Free Chlorine or Chloramine because the digestive process neutralizes these chemicals before they can enter the bloodstream. Customers with home dialysis equipment should contact their physicians and check with equipment manufacturers for more information.

### **How can I remove chlorine from my water?**

The easiest and most effective way is to put a pitcher of water in the refrigerator. Cold water always seems to taste better. Adding a lemon wedge, or filling a container with water and leaving it to vent is also effective. Home water treatment devices that employ granular activated carbon or reverse osmosis will reduce or remove chlorine.

### **Will pool owners need to treat water differently?**

Pool owners must maintain the same chlorine level in water treated with either Free Chlorine or Chloramine to prevent algae and bacterial growth. Pool supply stores can provide pool owners with more information.

### **Where can I get more information?**

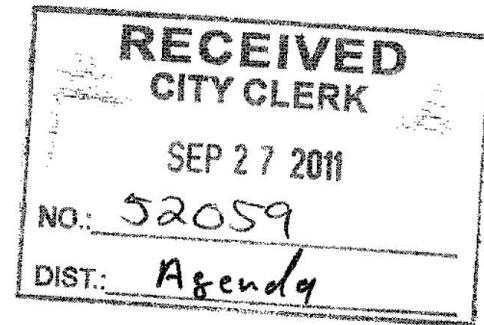
For more information contact the following:

- For health related questions call Algoma Public Health at (705) 942-4646
- For technical or water supply related questions call PUC Services at 705-759-6522



September 22, 2011

Council, City of Sault Ste. Marie  
c/o Malcolm White, City Clerk  
99 Foster Drive, P.O. Box 580  
Sault Ste. Marie, Ontario P6A 5N1



Dear Members of Council for the City of Sault Ste. Marie:

We are writing today, on behalf of MADD Canada, the Ontario Public Health Association and the Centre for Addiction and Mental Health to express our concerns about the current campaign to allow beer and wine to be sold at convenience stores.

In recent months, the Ontario Convenience Store Association has tried repeatedly to re-ignite the debate on the privatization of beer and wine sales. Our organizations strongly oppose allowing beer and wine to be sold in convenience stores.

Proponents of private alcohol sales would have us believe that selling beer and wine in convenience stores is no great gamble or risk. But does anyone truly believe purchasing alcohol is the same as purchasing a pack of gum or a carton of milk?

Alcohol is not an ordinary commodity and it should not be sold as one. It is linked with more than 65 medical conditions and is a contributing factor in injuries, impairments and deaths caused by illness, impaired driving, homicides, suicides, falls, drowning, assaults, fires and other adverse events that threaten public safety and community well-being. According to the National Alcohol Strategy, alcohol resulted in the deaths of an estimated 4,258 Canadians in 2002 and cost society \$14.6 billion in lost productivity and health care and law enforcement costs.

The strong links between privatized alcohol sales, increased consumption and increased alcohol-related harms to society are well-documented. A recent statistical analysis by Stockwell et al. (2009) documented a positive relationship between the number of private liquor outlets and alcohol sales using a unique data set from British Columbia. Since increases in overall sales have been correlated with increasing harms in the scientific literature, this development is troubling in terms of a potential worsening of alcohol-related health and social harms. Researchers at the Centre for Addiction and Mental Health showed that the privatization of the provincial alcohol monopoly in Alberta was associated with significant increases in that province's suicide mortality rates.

In Calgary, the number of liquor stores increased from 23 to nearly 300 between 1995 and 2003, following the privatization of alcohol sales in Alberta. During that same period, Calgary police reported a rise in impaired driving charges and family violence in areas of the city with the highest concentration of liquor stores.

Abandoning the current system in favour of a privatized or semi-privatized system puts the public at higher risk for a wide range of alcohol-related problems. As Sault Ste. Marie Police Chief Bob Davies indicated in a July 30, 2011 article in The Sault Star, putting booze in corner stores will encourage underage drinking. Chief Davies also doubts convenience store workers will scrutinize identification as closely as LCBO and Beer Store employees. Data from British Columbia clearly supports this concern. A 2008 report from the Provincial Health Officer (Kendall, P. [2008] Victoria, BC: Office of the Provincial Health Officer) outlined a compliance check of 831 Liquor Authority, rural agency, and private liquor stores using young-looking patrons of legal drinking age. The results revealed "significant differences in rates of compliance with age verification protocols across the various types of outlets, with government liquor stores performing substantially better than licensed private retail or agency stores in the province. Given the large increase in private and agency stores in recent years, this likely has important implications for youth access to alcohol in BC."

Privatization jeopardizes the social responsibility programming that is an integral part of the LCBO's operations. Its employees are trained in socially responsible service, know how to identify potential problems and know how to make appropriate judgement calls on issues related to age of customers and intoxication levels. Can we be sure that all convenience store staff will receive comprehensive training and ongoing guidance on such issues? A young clerk in a convenience store is arguably less likely to refuse service to a belligerent, intoxicated customer than a trained and experienced employee of an LCBO store.

Further, small businesses are faced with competitive pressures to ensure maximum sales. Refusal of sale would weigh more heavily and put a larger financial burden on a smaller retailer than a province-wide, publicly-owned network of stores. Regulations have been shown to be better enforced when the seller is not as financially dependent on maximizing profits.

Province-wide, there are approximately 1,000 LCBO and Beer Store retail sites. The estimated ratio of convenience stores to LCBO and Beer Store locations is 7 to 1. That means beer and wine would be sold at an additional 7,000 locations in communities throughout the province. This corresponds to a massive increase in alcohol availability, and substantial scientific research tells us that this will mean a large increase in alcohol-related problems, ranging from underage drinking and family violence to deaths from drunk driving, suicide and alcohol-related chronic disease. From your own community's perspective, consider the number of convenience stores in your municipality and what the outcome may be if they begin selling alcohol and beer. Consider the proximity of many of those stores to local high schools. Finally, consider the increased societal costs to police, health organizations and community groups which will have to monitor and address the negative impact associated with increased alcohol consumption and increased alcohol-related harms that result when access to alcohol is increased so significantly.

Provincial liquor boards such as the LCBO strike a fair and effective balance between consumers' access, selection and service, and the need to manage alcohol consumption and minimize alcohol-related harms and costs. Indeed, the World Health Organization and Canada's National Alcohol Strategy agree that liquor control board systems such as the LCBO provide an effective means of controlling alcohol consumption and alcohol-related harm in society.

Moreover, surveys by MADD Canada and the Centre for Addiction and Mental Health have shown that Ontarians are very satisfied with the LCBO and the social responsibility programs they operate, and that the majority is not in favour of selling beer and wine in convenience stores.

Governments, public health partners and community organizations worked very hard to restrict or remove tobacco products from convenience stores for the improved health of our communities and all Ontario residents. Replacing tobacco products on convenience store shelves with alcohol products would take us several steps backward in the health of Ontarians.

With all of these facts in mind, we ask you to consider passing a formal resolution, in support of our communities, to oppose any plan to put liquor, beer or wine into convenience stores. Please feel free to contact me at 1-800-665-6233, ext. 224 or amurie@madd.ca if you wish to discuss this further.

Sincerely,



Andrew Murie  
Chief Executive Officer  
MADD Canada



Siu Mee Cheng  
Executive Director  
Ontario Public Health Association

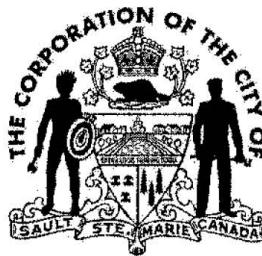


Dr. Catherine Zahn  
President and Chief Executive Officer  
Centre for Addiction and Mental Health

CC: Michel Perron, Chief Executive Officer  
Canadian Centre on Substance Abuse

5(e)

Joseph M. Fratesi, B.A., J.D. (LL.B.)  
Chief Administrative Officer



99 Foster Drive  
P.O. Box 580, Civic Centre  
Sault Ste. Marie, Ontario  
Canada P6A 5N1  
(705) 759-5347  
(705) 759-5952 (Fax)  
E-Mail:  
[j.fratesi@cityssm.on.ca](mailto:j.fratesi@cityssm.on.ca)  
[b.berlingieri@cityssm.on.ca](mailto:b.berlingieri@cityssm.on.ca)

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council  
Civic Centre

**RE: STAFF TRAVEL REQUESTS**

Dear Council:

The following staff travel requests are presented to you for approval:

1. **Madison Zuppa – Engineering & Planning**  
AMO/LAS Connections Symposium  
December, 2011  
Toronto, Ontario  
Estimated total cost to the City - \$ 703.25  
Estimated net cost to the City - \$ 703.25
  
2. **Kim Streich-Poser – Social Services**  
OMSAA Senior Administrator's Forum  
October, 2011  
Toronto, Ontario  
Estimated total cost to the City - \$ 507.22  
Estimated net cost to the City - \$ 507.22

Yours truly,

A handwritten signature in black ink, appearing to read "J. Fratesi".

JMF:bb

Joseph M. Fratesi  
Chief Administrative Officer

Malcolm White  
City Clerk



City Clerk's Department

Celebrate 100!  
\*1912 - 2012\*

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council

## RE: 2012 COUNCIL MEETING SCHEDULE

### PURPOSE

The purpose of this report is to propose a meeting schedule for 2012 City Council meetings.

### IMPACT

There is no budgetary impact.

### STRATEGIC PLAN

This is an administrative matter not linked to activities in the corporate Strategic Plan.

### RECOMMENDATION

That the report of the City Clerk dated 2011 10 11 concerning 2012 Council Meeting Schedule be accepted by Council and the schedule as recommended be approved.

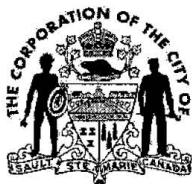
Respectfully submitted,

Malcolm White  
City Clerk

attachment

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi  
Chief Administrative Officer



## 2012 COUNCIL MEETING SCHEDULE

Date	Start Time	Planning
January 9	4:30 p.m.	5:30 p.m.
January 23	4:30 p.m.	5:30 p.m.
February 6	4:30 p.m.	5:30 p.m.
February 21 (Tuesday)	4:30 p.m.	5:30 p.m.
March 5	4:30 p.m.	5:30 p.m.
March 19	4:30 p.m.	5:30 p.m.
April 2	4:30 p.m.	5:30 p.m.
April 16 (100 <sup>th</sup> Anniversary Meeting)	4:30 p.m.	5:30 p.m.
May 14	4:30 p.m.	5:30 p.m.
May 28	4:30 p.m.	5:30 p.m.
June 11	4:30 p.m.	5:30 p.m.
June 25	4:30 p.m.	5:30 p.m.
July 16	4:30 p.m.	5:30 p.m.
August 13	4:30 p.m.	5:30 p.m.
September 10	4:30 p.m.	5:30 p.m.
September 24	4:30 p.m.	5:30 p.m.
October 9 (Tuesday)	4:30 p.m.	5:30 p.m.
October 22	4:30 p.m.	5:30 p.m.
November 5	4:30 p.m.	5:30 p.m.
November 19	4:30 p.m.	5:30 p.m.
December 3	4:30 p.m.	5:30 p.m.

JOSEPH J. CAIN  
MANAGER RECREATION & CULTURE DIVISION



COMMUNITY SERVICES DEPARTMENT  
RECREATION & CULTURE DIVISION  
Bellevue & Bondar Marinas  
Cultural  
Historic Sites  
Leisure Services/Leadership  
Recreational Lock  
Roberta Bondar Tent Pavilion  
Seniors' Services  
Sports/Events/Development

5(h)

2011 10 11

Mayor Debbie Amaroso  
and Members of City Council

**REQUEST FOR FINANCIAL ASSISTANCE FOR  
NATIONAL / INTERNATIONAL SPORTS COMPETITIONS**

Attached is a financial assistance request from Zephyr Rouleau to attend the World Karate and Kickboxing Championships in Chiclana de la Frontera - Cadiz, Spain from October 31 – November 5, 2011.

Mr. Rouleau qualifies for assistance under the criteria of the Financial Assistance Policy for National/International Sports Competitions. The Parks and Recreation Advisory Committee reviewed the application at their October 4, 2011 meeting and passed the following resolution based on the funding criteria for single participants.

Moved by: M. Kontulainen  
Seconded by: Councillor B. Watkins

"Resolved that the Parks and Recreation Advisory Committee endorse the application of Zephyr Rouleau for financial assistance to attend the 2011 World Karate and Kickboxing Championships to be held in Chiclana de la Frontera - Cadiz, Spain from October 31 – November 5, 2011 in the amount of \$200.00 and that a report be sent to City Council for their approval."

Carried

City Council is therefore requested to approve the recommendation of a financial assistance grant in the amount of \$200.00 to Mr. Zephyr Rouleau to attend the 2011 World Karate and Kickboxing Championships in Spain from October 31 – November 5, 2011.

Respectfully submitted,

Joseph J. Cain  
Manager Recreation and Culture

Recommended for approval,

Nicholas J. Apostle  
Commissioner Community Services

li/prac/national international sport financial assistance/2011/council report fin asst rouleau

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi  
Chief Administrative Officer

5(h)



**REQUEST FOR FINANCIAL ASSISTANCE FOR  
MISCELLANEOUS NATIONAL/INTERNATIONAL COMPETITIONS  
APPLICATION FORM**

**PLEASE PRINT**

**Name and Address of Applicant:**

Correspondence will be directed to this name and address.

Name: Zephyr Rouleau

Address:

Sault Ste. Marie

Postal Code: N7B 2G7

Phone: [REDACTED]

(W) Fax: [REDACTED]

Email: [REDACTED]

**Name and Address of Participant(s): (if different from applicant)**

Attach team list to application form if applicable. (participants only)

Name: [REDACTED]

Address: [REDACTED]

Postal Code: [REDACTED]

Name of Team or Club (if applicable): [REDACTED]

**Name of National or International Competition:**

World Karate & Kickboxing World Championships (WKC)

Date(s) of Competition:

October 31 to November 5, 2011

Location of Competition:

Chiclana de la Frontera - Cadiz (Spain)

Name of Governing Body:

WKC

Please append correspondence (email or letter) that confirms individual or team qualification as a Sault Ste. Marie, Northern Ontario, Ontario or Canadian representative.

APPLICATIONS WILL NOT BE PROCESSED OR APPROVED WITHOUT PROOF OF QUALIFICATION.

Total Amount of Assistance Requested: \$ 200.00  
(See Policy for application limits)

Please specify, as accurately as possible, how the financial assistance will be used if approved.

Payment of entrance fees & TRAVEL

ENTRANCE FEES 2 DIVISION \$175, TRAVEL FLIGHT \$1000

COMMUNITY SERVICES DEPT.

SEP 20 2011

RECEIVED

**Have you previously requested financial assistance from the City?**

No  Yes \_\_\_\_\_ Amount \$ \_\_\_\_\_

If yes, please indicate the year(s):  


---

**If this application for funding is approved, the payment cheque should be made payable to:**

Dawnna & Stephen Rouleau.

- For recipients under the age of 18, payment will generally be provided to a parent or guardian, as circumstances dictate.
- Funding for teams will be payable to the coordinating group, association or financial representative.

I CERTIFY that to the best of my knowledge, the information provided in the Request for Financial Assistance for Miscellaneous National/International Competitions Application Form is accurate and complete and is endorsed by the organization I represent.

DATE: 2011      08      31  
 Year            Month            Day

(Parent). Dawnna Rouleau

Name (Applicant)	Title (If applicable)	<u>Dawnna Rouleau</u> Signature	Phone Number
---------------------	--------------------------	---------------------------------	--------------

John Gencarelli, President

Name (Club Official)	Title	<u>J. G. G.</u> Signature	Phone Number
-------------------------	-------	---------------------------	--------------

- **Two signatures are required.**
- **Applications submitted with only one signature will not be accepted.**

**PLEASE RETURN THIS FORM IN PERSON OR BY MAIL TO:**

Recreation and Culture Division  
 Community Services Department  
 Civic Centre  
 99 Foster Drive  
 Sault Ste. Marie, ON  
 P6A 5X6

**For additional information:**

Please call 759-5310 between the hours of 8:30 a.m. to 4:30 p.m., Monday to Friday.

The information requested above is being collected pursuant to the Municipal Act and in accordance with the Municipal Freedom of Information and Protection of Privacy Act. The information collected will be strictly used to determine eligibility for a financial assistance grant to attend a national or international sporting competition as defined in the Financial Assistance Policy. For more information or if you have any questions regarding its collection and use please contact the Recreation and Culture Division of the Community Services Department at 759-5310.

5(h)

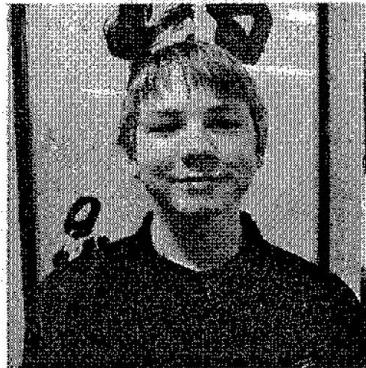
Zephyr Rouleau qualified for the World Karate and Kickboxing Council (WKC) Championships in Spain by winning Gold in a number of Divisions including Sparring at the Northern Ontario provincial championships here in Sault Ste. Marie. The National Championships was held in Ottawa on the long weekend in May/11, with participants from almost every province and territory. Zephyr won two silver medals in sparring which qualified him for the World Championships in Spain, later this year (October 31 to Nov. 4/11). A copy of his invite is attached to the application.

For more information about the World Karate and Kickboxing Council (WKC) and the world Championships in Cadiz, Spain please go to [www.worldkickboxingcouncil.com](http://www.worldkickboxingcouncil.com).

For more information regarding the Provincial and National championships which Zephyr competed at and qualified for the World Championships please go to the Canadian WKC site at [www.wkccanada.com](http://www.wkccanada.com) or contact Master John Gencarelli at 705-206-1096.

The picture and information below is from the Gencarelli's Martial Arts website [www.gencarellismartialarts.com](http://www.gencarellismartialarts.com)

#### NEWS



### Zephyr Rouleau-Red Belt

Zephyr has been training in Dahn Moo Do with Chief Master John Gencarelli for the past six years. Over that time he has learned a lot about working hard, discipline and dedication. It has started to pay off, for on his fourteenth birthday, he will be landing in Spain as a member of the Canadian National Karate team to compete in the WKC World Championships, where he will compete in point and continuous sparring. After competing in many Ontario and Michigan tournaments and two National Championships, Zephyr will now get to test himself against the best in the world. Lets wish Zephyr and the Canadian National Karate team all the best.



To whom it may concern

This is to inform you that Zephyr Rouleau has qualified at the Canadian Nationals in Ottawa, to attend the World Championships in Cadiz, Spain, November 1<sup>st</sup> to the 5<sup>th</sup>, 2011.

For more information please go the web site [www.wkccanada.com](http://www.wkccanada.com)

John Gencarelli  
Northern Ontario Director  
Canadian National Karate Team



## 2011 WKC World Championships Invitation

Congratulations on winning a medal at the 2011 WKC Canadian Championships. Your hard work and dedication have been recognized, as you are now a true Canadian Champion. You have also earned an opportunity to represent Canada at the 2011 WKC World Championships. This year the World Championships will be held in Cadiz, Spain. This area of Spain is famous for sunny beaches and a warm climate. We hope all of our team members can win a medal while enjoying this beautiful tourist region of Spain.

### **World Championship Schedule:**

Monday, October 31<sup>st</sup>: Weigh-in and registration

Tuesday, November 1<sup>st</sup>: Weigh-in and registration and official and referee meetings

Tuesday, November 1<sup>st</sup>: All forms and weapons eliminations start at 3:00 p.m.

Wednesday, November 2<sup>nd</sup> & Thursday, November 3<sup>rd</sup>: All point sparring and continuous sparring eliminations

Friday, November 4<sup>th</sup>: Team fighting eliminations and Gold medal finals for all forms and weapons

Saturday, November 5<sup>th</sup>: Gold medal finals for all point and continuous sparring divisions. Victory Party!

### **Travel**

Team members are responsible to arrange their own transportation to the event. The event is being held at the Valentin Sancti Petri Hotel and Convention Centre, in Chiclana de la Frontera - Cadiz. The closest airport is in Jerez [48km], Spain. The next closest airport is Gibraltar [95km] and Seville [130km].

### **Hotel/ Location**

The tournament will be held at the Valentin Sancti Petri Hotel and Convention Centre. This is an awesome resort located on the beach. The hotel has a regular room rate of 130 - 145 euros a night, however, our team members will receive a special rate of 110 euros per night. This rate includes all taxes and is based on double occupancy and includes a full buffet breakfast. There are also rooms available for 3 - 4 people as well. The entire hotel is being reserved for the dates covering the World Championships and all bookings can be done online at [wkc2011@venuesspain.com](mailto:wkc2011@venuesspain.com)

### **Hotel Booking Company**

Venues World Spain

Email: [olespecialevents@olespecialevents.com](mailto:olespecialevents@olespecialevents.com)

Phone: 011 34 91 432 00 73

Book online at this link <http://espaciseguro.com/olespecialevents/eventos.php?evento=81>

### **Confirmation of participation**

Your hotel reservation through the above company (Venues Spain) will be confirmation that you will be attending the World Championships. We ask all competitors to book prior to July 15<sup>th</sup>. After this date we will then make your spot open to the alternates. To make this clear, on July 16<sup>th</sup> we will receive a list of competitors

**Tim Gowans**  
**Manager of Purchasing**



**Finance Department**  
**Purchasing Division**

2011 10 11

Mayor D. Amaroso and  
 Members of City Council

**Re: Renewal 2011-2012 Civic Centre Security Duties  
 Parking By-law Enforcement Officers  
 Public Library Security Duties**

---

The billing period for the Canadian Corps of Commissionaires is again up for review, ending October 31, 2011. The Corps have maintained the existing service contract since an RFP was issued in 2005.

It has been identified by Mr. Jerry Dolcetti, Commissioner of Engineering & Planning and Mr. Larry Girardi, Commissioner of Public Works & Transportation, that the services provided are not just about tendered prices for this service, but about the high level of professional service and image projected by the men and women provided through the Corps. The services provided far out weigh any difference in cost of regular security service, with parking meter repairs and parking by-law enforcement, which are just two of the added services being included. The continuity and unequalled presence of their staff has always been one of the qualifying issues for this contract. This continuing service has been in place from 1979 without issue, with a new open RFP being issued in 2005. The 2005 RFP again solidified the continuing professionalism and added service we have come to experience and expect. Please see the attached reports from Jerry Dolcetti, Commissioner of Engineering & Planning; and Don Scott, Manager of Transit & Parking, on this subject.

The proposed billing rate increase from \$14.35 per hour to \$14.71 per hour commencing November 1, 2011, translates into an increase of approximately 2.5%.

I have reviewed the request with Mr. Roger Caron, Supervisor of Building Services, and Mr. Don Scott, Manager Transit/Parking and both are satisfied with the level and quality of service being provided and concur that the request appears fair and reasonable.

...2

2011 10 11  
Page 2

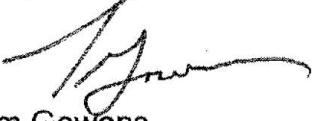
Funding for this service comes from the Civic Centre Security Account and Parking Enforcement Account.

### RECOMMENDATION

It is therefore my recommendation that the ongoing agreement with the Canadian Corps of Commissionaires be single sourced for an extended period of twelve (12) months concluding October 31, 2012.

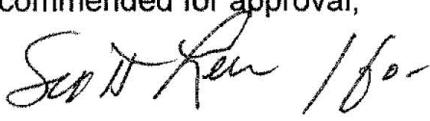
This report is submitted for Council's approval.

Respectfully submitted,



Tim Gowans  
Manager of Purchasing

Recommended for approval,



W. Freiburger  
Commissioner of Finance & Treasurer

TG:nt

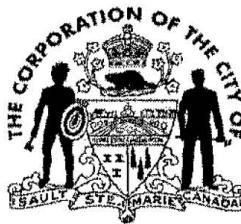
RECOMMENDED FOR APPROVAL



Joseph M. Fratesi  
Chief Administrative Officer

Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

October 11, 2011

Mayor Debbie Amaro  
Members of City Council

**Re: Civic Centre Security Contract Renewal  
Parking Bylaw Enforcement Officers and Public Library Security Duties**

The purpose of this report is to lend support to the recommendation of extending the current agreement of services by the Canadian Corps of Commissionaires for 12 months. This will provide time for staff to review all security and service need requirements and assess how best to accommodate such.

The Canadian Corps of Commissionaires have provided professional experience over 30 years in attending to Civic Centre security needs, meter maintenance and parking bylaw enforcement. During this period the Commissionaires; a non profit organization, has demonstrated a quality of service second to none in ensuring stability through extremely low staff turnover rate, investing in ISO 9002 quality security, first aid certification and maintaining an active training regimen acknowledged to be one of the best in the industry.

Having this level of commitment ensures we obtain value added in many ways, extending to the ability of these officials to perform varying services and cross-over tasks between security, maintenance and parking bylaw enforcement.

Commissionaires take their jobs very seriously and deliver experienced personnel by drawing from many former members of Canadian Forces and RCMP.

In conclusion, the City has been well served by the Commissionaires in performing their tasks, demonstrated attention to detail, accountability and professionalism in their contact with the public.

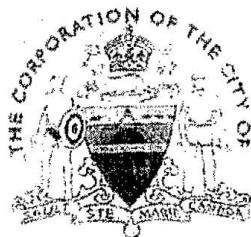
Respectfully submitted,

  
Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

/bb

5(i)

Public Works and  
Transportation Department  
Transit Services



111 Huron St.  
Sault Ste. Marie, ON  
P6A 5P9  
Tel. (705) 759-5438  
Fax. (705) 759-5834

October 11, 2011

Mayor Debbie Amaroso  
Members of City Council

Re: City of Sault Ste. Marie Parking Enforcement Contract Renewal

The purpose of this report is to endorse the recommendation to extend the current services provided by the Canadian Corps of Commissionaires for 12 months.

The Canadian Corps of Commissionaires have provided the Parking Enforcement Section of the Transit Services Division with dependable experience and a high level of professionalism that satisfies the interest of the City of Sault Ste. Marie with regards to the enforcement of municipal by-laws which govern ten parking lots and 500 parking meters located in the downtown business core.

The Commissionaires are well trained with respect to the responsibilities of handling money from the parking meters and displaying the utmost integrity while interacting with the public, tourists and downtown business owners.

In conclusion, the City has not had any issues with the Commissionaires for the last ten years in performing their role as front line by-law officers for Parking Enforcement and I am completely satisfied with the current service and fully support the recommendation of extending the current agreement of services by the Canadian Corps of Commissionaires for 12 months.

Respectfully submitted,

A handwritten signature in black ink.

Don Scott  
Manager of Transit and Parking  
Public Works and Transportation

Approved by,

A handwritten signature in black ink.

Larry Girardi  
Commissioner  
Public Works and Transportation

5(j)

Tim Gowans  
Manager of Purchasing



Finance Department  
Purchasing Division

Celebrate 100!  
\*1912 - 2012\*

2011 10 11

Mayor D. Amaroso and  
Members of City Council

**Re: Tender for Two (2) Fuel Tank Removals & Replacements  
Main Fire Station (2011FA02)**

Attached hereto for your information and consideration is a summary of the tenders received for Replacement of Two (2) Fuel Tanks at the Main Fire Station as required by the City's Fire Services.

The tender was publicly advertised and tender documents forwarded to all firms on our bidders list. A public opening of the tenders received was held September 29, 2011, with Councillor Marchy Bruni representing City Council.

The tenders received have been thoroughly evaluated and reviewed with Mr. Jim St. Jules, Assistant Fire Chief. The low tendered price, meeting specifications, has been identified on the attached summary.

The funds for this project were approved by Council in the 2011 Budget as a supplementary request.

**RECOMMENDATION**

It is therefore my recommendation that the tender for Two (2) Fuel Tank Removals and Replacements at the Main Fire Station be awarded to Superior Petroleum Maintenance, at their low tendered price, meeting specifications, of \$56,197.00 (H.S.T. extra).

This report is submitted for Council's approval.

Respectfully submitted,

Tim Gowans

Manager of Purchasing

TG:nt  
Attach.

Recommended for approval,

W. Freiburger

Commissioner of Finance & Treasurer

RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi

City Clerk, City of Sault Ste. Marie

The Corporation of the City of Sault Ste. Marie  
P.O. Box 580 ~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5N1  
Telephone: (705) 759-5299 ~ Fax: (705) 759-1842  
[www.cityssm.on.ca](http://www.cityssm.on.ca) ~ [t.gowans@cityssm.on.ca](mailto:t.gowans@cityssm.on.ca)

FINANCE DEPARTMENT  
PURCHASING DIVISION  
Budget; \$57,000.00

RECEIVED: September 29, 2011  
File #2010FA02

**SUMMARY OF TENDERS**  
**TWO (2) FUEL TANK REMOVALS & REPLACEMENTS - MAIN FIRE STATION**

Firm	Manufacturer & Model of Equipment	Total Quoted Price (H.S.T. extra.)	Warranty	Installation Timeframe	Remarks
Lajoie Brothers Contracting Sault Ste. Marie, ON	Clemmer Steelcraft Tanks Gasboy Dispenser	\$64,750.00	One Year Parts/Labour	90 w/days from PO date	Meets Specifications
Alt. 1	Clemmer Steelcraft Tanks GPI Dispenser	\$55,750.00	One Year Tanks/ Two year Dispenser	90 w/days from PO date	Does not meet Specifications Dispenser not equipped with Electronic Register
Alt. 2	Clemmer Steelcraft Tanks GPI Cabinet Dispenser	\$52,750.00	One Year Tanks/ Two year Dispenser	90 w/days from PO date	Does not meet Specifications Dispenser not equipped with Electronic Register Pump Size less than specified
Superior Petroleum Maintenance Sault Ste. Marie, ON	Clemmer Steelcraft Tanks Gasboy Dispenser	\$56,197.00	One Year Parts/Labour	10 w/days from PO date	Meets Specifications

NOTE: The low quoted price, meeting specifications, is boxed above.

It is my recommendation that the low tendered price meeting Specifications, submitted by Superior Petroleum Maintenance Ltd., be accepted.

Tim Gowans  
Manager of Purchasing

5(j)

5(K)

Peter A. Liepa  
City Tax Collector



Tax & Licence Division  
Finance Department

Celebrate 100!  
\*1912 - 2012\*

2011 10 11

Mayor Debbie Amaro  
and Members of City Council  
Civic Centre

**RE: Property Tax Appeals**

Attached are the listings that summarize applications for adjustments to the Tax Roll pursuant to Section 357 of the Municipal Act, 2001.

The Municipal Property Assessment Corporation (MPAC) has recommended the amount of assessment to be adjusted. Each of the applications has been reviewed individually and recommended as shown.

An appropriate resolution has been prepared for your consideration.

Respectfully submitted,

Peter A. Liepa  
City Tax Collector

PAL/md

Attach.

Recommended for Approval:

  
William Freiburger  
Commissioner of Finance & Treasurer  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

APPLICATION TO COUNCIL TO CANCEL  
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357  
OF THE MUNICIPAL ACT, 2001

THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
PROPERTY TAX APPEALS  
2011

DATE: 2011 10 11  
PAGE: 1 of 1

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	TAX CLASS	REASON	APPEAL NO.	CANCELLATIONS	TOTAL	
						TAXES	INTEREST	ADJUSTMENT
020-036-046-00	10 Fauquier Ave	J R McBurney Insurance Adjusters Limited	CT/RT	A	11-016	819.50	15.45	834.95
040-040-117-00	481 Carmen's Way	City of Sault Ste Marie	IJ	B	11-017	72.82	2.76	75.58
050-050-059-42	229 Fourth Line West	Algoma Residential Community Hospice	RT	B	11-018	31,099.33	1,166.22	32,265.55
060-007-043-00	153 Wilding Ave	Elma Bernice Austin Estate	RT	D	11-019	129.53	1.47	131.00
060-052-091-00	77 Foothill Rd	Walter Corey Evans	RT	D	11-020	850.60	5.59	856.19

Certified Correct:



Peter A Liepa  
Tax Collector

TOTAL      32,971.78      1,191.49      34,163.27

- A. REALTY TAX CLASS CONVERSION
- B. BECAME EXEMPT AFTER RETURN OF ROLL
- C. RAZED BY FIRE AFTER RETURN OF ROLL

- D. DEMOLISHED AFTER RETURN OF ROLL
- E. OVERCHARGED BY REASON OF GROSS OR MANIFEST CLERICAL ERROR
- F. REAL PROPERTY THAT COULD NOT BE USED FOR A PERIOD OF AT LEAST 3 MONTHS DUE TO REPAIRS OR RENOVATIONS

5(k)

**William Freiburger, CMA**  
Commissioner of Finance  
and Treasurer



**Finance Department**

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council

**Re: 2010 Results under the Municipal Performance Measurement Program**

Please find attached under separate cover the 2010 results under the Municipal Performance Measurement Program prepared by Mr. Jacob Bruzas, CA, Financial Analyst.

Staff reviewed the City's Performance Measures in relation to other Northern Ontario communities and provided comment where appropriate.

**Recommendation**

That the report of 2011 10 11 concerning 2010 Results under the Municipal Performance Measurement Program be received as information.

Respectfully submitted,

  
W. Freiburger, CMA  
Commissioner of Finance and Treasurer

WF/kl

attachment

*J. Fratesi*  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

Jerry Dolcetti, RPP  
Commissioner



Engineering & Planning  
Department

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council

## **RE: SAULT AREA HOSPITAL SMOKING POLICY**

### **PURPOSE**

At Council's meeting of May 30, 2011, the following motion was carried:

*Whereas Ward 3 Councillors have received several complaints from the residents of the neighbourhood abutting the Sault Area Hospital property regarding trespassing, noise and concerns regarding the possibilities of damage and fire caused by smokers leaving hospital property; and Whereas Sault Area Hospital is attempting be a good neighbor; Now Therefore Be It Resolved that Council request appropriate City staff to contact Sault Area Hospital to discuss the situation and possibly increase privacy for these neighbours by way of increased buffers/sound muffling barriers and/or any other method of protecting the residents.*

### **BACKGROUND**

On March 7, 2011, Council passed Bylaw 2011-22 amending Bylaw 2003-17 which is a bylaw to regulate smoking in public places. The Sault Area Hospital (SAH) at 750 Great Northern Road, and Algoma Public Health (APH) at 294 Willow Avenue, was added to the list of city properties where smoking is prohibited.

Attached, for your information, is Bylaw 2011-48 which repeals Bylaw 2011-22 and amends Bylaw 2003-7.

SAH began their public relations campaign regarding the no-smoking policy several months before they moved to their new location in early March 2011. They placed ads with local media, received coverage through several articles and stories, and highlighted the policy during their February 2011 presentation to Council. This was followed by a press release on March 4, 2011, outlining the move and reminding the community that the SAH property is a non-smoking environment. Press releases that followed reinforced the policy to both community and staff. The message was zero tolerance with non-compliance.

## **ANALYSIS**

On June 23, 2011, City staff, Ward 3 Councillors and SAH staff met to review and discuss the following:

- Noise from helicopter usage and snow removal/maintenance of the parking lots/access facilities at the hospital;
- Impact on neighbouring residential and commercial properties by people trespassing and using private land for smoking;

In response, the SAH has made attempts to advise the general public, patients, visitors and service providers that it is a non-smoking environment in the building and all property owned by the SAH. This also includes the land that is occupying the Hub Trail on SAH property. For those wanting to smoke, the nearest public space is about 1870 feet to Third Line and 2008 feet to Great Northern Road one way. Upon site inspection, the area that many are using is on private property adjacent to the easterly parcel of the Hub Trail that is about 325 feet from the hospital's rear entrance. This appears to be the preferred option rather than walking the distance to city properties.

The issue of providing an alternate location for smoking, either for patients only / visitors, staff or smoking in vehicles, was not considered an option by the SAH officials and to this end are committed to providing a healthy setting for all patients, staff, volunteers and visitors. Contravention of the bylaw will result in fines.

Below is a comparison of other Northern Ontario hospitals:

	<b>Designated Space for Patients Only</b>	<b>Designated Space for Visitors/Staff</b>	<b>Smoking Allowed in Vehicles</b>
SSM	No	No	No
Sudbury	Yes	No	No
North Bay	No	No	No
Timmins	No	No	Yes (to be banned in 2012)
Thunder Bay	No	No	No

## **IMPACT**

Bylaw 2011-22 amended the smoking bylaw and was approved by Council on March 7, 2011. Effectively, both SAH and APH properties were designated as non-smoking areas. This includes all buildings, parking lots and driveways within their property boundaries. The hospital is operating within the provisions of the Bylaw and has, through press releases, media information and their website, informed the community, patients, staff, etc. of the policy. The hospital has reminded staff/visitors/patients to be respectful of private property and that it is illegal to trespass or litter.

5(m)

2011 10 11  
Page 3

As to the issue of noise from helicopter usage, the hospital has daily flights that are necessary in carrying out health care needs for patients in the community. As part of the development plan for the hospital site, the facility's location went through several public meetings. The E.A. process was included as part of these public meetings.

Snow removal and maintenance is needed to maintain safety and access. The hospital is a 24/7 operation and attempts are being made to minimize where possible the impact on neighbouring properties. Scheduling is always going to be a challenge.

## STRATEGIC PLAN

The City's corporate values within the plan support an enriched quality of life in our community. This report takes into consideration those values.

## RECOMMENDATION

There is no recommendation as this report is provided for information only in response to a resolution of Council on 2011 05 30.

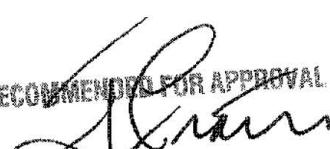
Respectfully submitted,



Jerry Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

JD/bb

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi  
Chief Administrative Officer

Attach.

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW NUMBER 2003-7

**SMOKING: (R.1.2.1) - A by-law to regulate smoking in public places and city buildings in the City of Sault Ste. Marie.**

**WHEREAS** Subsection 213(2) of the *Municipal Act*, R.S.O. 1990, C. M.45 as amended, authorizes the council of a local municipality to pass a by-law regulating the smoking of tobacco in public places and workplaces within the municipality and designating public places or workplaces or classes or parts of such places as places in which smoking tobacco or holding lighted tobacco is prohibited;

**AND WHEREAS** section 115 of the *Municipal Act*, 2001 will continue to provide this authority when it comes into force on January 1, 2003;

**AND WHEREAS** it has been determined that second-hand smoke is a serious health hazard because of its adverse effects and risk to the health of all of the inhabitants in the Corporation of the City of Sault Ste. Marie;

**AND WHEREAS** it is desirable for the purpose of promoting and protecting the health, safety and welfare of the inhabitants of the City of Sault Ste. Marie to ensure that all public places and City buildings will be free from second hand smoke;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE ENACTS AS FOLLOWS:**

**PART I****1. DEFINITIONS**

1.0 In this by-law,

1.1 "**City**" means the Corporation of the City of Sault Ste. Marie;

1.2 "**City building**" means any building, owned, operated or leased by the City;

1.2(a) "**City entranceway**" means an area within an eight metre radius surrounding the public entrances to John Rhodes Centre located at 280 Elizabeth Street, the McMeeken Centre Arena at 616 Goulais Avenue;  
[AMENDED BY BY-LAWS 2007-154 & 2009-155]

1.3 "**inspector**" means an employee or class of employee of Algoma Public Health authorized by the Medical Officer of Health to carry out an inspection under and to enforce the provisions of this by-law; [AMENDED BY BY-LAW 2009-155]

1.4 "**outdoor patio**" means an outdoor area or partially enclosed outdoor area that is adjacent to an establishment where food or beverages are sold and where food or beverages or both are consumed by the public;

(a) "**Outdoor area**" means an area that:

(a) is not covered by a temporary or permanent roof; or

- (b) if covered by a temporary or permanent roof,
- (i) at least 35 percent of the total wall area, calculated from the floor to a height of 2.44 metres above the floor, must be open to the movement of outdoor air;
  - (ii) does not share open doors with a public place except when being opened to enter or exit the indoor area;
  - (iii) does not share open windows with a public place;
  - (iv) must not be used as the main entrance to the public place; and
  - (v) does not share thermostat controlled heating or air conditioning with a public place; [AMENDED BY BY-LAW 2005-13]
- (c) There shall be no structure or part thereof located within .3 m. of the exposed perimeter walls; [AMENDED BY BY-LAW 2005-33]
- (d) If covered by a temporary or permanent roof, there shall be no structure within .5 metres of such temporary or permanent roof; [AMENDED BY BY-LAW 2005-33]
- 1.4.B "**parkland**" means any and all lands owned by the City that has been or hereafter may be set apart, designated, dedicated or established by Council as public parkland; [AMENDED BY BY-LAW 2009-155]
- 1.4.C "**permitted event**" means an event for which a permit has been issued by the Community Services Department of the City of Sault Ste. Marie for City property; [AMENDED BY BY-LAW 2009-155]
- 1.5 "**person**" includes a corporation;
- 1.5.A "**playground area**" means an outdoor area established within parkland fitted with equipment such as, but not limited to, slides, swings and climbing equipment. The area is usually identified by a defined border which encloses an area of sand, rubber or any similar safety surface; [AMENDED BY BY-LAW 2009-155]
- 1.6 "**proprietor**" means the person who ultimately controls, governs or directs the activity carried on within a public place and includes the person actually in charge of the premises at any particular time;
- 1.7 "**public place**" means any building, structure, vessel, vehicle or conveyance, or part thereof, whether covered by a roof or not, to which the public has access as of right or by invitation, expressed or implied, whether or not a fee is charged for entry but does not include an outdoor patio or a street, road or highway.
- 1.7.A "**recreation field**" means any portion of parkland that is used for athletic, recreational or musical purposes to conduct organized activities. This includes, but is not limited to, a ball field, soccer pitch, football field, tennis court, player bench area, spectator area, food and beverage concession, skateboard park, outdoor rink or permitted events. This does not include parking facilities located adjacent or near the recreation field; [AMENDED BY BY-LAW 2009-155]
- 1.7.B "**Roberta Bondar Park Tent Pavilion**" refers to the large outdoor tent pavilion located at 65 Foster Drive; [AMENDED BY BY-LAW 2009-155]
- 1.8 "**smoke**" or "**smoking**" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment, but does not include smoke or smoking where smoke or smoking is used in a stage production of a theatrical performance and does not include or prohibit the holding of lit

tobacco if the activity is carried out for traditional Aboriginal cultural or spiritual purposes.

## PART II

### 2. PUBLIC PLACES AND CITY BUILDINGS

2.1 No person shall smoke in any public place within the City, or in a City building, whether or not a No Smoking sign is posted.

2.1.1. No person shall smoke at any City entranceway. [AMENDED BY BY-LAW 2007-154]

2.1.2. No person shall smoke on or within 15 metres of any playground area. [AMENDED BY BY-LAW 2009-155]

2.1.3 No person shall smoke on or within 15 metres of any recreation field. [AMENDED BY BY-LAW 2009-155]

2.1.4 No person shall smoke while under the Roberta Bondar Park Tent Pavilion, or within 15 metres of any entrance to the Roberta Bondar Park Tent Pavilion. [AMENDED BY BY-LAW 2009-155]

2.1.5 No person shall smoke on the Sault Area Hospital site located at 750 Great Northern Road, Sault Ste. Marie. [AMENDED BY BY-LAW 2011-48]

2.1.6 No person shall smoke on the Algoma Public Health site located at 294 Willow Avenue, Sault Ste. Marie. [AMENDED BY BY-LAW 2011-48]

2.2 Every proprietor of a public place shall:

- (i) ensure compliance with this bylaw;
- (ii) prohibit smoking in the public place;
- (iii) post No Smoking signs in accordance with Part III of this bylaw in conspicuous locations at every entrance and washrooms in the public place indicating that smoking is prohibited in the public place;
- (iv) ensure that no smoking related paraphernalia including ashtrays or matches are placed or permitted to remain in the public place.

2.3 The City shall:

- (i) prohibit smoking in City buildings;
- (ii) post No Smoking signs in accordance with Part III of this by-law in conspicuous locations at every entrance and washrooms in City buildings as well as at playground areas and recreational fields indicating that smoking is prohibited in these locations; [AMENDED BY BY-LAW 2009-155]
- (iii) ensure that no smoking related paraphernalia including ashtrays or matches are placed or permitted to remain in City buildings.

## PART III

### 3. SIGNAGE REQUIRED

3.1 Every proprietor and the City shall post and maintain in conspicuous locations at each entrance to the facility and in the washrooms, a sign at least 14 centimetres (5.5 inches) by 14 centimetres (5.5 inches) in size that includes a depiction of the international No Smoking symbol at least 7.5 centimetres (3 inches), and lettering at least 0.8 centimetres (5/16 inch) high and at least 0.2 centimetres (1/16 inch) wide at the narrowest

point, with the rest of the letter sized proportionately, which reads "No Smoking - The Corporation of the City of Sault Ste. Marie".

- 3.2 Where a No Smoking sign is required to be placed or posted under this by-law, the sign shall have the proportions, characteristics and minimum measurements as set out in Section 3.1 as depicted in "Schedule A" and consist of two (2) contrasting colours, or if the lettering and graphic symbol are to be applied directly to surface or to be mounted on a clear panel, the lettering and graphic symbol shall contrast with the background.
- 3.3 Despite the fact that the symbol referred to in Schedule "A" is a cigarette, it is deemed to include a lighted cigar, cigarette, pipe or any other lighted smoking instrument.
- 3.4 Deviations from the colour or content of the sign prescribed by this section that do not affect the substance or that are not calculated to mislead do not vitiate the sign.
- 3.5 Any sign prohibiting smoking that refers to an old bylaw of the City is deemed to be referring to this by-law.

#### PART IV

##### 4. WORKPLACES

- 4.1 Where an employer, within the meaning of the *Smoking in the Workplace Act*, R.S.O. 1990, C. S.13, designates a lunch room or cafeteria for employees as a smoking area, the employer shall also designate an area of equal or greater size as a lunch room or cafeteria for workers who do not smoke.
- 4.2 Despite section 4.1, no person shall smoke in any part of a workplace that is a public place.

#### PART V

##### 5. ENFORCEMENT

- 5.1 The provisions of this By-law respecting the designation of non-smoking areas, the posting of signs and the duties imposed on the proprietor, employer or other person in charge of a playground area, recreation field, Roberta Bondar Park Tent Pavilion, public place or workplace shall be enforced by inspectors. [AMENDED BY BY-LAW 2009-155]
- 5.2 An inspector may, at any reasonable time, enter any designated public place for the purposes of determining compliance with this By-law. [AMENDED BY BY-LAW 2009-155]

#### PART VI

##### 6. OFFENCES AND ENFORCEMENT

- 6.1 Any person who contravenes any of the provisions of this by-law, or who hinders or obstructs an inspector lawfully carrying out the enforcement of this by-law, is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, chapter 33, as amended.

**PART VII****7. CONFLICTS**

- 7.1 If a provision of this by-law conflicts with an Act or Regulation or another by-law, the provision that is the most restrictive of smoking shall prevail.

**PART VIII****8. SEVERABILITY**

- 8.1 If any section or sections of this by-law or part thereof, is found in any court of law to be illegal or void or beyond the power of the City to enact, such section or sections or part thereof shall be deemed to be severable and all other sections or parts of the by-law shall be deemed to be separate and independent thereof and to be enacted as such.

**PART IX****9. REPEAL**

- 9.1 By-law 2000-140 is repealed, effective May 31<sup>st</sup>, 2004

**PART X****10. EFFECTIVE DATE**

- 10.1 This by-law comes into effect on June 1<sup>st</sup>, 2004.

READ THREE TIMES and PASSED in Open Council this 13th day of January, 2003.

"John Rowswell"

---

MAYOR – JOHN ROWSWELL

"Donna Irving"

---

CLERK – DONNA P. IRVING

5(m)

**SCHEDULE "A" TO BY-LAW 2003-7**



**Office Consolidation****SMOKING BY-LAW 2003-7**

**passed 13 January 2003  
effective 1 June 2004**

<b>AMENDING BY-LAWS</b>	<b>DATE PASSED</b>	<b>AMENDMENT</b>
2005-13	24 January 2005	Addition of 1.4(a) - definition of "patio"
2005-33	21 February 2005	Addition of 1.4(a)(c) and 1.4(a)(d) re outdoor structures
2007-154	10 September 2007	Addition of: 1.2(a) definition of City entranceway at John Rhodes and McMeeken Centres 2.1.1 prohibition – smoking at City entranceways
2009-155	26 October 2009	Amendments to prohibit smoking in City parks and outdoor recreation facilities: Parts I, II and V
2011-22	7 March 2011	Addition of: 2.1.5. SAH 2.1.6. APH
2011-48	21 March 2011	Repeals 2011-22  Addition of: 2.1.5 SAH 2.1.6 APH

5(m)

10(f)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2011-48

**REGULATIONS:** (R.1.2.1.) A by-law to repeal by-law 2011-22 and to amend By-law 2003-7 (a by-law to regulate smoking in public places).

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 115 of the Municipal Act, 2001, S.O. 2001, c. 25 and amendments thereto **ENACTS** as follows:

1. **BY-LAW 2011-22 REPEALED AND REPLACED WITH BY-LAW 2011-48  
AMENDMENTS TO BY-LAW 2003-7**

Part 2 of By-law 2003-7 is amended by inserting the following:

"2.1.5 No person shall smoke on or within 15 metres of Sault Area Hospital site located at 750 Great Northern Road, Sault Ste. Marie;

"2.1.6 No person shall smoke on or within 15 metres of Algoma Public Health site located at 294 Willow Avenue, Sault Ste. Marie."

2. **EFFECTIVE DATE**

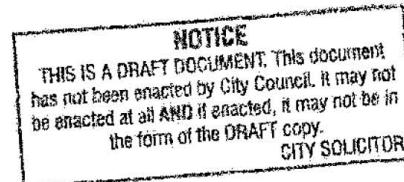
This by-law takes effect on the date of its final passing.

PASSED in open Council this 21<sup>st</sup> day of March, 2011.

MAYOR – DEBBIE AMAROSO

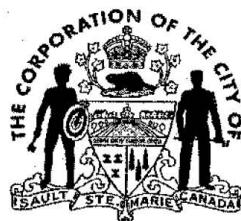
CITY CLERK – MALCOLM WHITE

of Bylaws\2011\2011-48 repeal 2011-22 smoking amendment



Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2011 09 26

File: B-11-08

Mayor Debbie Amaroso  
Members of Council

**Re: McNabb Street/MacDonald Ave. Flooding**

At the 2011 08 15 meeting, Council passed the following resolutions:

*Whereas the YMCA has raised concerns about the adequacy of the City's storm sewer system in their area, in light of two recent flooding incidents; and Whereas these two incidents in July have had a great financial and operational impact on the YMCA; Now Therefore Be It Resolved that the City's Engineering Department carry out a site visit and review of the circumstances around these two incidents and report back to City Council within one month as to any inadequacy of the City storm sewer system that contributed to these events and that steps be identified that can be taken by the City and the YMCA to reduce any further incidents of flooding.*

*Whereas several homes on the south side of MacDonald Avenue between Brien Avenue and Poplar Avenue have experienced repeated extensive flooding whenever heavy rainfall occurs; and whereas these heavy rain patterns are becoming more common; and whereas a dip in MacDonald Avenue in this area results in an accumulation of up to 2 feet of water leading to the strain on the system in that area; Therefore Be It Resolved that Engineering staff review and report back to Council within two months with a recommendation for a solution to address this issue.*

Given the commonality between the two resolutions, and the similarities during the eventual recommendations, the Engineering Division determined that it would be best to address both resolutions in one report. General comments applicable to both resolutions are below, followed by specific comments for each.

It is most important to understand that storm sewer design standards are such that in high intensity rain events, we anticipate that they will surcharge. Municipalities cannot afford to construct systems big enough to carry high flows. Storm sewers in Sault Ste. Marie are designed for a ten-year return period – that is, on average, we anticipate they will surcharge every ten years. That return period can be diminished by additional flows upstream, or blockages downstream. The point is, it is not uncommon for storm sewers to surcharge. Therefore, it is wise to reduce or eliminate the adverse effects of the surcharge by protecting the buildings themselves.

In all cases of basement flooding from storm water, the most effective approach is for the owner to isolate the building as much as possible from the storm sewer system. There are things the property owner can do to reduce or even eliminate flooding. Roof water leaders on older buildings can be rerouted outside of the building, and foundation weeper drains that drain by gravity to the storm sewer can be replaced with a pumped system, often with an affordable back up power supply for power

failures. Building owners are also wise to ensure they have a fully functioning and well maintained sanitary back check valve to prevent sanitary sewer backups.

### **McNabb Street Flooding – YMCA and Algoma Family Services**

Engineering staff have had discussions with the consulting engineer retained by the YMCA and Algoma Family Services, and our recommendation to the building owners has been that they follow the recommendations of their consultant. The Group Health Center had many instances of flooding in the past. They implemented all of the recommendations of their consultant with good success. According to our information, the Group Health Center has had only minor problems this summer. Isolating the building from the storm sewer is the best defense against storm water backups.

### **MacDonald Avenue Flooding – Brien to Poplar**

Several private homes on the south side of the road have had flooded basements. Two have been in contact with the Engineering Division. Both have been advised to isolate the weeping tiles/foundation drainage systems from the storm sewer. One homeowner plans to install a pumped system with back up power supply for power outages, and abandon the gravity drain to the storm sewer. Home owners who have gravity drains to the storm sewer are encouraged to do this if they are prone to flooding. The second home seems to have had a failure of the sanitary backwater check valve.

### **Surface Water Ponding on Both McNabb and MacDonald**

In addition to the above, in high flow conditions, water ponds on the street at both locations. The ponding extends onto private property, particularly in the parking lot of the Algoma Family Services building. City staff intend to evaluate both storm sewer systems. The McNabb system extends south from McNabb through the Algoma Family Services parking lot and across several properties, including the Canadian Hotel to the ravine on the west side of Pim Street near the former Boston's car dealership. It is a very deep sewer, likely following the course of an old ravine that has been filled. We are completing a survey to accurately quantify the capacity of the system, and determine if anything can be done to reduce flooding on McNabb Street and the Algoma Family Services parking lot. We are also completing a closed circuit television (CCTV) survey to check the pipe condition and confirm there are no downstream blockages. A similar exercise can be completed on the MacDonald Avenue system.

If the outcome of that investigation is a recommendation for increased pipe sizes or some form of storm water retention/storage facilities, it will be some time before the City will be able to implement it as it will have to be evaluated together with other capital priorities. This work should be considered secondary to the efforts described above by property owners to isolate their buildings from the system. Simply increasing pipe sizes may not be the solution, as that may just transfer the flooding issue to another location downstream.

The Engineering Division is short staffed at this time due to the promotion of our former Land Development and Environmental Engineer to PWT. A Junior Engineer will begin work in the department in January. In the meantime, some tasks will be difficult to complete in a timely manner. In this situation, it would be most beneficial to contract a few engineering assignments to a consultant. It is recommended that upon completion of the field work and data collection/background work, that the evaluation, investigative report and recommendations be contracted to a qualified engineering consultant. The expense can be covered by the savings we are experiencing for six months of 2011.

## Recommendations

It is recommended that:

- Building owners in areas of McNabb Street and MacDonald Avenue that have had basement flooding recently be encouraged to isolate their foundation and roof water drainage systems from the City storm sewer system. Their work should be in accordance with the City sewer use by-law and the plumbing code.
- Upon completion of the field work, and data collection, the Engineering Division retain a consultant to complete a technical review of the subject flood prone areas on McNabb Street and MacDonald Avenue and provide recommendations and cost estimates for long term improvements for storm water conveyance and/or temporary storage.

Respectfully submitted,

Don J. Elliott, P. Eng.  
Director of Engineering Services

/bb

Recommended for Approval:

Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

NUALA KENNY  
CITY SOLICITOR

MELANIE BOROWICZ-SIBENIK  
SOLICITOR/PROSECUTOR

LORIE BOTTO  
CORPORATE COUNSEL



LEGAL  
DEPARTMENT

File No. L.5.9

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council

**RE: MUNICIPAL ACCESS AGREEMENT WITH PUC TELECOM FOR ACCESS  
TO MUNICIPAL RIGHTS OF WAY**

**PURPOSE**

The purpose of this report is to recommend to Council a Municipal Access Agreement between the City and PUC Telecom Inc.

**BACKGROUND**

Since 2001 PUC Telecom has been providing fiber optic service in the City. This service has been provided on and along City streets and street right of ways. The service has been provided without a formal agreement between the City and PUC Telecom Inc.

PUC Telecom Inc. is in the process of selling its telecommunications assets to ONTERA. In order for that sale to take place a formal agreement between the City and PUC Telecom Inc. is required. The agreement before Council sets out the terms under which PUC can operate on and along the City streets and street road allowances. This agreement is consistent with other agreements the City has for utilities using its road allowance. The agreement is for a period of 10 years and automatically renews from year to year after that unless either party after the 10 years gives notice of intention to terminate.

PUC is required to provide \$5,000,000.00 in liability insurance. The City has a right to consent to the assignment of this agreement (clause 7.0). In clause 5.0

-more-

2011 10 11

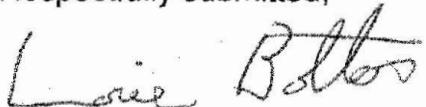
Page 2

there is a requirement for Telecom to repair any breaks in the surface of the road that may arise as a result of its use of the City road allowance.

### RECOMMENDATION

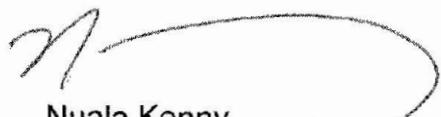
By-law 2011-169 appears on your agenda this evening. It is recommended for your approval.

Respectfully submitted,



Lorie Bottos  
Corporate Counsel

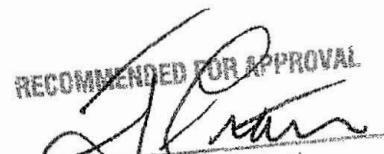
Recommended for approval,



Nuala Kenny  
City Solicitor

LAB/cf

c.c. Don Elliott, Director of Engineering Services



RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

Jerry D. Dolcetti, RPP  
Commissioner

Donald B. McConnell, MCIP, RPP  
Planning Director



ENGINEERING & PLANNING DEPARTMENT

Planning Division

Tel: (705) 759-5368  
Fax: (705) 541-7165

*Celebrate 100!*  
*\*1912 - 2012\**

2011 10 11

## REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

### PLANNING DIVISION

**TO:**

Mayor Debbie Amaroso  
and Members of City Council

**SUBJECT:**

Hub Trail Signage Update Report

At their September 26, 2011 meeting, City Council requested an update to the comprehensive signage plan currently under development through the Planning Division.

As Council recalls, approval for developing the signage strategy was provided in May, 2011. At that time, staff outlined the type of signage that would be developed along the Hub Trail route system. These include:

- Regulatory Signs
- Distance Marker Signs
- Way Finding or Key Directional Signs
- Trailhead Signs
- Interpretive Signs

As part of the comprehensive signage strategy, the City retained MMM Group, a multi-discipline design firm with extensive trails experience. MMM Group was also the lead consultant on the original Hub Trail concept and design study, which identified the original Hub Trail route.

The signage strategy is now complete, and the final report can be reviewed in the Planning Division office.

Regulatory signage will be used extensively along the trail route, which will provide users information on directions and safety. These signs are referenced from the Transportation Association of Canada's Bikeway Traffic Control Guidelines. In addition, distance and way finding signage will be installed throughout the trail. As part of the distance and way finding signage program, trail markers will be installed at half kilometre intervals along the route.

Also, at Fort Creek, the Roberta Bondar Pavilion and Finn Hill, trailhead signs will be installed, which will provide trail users a general overview map of the Hub Trail, etiquette information, general information on the trail, as well as a reference to former Mayor John Rowswell, for whom the trail was recently renamed.

With regards to interpretive signage, Planning staff will continue to work with the Sault Trails Advocacy Committee and the Sault Naturalists to identify locations and develop signage to highlight key natural features along the trail route. Planning staff will also coordinate with staff from the Community Services Department to determine appropriate locations and signage for cultural points of interest along the trail.

Attached to this report is a sampling of the regulatory signage that will be installed, as well as the proposed distance markers and trailhead signs. The City's Public Works and Transportation's signage department will produce and install the regulatory signage.

With respect to the proposed distance markers and trailhead signs, staff is recommending that these be single-sourced through Fontasy Signs and Display Inc. Recommended by MMM Group, Fontasy provides a specialized sign product, and has extensive experience in trail and identification signage throughout Ontario.

At the May 2011 meeting, Council approved \$65,000 for the implementation of the signage program. Staff is now recommending using these funds for the production and installation of these signs.

#### **Planning Director's Recommendation**

That City Council authorize the production and installation of the Hub Trail signage as outlined in this report at a maximum total cost not to exceed \$65,000 with the proposed distance markers to be single sourced from Fontasy Signs and Display Inc.

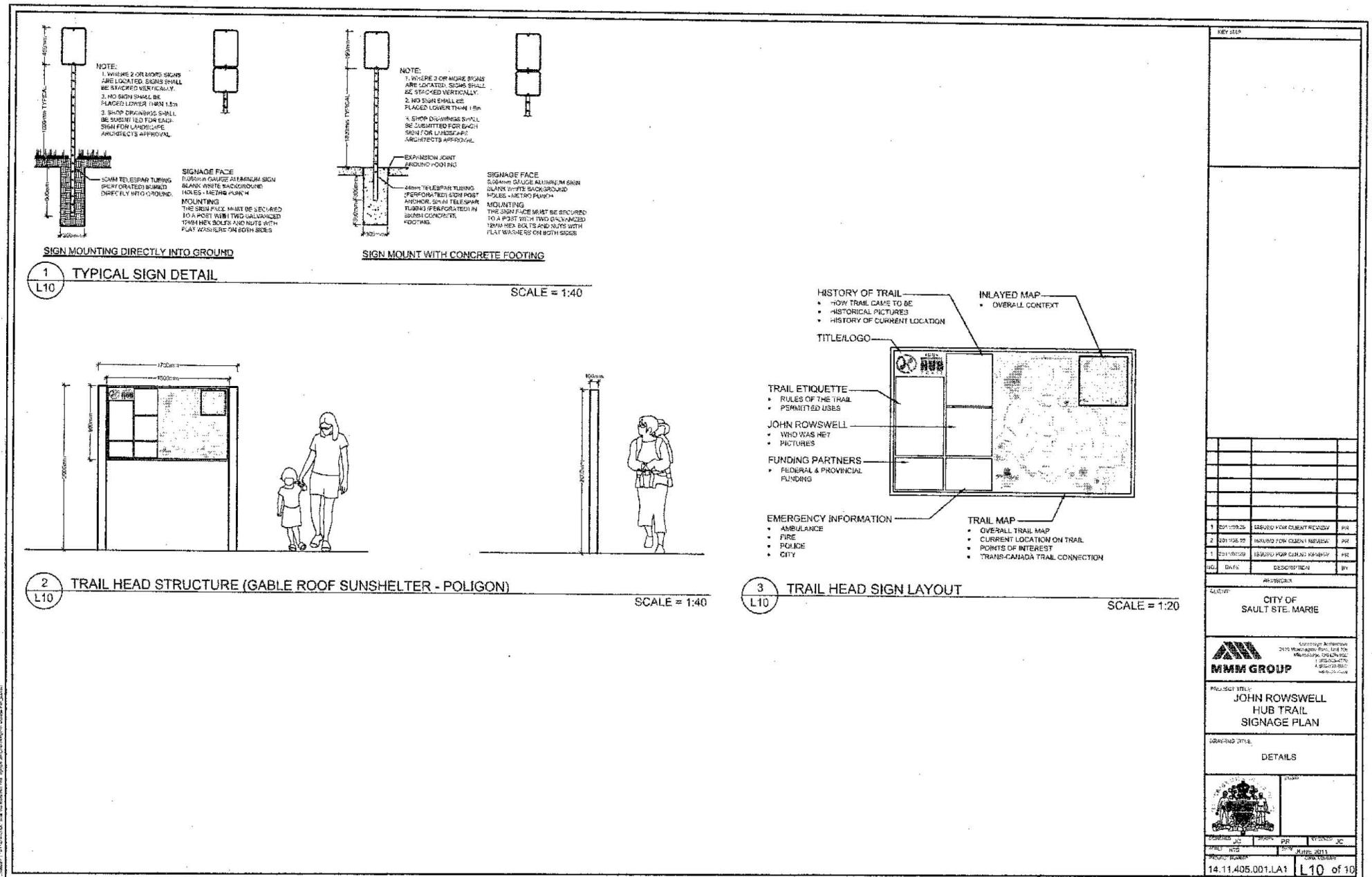
ST/pms

*[Signature]*  
RECOMMENDED FOR APPROVAL  
Joseph M. Fratesi  
Chief Administrative Officer

**PUBLIC HEARING – 2011 10 11, Council Chambers, Civic Centre**







5(p)

# TrailKey

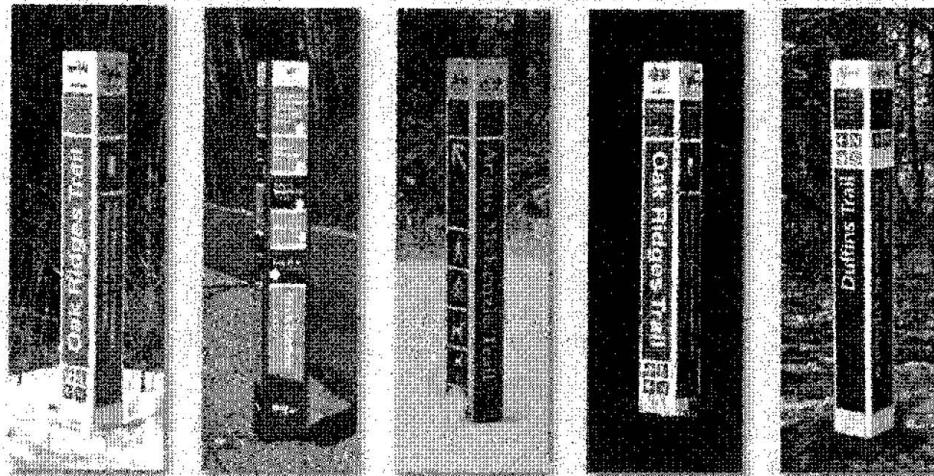
About

Projects

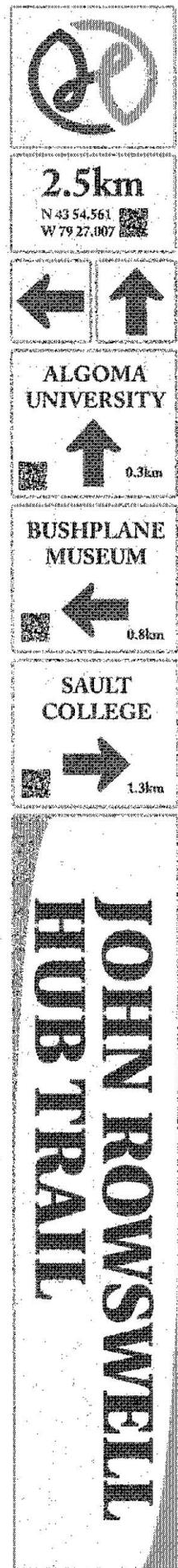
fontasy.ca

Contact

## TrailKey Examples



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# JOHN ROWSWELL HUB TRAIL

## TRAIL ETIQUETTE

- Please keep on the trail.
- Respect others right to use the trail.
- Walk, run, ride, or roll in a safe, predictable manner.
- Keep to the right, except when passing.
- Keep the trail and ecosystems litter free.
- Do not disturb or approach wildlife.
- Do not damage or remove trees or plants.
- Keep pets on a leash (By-law 98-211) and clean up after them (By-law 87-125).
- Motorized vehicles are prohibited on the trail, except motorized wheelchairs, maintenance or emergency vehicles.
- Recreational Trail, Use at Your Own Risk
- Trail will not be maintained from October 15th to May 15th.

## Welcome Trail Users,

The Hub Trail is an approximately 25 km multi-use, non-motorized trail system that connects many significant points of interest throughout the city, including the waterfront walkway, Bellevue Park, Algoma University, Sault College, the new Sault Area Hospital and the Fort Creek Conservation Area.

This trail system provides access to several parts of the City and links together key cultural, historical, and natural areas of the community. The trail also provides community residents with alternative, environmentally friendly mode of transportation, decreasing auto-dependency within the City.

With both on and off-road trail facilities, the trail system also provides increased recreational opportunities for residents and visitors to Sault Ste. Marie.

By choosing to use the Hub Trail you are not only exploring the incredible points of interest throughout the community, but you are making a difference in the well being of both yourself and the community. We hope you enjoy your experience on the Hub Trail.

Yours truly,

The Mayor and Council of Sault Ste. Marie



## EMERGENCY INFORMATION

Police, Fire, Ambulance - 911

General Maintenance Questions Or Issues - 705-759-5201

## FUNDING PARTNERS

- Government of Canada
- Province of Ontario
- City of Sault Ste. Marie

## QR CODE

Scan this barcode using your smart phone device to visit the City of Sault Ste. Marie Website.



## HEALTH BENEFITS

### Walking

Walking is one of the easiest and most enjoyable forms of physical activity. All you need is a good pair of shoes and comfortable clothing.

### There are many benefits of walking:

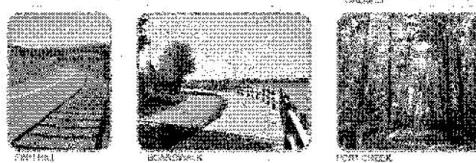
- Refreshes the mind, reduces fatigue and increases energy
- Reduces risk of heart disease, diabetes and osteoporosis
- Strengthens bones
- Trains heart, lungs and muscles to work more efficiently
- Lowers blood pressure and cholesterol
- Relieves stress and tension

### Active Transportation

Active Transportation is any trip using active human power such as, walking, cycling or wheeling. Active transportation can help to provide a cleaner environment and improve health!

### Working Active Transportation Into Your Life:

- Make active transportation part of your regular travel destinations (i.e. work and school).
- Get off the bus or park your car a few blocks away from your destination and walk the extra distance.
- Think twice about using your car for every trip, could you walk or use your bike?
- Bike or walk with your children to the park or to their after school events.

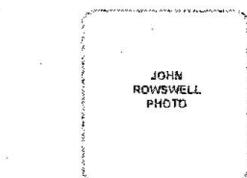


## JOHN ROWSWELL

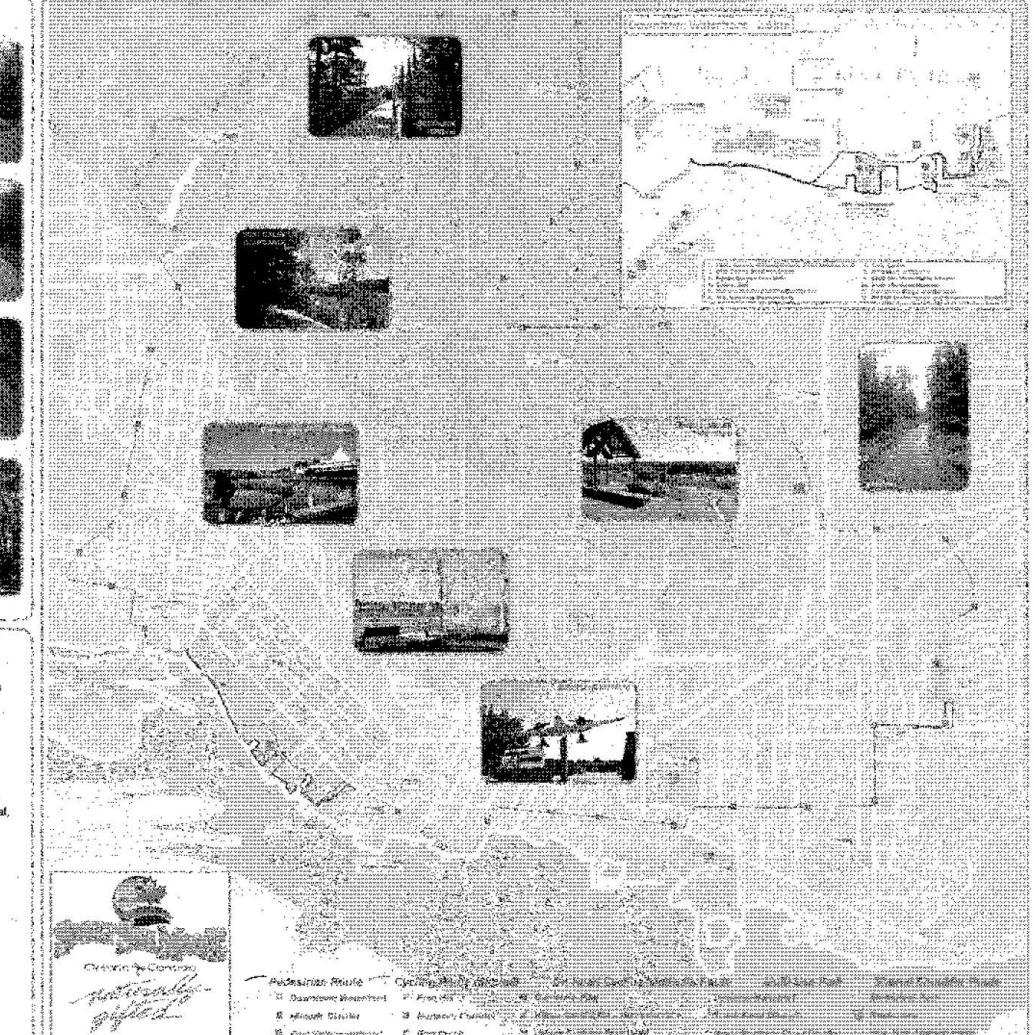
John Rowswell served as Mayor of the City of Sault Ste. Marie from December 2000 until his death on August 31, 2010.

Mayor Rowswell entered municipal politics with a strong focus on economic growth and expansion. He was committed to building a vibrant and diverse community with the goal of providing citizens an extraordinary quality of life.

John Rowswell advocated the creation of large scale projects including the construction of the Hub Trail and the ongoing development of the waterfront walkway. He was a passionate supporter of the Hub Trail system linking neighbourhoods to provide economic, environmental, recreational and health benefits for residents and visitors.



JOHN  
ROWSWELL  
PHOTO



John Rowswell  
1955 - 2010

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5(q)

Jerry D. Dolcetti, RPP  
Commissioner  
  
Donald B. McConnell, MCIP, RPP  
Planning Director



ENGINEERING & PLANNING DEPARTMENT

Planning Division

Tel: (705) 759-5368  
Fax: (705) 541-7165

Celebrate 100!  
\*1912 - 2012\*

2011 10 11

## REPORT OF THE ENGINEERING & PLANNING DEPARTMENT

### PLANNING DIVISION

**TO:**

Mayor Debbie Amaroso  
and Members of City Council

**SUBJECT:**

New Comprehensive Signs By-law

#### **Introduction**

In 2005, the City's current Signs By-law (2005-166) was created by compiling regulations from various sources (i.e. Zoning By-law, Building By-law, Streets By-law, etc.) into a single document.

Portable sign regulations were reviewed in 1999 and a review of billboard signs was completed in 2001; however no comprehensive review of our signage regulations has been undertaken since 1968.

Last year, City Council passed the following resolution:

"Whereas it has been over 20 years since the City of Sault Ste. Marie Signs By-law has been comprehensively reviewed and more than ten years since it was last amended; and,

Whereas there continues to be many outstanding issues regarding billboards and portable signs and emerging issues with respect to new digital signage; and,

Whereas the existing By-law, when written, did not anticipate the possible use of digital electronic technology for portable and permanent signage and therefore the control of such signage is questionable, at best,

Now Therefore Be It Resolved that the City's Planning Division be asked to report back to City Council with recommendations on a Committee of Council reviewing the current By-law with a view to including the regulation of all types of signage throughout various locations of the City."

Earlier this year City staff recommended the following process to review the existing City Signs By-law and develop new regulations.

1. Establish a Steering Committee comprised of two to four City Councilors, a representative from the City's Planning Advisory Committee and staff from affected City Departments.
2. Prepare a background report identifying current practices and problems, permit fees, recent trends including new technologies, legal options and limitations.
3. Undertake a public consultation program which includes a meeting or facilitated workshop with the following groups:
  - Chamber of Commerce
  - Downtown Association
  - General Public
  - Local Sign Industry
  - Tourism Sault Ste. Marie
  - Other groups which may be identified.
4. Prepare a draft report with recommendations, images and illustrations.
5. Hold a public meeting to provide an opportunity for public comment on the recommendations.
6. Finalize the report for presentation to City Council.

Further to recommending the process outlined above, City Council also passed an interim policy to regulate digital signage. Even with the interim policy in place, there were a number of applications for digital signs that did not meet the interim policy.

Consequently, on September 26, 2011 City Council passed a resolution to "institute a moratorium on all future digital sign requests until such time as a formal review of the City's sign policies have been completed and a final decision has been made regarding such policies." There are three (3) existing applications (Bushplane, Real Estate Stop and Flooring Liquidators) that are not included within this moratorium.

It is therefore recommended that the Steering Committee focus their initial efforts on digital signage for a recommendation to City Council in January 2012, with the complete review to be presented to City Council for approval in May 2012.

### **Completed Background Research**

Over the past several months, Planning Division has completed a fairly extensive background review in preparation for drafting a new Signs By-law. This review includes:

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1. A summary outlining sign types and associated regulations. The review includes three (3) basic approaches:
  - a. Northern Ontario Approach - North Bay (2006), Parry Sound (2002), Sudbury (2007), Sault Ste. Marie.
  - b. Recent/comparable Ontario By-laws - Cambridge (2003), Clarington (2009), Guelph (1996) Tourism Oriented Communities - Collingwood (2005), Petoskey (2004), Traverse City (2004).
2. A summary review of recent Signs By-law regulations pertaining to digital signage - Saskatoon, Nanaimo, Oakville, Pittmeadows (BC) was also completed.
3. A draft of sign definitions and general definitions has also been completed.

**Planning Director's Recommendation**

That City Council accepts this report as information and establishes a Steering Committee to develop a New Comprehensive Signs By-law.

PT/pms

~~RECOMMENDED APPROVAL~~

  
Joseph M. Fratesi  
Chief Administrative Officer

Data\APPL\REPORT\New Comprehensive Signs By-law.doc

S. Hamilton Beach P. Eng.  
Deputy Commissioner



Celebrate 100!

\*1912 - 2012\*

Public Works &  
Transportation

2011 10 11

Mayor Debbie Amaroso and  
Members of City Council

## RE: Municipal Landfill - Replacement of Compactor Wheels

### PURPOSE

The purpose of this report is to seek Council approval to use the Landfill Reserve to fund the replacement of the front wheels of the Caterpillar 826H Landfill Compactor.

### BACKGROUND

The Caterpillar 826H Landfill Compactor is the "workhorse" of the landfill site. It is used on a daily basis to shred and compact waste to maximize the capacity of landfill. Under normal conditions the estimated life of compactor wheels is three to four years. The compactor wheels were last replaced in 2008. A recent tender was completed to replace the rear wheels with the front wheels planned to be changed in 2012.

Following a recent inspection, largely due to the harsh conditions of our landfill, the front wheels were found to be worn beyond expectations. Based on prices received through the tender process it is estimated the cost of replacement is approximately \$36,000 including taxes. It is the recommendation of PWT staff that the replacement take place as quickly as possible and Bill Freiburger, Commissioner of Finance and Treasurer has advised that the funds may come from the Landfill Reserve.

### RECOMMENDATION

"That the report of the Public Works and Transportation Department concerning the Landfill Compactor wheels be received and the recommendation that the Landfill Reserve be used to fund the replacement be approved."

Respectfully submitted,

Susan Hamilton Beach, P. Eng.  
Deputy Commissioner

Recommended for approval,

Larry Girardi  
Commissioner

RECOMMENDED FOR APPROVAL

Joseph M. Fratesi  
Chief Administrative Officer

Jerry D. Dolcetti, RPP  
Commissioner

Donald B. McConnell, MCIP, RPP  
Planning Director



## ENGINEERING &amp; PLANNING DEPARTMENT

## Planning Division

Tel: (705) 759-5368  
Fax: (705) 541-7165

Celebrate 100!  
\*1912 - 2012\*

2011 10 11

**TO:**

Mayor Debbie Amaroso  
and Members of City Council

**SUBJECT:**

Application No. A-19-11-OP – filed by Brad Morley

**SUBJECT PROPERTY:**

Location – Located on the south side of Third Line West, approximately 161m east of its intersection with Town Line, civic no. 4057 Third Line West

Size – The irregularly shaped property has 184m (604') of frontage along Third Line West & 445m (1,460') frontage along Town Line, with 800m (2,625') of depth; 26 ha (64 acres)

Present Use – Agricultural (strawberry farm)

Owner – Brad & Michelle Morley

**REQUEST:**

The applicant, Brad Morley, is requesting an Official Plan amendment to facilitate a severance application to the Committee of Adjustment to create two (2) new rural lots for residential purposes.

**CONSULTATION:**

Engineering – See attached letter

Building Division – No comments

Legal Department – No comments

CSD – No concerns

Municipal Heritage Committee – No concerns

PWT – No objections or comments

Fire Services – No objection

PUC Services – No objection

Conservation Authority – See attached letter

Algoma Public Health – No comment

**PREVIOUS APPLICATIONS**

In 1979 the property was rezoned to facilitate a draft plan of subdivision consisting of thirty-four (34) rural estate lots. The applicant did not proceed with an application for draft approval however, six (6) lots were created by way of a severance through the Committee

of Adjustment. In 1989 the applicant requested that the number of estate lots be increased to a total of forty (40). That application was deferred and never finalized. Over the years, the original or 'mother' parcel has been severed a number of times, including one severance in 2007, and the latest, a single lot along the southern portion of the Town Line frontage, in early 2010.

### Conformity with the Official Plan

The subject property is designated 'Rural Area' on Land Use Schedule 'C' of the Official Plan. In December 2009 Council approved a number of Amendments (OPA No. 167) to the Rural Area Policies of the Official Plan. More specifically, Rural Area Policy 11 notes that the further development of lots in the Rural Area shall be limited to the creation of one new lot, plus the remnant or retained parcel. This limit is applied from the day of the adoption of Official Plan Amendment No. 167, which was December 2009.

The applicant is requesting an Official Plan Amendment to create two (2) new rural area lots, in addition to a lot that was created in 2010. This application does not conform to the Rural Area Policies, as it represents the second and third lots since Council approved the new Rural Area Policies restricting new lot creation to one.

The recently completed Archaeological Potential Study also indicates that the area proposed to be severed has archaeological potential. Consequently, a phase one archaeological site assessment would be required prior to finalizing the proposed severances.

### Comments

The applicant, Brad Morley is requesting an Official Plan Amendment to facilitate a severance application to the Committee of Adjustment to create two (2) new rural lots for residential purposes.

The subject property is located on the southeast corner of Third Line West and Town Line, abutting the west city limits. The property is relatively flat, with a gentle southern slope. The soils are clay with a high water table.

The new lots are proposed to be located along the southern portion of the Town Line frontage. In accordance with the minimum frontage and area requirements for new rural lots, each parcel would have 45m of frontage and 137m of depth, totaling 0.62 ha.

Given the clay soils and high water table, the owner recently constructed a ditch, which drains south along the rear portions of the proposed lots and east along the northern lot line of 1200 Town Line. Consequently, correspondence from the Engineering Department indicates that a lot grading and drainage plan must be completed by a qualified professional. Furthermore, given that the recently constructed ditches will traverse adjacent properties prior to reaching an outlet, written permission from all affected property owners must be obtained, in lieu of a Drainage Agreement registered on title. If both Council and the Committee of Adjustment choose to approve this application, such drainage requirements will form a condition prior to finalizing the severances.

Planning staff met on-site with representatives of the Conservation Authority and Algoma Public Health. The subject property is under the jurisdiction of the SSMRCA and as such, a permit will be required prior to any development or site alteration.

Although comments from Algoma Public Health have not been provided in writing at the time of the drafting of this report, given the clay soils and high water table, substantial quantities of fill will be required to support on-site septic systems.

The applicant is aware of these requirements, which are similar to the most recent severance which was completed in 2010 and presently under construction.

Over the years, the original parcel has been severed on numerous occasions, resulting in a total of nine (9) lots, including the original or remnant parcel which is home to the 'Thompson Strawberry Farm'.

Planning Division cannot support the approval of this application. The proposal does not conform to the recently amended Rural Area Policies of the Official Plan or Provincial Policy.

Released in 2005, the Provincial Policy Statement is the guidance document which forms the backbone of local Official Plans throughout the Province. Official Plans 'shall be consistent with' Provincial Policies.

The overall goal of the Provincial Policy Statement (PPS) is to '*promote efficient development and land use patterns which sustain the financial well-being of Municipalities over the long-term.*' Section 1.1.3 of the PPS states that 'Settlement Areas shall be the focus of growth and their vitality and regeneration shall be promoted.' Section 1.1.4.1 of the PPS further states that '*permitted uses and activities within rural areas shall relate to the management of resources, resource-based recreational activities, limited residential development, and other rural land uses.*

The basic philosophy of Provincial Policy is to promote efficient growth from within the urban area. Good planning principles are based on limiting sprawl and promoting development, redevelopment and intensification within the urban settlement area at densities that can effectively support city services such as water, sewer and road maintenance etc. A characteristic of the rural area is large lot sizes and low development densities. As people move to the rural area, there is a greater demand for services, even though densities are not high enough to generate a tax base capable of effectively sustaining such service demands.

Although the applicant is only requesting Council's approval for two (2) additional lots, if approved, precedence will be set throughout the community, as well as on the subject property. Historical files indicate that severance applications have been filed for the subject property approximately every five (5) years. If approved, it is likely that the property will continue to be severed into smaller parcels.

If approved, this would bring the total number of lots created from the subject property to twelve (12), over the past thirty (30) years. This piecemeal approach to development fails to assess the cumulative effect of numerous wells and septic systems, as well as the overall drainage patterns of the area.

Limiting urban sprawl and maintaining rural areas as large blocks also helps to accommodate the future growth of the community, as well as traditional rural area uses such as agriculture, resource based activities, and recreational uses. As large blocks of land are subdivided, future development potential is severely impacted.

Although agriculture is a traditional land use in the Rural Area, over the past several years, Planning staff and the local Ministry of Agriculture, Food and Rural Affairs (OMAFRA) Office have dealt with a number of odour complaints by rural residents living near existing farms. Historically agricultural odours were accepted as part of the Rural Area; however this no longer seems to be the case, both locally and throughout the Province. As rural residential development increases within the community, odour complaints have increased accordingly.

Recognizing this trend, several years ago OMAFRA developed Minimum Separation Distance guidelines, which apply to new residential development in the vicinity of livestock operations, and new or expanded livestock operations in the vicinity of existing residences. Rural sprawl not only reduces the size and number of large agriculturally viable blocks, it also increases the residential/agricultural land use conflict that impacts the ability of nearby livestock operations to locate or expand.

Over the past twenty to thirty years, agriculture became the domain of big businesses, characterized by very large monoculture acreages, and food being grown and transported extremely long distances from where it is consumed. With environmental concerns associated with this method of farming, rising gas prices and global food shortages, there is a budding movement to buy food that is grown closer to home. Many predict that food prices may rise to a level that would make local smaller scale agriculture not only viable but a necessity. These factors could contribute to the renewed viability of small scale local agricultural operations.

Large rural area properties will also be required to develop future industrial areas which like agricultural uses will be severely compromised by nearby residential development.

It is very hard to predict specific development opportunities that may arise over the long term. For example, assembling the 545 acres required for the recently completed solar farm would have been more difficult or impossible without large blocks of land. The city needs to plan for future opportunities such as this.

## **SUMMARY**

Traditionally Council has been sympathetic in allowing Rural Area property owners to sever or create one additional property where appropriate. There exists a local market for rural residential properties, however widespread 'rural sprawl' is not in accordance with ensuring the long term sustainability of the community and providing for a variety of future uses.

Rural development occurs at densities that are not high enough to support the provision of city services in a cost effective manner. Experience shows that as more people move to an area, it eventually results in greater demands for local services, however at rural densities, the tax base is not sufficient enough to effectively sustain such services.

If this application is approved, a precedence may be set and the recently approved Official Plan policies limiting rural area severances to one new lot will effectively be increased to two (2) or more new lots. This will encourage additional properties to be severed in a piecemeal

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fashion, without adequately reviewing the cumulative effects of wells, septic systems and drainage patterns.

While it may be difficult to appreciate the impact of just two lots, the overall precedence is far reaching. Much of the city's rural area has been severed to a point where there are only a handful of large contiguous blocks with future development or agricultural potential. Roughly 1/3 of the community's rural area encompasses the Shield Area, with little to no topsoil and exposed bedrock. This area is not ideal for development, and unsuitable for agricultural operations.

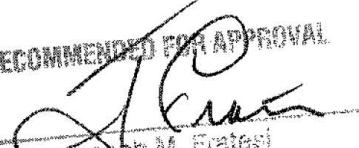
When assessing future development potential in relation to urban sprawl, one must consider the long term future of the community. Such arguments may seem theoretical, but once a property is severed, it is always severed and the development potential is restricted.

#### **Planning Director's Recommendation**

That City Council deny the applicant's request for an Official Plan Amendment to facilitate an application to the Committee of Adjustment to create two (2) new lots for rural residential purposes.

PT/pms

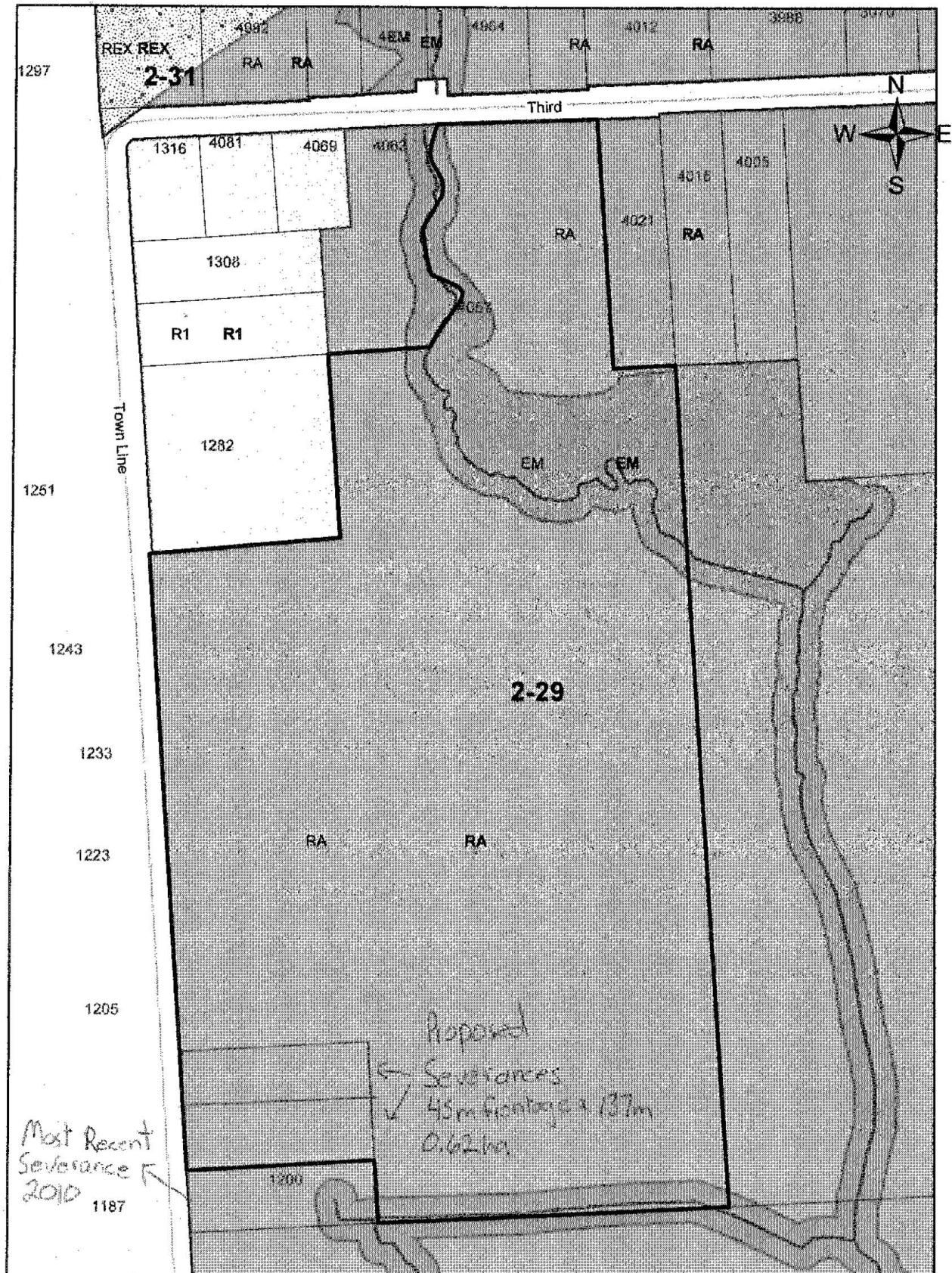
RECOMMENDED FOR APPROVAL

  
Joseph M. Fratesi  
Chief Administrative Officer

**PUBLIC HEARING – 2011 10 11, Council Chambers, Civic Centre**

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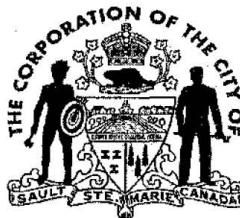
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Jerry D. Dolcetti, RPP  
Commissioner

Don J. Elliott, P. Eng.  
Director of Engineering Services



ENGINEERING & PLANNING DEPARTMENT

Engineering & Construction Division

Tel: (705) 759-5378  
Fax: (705) 541-7165

2011 09 15  
Our File: A-19-11-OP

Donald B. McConnell, MCIP, RPP  
Planning Director  
Engineering and Planning Department  
City of Sault Ste. Marie



Dear Mr. McConnell:

**RE: A-19-11-OP – 4057 THIRD LINE WEST  
REQUEST FOR AN AMENDMENT TO THE OFFICIAL PLAN**

The Engineering and Construction Division has reviewed the above noted application, and provides the following:

- According to the attached aerial photography, it appears that there may be a drainage ditch/swale that traverses the proposed lots. As such, a lot grading and drainage plan should be completed by a Lot Grading Professional, to ensure that drainage is dealt with appropriately. Lot Grading Professionals must be a Professional Engineer (civil), Architect, or Ontario Land Surveyor, experienced in lot grading design.
- If surface water from a property must traverse an adjacent lot prior to reaching an outlet, it must be confirmed that a Drainage Agreement is registered on title of the affected lots, permitting the drainage as proposed. If a Drainage Agreement does not exist, written permission from the adjacent property owner must be obtained, and submitted to the City with the grading plan. The permission by the adjacent owner(s) must be in perpetuity.

If you have any questions, please contact the undersigned.

Sincerely,

A handwritten signature in black ink that reads "C. Taddo".

Catherine Taddo, P. Eng.  
Land Development & Environmental Engineer

c: Susan Hamilton Beach, P. Eng. Deputy Commissioner, PWT  
Jerry Dolcetti, Commissioner, Engineering & Planning

6(6)(a)

## Pat Schinners

**From:** Marlene McKinnon [mmckinnon@ssmrca.ca]  
**Sent:** September 15, 2011 1:41 PM  
**To:** Pat Schinners  
**Cc:** Peter Tonazzo; Frank Tesolin (Home); Linda Whalen  
**Subject:** SSMRCA Response - A-19-11-OP

September 15, 2011

Donald B. McConnell, MCIP, RPP,  
Planning Director  
City of Sault Ste. Marie  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

### **Conservation Authority Comments:**

**Application #** A-19-11-OP  
**Brad Morley**  
**4057 Third Line West**  
**Sault Ste. Marie**

The subject property is located in an area under the jurisdiction of the Conservation Authority with regard to the O. Reg. 176/06 for Development, Interference with Wetlands and Alterations to Shoreline and Watercourses. The proposed two residential lots are outside of the area of O. Reg. 176/06 regulation. The recently severed lot with civic 1200 Town Line is within the area of O. Reg. 176/06 regulation and therefore would require a review of any proposed development and could require a permit.

The subject property is under consideration of the Drinking Water Source Protection Program of the Conservation Authority with regard to Drinking Water Source Protection as it is within the Significant Groundwater Recharge Area.

Therefore the following recommendations on the Amendment to the Official Plan application from the Drinking Water Source Protection are offered (during and after construction):

1. Safeguards for the proper storage of any petroleum products are instituted on site.
2. Safeguards for the proper storage of any chemical products are instituted on site.

Should you have any questions on our comments please contact our office.

*Marlene McKinnon*  
GIS Specialist  
Sault Ste. Marie Region Conservation Authority  
1100 Fifth Line East,  
Sault Ste. Marie, Ontario P6A 5K7  
Business: (705) 946-8530 ext 204  
Fax: (705) 946-8533  
Email: mmckinnon@ssmrca.ca



# 2008 ORTHO PHOTO

## APPLICATION A-19-11-OP

### 4057 Third Line West



Subject Property=4057 3rd Line W



Subject Area=Proposed Lots



Municipal Boundary



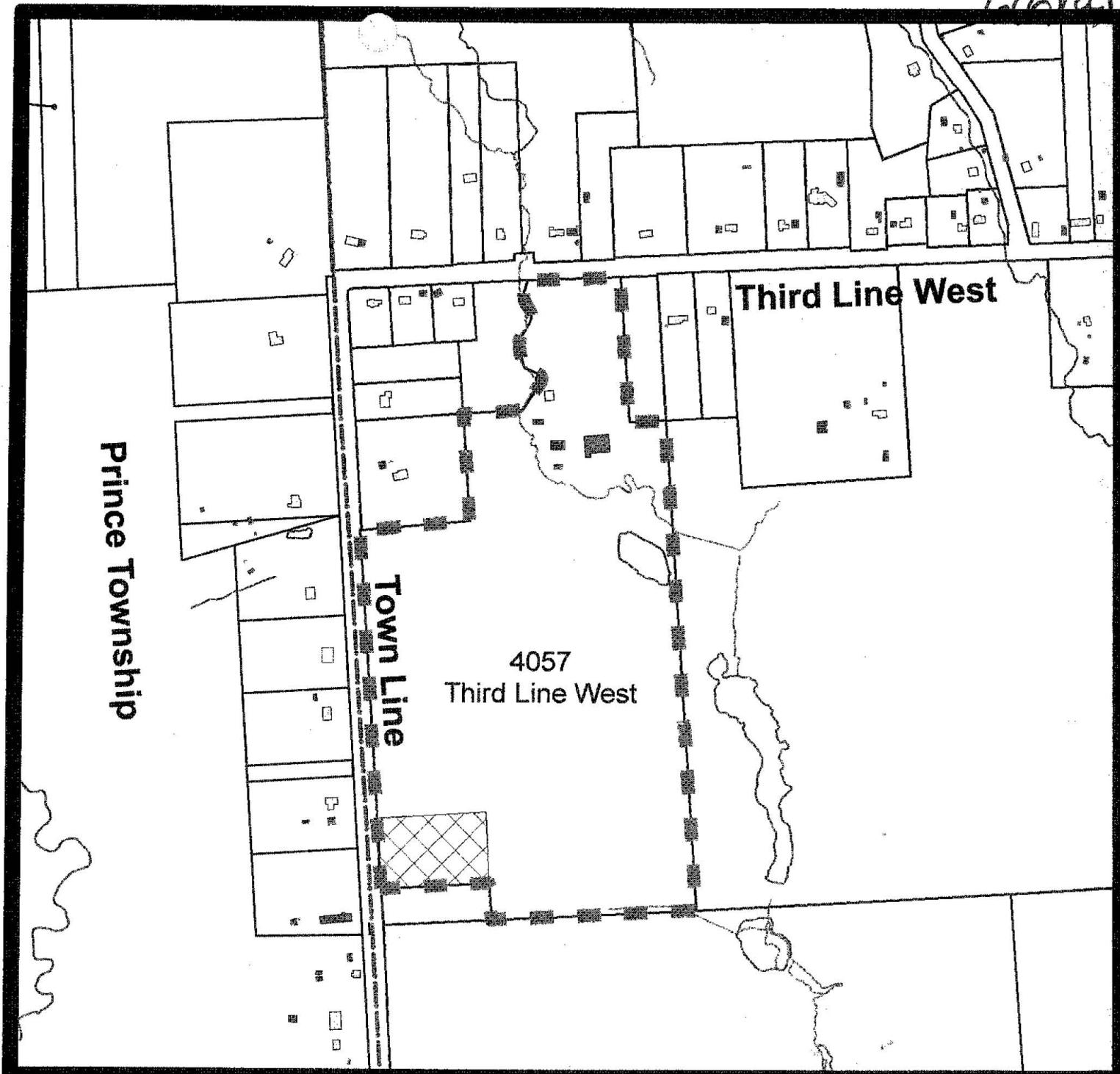
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A-19-11-OP

Maps  
512 & 2-29

Metric Scale  
1 : 7000

The Corporation of the City of Sault Ste. Marie  
Engineering & Planning Department  
Planning Division  
September, 2011

This map is for general reference only.  
For official mapping, see the  
Engineering and Planning Department.  
Orthophoto: Fall 2008 25cm



## SUBJECT PROPERTY MAP

APPLICATION A-19-11-OP

4057 Third Line West

Mail Label ID  
A-19-11-OP



Maps  
512 & 2-29

Metric Scale  
1 : 7000



Subject Property=4057 3rd Line W

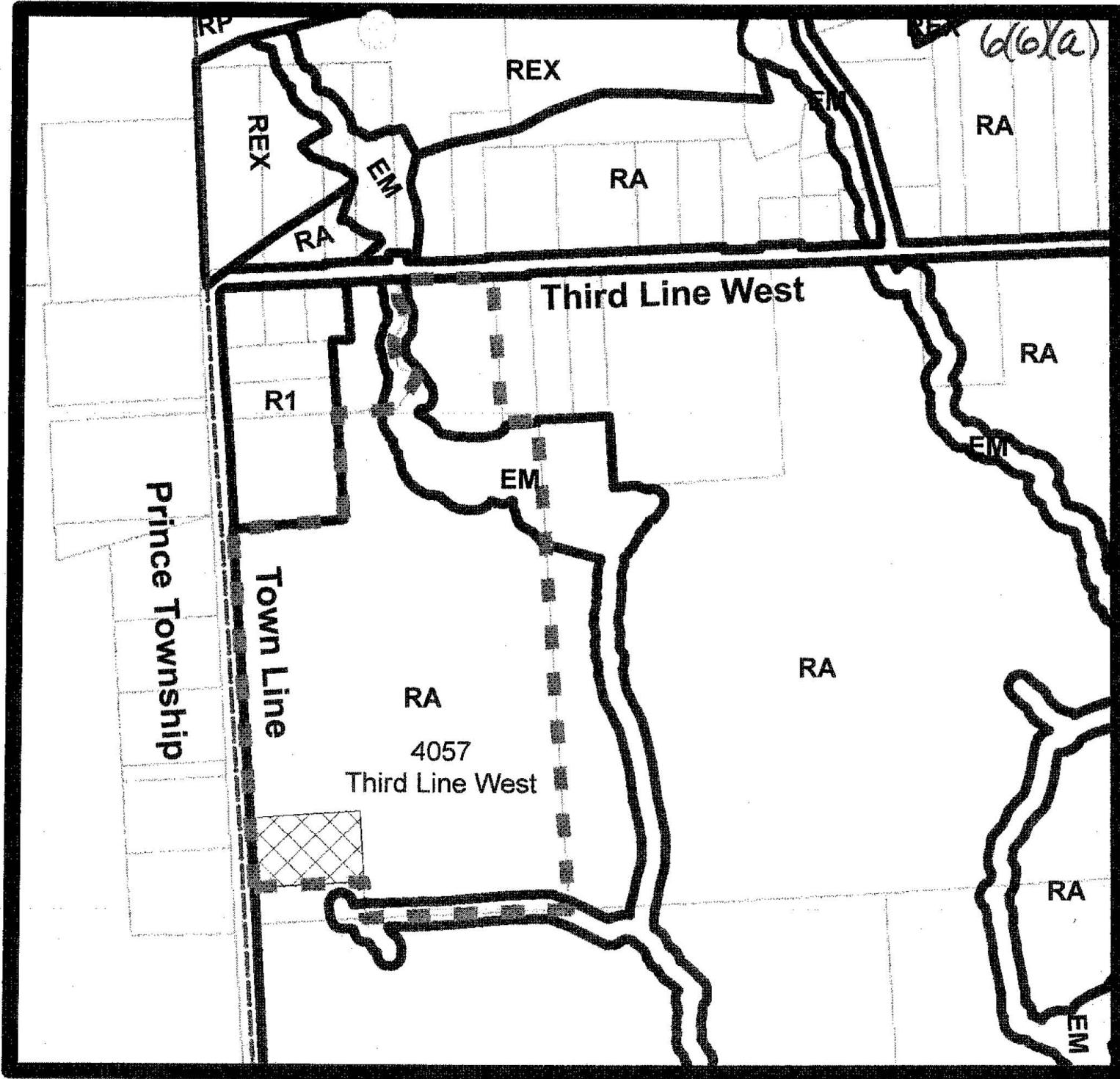


Subject Area=Proposed Lots

Municipal Boundary

The Corporation of the City of Sault Ste. Marie  
Engineering & Planning Department  
Planning Division  
September, 2011

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Engineering and Planning Department.  
Orthophoto: Fall 2008 25cm



## EXISTING ZONING MAP

APPLICATION A-19-11-OP

4057 Third Line West



Subject Property = 4057 3rd Line W



Subject Area = Proposed Lots

Municipal Boundary

R1 - Estate Residential Zone

RA - Rural Area Zone; RAhp

EM - Environmental Management Zone

PR - Parks and Recreation Zone

REX - Rural Aggregate Extraction Zone

Mail Label ID  
A-19-11-OP

Maps  
512 & 2-29

The Corporation of the City of Sault Ste. Marie  
Engineering & Planning Department  
Planning Division  
September, 2011



Metric Scale  
1 : 7000

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For official mapping, see the  
Engineering and Planning Department.  
Orthophoto: Fall 2008 25cm

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Prince Township

Town Line

Third Line West

4057  
Third Line West

# OFFICIAL PLAN LAND USEMAP

Mail Label ID  
A-19-11-OP

## APPLICATION A-19-11-OP

### 4057 Third Line West



Maps  
512 & 2-29

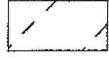
Metric Scale  
1 : 7000



Subject Property=4057 3rd Line W



Subject Area=Proposed Lots



Rural Area



Municipal Boundary

The Corporation of the City of Sault Ste. Marie  
Engineering & Planning Department  
Planning Division  
September, 2011

This map is for general reference only.  
For official mapping, see the  
Engineering and Planning Department.  
Orthophoto: Fall 2008 25cm

*Sept. 11 - Milestone*

# REFLECTIONS

by John Curley

## Throwing Money Down the Hole

Every year, one of the City of Timmins' radio stations has a contest. The winner is the person who finds the biggest pothole in the city. We could dismiss it as a bit of harmless fun at the city's expense but it actually serves a very useful purpose. It puts the spotlight squarely on one of the most vexing problems facing our city and virtually every municipality in the province. Potholes are quite literally the black hole of road maintenance. Cars, asphalt, and money – whatever you throw into them is sucked into a bottomless pit never to be seen again.

Nothing incites the anger of residents more than potholes. People hate them with a passion, as well they should. As a city councillor for almost 20 years I would venture to say that I have handled more complaints about potholes than any other issue. But if you think people are frustrated by what they see as neglect and inaction that is nothing compared the frustration of municipal councilors across the province. We keep banging our heads on the wall and every year, just like clockwork, it starts all over again. Everybody agrees we have a problem. The question is how do we fix it?

Like all municipalities, Timmins puts a tremendous amount of effort into trying to stay ahead of the pothole problem. In the spring when our potholes start to bloom, we have two crews out on patrol patching between 300 and 400 potholes a day. It is an expensive, time consuming process and our public works department is trying hard to find better, more efficient ways to make the repairs. We are trying out a high performance cold mix that is reported to be more workable. We are adding an infrared heater to our equipment so that larger patches can be heated and reworked. We are also testing a one-man pothole repair truck that automates much of the process. Our public works department is doing its best and it's a commendable effort. We need to find better ways to repair our roads but that is not the ultimate answer. It is a temporary patch not the permanent solution we need. We are putting a bandage on an open wound. We are not preventing the wound from occurring in the first place.

In order to prevent potholes, you have to go back to first principles and look at what causes potholes to form in the first place – water. Potholes form when water seeps into the gravel subbase, washing away some of the aggregate and leaving a small cavity with a thin layer of asphalt over the gap. The weight of vehicles going over the unsupported pavement breaks the asphalt, which then falls away leaving the pothole. Potholes appear more frequently in the spring because the freeze-thaw cycles opens up cracks in the pavement. More water penetrates into the base and

as it freezes and thaws it washes away more of the aggregate.

So there is the answer. The only way to permanently solve the problem is to stop the potholes from forming in first place and that means keeping the water out. We need to build more durable roads with good drainage, adequate pavement thickness and tight joints and when cracks appear, as they inevitably will, we need to permanently seal them as quickly as possible. I have heard people say,

"If we can put a man on the moon why can't we fix our potholes?" We can and it is not rocket science. The technology is available. We just have to apply it. And that brings us full circle to what is in fact the fundamental cause of potholes in the first place.

Every year, we are asked to make decisions about how much money we should set aside to repair potholes but that is not the decisions we need to make. The decisions needed to be made years earlier. Just like the cracks in the pavement that ultimately undermine the road, there are cracks in the system that undermine the way we build and maintain our infrastructure. Fix the potholes and the voters are happy. Spend the money to build a more durable road that will last five or ten years longer and the only ones that notice are those who complain about the cost. We are, essentially, rewarded for making short-term decisions that paper over the problem and castigated for the long-term decisions that try to stop problems from occurring in the future. It's short-term gain for long-term pain.

We can fix the pothole problem but first we have to fix the chronic funding problem that inhibits us from making important investment decisions. Municipalities need the resources so that they can make the necessary long-term decisions that benefit everyone for years to come. At the same time they need the incentive, oversight and tools to spend those resources wisely. Until that happens, the phones will keep ringing, the complaints will keep coming and our maintenance crews will be out there throwing good money after bad.

*John Curley is president of the Ontario Good Roads Association and has been a member of the City of Timmins' council since 1992. He recently retired from his job in the analytical laboratories at the Xstrata Copper Mine, where he had worked for more than thirty-five years.*

# Wholesomes

ONTARIO GOOD ROADS ASSOCIATION • EST. 1994

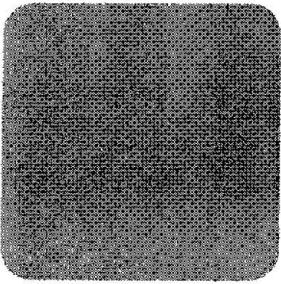
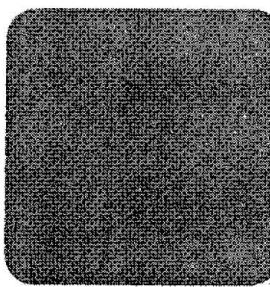
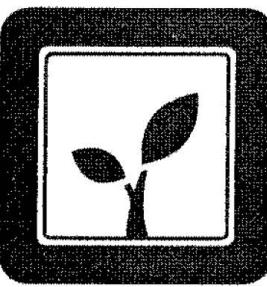


Published by the Ontario Good Roads Association  
6355 Kennedy Road, Unit 2,  
Mississauga, Ontario, L5T 2L5  
Tel: 905.795.2555 • Fax: 905.795.2660  
e-mail: info@ogra.org • web site: www.ogra.org  
Canada Post Publication Agreement #40026046

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## What is a brownfield?

A brownfield is an abandoned, vacant, derelict or under-utilized commercial, industrial or institutional property where past actions have resulted in actual or perceived contamination or threat to public health and safety and where there is active potential for redevelopment.

## Remediation: The key to unlocking brownfield potential

Because brownfield sites are often contaminated, they tend to be undervalued and underused. Once contamination is dealt with, municipalities gain valuable land that can be used for a wide variety of activities. The cleanup of a contaminated brownfield site is called "remediation."

To remediate a site, the municipality or developer must assess it for contamination, identify the regulatory requirements for site safety and cleanup, develop and carry out the appropriate remediation or risk management plans, reassess the site and, if needed, implement an ongoing monitoring plan. The funding FCM provides to help municipalities and their partners through this stage increases the financial returns by substantially reducing costs. GMF financing is geared toward municipal governments, and sometimes private partners, undertaking municipal remediation projects.

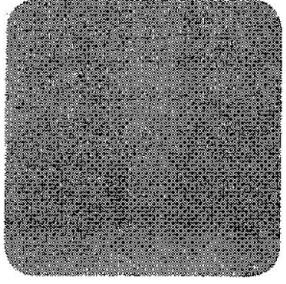
**Do you have a brownfield in your community? FCM's Green Municipal Fund can help.**

GMF offers loans for brownfield remediation projects at rates far lower than any municipal government can get on the market. Our rates for municipalities are 1.5% lower than the Government of Canada bond rate and even further below market rates.

GMF also offers loans to private-sector companies or corporations wholly owned by a municipal government for brownfield site remediation at competitive rates, if they are partners in eligible municipal projects.

### **FCM's Green Municipal Fund also provides:**

- grants for brownfield action plans, such as community improvement plans (CIPs)
- grants for site testing and remediation plans, including Phase II environmental site assessments, remedial action plans and risk assessments
- educational and training resources



## The municipal role

Taking action to remediate and redevelop brownfield sites is an important step toward municipal sustainability. Specific municipal responsibilities vary depending on site ownership and the role municipalities are permitted to play under provincial legislation. Municipalities are responsible for remediating brownfields that they own, properties where title has reverted to the municipality, and some abandoned properties. They are also responsible for governance and planning activities related to both publicly and privately owned brownfields.

### Best practices in brownfield remediation and redevelopment

- Offer tax incentives and waive municipal fees.
- Offer grants for environmental and feasibility studies.
- Guide developers through regulatory processes and streamline approvals.
- Rezone brownfield properties to raise their value.
- Create an inventory of underutilized properties and include them in municipal planning.
- Adopt a team approach and engage developers and the public in the planning process.
- Collaborate with other municipalities and with the provincial and federal governments to streamline and clarify regulations and share success stories.
- Establish a reserve fund to support municipal brownfield projects.
- Redevelop brownfields using smart growth principles (concentrating growth in central cities to avoid urban sprawl, and developing compact, liveable communities) and a “triple bottom line” approach that integrates economic, environmental and social benefits.
- Use sustainable methods of demolition and cleanup, including natural, ecological forms of remediation and the reuse of building materials.



### City of Calgary, Alberta

[www.calgary.ca](http://www.calgary.ca) (search: rivers district)

The Rivers District, on the east side of Calgary, has been typified by urban decay and brownfield sites. With approval from the provincial government, the City of Calgary developed a community revitalization bylaw to create financial tools that support the redevelopment of the Rivers District. Calgary's Community Revitalization Levy is an Alberta-built version of tax increment financing (TIF). TIF is a tool used by municipalities to help finance redevelopment. Incremental taxes derived from the redevelopment can be used to provide financial incentives for site remediation, new development and the rehabilitation of existing buildings. Calgary's Community Revitalization Levy allows the city to provide up to 20 years of funding to meet the district's economic, environmental and social objectives.



#### Benefits:

Public infrastructure projects in the district are expected to kick-start redevelopment in the area, including large-scale private development.





## Boisbriand, Québec

[www.faubourgboisbriand.com/  
aboutus.html](http://www.faubourgboisbriand.com/aboutus.html)

Faubourg Boisbriand is a mixed-use development that combines residential, retail and office space. The development is located on the site of a former General Motors assembly plant. The site was contaminated with petroleum hydrocarbons and metals. With the site remediation complete, Faubourg Boisbriand L.P., a group of private developers working in partnership with Cherokee Investment Partners and the City of Boisbriand, is redeveloping the site. The redevelopment includes reuse and recycling of construction waste, energy-efficient street lighting, native plant species and surface water management systems.



### Benefits:

This private-public effort will revitalize the region's economy, provide high-quality urban real estate and generate property taxes for the City of Boisbriand four times higher than the amount collected prior to the demolition of the plant in 2004.

## The future is green: Trends in remediation

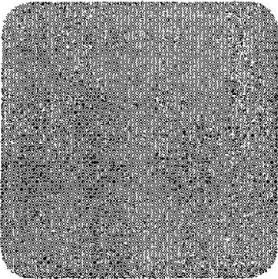
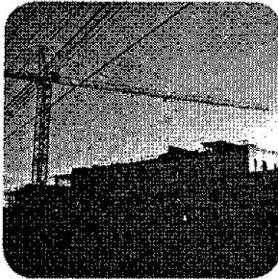
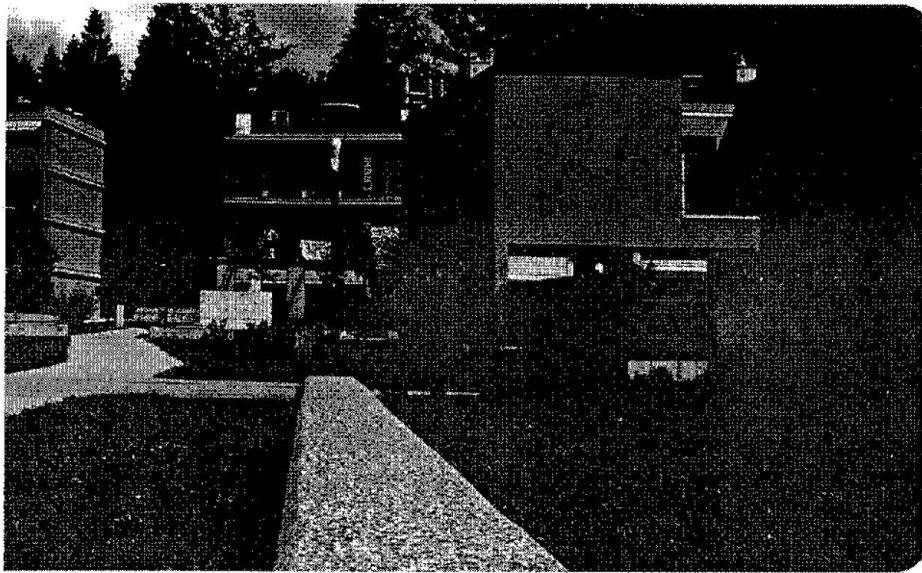
Using sustainable methods to deal with brownfield contamination can significantly increase the environmental and economic benefits of remediation. While some remediation projects still use traditional methods such as "dig and dump" (transporting contaminated soil to a landfill), more innovative, sustainable practices are growing in popularity. Many of these new techniques are more cost-efficient, use little energy and generate less waste, enhance wildlife habitat, improve soil stability and sequester CO<sub>2</sub> and other greenhouse gases.

### Some innovative remediation options are available:

- On-site treatment of contaminated soil eliminates the need for transportation and saves landfill space.
- Bioremediation uses living organisms to clean up contaminated soil and water.
- Monitored natural attenuation uses natural processes to clean up pollution in soil or groundwater.

*Our city's competitive advantage is given even greater strength by a revitalized, clean and green waterfront where Toronto residents can live, work and play while enjoying a high quality of life.*

**Mayor David Miller, City of Toronto, Ontario**



- Permeable reactive barriers are walls built below ground to clean up polluted groundwater by filtering harmful chemicals or changing them into harmless ones.
- Chemical destruction of contaminants uses methods such as oxidation to break down harmful chemicals.
- Heat or forced air can be used to extract contaminants from soil.

**When applying remediation technologies, look for opportunities to enhance sustainability:**

- Renewable energy and energy-efficient techniques can minimize costs and greenhouse gas emissions.
- Water can be conserved and recycled during the remediation process.
- Remote data collection techniques can reduce onsite field work.

For more information on remediation technologies, see the National Research Council of Canada's Guidance and Orientation for the Selection of Technologies (GOST) website at <http://gost.irb-bri.cnrc-nrc.gc.ca>.

*The remediation of this site is a turning point for our town. In these times of very tight municipal budgets, the assistance of the Green Municipal Fund is very useful.*

Mayor Céline Tremblay,  
Municipality of Saint-Damien, Québec

## **City of Hamilton, Ontario**

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

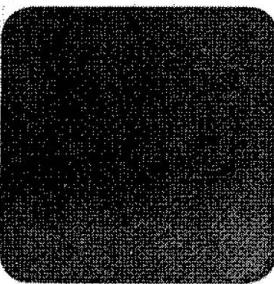
The City of Hamilton developed a leading-edge community improvement plan to support the development of its brownfields. Situated on Hamilton's waterfront along Lake Ontario, the Beaches site is a former gas station that is being remediated using bioremediation. Cleanup costs using traditional "dig and dump" remediation were estimated at over \$1 million, prompting the city to seek less costly alternatives. It selected bioremediation (using living organisms to clean up contaminated soil and water), which will cost under \$500,000.



### **Benefits:**

Once site remediation is complete, 93 residential units will be constructed, bringing additional tax revenue to the municipality.

7(d)



## **City of Victoria, British Columbia**

[www.docksidegreen.com](http://www.docksidegreen.com)

The Dockside Lands were purchased by the City of Victoria from the province in 1989 and were considered high-priority land for redevelopment due to their size, central location and proximity to the waterfront. Several attempts to develop the site failed because of risk and the cost of remediation. GMF supported a series of feasibility studies that provided information necessary to move the project forward. The City of Victoria chose Windmill West and Vancity as co-developers for Dockside Green and sold the property to these private developers, who formed Dockside Green Limited Partnership. Phase One of the redevelopment is now complete, and the project has won numerous awards and national recognition for its comprehensive and integrated approach to sustainability.



### **Benefits:**

The Dockside Green development includes a wide range of features that integrate economic, environmental and social benefits, reflecting the "triple bottom line" principle of sustainability. As such, the site is now a benchmark for all new developments in Victoria and has influenced the city to adopt a green building policy for all of its buildings.



*This blighted site has been a danger to the community for more than 30 years.... The rehabilitation and integration of this site into the community will be a catalyst for the rejuvenation of the entire surrounding area.*

**Councillor Marguerite Ceschi-Smith,  
City of Brantford, Ontario**

## **Additional Resources**

FCM's Green Municipal Fund  
[www.fcm.ca/gmf](http://www.fcm.ca/gmf)

Canadian Brownfields Network (CBN)  
[www.canadianbrownfields.ca](http://www.canadianbrownfields.ca)

aboutRemediation  
[www.aboutremediation.com/Toolbox/default.asp](http://www.aboutremediation.com/Toolbox/default.asp)

Federal Contaminated Sites Program  
[www.federalcontaminatedsites.gc.ca/publications/index-eng.aspx](http://www.federalcontaminatedsites.gc.ca/publications/index-eng.aspx)

Montréal Center of Excellence in Brownfields Rehabilitation (MCEBR)  
[www.cemrs.qc.ca](http://www.cemrs.qc.ca)

ReNew Canada Magazine  
[www.renewcanada.net](http://www.renewcanada.net)

Canadian Mortgage and Housing Corporation (CMHC)  
[www.cmhc-schl.gc.ca/en/inpr/su/sucopl/sucopl\\_004.cfm](http://www.cmhc-schl.gc.ca/en/inpr/su/sucopl/sucopl_004.cfm)

Sustainable Development Technology Canada  
[www.sdtc.ca/en/index.htm](http://www.sdtc.ca/en/index.htm)

National Round Table on the Environment and the Economy  
[www.nrtee-trnee.com/eng/issues/programs/brownfields/brownfields.php](http://www.nrtee-trnee.com/eng/issues/programs/brownfields/brownfields.php)

Guidance and Orientation for the Selection of Technologies (GOST)  
<http://gost.irb-bri.cnrc-nrc.gc.ca>

10(a)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2011-169

**AGREEMENT:** (L.5.9) A by-law to authorize the execution of an agreement between the City and PUC Telecom Inc. regarding the use of City streets and rights of way for the provision of a fiber optic cable communication in the City of Sault Ste. Marie.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" attached hereto dated the 26<sup>th</sup> day of September, 2011 and made between the City and PUC Telecom Inc. regarding the use of City streets and rights of way for the provision of a fiber optic cable communication in the City of Sault Ste. Marie.

2. **SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

PASSED in open Council this 11<sup>th</sup> day of October, 2011.

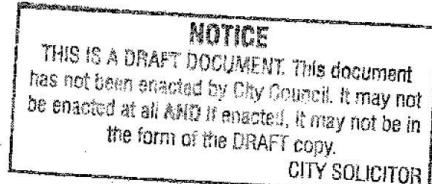
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MAYOR – DEBBIE AMAROSO

---

CITY CLERK – MALCOLM WHITE

staff/by-laws/by-law2011-169/cf



THIS AGREEMENT made this 26th day of September, 2011.

B E T W E E N:

**THE CORPORATION OF THE CITY OF SAULT STE. MARIE**

Hereinafter called the "City"

OF THE FIRST PART

- and -

**PUC TELECOM INC.**

Hereinafter called "Telecom"

OF THE SECOND PART

**1.0 BACKGROUND**

1.1 Telecom has installed fibre optical cable in Sault Ste. Marie to provide communication service to customers in Sault Ste. Marie.

1.2 Telecom wishes to secure from the City certain rights and privileges on the terms and conditions more particularly hereinafter set forth.

**2.0 RIGHT TO USE CITY STREETS**

2.1 The City hereby grants to Telecom the non-exclusive right and privilege to construct, erect, extend, operate and maintain, in, upon, along, across, above, over and under the streets, alleys and public ways now laid out or dedicated, and all extensions thereof, and additions thereto within the territorial limits of the City, poles, wires, cables, underground conduits, manholes and, without restriction, any other conductors, fixtures, material and equipment that may be necessary for the installation, maintenance and operation in the City of a fibre optic telecommunication system.

**3.0 INSTALLATION OF FIBRE OPTIC CABLE**

3.1 It is the intention of Telecom to attach its fibre optic cable to poles or underground ducts of other utility providers wherever possible and only when such poles or ducts are not available shall Telecom utilize other methods.

3.2 Telecom agrees that, prior to new construction other than on existing poles or existing underground ducts it will file with the City Engineer drawings and/or other material sufficient to show the location and method of construction of all equipment of Telecom that may hereafter be constructed by it and upon completion of the installation of equipment, it will file drawings showing the completed installation, and will maintain up to date drawings and shall supply the City Engineer with a revised copy.

3.3 Telecom undertakes and agrees that it will design and install its infrastructure in accordance with the Canadian Standards Association's Standards; specifically CSA C22.3 No.1 Overhead Systems and CSA C22.3 No.7 Underground Systems and any amendments or additions thereto or substitutions therefore, which may from time to time be made by the Association, which is to be read with and form part of this Agreement.

3.4 This Agreement and the rights granted herein shall be for a period of ten (10) years and shall be renewed automatically thereafter from year to year except that either party may terminate this Agreement after the expiration of the initial ten (10) year period on twelve (12) months notice in writing to the other party.

3.5 It is understood and agreed by the City and Telecom that Telecom shall obtain the consent of all relevant legislative and regulatory bodies having jurisdiction over the business of Telecom before commencing operation in the City.

3.6 Telecom shall at all times during the life of this Agreement be subject to all by-laws of the City now or hereinafter enacted and to all statutes, orders and rules made or to be made by lawfully constituted authority having jurisdiction.

#### **4.0 REMOVAL**

4.1 In the event that the City Engineer requires the removal and relocation of any equipment of Telecom located in the public highways, streets or walkways and other lands of the City, such removal and relocation shall be undertaken forthwith upon two hundred seventy (270) days written notice to Telecom by the City Engineer, and shall be undertaken and completed by Telecom at the expense of Telecom. In the event of the failure of Telecom to undertake such removal and relocation of its works, the City may undertake the same at Telecom's expense and the City shall not be liable for any damage of any nature and kind caused Telecom or its equipment by reason of such removal and relocation, and Telecom hereby undertakes to indemnify and save harmless the City therefrom.

4.2 The location of all works in and on highways and public lands in the City shall be subject to the direction and approval of the City Engineer, and where practicable shall be constructed in and along the sides of highways outside the travelled portion thereof wherever feasible, and shall be done in such manner as not to cause unnecessary nuisance or damage.

4.3 Telecom at its own expense shall bury its works under a portion of any street or highway under the jurisdiction of the City when the other utilities along such street or highway are being buried to the extent feasible without impairment of service delivery and maintenance of services to potential and existing customers.

#### **5.0 MAINTENANCE AND REPAIR OF STREETS**

5.1 In the event it becomes necessary for Telecom to break the surface of any public highway, street, walkway, or other lands of the City, Telecom at its own expense and in accordance with the requirements of the City Engineer, shall repair and reinstate the surface of such public highway, street, walkway, or other public lands of the City to the same condition as it was before such work was undertaken by Telecom and thereafter Telecom shall, during the term of this Agreement and any renewal hereof maintain such repair and reinstatement at its own expense to the satisfaction of the City Engineer, subject to construction standards provided by the City Engineer and reasonably applied to all utilities located within, under, upon or over City property

5.2 In the event that Telecom shall fail to repair, maintain, and reinstate the said public highways, streets, walkways or other lands of the City asforesaid after being given reasonable notice to do so by the City Engineer, or if in the opinion of the City Engineer the required work is of such nature as to require immediate attention, the City may undertake the same and charge the costs thereof to Telecom and the City shall not be liable for any damage or any nature and kind caused Telecom and its equipment by reason of the work undertaken by the City as aforesaid and Telecom hereby undertakes to indemnify and save harmless the City therefrom.

5.3 In the course of constructing, maintaining and repairing equipment Telecom shall take such steps as reasonably shall be required to protect and save harmless all equipment installed by the City or authorized by the City to be installed in the said public highways, streets, walkways, or other lands of the City.

#### **6.0 INDEMNITY**

6.1 Telecom undertakes and agrees that it will indemnify and save harmless the City from any claim, demand, cause of action and/or damages which may be made by any person arising out of or connected in any way with the operation or business of Telecom under this Agreement, and for these purposes will complete the Certificate of Insurance provided by the City certifying Public Liability and Property Damage Insurance up to and including \$5,000,000.00 prior to the signing of the agreement. Telecom shall maintain such insurance as will protect them and the City from all claims for damages or loss, or persona injury including death, and from all claims of property damage on an occurrence basis which may arise from this operation. The insurance shall be Comprehensive Liability Insurance including Contractual Liability, Completed Operations Liability, Owner and Contractors Protective Liability, Contingent Employers Liability and shall contain a Cross Liability clause, protecting the City as if separately insured. The

insurance shall have a limit of not less than \$1,000,000.00 inclusive for any one occurrence.

6.2 Telecom shall, on the anniversary date of this Agreement, provide the Legal Department of the City with written proof that the insurance required by this Agreement is in force.

6.3 Notwithstanding anything hereinbefore or hereinafter contained, any obligation of Telecom to indemnify and save harmless the City shall not be affected by the termination of this Agreement.

#### **7.0 ASSIGNMENT**

7.1 The rights and privileges hereby granted to Telecom shall not be transferred, assigned or otherwise disposed of without the consent of the City, provided that such consent shall not be unreasonably withheld. Notwithstanding the foregoing in the event of the sale of all or substantially all of the assets and undertaking of Telecom, this Agreement may be assigned to the purchaser along with such assets and undertaking without the consent of the City provided the purchaser agrees in writing to be bound by the provisions of this Agreement.

#### **8.0 TERMINATION**

8.1 In the event of Telecom becoming bankrupt, insolvent, or making a voluntary assignment or having its CRTC licence cancelled or not renewed, the City or Telecom shall forthwith have the right to terminate this Agreement.

8.2 In the event of the termination of this Agreement, Telecom shall have six (6) months thereafter to remove its equipment from the City streets and property at its own expense in locations where such equipment interferes with other City facilities. In the event that Telecom shall fail to remove its equipment from the City streets and property at its own expense as aforesaid, the City may remove the said equipment at Telecom's expense.

#### **9.0 NOTICES**

9.1 Where any notice is required under the terms of this Agreement to be given to any party, such notice shall be deemed sufficient if sent by registered prepaid post addressed to the party at their then business address.

**10.0 BINDING EFFECT**

10.1 This Agreement shall enure to the benefit of and be binding upon the parties hereto, their successors and assigns.

**IN WITNESS WHEREOF** the parties hereto have executed this Agreement.

**THE CORPORATION OF THE  
CITY OF SAULT STE. MARIE**

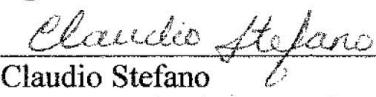
Per: \_\_\_\_\_  
Mayor

Per: \_\_\_\_\_  
City Clerk

We have authority to bind the Corporation

**PUC TELECOM INC.**

Per:   
Brian Curran

Per:   
Claudio Stefano

We have authority to bind the Corporation

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2011-170

**AGREEMENTS:** (B.2.1.) A by-law to amend By-law 99-91 (Adopt-A-Street).

THE COUNCIL of the Corporation of the City of Sault Ste. Marie **ENACTS** as follows:

1. **BY-LAW 99-91 AMENDED**

By-law 99-91 is amended as follows:

Throughout the by-law after the words Adopt-A-Street insert the words "and Adopt-A-Park".

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

PASSED in open Council this 11<sup>th</sup> day of October, 2011.

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MAYOR – DEBBIE AMAROSO

---

CITY CLERK –MALCOLM WHITE

cf Bylaws\2011\2011-170\adopt street

**NOTICE**

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may not be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.

CITY SOLICITOR

10(c)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2011-176

**AGREEMENT:** (P.2.1.) A by-law to authorize the execution of an agreement between the City and Sault Ste. Marie Innovation Centre Community Geomatics Centre pertaining to registrants of the Vulnerable Persons Registry (VPR) in order to assist in preparing effective responses during emergencies.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENTS**

The Mayor and City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" attached hereto dated the 1<sup>st</sup> day of September, 2011 and made between the City and Sault Ste. Marie Innovation Centre Community Geomatics Centre pertaining to registrants of the Vulnerable Persons Registry (VPR) in order to assist in preparing effective responses during emergencies.

2. **SCHEDULE "A"**

Schedule "A" hereto forms a part of this by-law.

3. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

PASSED in open Council this 11<sup>th</sup> day of October, 2011.

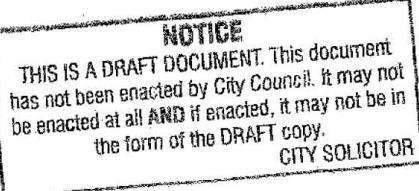
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MAYOR – DEBBIE AMAROSO

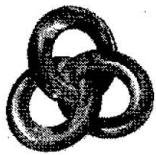
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CITY CLERK – MALCOLM WHITE

staff/by-laws/by-law2011-176/cf



## Schedule A



**SAULT STE. MARIE  
INNOVATION  
CENTRE**  
Community Geomatics Centre

**CONFIDENTIALITY AGREEMENT**

This Confidentiality Agreement is made as of September 1, 2011:

**BETWEEN:** **Sault Ste. Marie Innovation Centre  
Community Geomatics Centre**  
1520 Queen St., East, BT 100  
Sault Ste. Marie, ON  
P6A 2G4

**AND:** **City of Sault Ste. Marie**  
99 Foster Drive  
Sault Ste. Marie, ON  
P6A 5X6

The parties have agreed upon a business relationship with each other, more specifically:

The City of Sault Ste. Marie has agreed to receive confidential personal information pertaining to registrants of the Vulnerable Persons Registry (VPR) in order to assist in preparing effective responses during emergencies (as that term is later defined).

In the course of discussions regarding the business purpose, The Community Geomatics Centre (CGC) has agreed to the secure disclosure of authorized (as that term is later defined) personal information of VPR registrants on a monthly basis to the City of Sault Ste. Marie. The City of Sault Ste. Marie has agreed to update monthly VPR data within 15 days of receiving the email notification from the VPR Coordinator. By virtue of this Agreement, each party wishes to protect the confidentiality of such Confidential Information.

Both parties therefore agree as follows:

**1. DEFINITIONS.**

(a) "**Confidential Information**" refers to any personal information, data or materials disclosed by the CGC that pertain to any VPR registrant.

(b) "**Emergency**" in the case of the VPR refers to the following:

- An unforeseen or sudden occurrence that occurs to a VPR registrant while within their own home, especially of a danger demanding immediate remedy or action
  - This typically would be initiated by a 911 call being placed to the address

- Isolated situations effecting smaller geographic areas within the City of Sault Ste. Marie that require emergency response planning (i.e. small scale evacuations)
  - A state of emergency; a condition, declared by a government, in which martial law applies, usually because of civil unrest or natural disaster
- (c) "**Authorized Information**" means the limits set by the CGC as to what information is to be disclosed to the Sault Ste. Marie Fire Services for the purposes of effectively planning emergency responses
- (d) "**Government Authority**" means any governmental authority or court, tribunal, agency, department, commission, arbitrator, board, bureau, or instrumentality of Canada or any other country or territory, or domestic or foreign state, prefecture, province, commonwealth, city, county, municipality, territory, protectorate or possession.
- (e) "**Law**" means all Laws, statutes, ordinances, codes, regulations and other pronouncements having the effect of Law of any Government Authority.

## 2. CONFIDENTIALITY.

### (a) Confidential Information Disclosures

In the performance of this Agreement the City of Sault Ste. Marie may receive the Confidential Information pertaining to the VPR from the CGC. Disclosures of Confidential Information made by the CGC (or the "*disclosing party*") to the City of Sault Ste. Marie (or the "*receiving party*"), are pursuant to all terms and conditions of this Agreement. All Confidential Information of the disclosing party will remain the exclusive property of the disclosing party. The terms and conditions of this Agreement are deemed to be Confidential Information of both parties.

### (b) Exclusions

Confidential Information does not include information, data or materials that, as proved by written records:

- (i) Public Domain. are or become a part of the public domain through no act or omission on the part of the receiving party and no violation of any obligation of nondisclosure by any third party; or
- (ii) Independently Developed. are independently developed by the receiving party without reference to the disclosing party's Confidential Information, as evidenced through written records created in the normal course of the receiving party's business; or
- (iii) Third Party Source. are disclosed to the receiving party through a third party source or series of sources without any violation of nondisclosure with respect to

such information, data or materials by any source(s) in the series (however, such information only becomes Confidential Information once the receiving party is aware of such breach).

### (c) Duties

Without limiting any other obligations under this Agreement, the parties agree to the following specified duties:

- (i) Nondisclosure and Uses. The receiving party must use commercially reasonable methods, at least as substantial as the methods it uses to protect its own confidential information, data and materials of a similar nature, to maintain and cause its employees to maintain the confidentiality of the Confidential Information by not copying, publishing, disclosing to third parties or using the Confidential Information; except employees of a receiving party may use the Confidential Information in order to perform the receiving party's obligations or engage in activities contemplated under the Business Purpose. A receiving party may not modify or delete any proprietary rights legend appearing in the disclosing party's Confidential Information. It is further acknowledged and agreed by the parties that the City of Sault Ste. Marie is bound by the provisions of Municipal Freedom of Information and Protection of Privacy Act.
- (ii) Advise Employees. The receiving party must advise each employee before receiving direct or indirect access to the Confidential Information of the obligations of the receiving party regarding the Confidential Information under this Agreement.
- (iii) Disclosures to Agents and Subcontractors. A receiving party may share Confidential Information with: (a) its counsel under an obligation of confidentiality and nondisclosure no less protective of the disclosing party's Confidential Information than the terms and conditions of this Agreement; and (b) its subcontractors pursuant to a written confidentiality agreement no less protective of the disclosing party's Confidential Information than this Agreement (*a "Subcontractor Confidentiality Agreement"*), provided that in no event may an counsel or subcontractor of a receiving party disclose Confidential Information to any other third party, with the exception of a Government Authority to which a disclosure may be made (for subcontractors, only pursuant to a provision in the Subcontractor Confidentiality Agreement identical to Section 2(d) (Disclosures Required by Law) of this Agreement), except that the counsel or subcontractor must give the prior notice required therein to both the receiving party and the disclosing party. Receiving party agrees to assume all liability and responsibility for such counsels' and subcontractors' compliance with and breach of the terms and conditions of this Agreement as if such counsels' and subcontractors' acts and omissions were receiving party's own.
- (iv) Notice. Upon discovery, receiving party agrees to provide disclosing party immediate telephonic and written notice of a breach of: (a) any obligation of

confidentiality and nondisclosure required hereunder prior to a disclosure; and (b) any Subcontractor Confidentiality Agreement.

- (v) **Return of Confidential Information.** After a request by the disclosing party, and after termination or expiration of this Agreement, receiving party must within thirty (30) days return or destroy (and certify to such destruction in writing, such certification not to be unreasonably withheld or delayed) all Confidential Information of the disclosing party, including, without limitation: (a) all tangible and electronic documents, drawings, materials, hardware, disks, tapes; and (b) all copies, notes, summaries and excerpts of any of the foregoing; and (c) all Confidential Information in the possession of any third parties to whom receiving party disclosed Confidential Information pursuant to this Agreement. Notwithstanding the foregoing, receiving party may retain Confidential Information as required by applicable Laws or orders of a Government Authority with jurisdiction over receiving party (the "**Retention Requirements**"), and any such uses or disclosures of Confidential Information by the receiving party will be limited to only those uses and disclosures mandated by the Retention Requirements.

**(d) Disclosures Required by Law**

In the event any Confidential Information is required to be disclosed by Law or order of any Government Authority having jurisdiction over the receiving party (including as necessary for a party to assert a claim in a court of competent jurisdiction), before any such disclosure the receiving party will make reasonable efforts to provide notice to the disclosing party reasonably sufficient to allow the disclosing party the opportunity to apply for a protective order or other restriction regarding such disclosure. In the event such Confidential Information is disclosed in such circumstances, such Confidential Information shall continue to constitute Confidential Information in all other circumstances pursuant to this Agreement.

**3. TERM AND SURVIVAL.**

**(a) Term**

The term of this Agreement (together with any renewals, the "**Term**") begins on September 1, 2011 and will continue for a term of one year. The contract may be renewed for such further terms as may be agreed to by the parties here to. Any changes to this agreement shall be mutually agreed to by the parties in writing.

**(b) Survival**

The following captioned sections survive any termination, expiration or non-renewal of this Agreement: "Nondisclosure and Uses" (only for purposes of complying with the "Return of Confidential Information" provision) and only for thirty (30) days or such longer period as necessary to comply with the Retention Requirements, also, if any personnel of a receiving party retains in their memory any specific contents of a disclosing party's Confidential Information, such specific contents may not ever be

disclosed to any third parties except under "Disclosures Required by Law"), "Return of Confidential Information", "Survival" and "General".

**(c) Termination for Insolvency**

If either party is adjudged insolvent or bankrupt, or upon the institution of any proceedings by it seeking relief, reorganization or arrangement under any Laws relating to insolvency, or if an involuntary petition in bankruptcy is filed against a party and the petition is not discharged within sixty (60) days after filing, or upon any assignment for the benefit of a party's creditors, or upon the appointment of a receiver, liquidator or trustee of any of a party's assets, or upon the liquidation, dissolution or winding up of its business (each, an "**Event of Bankruptcy**"), then the party affected by any Event of Bankruptcy must immediately give notice of the Event of Bankruptcy to the other party, and the other party may terminate this Agreement by notice to the affected party.

**(d) Termination for Breach**

If either party breaches any provision contained in this Agreement, and the breach is not cured within thirty (30) days after the breaching party receives notice of the breach from the non-breaching party, the non-breaching party may then deliver a second notice to the breaching party immediately terminating this Agreement.

**4. GENERAL**

***Entire Agreement and Amendments.*** This Agreement is the entire agreement between the parties and supersedes all earlier and simultaneous agreements regarding the subject matter, including, without limitation, any invoices, business forms, purchase orders, proposals or quotations. This Agreement may be amended only in a written document, signed by both parties.

***Independent Contractors, Third Party Beneficiaries, and Subcontractors.*** The parties acknowledge that they are independent contractors under this Agreement, and except if expressly stated otherwise, none of the parties, nor any of their employees or agents, has the power or authority to bind or obligate another party. Except if expressly stated, no third party is a beneficiary of this Agreement. Party-1 may not subcontract any obligation under this Agreement without Party-2's prior written consent. Party-2 can subcontract without Party-1's consent. Each party is responsible for its subcontractors' compliance with and breach of this Agreement as if the subcontractors' acts and omissions were the party's own.

***Assignment.*** This Agreement binds and inures to the benefit of the parties' successors. This Agreement is not assignable, delegable, sublicenseable or otherwise transferable by any party in whole or in part without the prior written consent of the other party (or parties). Any transfer, assignment, delegation or sublicense by a party without such prior written consent is invalid. However, any party may assign this Agreement to a third party purchasing: (a) majority control of the party's equity shares; or (b) all or substantially all

10(c)

of either (i) a party's assets or (ii) the assets of the party's relevant business unit under this Agreement.

**No Waivers, Cumulative Remedies.** A party's failure to insist upon strict performance of any provision of this Agreement is not a waiver of any of its rights under this Agreement. Except if expressly stated otherwise, all remedies under this Agreement, at Law or in equity, are cumulative and nonexclusive.

**Severability.** If any portion of this Agreement is held to be unenforceable, the unenforceable portion must be construed as nearly as possible to reflect the original intent of the parties, the remaining portions remain in full force and effect, and the unenforceable portion remains enforceable in all other contexts and jurisdictions.

**Notices.** All notices, including notices of address changes, under this Agreement must be sent by registered or certified mail or by overnight commercial delivery or by email to the address set forth in this Agreement by each party.

**Captions and Plural Terms.** All captions are for purposes of convenience only and are not to be used in interpretation or enforcement of this Agreement. Terms defined in the singular have the same meaning in the plural and vice versa.

**IN WITNESS WHEREOF**, the parties execute this Agreement as of September 1, 2011. Each person who signs this Agreement below represents that such person is fully authorized to sign this Agreement on behalf of the applicable party.

**PARTY-1**

By: Gerry Belanger  
Print Name: Gerry Belanger  
Title: Privacy Officer  
Organization: Sault Ste. Marie Innovation Centre

**PARTY-2**

Mayor: \_\_\_\_\_  
Print Name: DEBBIE AMAROSO  
City Clerk: \_\_\_\_\_  
Print Name: MALCOLM WHITE

10(d)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE  
BY-LAW 2011-168

**APPOINTMENTS:** (B.1.1.2.) A by-law to appoint inspectors under the Building Code Act, 1992 and municipal law enforcement officers under the Police Services Act.

WHEREAS Section 3 of the Building Code Act requires the Municipality to appoint inspectors under the Building Code Act, 1992;

AND WHEREAS Section 15 of the Police Services Act allows municipal Council to appoint persons to enforce the by-laws of the municipality;

NOW THEREFORE pursuant to the Building Code Act, 1992 and the Police Services Act, Council enacts as follows:

**1. BUILDING CODE INSPECTORS**

The persons listed on Schedule "A" to this by-law are appointed as Building Code Inspectors.

**2. MUNICIPAL LAW ENFORCEMENT OFFICERS**

The persons listed on Schedule "A" to this by-law are appointed as Municipal Law Enforcement Officers

**3. EFFECTIVE DATE**

This by-law is effective on the date of its passing.

PASSED in Open Council this 11<sup>th</sup> day of October, 2011.

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MAYOR – DEBBIE AMAROSO

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CITY CLERK – MALCOLM WHITE

**NOTICE**

THIS IS A DRAFT DOCUMENT. This document has not been enacted by City Council. It may be enacted at all AND if enacted, it may not be in the form of the DRAFT copy.  
CITY SO

**SCHEDULE "A" to By-law 2011-168**

Freddie Pozzebon  
Larry Kennedy  
Glen Irwin  
Frank Bentrovato  
Tyler Bertrand  
Mark Fiacconi (to be removed as an inspector as of October 18, 2011)  
Francois Couture  
Len Smith  
Peter Schell  
Tyler Moody

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

## BY-LAW 2011-175

**PARKING:** (P.1.2.4.) A by-law to appoint Municipal Law Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305.

THE COUNCIL of the Corporation of the City of Sault Ste. Marie pursuant to Section 15 of the Police Services Act, R.S.O. 1990, chapter P.15 and amendments thereto, **ENACTS AS FOLLOWS:**

1. **SCHEDULE "A" TO BY-LAW 90-305 AMENDED**

Schedule "A" to By-law 90-305 is hereby repealed and replaced with Schedule "A" attached to this by-law.

2. **EFFECTIVE DATE**

This by-law takes effect on the day of its final passing.

PASSED in open Council this 11<sup>th</sup> day of October, 2011.

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MAYOR – DEBBIE AMAROSO

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CLERK –MALCOLM WHITE

cf Bylaws\2011\2011-175Parking Officers – Private lots

**NOTICE**

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BADGE NO.	SPECIAL CONSTABLE	EMPLOYER	PROPERTY LOCATION
12	ROUSE,BRIAN	ALGOMA UNIVERSITY	1520 QUEEN ST E
26	MCLEOD,ROD	FLEMING & SMITH	378 QUEEN ST E.& APARTMENTS
30	RENDELL,VERN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
35	ORR,DEREK	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
59	BARONE,MARCELLO	ALGOMA UNIVERSITY	1520 QUEEN ST E
109	SEBECIO,JOHN,LUDVIC	DENTAL BUILDING	946 & 216 QUEEN ST E.
113	TAYLOR,GARY	ALGOMA UNIVERSITY	1520 QUEEN ST E
115	LEE,RICARD JOHN	ALGOMA UNIVERSITY	1520 QUEEN ST E
138	CAIN,JOSEPH	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
151	PARR,DEREK,RAYMOND	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
153	TASSONE,VITO	TASSONE CHIROPRACTIC	673 QUEEN ST E
163	BUMBACCO,PHILIP,CARMEN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
178	D'AGOSTINI,ROSEMARY	DR. RAYMOND CHO	71 & 131 EAST ST.
186	HARMAN,JOSEN	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
191	BROWN,STEVEN,GEORGE	SEP.SCHOOL BOARD	SEPARATE SCHOOL BOARD PROPERTIES
196	SEABROOK,LAURA LEE	ALGOMA CENTRAL PROP	STATION MALL/STATION 49/STATION TOWER
240	MASON,STEPHEN	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
241	COGHILL,ROBIN	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
248	CHAN,GILBERT	DR. RAYMOND CHO	71 & 131 EAST ST./ 129 SECOND LINE W
249	CHO,LINDA	DR. RAYMOND CHO	71 & 131 EAST ST./ 129 SECOND LINE W
253	TRAVSON,TERRANCE(TERRY)	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN/MALLCHURCHILL&PINE PLAZA/TENARIS
267	CORBIERE,JOHN(TED)	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
274	DAVIDSON,JAMES	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
276	SMITH,DENNIS,ROBERT	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
297	SWIRE,WILLIAM,JAMES	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
314	AASEN,PAULINE	UNIT PARK	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE
321	LORENZO,COREY	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
334	MILLER,BRAD	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREAS
335	GROSSO,DONALD	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
342	PICK,DENNY	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
343	CHILLMAN,JODI	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
344	HARPE,KENNEITH	DAYS INN	DAYS INN HOTEL
345	SETCHELL,RODDY	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
346	HAZELTON,MARGARET	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
354	STEEVES,ROBERT	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
366	TROINOW,VICTORIA	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
369	CARMICHAEL,MARY	ON,FINNISH HOME ASS.	FINNISH REST HOME
370	HANSEN,LOUIS	ON,FINNISH HOME ASS.	FINNISH REST HOME
371	LAKE,ROBERT	ON,FINNISH HOME ASS.	FINNISH REST HOME
372	BENOIT,ALAIN	ON,FINNISH HOME ASS.	FINNISH REST HOME
373	RISSANEN,ANJA	ON,FINNISH HOME ASS.	FINNISH REST HOME
374	TAAVEL,ANDRE	CITY OF SAULT STE MARIE	TRANSIT SERVICE AREAS
376	FINN,ROBERT	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
377	BADGERO,PAUL	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
384	BOREAN,RICK	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
389	SANDIE,KEVIN	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
391	MCLEOD,HEATHER	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
396	THOMAS,RANDELL	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
397	LAFRAMBOISE,YVON	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
400	JOHNSON,MICHAEL	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
404	HUDSON,BRIAN	CORPS OF COMM	22 BAY ST. (FEDERAL BUILDING)
405	MATCHETT,CASEY	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
406	LEBLANC,SERGE	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
410	POYNER,HAROLD	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
411	MOORE,ROBERT	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
413	HILL,MICHAEL	CORPS OF COMM	SAULT HOSPITAL
420	FABIANO,ANTONIO	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
423	VANDERKLIFT,DYLAN	CORPS OF COMM	SAULT HOSPITAL
428	DIAS,JASON	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
430	RUSCIO,DOMINIC	MAJOR CONST.	TRAVELODGE
431	DICKSON,SHANE	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
433	MAJOR,ROBERT	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
435	TRUMBLE,GEORGE	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
436	COUTURIERE,NATASHA	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
439	LAMBERT,JOSEPH	UNIT PARK	ONTARIO REALITY CORP/ROBERTA BONDAR PLACE
440	HAMMERSTEDT,ERIC	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
441	WILSON,DAVID	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
442	MACLENNAN,MATTHEW	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
443	MARCIL,MARK	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
444	MARSHALL,JONATHAN	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
446	HALLIDAY,DANA	SAULT COLLEGE	SAULT COLLEGE
447	FRIGAULT,JESSE	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
450	CHAPMAN,DANIEL	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
452	ROGERS,RICHARD	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
453	DERASP,RICHARD	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
455	BOYCHUK,BLAINE	NORPRO SECURITY	REGENT PRO/S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
456	CONEYBEARE,KEVIN	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALLCHURCHILL&PINE PLAZA/TENARIS
458	ROBINSON,GEORGE	CORPS OF COMM	SAULT AREA HOSPITAL
459	SLEEMAN,RAY	CORPS OF COMM	SAULT AREA HOSPITAL
460	BOUGIE,DAN	CORPS OF COMM	SAULT AREA HOSPITAL
461	DUNN,PATRICK	CORPS OF COMM	SAULT AREA HOSPITAL
462	GAULT,JAMES	CORPS OF COMM	SAULT AREA HOSPITAL
463	MORIN,ALEX	CORPS OF COMM	SAULT AREA HOSPITAL

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465	DELAVALLE,DON	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
466	LAFORCE,JULIE	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
467	BERNIER,JUNE	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
468	AGNEW,BRENDAN	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
469	SANTELLI,DOMINIC	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
470	WOODLEY,NATHANIEL	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
471	STOYCHEFF,CHRISTOPHER	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL&PINE PLAZA/TENARIS
472	BRUNETTA,ANGELO	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
473	MCCAIG,BRANDON	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
474	MANCUSO,ANTHONY	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
475	TORRANCE,RENEE	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
477	BROWLEY,DAVID	CORPS OF COMM	SAULT AREA HOSPITAL
479	GROUILX,VINCE	CORPS OF COMM	SAULT AREA HOSPITAL
480	TELFORD,JASON	CORPS OF COMM	SAULT AREA HOSPITAL
481	FORD,BRIAN	CORPS OF COMM	SAULT AREA HOSPITAL
482	LEWECELLE,BRACE	CORPS OF COMM	SAULT AREA HOSPITAL
483	DARCY,ROY	CORPS OF COMM	SAULT AREA HOSPITAL
484	MCLEOD,VIRGINIA	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
485	ARMSTRONG,KENNETH	CITY OF SAULT STE MARIE	BELLUVE MARINA & BONDAR MARINE & PARK
486	LONGO,NADIA	GT.NORTHERN RET.HOME	760 GREAT NORTHERN RD.
487	ROUGEAU,MARISA	GT.NORTHERN RET.HOME	760 GREAT NORTHERN RD.
488	LEFLEUR,MARILYN	GT.NORTHERN RET.HOME	760 GREAT NORTHERN RD.
489	MCQUEEN,WANDA	GT.NORTHERN RET.HOME	760 GREAT NORTHERN RD.
490	LUXTON,JEFF	GT.NORTHERN RET.HOME	760 GREAT NORTHERN RD.
491	GRISDALE,KYLE	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
492	PARKER,MICHAEL	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
493	BROWN,FRASER	NORTH EAST SECURITY	A.UNIVERSITY/ESSAR CENTRE/CAMBRIAN MALL/CHURCHILL & PINE PLAZA/TENARIS
494	SHEWFELT,CODY	G4S SECURITY	CROSS-COUNTRY/SAULT HOSPITAL/SAULT AIRPORT
495	CASTELLANI,NINO	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
496	CAVICCHIOLO,MATTHEW	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
497	ALLEN,ROBERT	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
498	MARQUES,STEVEN	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
499	SCALI,NICOLA	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
500	EASBY,JOSHUA	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER
501	QUARRELL,ROBERT	ELSTRONG MANAGEMENT	621,627,631 MACDONALD AVE
502	HAMEL,CHRIS	ELSTRONG MANAGEMENT	621,627,631 MACDONALD AVE
503	HAMEL,MELANIE	ELSTRONG MANAGEMENT	621,627,631 MACDONALD AVE
504	LAPRADE,DANIEL	NORPRO SECURITY	REGENT PROJ.S.COLLEGE/GHC/QUEENSCENTRE/ST MARY'S PAPER/ELGIN TOWER

10(f)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2011-171

**REGULATIONS:** (R.1.2.19.) A by-law to temporarily prohibit digital signage within the City of Sault Ste. Marie.

**WHEREAS** it is desirable to ensure that public safety and vehicular traffic is not compromised by the placement of digital signs in the City of Sault Ste. Marie;

**AND WHEREAS** the Planning Division of the City of Sault Ste. Marie is currently undergoing a review of sign regulations within the City of Sault Ste. Marie with a view to drafting a new sign regulation by-law;

**NOW THEREFORE** The Council of the Corporation of the City of Sault Ste. Marie, pursuant to Section 11(1) and 99 of the Municipal Act, 2001 S.O. 2001 c. 25 and amendments thereto ENACTS as follows:

1. **TEMPORARY PROHIBITION**

Despite the provisions of By-law 2005-166, from September 26, 2011 until January 31, 2012 no new digital, animated or electronic signs shall be permitted within the City of Sault Ste. Marie and no new permits for any digital, animated or electronic sign application be issued.

2. **EFFECTIVE DATE**

This by-law is effective from September 26, 2011.

PASSED in Open Council this 11<sup>th</sup> day of October, 2011.

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MAYOR – DEBBIE AMAROSO

---

CLERK – MALCOLM WHITE

c:\Bylaws\2011\2011-171 signs prohibition

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CITY SOLICITOR

10(g)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2011-172

**LOCAL IMPROVEMENT:** A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on White Oak Drive from Carmen's Way to North Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works.

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie ENACTS as follows:

1. The Corporation shall construct the works described in Schedules "A" and "B" hereto as local improvements under the said Act and in accordance with Plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said works.
3. The construction and completion of the said works shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual instalments.
8. The debentures to be issued for the loan to be effected to pay the cost of the works when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.
10. The said Schedules "A" and "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the FIRST AND SECOND time in open Council this 11<sup>th</sup> day of October, 2011.

MAYOR – DEBBIE AMAROSO

CITY CLERK- MALCOLM WHITE

FIRST reading: October 11, 2011

SECOND reading: October 11, 2011

THIRD reading:

staff/bylaws/bylaws2011/2011-172/da

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CITY SOLICITOR

10(g)

Jerry D. Dolcetti, RPP  
Commissioner

Carl Rumiell, P. Eng.  
Construction Engineer



ENGINEERING & PLANNING  
DEPARTMENT

Engineering & Construction Division

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

### LOCAL IMPROVEMENT CONSTRUCTION BYLAW 2011-172, SECTION 3 REGULATION 586/06 MUNICIPAL ACT

#### ENGINEER'S REPORT

2011 10 11

Nature of Work	Construction of:	Construction of sanitary sewer, private drain connection and Class "A" pavement
On:		White Oak Drive
From:		Carmen's Way
To:		North Street
Estimated Cost of Work		\$3,250,000.00
Estimated Assessable Abutting Frontage		1,329.7m (Sanitary sewer) 1,416.0m (Class "A" pavement)
Estimated Cost to be Borne by Assessable Abutting Property		\$ 59,402.73 (Sanitary sewer) \$112,573.60 (Class "A" pavement)
Estimated Cost to be Borne by The Corporation		\$3,078,023.67
Special Rate per Metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term	4% 10 years	

-More-

10(g)

2011 10 11

Page 2

Estimated Annual Rate per Metre Frontage                    \$3.76 (Sanitary sewer)  
    \$9.80 (Class "A" pavement)

Estimated Annual Rate per Private Drain Connection            \$37.48

Estimated Lifetime of the Work                                20 years

Respectfully submitted,  


Carl Rumiel, P. Eng.  
Design & Construction Engineer

Recommended for approval,



Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

CR/al  
attachments

CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3

SCHEDULE "A"

BY-LAW 2011-172

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2010-5-01	White Oak Drive	Carmen's Way	North Street	700m	250mm	62	1,329.7m	\$59,402.73

CR/al  
2011 10 11

1D(g)

**CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3**

**SCHEDULE "B"**

**BY-LAW 2011-172**

<b>JOB NUMBER</b>	<b>STREET</b>	<b>FROM</b>	<b>TO</b>	<b>LENGTH</b>	<b>WIDTH</b>	<b>#OF P.D.C.</b>	<b>ASSESSABLE FRONTAGE</b>	<b>ESTIMATED COST</b>
A-2010-7-01	White Oak Drive	Carmen's Way	North Street	700m	10.0m	n/a	1,416.0m	\$112,573.60

CR/al  
2011 10 11

10/9

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2011-173

**LOCAL IMPROVEMENT:** A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on Euclid Road from Pim Street to Wemyss Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works.

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie ENACTS as follows:

1. The Corporation shall construct the works described in Schedules "A" and "B" hereto as local improvements under the said Act and in accordance with Plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said works.
3. The construction and completion of the said works shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual instalments.
8. The debentures to be issued for the loan to be effected to pay the cost of the works when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.
10. The said Schedules "A" and "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the FIRST and SECOND time in open Council this 11<sup>th</sup> day of October, 2011.

---

MAYOR -DEBBIE AMAROSO

---

CITY CLERK- MALCOLM WHITE

FIRST reading: October 11, 2011  
 SECOND reading: October 11, 2011  
 THIRD reading:

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 CITY SOLICITOR

10(h)

Jerry D. Dolcetti, RPP  
Commissioner

Carl Rumiel, P. Eng.  
Construction Engineer



ENGINEERING & PLANNING  
DEPARTMENT

Engineering & Construction Division

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

### LOCAL IMPROVEMENT CONSTRUCTION BYLAW 2011-173, SECTION 3 REGULATION 586/06 MUNICIPAL ACT

#### ENGINEER'S REPORT

2011 10 11

Nature of Work	Construction of:	Construction of sanitary sewer, private drain connection and Class "A" pavement
	On:	Euclid Road
	From:	Pim Street
	To:	Wemyss Street
Estimated Cost of Work		\$550,000.00
Estimated Assessable Abutting Frontage		399.7m (Sanitary sewer) 410.5m (Class "A" pavement)
Estimated Cost to be Borne by Assessable Abutting Property		\$20,703.74 (Sanitary sewer) \$32,191.82 (Class "A" pavement)
Estimated Cost to be Borne by The Corporation		\$497,104.44
Special Rate per Metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate	4%	
Term	10 years	

-More-

The Corporation of the City of Sault Ste. Marie  
P.O. Box 580~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5N1  
Telephone: (705) 759-5379 ~ Fax: (705) 541-7165  
[www.cityssm.on.ca](http://www.cityssm.on.ca) ~ [c.rumiel@cityssm.on.ca](mailto:c.rumiel@cityssm.on.ca)

10(h)

2011 10 11

Page 2

Estimated Annual Rate per Metre Frontage                    \$3.76 (Sanitary sewer)  
    \$9.80 (Class "A" pavement)

Estimated Annual Rate per Private Drain Connection            \$37.48

Estimated Lifetime of the Work                                20 years

Respectfully submitted,  


Carl Rumiel, P. Eng.  
Design & Construction Engineer

Recommended for approval,



Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

CR/al  
attachments

CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3

SCHEDULE "A"

BY-LAW 2011-173

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2010-5-05	Euclid Road	Pim Street	Wemyss Street	240m	375-450mm	29	399.7m	\$20,703.74

CR/al  
2011 10 11

10(h)

CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3

SCHEDULE "B"

BY-LAW 2011-173

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2010-5-05	Euclid Road	Pim Street	Wemyss Street	240m	10.0m	n/a	410.5m	\$32,191.82

CR/al  
2011 10 11

10(i)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2011-174

**LOCAL IMPROVEMENT:** A by-law to authorize the construction of sanitary sewer, private drain connection and Class "A" Pavement on Queen Street East from Pim Street to Simpson Street under Section 3 of the Municipal Act, 2001, Ontario Regulation 586/06

WHEREAS notice of the intention of the Council to undertake the works hereinafter described was duly published and served more than one month prior to the passing of this by-law; and

WHEREAS the Council has received the reports, estimates and statements required for undertaking the said works.

THEREFORE the Council of The Corporation of the City of Sault Ste. Marie ENACTS as follows:

1. The Corporation shall construct the works described in Schedules "A" and "B" hereto as local improvements under the said Act and in accordance with Plans and specifications furnished by the Commissioner of Engineering/Planning.
2. The Commissioner of Engineering/Planning shall forthwith make such plans, profiles and specifications and furnish such information as may be necessary for the construction and completion of the said works.
3. The construction and completion of the said works shall be performed under the superintendence and in accordance with the directions and orders of the Commissioner of Engineering/Planning.
4. The Commissioner of Finance/Treasurer may agree with any bank or person for temporary borrowing of money to meet the cost of the works pending completion thereof.
5. The sum of \$30.50 per metre frontage shall be specially assessed upon the lots abutting directly on the said sanitary sewers, according to the extent of their respective frontages thereon, and the sum of \$304.00 shall be specially assessed upon each of such lots served by a private drain connection from any of such sanitary sewers to the street line and the remainder of the cost of the work shall be borne by the Corporation.
6. The sum of \$79.50 per metre frontage shall be specially assessed upon the lots abutting directly on the Class "A" pavement according to the extent of their respective frontages thereon and the remainder of the cost of the works shall be borne by the City.
7. The special assessments shall be paid in one payment by December 31<sup>st</sup> of the current year or in the alternative by ten equal annual instalments.
8. The debentures to be issued for the loan to be effected to pay the cost of the works when completed shall bear interest at such rate as the Council may determine and be made payable within ten years on the installment plan.
9. Any person whose lot is specially assessed may commute for a payment in cash in accordance with By-law 69-436 the special rates imposed on such lot.
10. The said Schedules "A" and "B" form a part of this by-law.
11. This by-law comes into force on the day of its final passing.

Read the FIRST AND SECOND time in open Council this 11<sup>th</sup> day of October, 2011.

---

MAYOR – DEBBIE AMAROSO

CITY CLERK- MALCOLM WHITE

FIRST reading: October 11, 2011  
SECOND reading: October 11, 2011  
THIRD reading:  
staff/bylaws/bylaws2011/2011-174/da

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CITY SOLICITOR

10(i)

Jerry D. Dolcetti, RPP  
Commissioner

Carl Rumiel, P. Eng.  
Construction Engineer



ENGINEERING & PLANNING  
DEPARTMENT

Engineering & Construction Division

## THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Civic Centre  
99 Foster Drive  
P.O. Box 580  
Sault Ste. Marie, ON P6A 5N1

### LOCAL IMPROVEMENT CONSTRUCTION BYLAW 2011-174, SECTION 3 REGULATION 586/06 MUNICIPAL ACT

#### ENGINEER'S REPORT

2011 10 11

Nature of Work	Construction of:  On: From: To:	Construction of sanitary sewer, private drain connection and Class "A" pavement  Queen Street East Pim Street Simpson Street
Estimated Cost of Work		\$3,000,000.00
Estimated Assessable Abutting Frontage		641.1m (Sanitary sewer) 396.3m (Class "A" pavement)
Estimated Cost to be Borne by Assessable Abutting Property		\$26,850.98 (Sanitary sewer) \$31,502.25 (Class "A" pavement)
Estimated Cost to be Borne by The Corporation		\$2,941,646.77
Special Rate per Metre Frontage		\$30.50 (Sanitary sewer) \$79.50 (Class "A" pavement)
Special Rate per Private Drain Connection		\$304.00
Estimated Interest Rate Term	4% 10 years	

-More-

10(i)

2011-10-11

Page 2

Estimated Annual Rate per Metre Frontage                    \$3.76 (Sanitary sewer)  
    \$9.80 (Class "A" pavement)

Estimated Annual Rate per Private Drain Connection            \$37.48

Estimated Lifetime of the Work                                20 years

Respectfully submitted,



Carl Rumiel, P. Eng.  
Design & Construction Engineer

Recommended for approval,



Jerry D. Dolcetti, RPP  
Commissioner  
Engineering & Planning Department

CR/al  
attachments

CORPORATION OF THE CITY OF SAULT STE. MARIE  
SANITARY SEWER AND PRIVATE DRAIN CONNECTIONS - SECTION 3

SCHEDULE "A"

BY-LAW 2011-174

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>SIZE</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2003-5-04	Queen Street East	Pim Street	Simpson Street	480m	250-450mm	29	641.1m	\$26,850.98

CR/al  
2011 10 11

10/11

CORPORATION OF THE CITY OF SAULT STE. MARIE  
CLASS "A" PAVEMENT - SECTION 3

SCHEDULE "B"

BY-LAW 2011-174

<u>JOB NUMBER</u>	<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>LENGTH</u>	<u>WIDTH</u>	<u>#OF P.D.C.</u>	<u>ASSESSABLE FRONTAGE</u>	<u>ESTIMATED COST</u>
A-2003-7-03	Queen Street East	Pim Street	Simpson Street	480m	10.0m	n/a	396.3m	\$31,502.25

CR/al  
2011 10 11

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