

Agenda Including Addeds

Community and Protective Services Committee

7th Meeting of the Community and Protective Services Committee

April 20, 2021, 4:00 PM

2021 Meeting - Virtual Meeting during the COVID-19 Emergency

Please check the City website for current details of COVID-19 service impacts.

Meetings can be viewed via live-streaming on YouTube and the City website

Members

Councillors J. Helmer (Chair), S. Lewis, M. Salih, A. Kayabaga, S. Hillier, Mayor E. Holder

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3.1.	Item not to be heard before 4:05 PM - Public Participation Meeting - Swimming Pool Fence By-law - Proposed Amendments	85
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Accessibility Advisory Committee

Report

3rd Meeting of the Accessibility Advisory Committee

March 25, 2021

Advisory Committee Virtual Meeting - during the COVID-19 Emergency

Attendance PRESENT: J. Menard (Chair), T. Eadinger, N. Judges, A. McGaw, P. Moore, P. Quesnel and D. Ruston and J. Bunn (Committee Clerk)

ALSO PRESENT: L. Livingstone; D. Baxter, J. Dann, K. Grabowski, J. Hodgins, A. Husain, K. Killen, V. Kinsley, A. Macpherson, D. MacRae, J. Michaud, A. Spahiu, M. Stone, B. Westlake-Power and E. Williamson

ABSENT: M. Bush and K. Steinmann

The meeting was called to order at 3:02 PM.

1. Call to Order

1.1 Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Scheduled Items

2.1 2021 Core Construction Mitigation

That it BE NOTED that the presentation, dated March 25, 2021, from D. MacRae, Director, Roads and Transportation, with respect to the 2021 Core Construction Mitigation, was received.

2.2 Medway Valley Conservation Master Plan Mapping

That the following actions be taken with respect to the Medway Valley Conservation Master Plan Mapping documents, as appended to the agenda:

a) the above-noted Medway Valley Conservation Master Plan, as presented at the meeting, BE ENDORSED by the Accessibility Advisory Committee; and,

b) the above-noted documents, as appended to the agenda, and the revised attached documents, BE RECEIVED.

2.3 Major Projects 2021 Rapid Transit Update

That it BE NOTED that the presentation, dated March 23, 2021, from J. Dann, Director, Major Projects, A. Spahiu, Environmental Service Engineer and J. Hodgins, Environmental Services Engineer, Construction Admin (Major Projects), with respect to the Major Projects 2021 Rapid Transit Update, was received.

2.4 Downtown Sidewalk and Enhanced Crosswalk Treatments

That it BE NOTED that the presentation, dated March 25, 2021, from K. Killen, Senior Planner, with respect to Downtown Sidewalk and Enhanced Crosswalk Treatments, was received; it being noted that a communication,

from A. Malcho, Vision Loss Rehabilitation Ontario, as appended to the agenda, with respect to this matter, was received.

2.5 Community Gardens Program Update

That it BE NOTED that the presentation, as appended to the agenda, from V. Kinsley, Supervisor, Neighbourhood Development and Support, with respect to an update on the Community Gardens Program, was received.

2.6 Playground Update

That it BE NOTED that the presentation, as appended to the agenda, from J. Michaud, Landscape Architect, with respect to an update on playgrounds, was received.

3. Consent

3.1 2nd Report of the Accessibility Advisory Committee

That it BE NOTED that the 2nd Report of the Accessibility Advisory Committee, from its meeting held on February 25, 2021, was received.

3.2 Municipal Council Resolution - 1st Report of the Accessibility Advisory Committee

That it BE NOTED that the Municipal Council resolution, from its meeting held on February 23, 2021, with respect to the 1st Report of the Accessibility Advisory Committee, was received.

3.3 Notice of Revised Application and Notice of Public Meeting - Official Plan and Zoning By-law Amendments - 1153-1155 Dundas Street

That it BE NOTED that the Notice of Revised Application and Notice of Public Meeting, dated March 11, 2021, from L. Davies Snyder, Planner II, with respect to Official Plan and Zoning By-law Amendments related to the properties located at 1153-1155 Dundas Street, was received.

3.4 Notice of Planning Application - Official Plan and Zoning By-law Amendments - 180-186 Commissioners Road West

That it BE NOTED that the Notice of Planning Application, dated March 12, 2021, from B. Debbert, Senior Planner, with respect to Official Plan and Zoning By-law Amendments related to the properties located at 180-186 Commissioners Road West, was received.

3.5 Pre-Construction Notice - Downtown Loop and Municipal Infrastructure Improvements Phase 1 - King Street

That it BE NOTED that the Pre-Construction Notice, dated March 3, 2021, from J. Dann, Director, Major Projects, with respect to the Downtown Loop and Municipal Infrastructure Improvements Phase 1 for King Street, was received.

4. Sub-Committees and Working Groups

4.1 ACCAC Sub-Committee Structure

That the discussion of the Accessibility Advisory Committee (ACCAC) Sub-Committee Structure BE DEFERRED to the April 2021 meeting of the ACCAC.

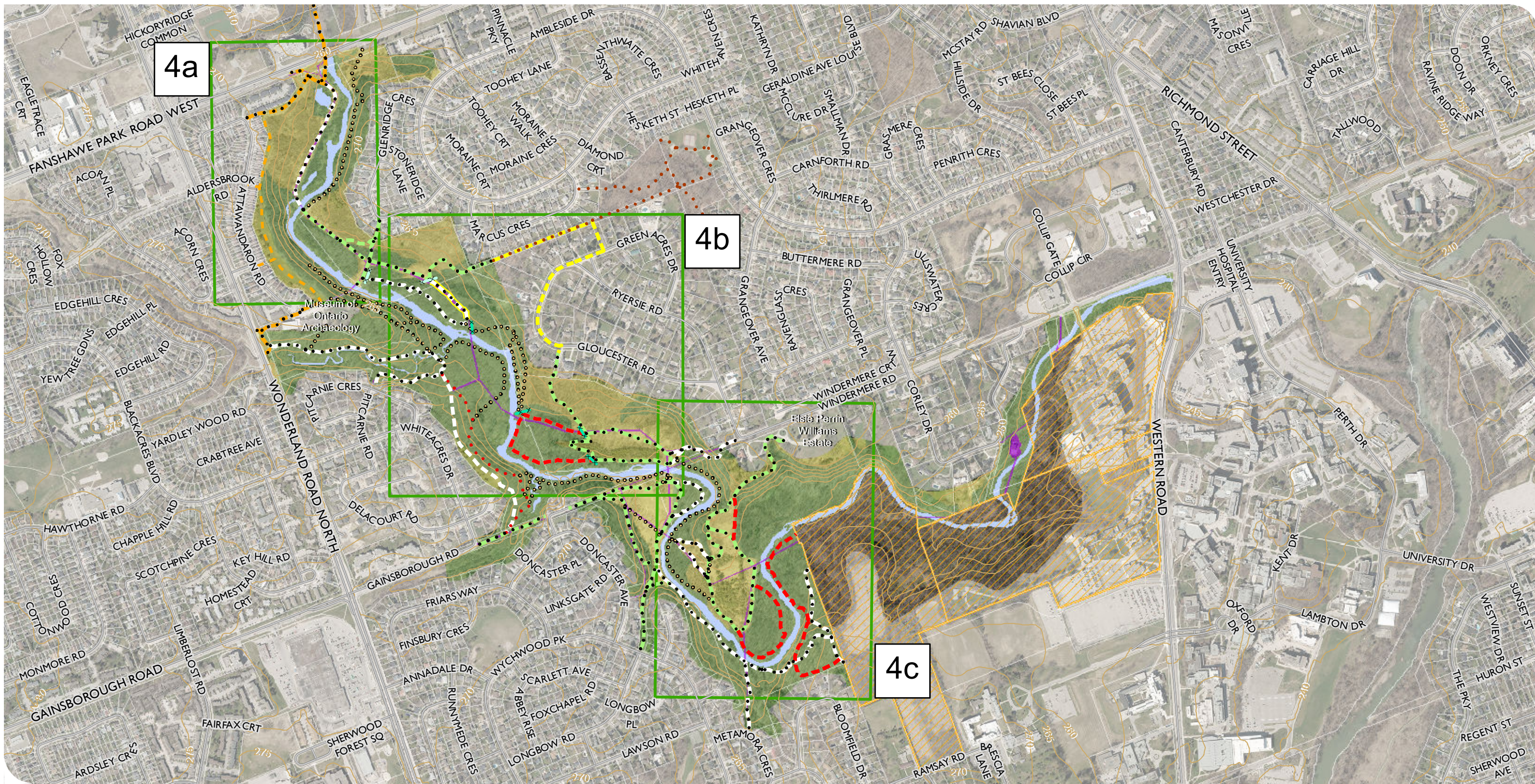
5. Items for Discussion

5.1 (ADDED) New Sidewalks in 2021 Infrastructure Reconstruction Projects - Discussion

That it BE NOTED that the Accessibility Advisory Committee held a general discussion with respect to the New Sidewalks in 2021 Infrastructure Reconstruction Projects.

6. Adjournment

The meeting adjourned at 5:12 PM.



CITY OF LONDON
 CONSERVATION MASTER PLAN
 MEDWAY VALLEY HERITAGE FOREST ESA (SOUTH)

FIGURE 4
 ENVIRONMENTAL MANAGEMENT STRATEGY:
 PROPOSED SUSTAINABLE TRAIL
 CONCEPT PLAN



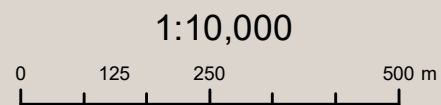
THE PROPOSED CONCEPT PLAN COMPLIES WITH THE
 COUNCIL APPROVED GUIDELINES FOR MANAGEMENT
 ZONES AND TRAILS IN ESAS (2016) AND AODA LEGISLATION

MAP DRAWING INFORMATION:
 DATA PROVIDED BY MNRF (2017) &
 CITY OF LONDON (2016)

MAP CREATED BY: GM/JLK
 MAP CHECKED BY: JLP
 MAP PROJECTION: NAD 1983 UTM Zone 17N

- Trail Closed Barricade
- Seasonal Barrier / Access Gate
- Existing Trails
 - City Trail Outside of ESA
 - Closed Trail¹
 - Informal Trail¹
 - Managed Trail
 - Temporarily Closed Trail²
- Managed Trails
 - Future Connection Outside the ESA
 - Level One Trail
 - Level Two Trail
 - Level Three Trail
 - Improved Trail Surface
- Contour (5 metre Elevation)
- Property Boundaries
- Utility Overlay (4 m)
- Western/Huron Properties
- Watercourse (also Nature Reserve)

- Management Zone
 - Nature Reserve
 - Natural Environment



¹INFORMAL AND CLOSED EXISTING TRAILS DOCUMENTED DURING PHASE I ARE TO BE CLOSED AND RESTORED (SEE RO16 ON FIGURE 2).
²TEMPORARILY CLOSED TRAIL TO BE REOPENED/ REALIGNED. SECTIONS NOT REALIGNED WILL BE CLOSED AND RESTORED



CITY OF LONDON
 CONSERVATION MASTER PLAN
 MEDWAY VALLEY HERITAGE FOREST ESA (SOUTH)

FIGURE 4a
 ENVIRONMENTAL MANAGEMENT STRATEGY:
 PROPOSED SUSTAINABLE
 TRAIL CONCEPT PLAN

Seasonal Barrier / Access Gate
 Contour (5 metre Elevation)

Existing Trails
 City Trail Outside of ESA
 Informal Trail¹
 Managed Trail

Managed Trails
 Future Connection Outside the ESA
 Level One Trail
 Level Two Trail
 Level Three Trail
 Improved Trail Surface

Butternut
 False Rue Anemone

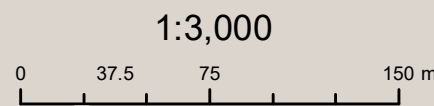
Amphibian Breeding Habitat
 Habitat for Rare Species (American Gromwell)
 Habitat for Rare Species (Cream Violet)
 Habitat for Rare Species (Shrubby St. John's Wort)
 Habitat for Special Concern Species (Green Dragon)
 Seeps and Springs Area

Management Zone
 Nature Reserve
 Natural Environment
 Utility Overlay (4 m)
 Watercourse (also Nature Reserve)



MAP DRAWING INFORMATION:
 DATA PROVIDED BY MNRF (2017) &
 CITY OF LONDON (2016)

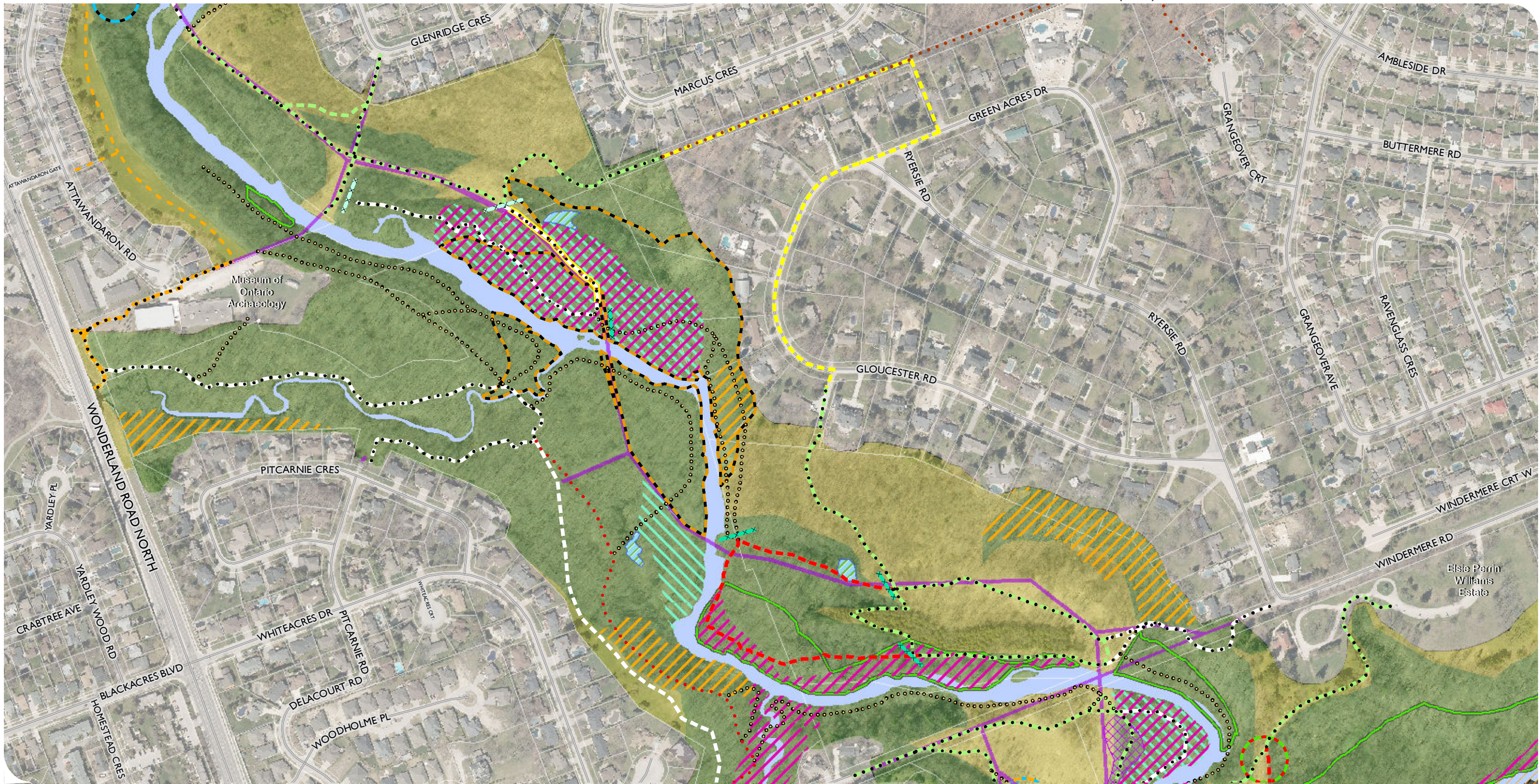
MAP CREATED BY: GMLK
 MAP CHECKED BY: JLP
 MAP PROJECTION: NAD 1983 UTM Zone 17N



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PROJECT: 17-5428 STATUS: DRAFT DATE: 2021-03-19





CITY OF LONDON
 CONSERVATION MASTER PLAN
 MEDWAY VALLEY HERITAGE FOREST ESA (SOUTH)

FIGURE 4b
 ENVIRONMENTAL MANAGEMENT STRATEGY:
 PROPOSED SUSTAINABLE
 TRAIL CONCEPT PLAN

- Western/Huron Properties
- Trail Closed Barricade
- Seasonal Barrier / Access Gate
- Contour (5 metre Elevation)

Existing Trails

- City Trail Outside of ESA
- Closed Trail¹
- Informal Trail¹
- Managed Trail
- Temporarily Closed Trail²

Managed Trails

- Future Connection Outside the ESA
- Level One Trail
- Level Two Trail
- Level Three Trail
- Improved Trail Surface

- Butternut
- Cucumber Magnolia
- False Rue Anemone
- Kentucky Coffee-tree

- Amphibian Breeding Habitat
- Habitat for Rare Species (American Gromwell)
- Habitat for Rare Species (Cream Violet)
- Habitat for Rare Species (Slender Satin Grass)
- Habitat for Special Concern Species (Green Dragon)
- Seeps and Springs Area

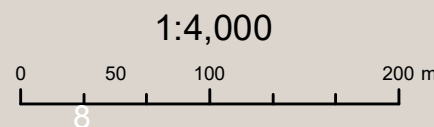
Management Zone

- Nature Reserve
- Natural Environment
- Utility Overlay (4 m)
- Watercourse (also Nature Reserve)

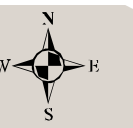


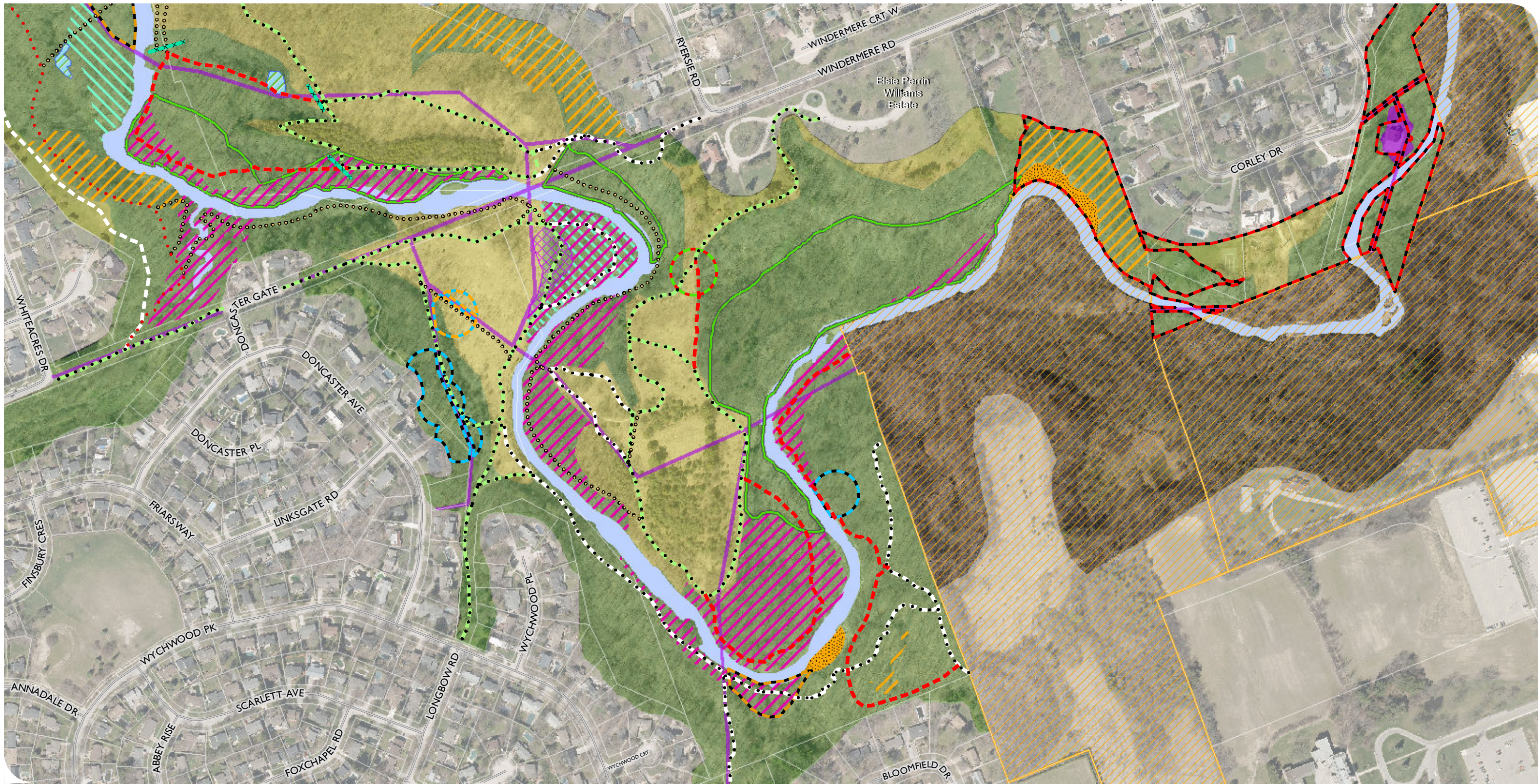
MAP DRAWING INFORMATION:
 DATA PROVIDED BY MNRF (2017) &
 CITY OF LONDON (2016)

MAP CREATED BY: GMLK
 MAP CHECKED BY: JLP
 MAP PROJECTION: NAD 1983 UTM Zone 17N



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CITY OF LONDON
 CONSERVATION MASTER PLAN
 MEDWAY VALLEY HERITAGE FOREST ESA (SOUTH)

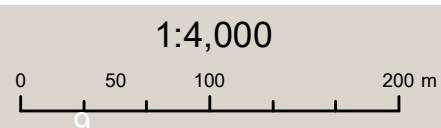
FIGURE 4c
 ENVIRONMENTAL MANAGEMENT STRATEGY:
 PROPOSED SUSTAINABLE
 TRAIL CONCEPT PLAN

<ul style="list-style-type: none"> Western/Huron Properties Trail Closed Barricade Contour (5 metre Elevation) 	<p>Existing Trails</p> <ul style="list-style-type: none"> Closed Trail¹ Informal Trail¹ Managed Trail Temporarily Closed Trail² 	<p>Managed Trails</p> <ul style="list-style-type: none"> Level One Trail Level Two Trail Butternut Cucumber Magnolia False Rue Anemone Kentucky Coffee-tree Queensnake 	<ul style="list-style-type: none"> Amphibian Breeding Habitat Colonially-Nesting Bird Breeding Habitat (Bank and Cliff) Habitat for Rare Species (American Gromwell) Habitat for Rare Species (Cream Violet) Habitat for Rare Species (Slender Satin Grass) Habitat for Special Concern Species (Green Dragon) Seeps and Springs Area 	<p>Management Zone</p> <ul style="list-style-type: none"> Nature Reserve Natural Environment Utility Overlay (4 m) Watercourse (also Nature Reserve)
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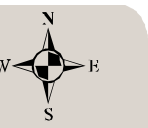
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PROJECT: 17-5428 STATUS: DRAFT DATE: 2021-03-19



Animal Welfare Advisory Committee

Report

The 3rd Meeting of the Animal Welfare Advisory Committee
April 1, 2021
Advisory Committee Virtual Meeting - during the COVID-19 Emergency

Attendance PRESENT: W. Brown (Chair), A. Hames, P. Lystar, M. Szabo, M. Toplack, and A. Pascual (Committee Clerk).

ABSENT: M. Blosch

ALSO PRESENT: M. McBride, O. Katolyk, and M. Schulthess.

The meeting was called to order at 5:07 PM; it being noted that the following members were in remote attendance: W. Brown, A. Hames, P. Lystar, M. Szabo, and M. Toplack.

1. Call to Order

1.1 Disclosures of Pecuniary Interest

That it BE NOTED that no pecuniary interests were disclosed.

2. Scheduled Items

None.

3. Consent

3.1 2nd Report of the Animal Welfare Advisory Committee

That the 2nd Report of the Animal Welfare Advisory Committee from its meeting held on March 4, 2021 BE RECEIVED.

4. Sub-Committees and Working Groups

4.1 Trap, Spay, Neuter and Release Program

That it BE NOTED that the Animal Welfare Advisory Committee held a general discussion with respect to the Trap, Spay, Neuter and Release Program.

5. Items for Discussion

5.1 Terms of Reference

That it BE NOTED that the Animal Welfare Advisory Committee (AWAC) held a general discussion with respect to the AWAC Terms of Reference; it being further noted that a verbal update from M. Schulthess, Deputy City Clerk, with respect to this matter, was received.

5.2 London Animal Care and Control - Complaints Handling Process

That the verbal update from M. McBride, Animal Welfare and Control Coordinator, with respect to the London Animal Care and Control - Complaints Handling Process, BE RECEIVED.

6. Adjournment

The meeting adjourned at 5:27 PM.

Report to Community and Protective Services Committee

To: Chair and Members, Community and Protective Services Committee Meeting
From: Kevin Dickins, Acting Managing Director, Housing, Social Services and Deerness Home
Subject: Update – City of London 2020-2021 Winter Response Program For Unsheltered Individuals
Date: April 20, 2021

Recommendation

That, on the recommendation of the Acting Managing Director, Housing, Social Services and Deerness Home, this report **BE RECEIVED** for information purposes and that the following actions **BE TAKEN** with respect to extending supports for unsheltered individuals to:

- (a) **ENDORSE** and **APPROVE** this proposed report dated April 20, 2021, “Update - City of London 2020-2021 Winter Response Program for Unsheltered Individuals”: and
- (b) that Civic Administration **BE DIRECTED** to undertake all administrative acts which are necessary in relation to this report.

Executive Summary

The purpose of this information report is to provide an update and overview of the actions taken as part of the Winter Response for individuals experiencing, or at risk of, homelessness, including Day and Overnight Spaces, Cold Weather Alert activations and Covid-19 Responses.

In addition, civic administration is recommending for approval the extension of day space services and the implementation of a temporary supportive housing model strictly to build on the stability and progress being made with actively participating individuals experiencing unsheltered homelessness for the concentrated purpose of transitioning to more stable housing.

Linkage to the Corporate Strategic Plan

2019-2023 Strategic Plan for the City of London

The City of London identifies ‘Strengthening Our Community’ and ‘Building a Sustainable City’ as strategic areas of focus.

Londoners have access to the supports they need to be successful.

Londoners have access to the services and supports that promote well-being, health, and safety in their neighbourhoods and across the city.

Housing Stability for All: The Housing Stability Action Plan for the City of London (2019-2024)

London’s Homeless Prevention and Housing Plan, Housing Stability for All: The Housing Stability Action Plan for the City of London (Housing Stability for All Plan), is the approved guiding document for homeless prevention and housing in the City of London and was developed in consultation with Londoners.

Analysis

1.0 Background Information

1.1 Previous Reports Related to this Matter

- City of London 2020-2021 Winter Response Program for Unsheltered Individuals (CPSC: December 1, 2021)

- Municipal Council Approval of The Housing Stability Plan 2019 to 2024 as Required Under the Housing Services Act, 2011 (CPSC: December 3, 2019)
- Core Area Action Plan (SPPC: October 28, 2019)
- Homeless Prevention and Housing Plan 2010 – 2024 (CHLC: November 18, 2013)
- Homeless Prevention System for London Three Year Implementation Plan (CPSC: April 22, 2013)

2.0 Discussion and Considerations

2.1 Background

The Winter Response was implemented as a response to the unprecedented impact of COVID-19 on the Emergency and Family Shelter system. As new requirements and limitations were imposed as a means to protect vulnerable individuals living in congregate living settings, some service providers were faced with the unfortunate requirement to modify their capacity resulting in reduced bed spaces, in order to accommodate for physical distancing requirements. This meant that a higher volume of vulnerable individuals would be faced with sleeping rough during the winter. The focus of the Winter Response was to support these unsheltered and marginalized individuals of London over the coldest months of the year. The response helped to meet individuals' basic needs, ensure life saving measures were in place, increase system connectivity and provide a solution to assist vulnerable Londoners to get in out of the cold both during the daytime as many program spaces had closed or were inaccessible, as well as overnight accommodations with supports.

Programs included the following responses:

- Hamilton Road Seniors Centre Day Space December 21st, 2020 to date.
- Talbot Street Church Day Space January 28th, 2021 to March 19th, 2021
- 652 Elizabeth Street Day and Overnight Space December 23rd, 2020 to date.
- 415 York Street Day and Overnight Space January 19th, 2021 to date.

In addition, these programs supported additional community needs during Cold Weather Alerts.

Beyond the available **200** shelter spaces, **132** hotel rooms and **15** resting space beds, the Winter Response implemented **62** additional overnight spaces and daytime spaces to accommodate **65** individuals per day.

The Winter Response spaces maintained provincial and local COVID-19 guidelines as determined by the Middlesex London Health Unit, inclusive of screening, cleaning protocols, mandatory wearing of masks, and social distancing. Well established community policies and procedures were adhered to and a referral was made to the established community Isolation Spaces anytime a participant had a positive COVID screening.

Day Spaces

Day Spaces were focused on providing a warm space for individuals to get out of the cold, access basic needs and build a sense of community in a socially distanced environment. Locations were staffed by Impact London, City of London building attendants, third party security, and community volunteers.

Hamilton Road Seniors Centre (525 Hamilton Road)

- Opened December 21, 2020 and is still operational
- 10:00am to 5:00pm, 7 days a week, including holidays
- Hours were extended to include **overnight** space for a Cold Weather Alert in February, supported by Ark Aid Mission
- **3341** individuals were served from opening to March 30, 2021: averaging **35** people daily
- **46** direct referrals to other service agencies including medical professionals, legal assistance, Canadian Mental Health Association (CMHA), addictions treatment, Resting Spaces, Shelter, and more.
- **6** failed COVID screenings were appropriately referred to the established community Monitoring Space for further testing and to await test results.
- **3700** hot lunches provided by The London Area Food Bank (prepared by RBC Place), were delivered daily by 519 Pursuit
- **600** baked goods were provided weekly by Fanshawe Culinary Arts

- The space also allowed for participants to connect with a variety of support workers from community support agencies such as Coordinated Access, St. Leonard's, London Intercommunity Health Centre, CMHA, etc.

*Due to unforeseen delays, the Dundas Field House was not available in time for the Winter Response. Recognizing the need for this emergency response in the community, an agreement was entered into with the Talbot Street Church and Impact London to operate a downtown day space for the coldest months of the program.

Talbot Street Church (513 Talbot Street)

- January 29 to March 19, 2021; Operational for a total of **46** days
- 10:00am to 5:00pm, 7 days a week, including holidays
- Extended hours to 9:00pm for two weeks to assist with Cold Weather in February
- **2436** individuals in total were served, averaging **53** people daily
- **20** direct referrals to other service agencies were made including medical professionals, legal assistance, CMHA, Addiction Services Thames Valley, Resting Spaces, Shelter, employment agencies, and others.
- **7** positive screenings all appropriately referred to Monitoring Space
- **2500** hot lunches provided by The London Area Food Bank (prepared by RBC Place) delivered daily by 519 Pursuit
- **600** baked goods weekly provided by Fanshawe Culinary Arts
- **9** participants were assisted with applications to Ontario Works
- Participants were also able to connect with a variety of support workers from community support agencies

Day Spaces with Overnight Resting Spaces

Overnight resting spaces are low barrier spaces for individuals who were sleeping unsheltered to rest, access basic needs and build stability for a plan toward housing options. The two temporary locations are staffed by Winter Interim Solution to Homelessness (W.I.S.H.) and volunteers and provided a place for participants to stay during the winter. Security staff have provided 24/7 coverage for both sites. The two-day space and overnight resting spaces were located at 652 Elizabeth Street and 415 York Street.

The combination day space with overnight resting spaces at these two locations are being provided through heated temporary structures enclosed by construction fencing. Services provided to the participants included access to washrooms, showers, and basic needs items within a community setting.

652 Elizabeth Street, operational since December 23rd, 2020.

415 York Street, operational since January 19th, 2021.

These spaces were offered to a community of chronically homeless individuals with high acuity, who did not, or could not, stay in our traditional shelter system.

1 individual had experienced **406** short-term stays in shelter since January 2018.

1 individual had experienced **266** short-term stays in shelter since November 2017.

12 individuals have not been previously successful at staying in shelter for more than one night

11 individuals have experienced stays in shelter for under 10 days

12 individuals have experienced stays in shelter for under 20 days

Units not typical of the traditional shelter system succeeded as, unlike traditional shelter or motels, this design allowed for low barrier sheltering. Individuals had their own secure rooms that they exited to eat, to shower, and to engage; this promoted community development and relationship building amongst the staff and other residents. Many individuals were able to demonstrate stabilization from addiction, mental health, and/or trauma. They built relationships, trusted staff, and community members, connected to health care, and many connected to housing services.

In total, **75** individuals have been supported by the Winter Response overnight space throughout the duration of the program.

Of this group, **52** individuals have resided at Winter Response for a period of time spanning between 20 and 99 days

Of which, **43** individuals have stayed at the Winter Response greater than 50 days.

There have been successful outcomes achieved within a very short period of time. Personal, mental, financial, health and housing stability has proven to be a catapult from living unsheltered on the street to housing for some. Some individuals who would otherwise not benefit from the traditional shelter system seem to be excelling in this low barrier setting.

- **25** individuals were deferred to more appropriate housing options through the City of London's Coordinated Access program
- **5** individuals have been housed
- **10** individuals moved on either by choice or request
- **46** individuals are currently still residing at both Winter Response sites as of April 8, 2021.
- **37** individuals are currently paper ready: remaining individuals partially ready
- **23** individuals are matched to housing support programs, will continue to refer others
- **23** individuals currently are in consideration for housing units this month
- **22** individuals have moved to a safe supply regimen while at Winter Response
- **1** resident was COVID positive and was properly isolated with no spread
- **3** individuals failed COVID screenings, went to the monitoring space, were tested, and returned safely

Challenges Experienced

The project did not come without its challenges. Frigid temperatures caused many mechanical concerns for the trailer plumbing at the York street site. Daily operations meetings with the WISH providers and the City helped ensure these challenges were mitigated. While mechanical issues were more concentrated to the York Street site, the Elizabeth Street site faced many challenges with displeased neighbours as it was located on City property within a typically quiet, low- traffic community.

City staff were in constant contact with London Police Service throughout the operation of the winter response shelters. LPS have advised that for the area immediately north of the Elizabeth street location during the winter response shelter operations, that call and occurrence data compared year over year have indicated that occurrences are in line with previous years for the same time periods. However, calls for service were higher than previous years.

Service London records for the immediate vicinity of Elizabeth street from Dec 2020 to April 1, 2021 indicate that there were 7 issues logged through the City's Service London portal. In the 3 months prior to the operation of the site, there were 9 issues logged through the Service London portal.

While incidents involving damages or disturbances directly impacting the immediate neighbourhood near Elizabeth Street or York Street were low, when an incident did occur it was dealt with immediately, including involvement from LPS, and if determined necessary, individuals were permanently removed from the site(s) and LPS would determine if charges were required.

Throughout the Winter Response, the Coordinated Informed Response team increased needle sweeps of the neighbouring park on Elizabeth Street, the nearby skate park and the area around Carling Heights Optimist Community Centre area to two times per week as a result of increased community inquiries. Needle counts during the winter response have been in line with historical needles counts of the area. (approx. 6 needles per week)

Ultimately, increased monitoring by the Coordinated Informed Response and corporate security, promptly addressed neighbour concerns during the operation of the winter response shelter.

Cold Weather Alert Response

When the Middlesex London Health Unit (MLHU) issues a Cold Weather and Extreme Cold Weather Alert for London and Middlesex County a response is activated by multiple Service Areas at the City of London, including the Homeless Prevention team. A list of community resources for residents and individuals experiencing homelessness to access to get in out of the cold is shared broadly. In collaboration with our community partners who extend their current capacity to accommodate additional people or longer hours, our Talbot Street Day Space had extended its capacity to 50 individuals while still adhering to COVID-19 social distancing

protocols and its hours to 9:00pm. This provided a solution to the gap between Day Space hours and community overnight options during the coldest days this past winter.

2.2 Proposal for Daytime Support Space and Overnight Transition Services

While it had been expected that the conclusion of the winter months would bring about reduced COVID risk in the community and greater access to the many daytime coffee house style services that have typically operated prior to the pandemic, continued health measures are still in effect and many services remain temporarily closed or their capacity greatly reduced.

As such, Civic Administration is recommending the continuation of the day space at 525 Hamilton Road until June 30, 2021. This daytime drop in service will provide a continuity of care for those that otherwise are unable to attend other community programs and services. The cost of this continued service can be found below and is 100% funded through phase three of the Social Services Relief funding for COVID-19.

In addition to the daytime program space, Civic Administration is seeking Municipal Council approval to shift the Winter Response to a condensed and more focused transitional supportive housing model as opposed to a winter safety and wellbeing approach. This approach will ensure that the 652 Elizabeth Street site is no longer operational and a reduced number of individuals (those that are highly engaged and making progress towards their housing goals) are supported at 415 York Street.

As to not lose momentum and trust that has been slowly established, additional time is being sought to focus on the individuals who do not have housing options but are willing to continue engaging. Residents will continue following healthcare and treatment regimens, safe supply, harm reduction, mental health supports and engaging in developing supportive housing programming. On site supports will focus on connecting individuals with broader system supports (Development Services Ontario, Health, Mental Health, Criminal Justice, income, etc.)

This response is being proposed as approximately 25 winter response participants made significant strides in their housing stability journey but could not secure permanent independent housing. Unfortunately, there continues to be limited appropriate housing options that these remaining individuals could be matched to with a level of support that would be required to sustain their placement and be successful in their housing tenancy. For many of the remaining individuals, housing with supports will not be enough. Many of these individuals would be more successful in a focused supported housing model.

The two months of transitional supported housing is expected to bridge the gap in finding suitable housing for the up-to 25 individuals and connecting them to a longer-term supportive housing option.

3.0 Financial Impact/Considerations

3.1 Procurement

Procurement for this extension will be supported through section - 14.2 of the Procurement of Goods and Services Policy. The urgent nature of the procurement is a result of the continued reduction of capacity in emergency shelters and homeless serving programs related to ongoing COVID-19 restrictions.

3.2 Funding

Funding for the extended day time space and the temporary transition supported housing is from provincial and federal one-time COVID relief funding.

Hamilton Road Day Space May 1 – June 30, 2021

Item	Forecasted Cost
Staffing	\$51,509
Food	\$13,300

Covid cleaning and supply	\$8,200
Capital	0
Contingency	\$26,991
TOTAL:	\$100,000

York Street Day with Overnight Space May 1 – June 30, 2021

Item	Forecasted Cost
Property Lease	\$18,950
Property maintenance and supply	\$15,738
Staffing including cleaning	\$277,194
Food	\$15,160
Covid supply	\$2,400
Capital	0
Contingency	\$45,558
TOTAL:	\$375,000

Conclusion

The Winter Response was approved with a projected end date of April. 30th, 2021. Throughout December 2020 to April 2021 the initiative provided a warm and safe space for people living unsheltered to get in out of the cold. The initiative provided this life saving temporary intervention to individuals that have traditionally been the hardest to serve. The goals and outcomes of the winter response have been met.

In recognition of the continued day space need in the city during the ongoing impacts of the pandemic, Civic Administration is proposing the extension of the day space at 525 Hamilton Road until June 30, 2021. The Hamilton Road Senior Centre would continue to operate a community drop in Day Space with current services and supports.

Additionally, Civic Administration is seeking approval to adjust and re-prioritize services at the 415 York Street site to support a reduced occupancy capacity as means to provide a temporary transitional supported housing model until June 30, 2021.

The York Street site would evolve to operate a 24/7 transitional supported housing model that focuses on participant stability, and system support connections. The advancements made through the Winter Response will be used for strategies and actions to strengthen the next steps for participants. A model of transitional community support focused through a housing stability plan will be introduced for certain remaining individuals with services to be provided by the current service provider.

Many positive strides have been taken at the personal level for the participants targeted for the transitional supportive housing model, and the risk remains that if returned to a life sleeping on the street at this particular time, there is a strong likelihood that these individuals could experience setbacks to their improved mental wellness and physical health gains, as pre-existing restrictions or limitations from the shelter and social service agencies in our community would significantly limit most if not all options for support.

From the outset, the Winter Response efforts were intended to be temporary and established to provide an emergency response to a larger group of unsheltered individuals that had nowhere else to go. The Winter Response would not solve the challenges that lead to someone experiencing homelessness, and while there were challenges throughout the Winter Response, many positives were experienced.

While maintaining the newly created relationships and trust between tenants and service providers will help some continue their positive and healthy progression towards housing, the conclusion of the Winter Response and any re-prioritized extension will inevitably still leave some Londoners with no place to go, and challenges will continue to be seen through street involved activity such as loitering, sleeping rough, visits to Emergency services, Police interactions, and CIR engagement; as services transition and as some participants disengage.

The Winter Response was a valuable learning opportunity that will inform future responses from the homelessness serving sector. The Winter Response benefitted from an enterprise-wide approach from every Service Area at the City. The prioritization of this initiative allowed for many vulnerable Londoners to experience life stabilization, some for the first time in a long time. Many of the participants of the Winter Response have shared their appreciation for the efforts of the City, the community, and the WISH Coalition.

Prepared by: Debbie Kramers, Manager Homeless Prevention
Submitted by: Craig Cooper, Manager Homeless Prevention
Recommended by: Kevin Dickins, Acting Director Housing, Social Services and Dearness Home

To whom this may concern,

I ask that this please be forwarded to the committee members for consideration.

As a resident who lives directly in front of the Hamilton Road Senior Centre, I would like to say that although it is good to see the initiative taken by the city to offer help for those in need, my experience since seeing the warmer weather has not been good. Not only has my vehicle been broken into, but my windshield also been broken.

With a stay at home order and having my children stay home all the time, we have seen the ambulance come by countless times as we all witness the distress of people who need help on a constant basis. I do not feel safe to have my children be out because of the lack of security this facility has. I was told that whatever happens in their parking lot is out of their control, and to offer this kind of help to those in need without proper security, becomes a big problem of safety to our community.

Finding needles nearby, or people screaming and yelling at random, vehicles broken into etc, are things that did not happen as often as they do now. This is a community who prides itself in the rebuilding of the community, and the services at this location with lack of security, are not a step forward, but rather a step back in this process.

Many new families with young children have moved into the area recently, and used to walk up and down the street with their children, something that has be absent since the opening of this facility. I ask that you please consider that the safety of our community has been compromised drastically.

I do not agree to have this facility be run in this location anymore. I want my family, my neighbours and community to be safe.

Thank you,

Alex Luis.

Place on public agenda
Committee members for consideration

To the committee

I am a resident owner of 97 Smith street. I love the area people street. We are very excited about the up and coming of the Hamilton road grocery store and the new dentist office, it is looking great. Now the sad part the seniors centre was turned into a warming centre and that is when things changed. I personally go around and clean up garbage, needles, crack pipes etc. I have probably up nearly 200 needles in the Hamilton road area this does include the seniors centre. My neighbor Cindy has seen people going into the sharp container and pulling out needles. My car and many cars around the area have been broken into as well. I went door to door to ask people if they have had their car broken into, I took 3 pages with names addresses and signatures of the people that have had the same thing happen to them. I have cleaned up needles garbage around the New dentist and grocery stores so that when they come in they are not seeing all the garbage and needles. I don't want them to regret moving in to our Hamilton road community. I have tried to work with the staff at the warming centre. I have been verbally attacked by a woman that works in there. Just a reminder Trafalgar street has 4 schools Trafalgar public school, Lanier for problem kids, Pearson. And Thames school. There is also a after school program that is the senior centre annex. Bad spot to put a warming centre. I don't think children should be yelled at coming and going from school, walking by people doing drugs. I took my 7 year old granddaughter to get a popsicle and there it was a needle in the middle of the sidewalk in front of the warming centre. We as a community take pride in our area. Last summer 3 of us took turn cutting the lawns and doing the gardens at the park in front of Trafalgar public school and at the seniors annex. So far I have cleaned up 3 needles in the park at Trafalgar public school. Please listen to the people of this community. Also please don't think that I am not sympathetic to the homeless and addicts , for the last 3 years I do a campaign for coats hats socks excedera which I personally hand out. I drop stuff off at unity house, the ark, soup kitchen, mission, and salvation army. Please please don't renew this 4 schools. I am sending pictures the last 2 are what I picked up today Sunday.

Thank you
Christine Scott
97 Smith street















Please forward this to all committee members, please place this on the public agenda. If you would like me to speak or ask questions of me as a delegate, contact me via email and I will make the time on Tuesday.

To all concerned,

I was recently made aware of a plan to continue offering a day space to vulnerable members of our community in the Hamilton Rd neighbourhood.

First, I was happy to see the city acted proactively at the onset of winter to provide spaces like this for those who need it and I'm happy that the site in question was a success for those who needed it.

What I'm disappointed about is the utter failure it was for all of us who live in the neighbourhood. Crime went up, vandalism and litter went up, awkward to potentially dangerous encounters went up. Risk to our lives and property went up.

Examples of the above...just this past week I've had to chase an individual off the private property of a neighbour-in the middle of the day, broad daylight. One encounter was finding an individual snooping on a front porch, the other was watching an individual brazenly walk into a neighbour's backyard. I kicked him out and called the police but as usual their response time was lacking and were unable to locate the individual. As a community we are finding trash, needles and drug paraphernalia all over the neighbourhood and in the forest we back onto. This is a community of young families with small children. I shouldn't have to worry about my daughter playing in the woods and getting stuck by a needle. Every week without fail, after garbage day I will find multiple bags of trash down in the woods, ransacked, picked through and left strewn all over. At least once a week when I drop my daughter off at Trafalgar Public School I'll see the custodian cleaning up after their large bins had been dumped. I think the TVDSB should be billing the city for the time it takes the custodian to deal with this.

Personally, I lost a very expensive and dear to me bicycle and some construction tools from behind my house over the Christmas break. We've been here for four years, I've left things on our back porch for those entire four years, but this year things get stolen. I don't believe in coincidence. Insurance covered it but my premiums will no doubt go up as a result. Do I get to bill the city for that added cost to my life? I had to deal with an individual on Hamilton Rd early one morning pacing up and down, shouting and waving a baseball bat around. I've witnessed individuals curse at children in the neighbourhood.

I understand that these people need a place, but I have to question this particular place. From what I can tell, none of the people that use it are local. I see them at the bus stop heading back downtown at the end of every day. There are plenty of vacant properties downtown that could be used for this as well.

But, let me say that this is not necessarily a NIMBY argument. My main argument is this. Once again the city has failed to put supports in place to support those in the community it is affecting. It happened downtown when Dundas Place was under construction. Crime and vandalism were constant. Again when the first stage of Dundas in OEV was under construction. Crime and vandalism unchecked. And yet again during the current stretch of Dundas St construction in OEV. You'd think that you would have learned by now but apparently not. The same goes for the other neighbourhoods you've dropped these Day Spaces and short term housing locations into. And who pays for your oversight and negligence? We do. The homeowners, business owners and taxpayers. The upstanding, productive, chose to put roots down people who make this city what it is.

So, I could support this Day Space being in my neighbourhood to support those who need it. I'm not without sympathy, empathy or understanding for their plight right now. But, and this is a big but. You need to also put in place real, meaningful supports for the neighbourhoods that surround these places. A full time, proper police presence. Twice daily visits by city sanitation crews to clean up the messes left every day. I shouldn't have to call. You shouldn't be reactive. You should be proactive and you should have seen the spillover effect coming when you set these up.

If you're going to put these spaces in people's backyards then you owe it to those people to keep their backyards safe and clean. Anything less is a dereliction of your duty and that is something I will not support. Do not leave it up to us to keep ourselves safe. You won't like the outcome of that.

I will begin with my initial 1st response and say, "how can a committee of people initiate a Warming Center for the homeless and drug addicted in a community which houses 4 schools, 2 which are for high risk, vulnerable children and teens, an after school program and a library all within 1 kilometer of the center. Who are these people who are making these decisions. YOU do not live here, do not see what is transpiring in the parking lot at the back of the building. I live at a place that overlooks this area and have lost count on how many times I have had to call the police and ambulance. I never dreamed I would see and hear the carryon. They are using drugs out in broad daylight in front of our children, without a care in the world. When I approached a worker named George inside the building, I was told that the parking lot is public property, that's news to the people in the community and there is nothing that can be done. We as a community have attended many meetings to make our streets and building more attractive and affordable to incoming families and businesses. Our neighborhood is now becoming a shithole and cesspool of filth. Our children do not and will not play outside or even ride their bikes, as we as parents are fearful of what they see and hear. My grandchild are not allowed to come to visit me because of the constant drug use outside my very window. After 20 years as a tax payer and proud of our tight knitted community, I am saddened. We excel in kindness and comarodory and want our kids to grow up to be contributing adults. I now never know what I am coming home to. I have many pictures and video to back up this statement. This morning, April 17th, there were 2 people sleeping at the back door and a girl off to the side, using drugs. I am going to repeat myself and say, How the hell did this get approved in a neighborhood with 4 schools, a library and an afterschool program within a kilometer. Please make note that there are houses within steps away from the center.

It is my understanding that there is NO mental health facilitator on site. That's just great. No professional, with education to deal with this seriously out of control issue. Let's just give them a snack, hot drink and send them through OUR streets. It is ridiculous what is happening. It must stop now!!!! There is a resolve to this and that is, DO NOT extend this "program" til June. Give use back our seniors, our square dancing and AA meetings. A press release may need to be considered as we have had enough of this... ENOUGH

Further to my email, I have been made aware of a potential permanent shelter, of some sort at the Seniors Annex on Trafalgar Street for the homeless and addicted persons. Let it be know, that we as a community will be adamantly opposed to this and will seek publicly to appose your efforts. We WILL be vigilant. WE WILL BE HEARD.

April 18, 2021

Dear Chair and Members, Community and Protective Services Committee,

I am a resident of Smith Street and would like to **oppose the proposal** for extending the winter support space program to June 30, 2021 at 525 Hamilton Road tabled in the report entitled "Update- City of London 2020-2021 Winter Response Program for Unsheltered Individuals" dated April 20, 2021 prepared by Debbie Kramers (Manager Homeless Prevention), submitted by Craig Cooper (Manager Homeless Prevention) and recommended by Kevin Dickins (Acting Director Housing, Social Services and Dearness Home).

As a resident of the area, I have several concerns with the continued use of the Hamilton Rd Senior's Center at 525 Hamilton Road for unsheltered homelessness as outlined below:

- **Proximity to several schools**
 - i. There are 3 schools in the area:
 - (a) **Trafalgar Public School**- 919 Trafalgar St. is 160 meters or a 2-minute walk from 525 Hamilton Rd. This school has approximately 150 students from kindergarten to grade 8.
 - (b) **Lester B. Pearson School of Arts**- 795 Trafalgar St. is 450 meters or a 6-minute walk from 525 Hamilton Rd. This school has approximately 280 students from grades 4-8.
 - (c) **B. Davison Secondary School**- 785 Trafalgar St. is 550 meters or a 7-minute walk from 525 Hamilton Rd.

- **Lack of consultation with residents, community partners and businesses in the area**
 - ii. The decision to use the Hamilton Road Senior's Center as a temporary warming space was made rapidly (as described in the report "City of London 2020-2021 Winter Response Program for Unsheltered Individuals" dated December 1, 2020 on p. 3 under the title "Procurement"). The space began operation on December 21, 2020.
 - iii. Residents in the area were not given an opportunity to raise concerns or ask questions about the intended use of the space. In the "Housing Stability Action Plan for the City of London 2019-2024" the approved guiding document for homeless prevention was developed in consultation with Londoners. Conversely, residents and businesses in the area surrounding the Hamilton Road Senior's Center were not given that opportunity.
 - iv. **Voicemails** from residents left for city employees specifically Debbie Kramers (Manager, Homelessness Program) with concerns and inquiries about 525 Hamilton Rd **have not been returned** to date (voicemail left April 8, 2021).

- **Contradicts the "Hamilton Road Community Improvement Plan"**
 - i. The Hamilton Road Community Improvement Plan ("Plan") dated March 27, 2018 is aimed at "creating a family friendly environment at all times in all seasons". This plan highlighted 12 areas of improvement including crime prevention, safety, general cleanliness and enhancing Hamilton Road's identity with a general improvement category of a safer neighborhood for all (p. 15).

- (a) Under the category of “Safe Neighborhood for All” on p. 27 of this report some of the concerns identified were: the lack of needle bins, drug use in public spaces and parks/neighborhoods feeling unsafe at night.
- (b) In the few months since the opening of the warming space at the Hamilton Rd Senior’s Center, neighbors in the area report picking up **150 needles** from the streets near the center, **drug use** behind and in front of the center has been witnessed by several residents in the area, and **encampments** have been popping up in the areas near the center (at the end of Smith Street and in the fields behind Lester B. Pearson School and B. Davidson Secondary School) resulting in residents feeling **unsafe** in the neighborhood.
- (c) The Plan also identified the importance of strengthening the community (p. 31) and pointed to the “**lack of voice to City Hall** that speaks for the whole community”. This issue remains a problem with input from residents and businesses not being considered or sought by the city employees making the recommendations for use of the space at Hamilton Rd Senior’s Center. Further, phone calls made to city employees responsible for drafting the proposal before the committee have been ignored.
- (d) Lastly, the Plan on p.98 highlighted that **crime is a threat** to the successful revitalization of a neighborhood. Since the Hamilton Rd Senior’s Center has been implemented as a warming space, incidents requiring a police response, car break-ins, trespassing and municipal law enforcement have increased. The number of police occurrences or issues at 525 Hamilton Rd have not been included in the proposal requesting an extension before the committee today.

- **Safety concerns**

- ii. On April 7, 2021 I was threatened while walking my dog near my home by a woman who appeared to be under the influence of drugs. She threatened to “shoot me like she did the last one” if I didn’t leave the area. The incident occurred approximately 7:30 p.m. I tried to call the after hours MLEO phone number and was unable to find the phone number and got a machine when I tried to call the non-emergency police line.
- iii. On April 8, 2021 I called MLEO to report garbage, shopping carts and signs of encampments in the fields near the Dillabough Community Garden. Several bags of garbage were removed from the area.
- iv. On April 18, 2021, I called MLEO to report another encampment in the field behind Lester B. Pearson School near the baseball diamond.
- v. Since January 2021 my car has been broken into a few times.

To summarize, I **strongly oppose the request to extend the use at 525 Hamilton Rd**. The initial request proposed to this committee was for a **temporary** location to help those in need during our coldest months. That goal has been achieved.

Questions for the Committee to consider:

When this location was recommended on December 1, 2020 the need for an urgent and rapid response due to the onset of winter was cited as reasons for settling on the 525 Hamilton Rd location.

1. In the last 6 months, what steps have been undertaken to examine and evaluate other available locations?

Due to the concerns highlighted above, this location is not a good option for continued use. Critics of this view may raise concerns cover the “NIMBY” (not in my backyard) argument; however, it is not as simple as that. The issue is that there are many locations which would better serve those in need without putting children and residents in harm’s way. Locations not in close proximity to schools, for example, should be considered if more time is needed to find shelter for those using this space.

Further, other temporary locations (Talbot Street Church) have ceased operating as a warming space as of March 19, 2021.

2. Why was the Talbot Street Church space closed and Civic Administration seeks to have the location at 525 Hamilton Rd extended?

The report before committee also indicates under section 2.2 on p. 15 that the location at 652 Elizabeth Street would no longer be operational by shifting the winter response to a more focused transitional supportive housing model.

3. Why was this decision made in relation to the Elizabeth Street location and not Hamilton Rd?

I sincerely hope the committee will take into consideration the concerns outlined in this letter, the lack of a complete report provided by the proposal submitted by Managers of Homeless Prevention for the City of London, and the questions I have raised before making any decision regarding the extension of using 525 Hamilton Rd beyond April 30, 2021.

Sincerely,



Angela Oakey

Concerned Resident

Community and Protective Services Committee

ATTENTION: Committee and Michael van Holst, City Councillor, Ward 1

RE: Concerns Recommendation related to June 30, 2021 Proposed Extension, Support Space Program/Warming Centre Program Hamilton Road Seniors Centre (525 Hamilton Rd)

Submitted by: Earl Richard Blaney
Resident Smith Street, Ward 1
April 18, 2021

RECCOMENDATION 1: The recommendation(s) prepared by Debbie Kramers (Manager Homeless prevention) submitted by Craig Cooper (Manager Homeless Prevention) and tabled by Kevin Dickins (Acting Managing Director Housing, Social Services and Dearness Home), should be recognized by the committee as an **incomplete record** due to omissions (intentional or otherwise) of the state of affairs and operations of the Warming Centre Program at Hamilton Road Seniors Centre (specifically located at 525 Hamilton Rd). As explained in part herewith.

RECCOMENDATION 2: The committee **does not endorse or approve the proposed recommendations** tabled by Kevin Dickins, Acting Managing Director Housing, Social Services and Dearness Home, report dated April 20, 2021, "Update - City of London 2020-2021 Winter Response Program for Unsheltered Individuals".

RECCOMENDATION 3: That the Committee acknowledge the need for an open, objective, **community safety impact study be conducted**, to include the public participation by Londoners in the neighborhood impacted by the temporary Warming Centre Program at Hamilton Road Seniors Centre (specifically located at 525 Hamilton Rd). And further, that such a study be undertaken and adequately considered before any further support services, amended support services or extensions to existing services are provided at 525 Hamilton Rd beyond the end of April 2021.

Earl Richard Blaney (RCIC)
Resident of Smith Street, Ward 1
London, Ontario CA

Submitted to Chair and Members
Community and Protective Service Committee
City of London
via Michael van Holst
City Councillor, Ward 1,
226-919-7631
mvanholdst@london.ca,
CC: sppc@london.ca

Dear Mr Michael van Holst, Chair and Committee Members,

On or about on December 01, 2020 Kevin Dickins, Acting Managing Director Housing, Social Services and Dearness Home ([resident of Exeter](#), Ontario) [made a series of recommendations](#) that were formally adopted by members of this Committee. Specifically, the purpose of those recommendations was as follows:

“The purpose of this report is to recommend approval for the implementation of an **urgent winter response** for individuals experiencing unsheltered homelessness in order **to provide lifesaving temporary measures.**”ⁱ

The overarching theme of those recommendations, [city of London messaging](#) and [media releases](#) related to this *Winter Response Program* focused squarely on providing a safe space for displaced persons to endure cold temperatures during the coldest parts of London’s winter.

“The response aims to meet individuals’ basic needs, ensure life saving measures are in place, increase connectivity and to provide a solution **to assist our most vulnerable Londoners to get out of the cold.**”ⁱⁱ

Among the new **temporary** day use facilities approved by this committee was a **Warming Centre** located at 525 Hamilton Road. At the time, residents of the neighborhood surrounding the 525 Hamilton Rd. location, took those recommendations as honest, open representations of good faith. The initiative was welcomed with compassion, understanding and support.

Large numbers of Londoners in this neighborhood **no longer share those sentiments.**

Incomplete Data Set Used to Make Recommendations:

In the report at issue, prepared by Debbie Kramers, submitted by Craig Cooper a section entitled “**Challenges Experienced**” was included at page 4 for committee consideration.ⁱⁱⁱ In that section the following omissions are of paramount concern;

No records provided of London Police Service (LPS) call and occurrence/attendance data compared year over year to the location of 525 Hamilton Road. Please note, my office has requested those statistics via MFIPA LPS request (confirmed receipt date April 12, 2021).

Concern: Why has Kevin Dickins not provided Committee with this important data set?

No records provided of frequency of “**needle sweeps**” of the neighbourhood surrounding the Warming Centre located at 525 Hamilton Road. In this neighborhood there are three schools, two of them are elementary schools, which sees high traffic of young, vulnerable minor students often walking to nearby schools unaccompanied by adults.

No records provided of “**needle counts**” of discarded, used, contaminated needles found in the neighbourhood surrounding the Warming Centre located at 525 Hamilton Road.

No records or mentions of concerns presented by community members in the neighbourhood surrounding the Warming Centre located at 525 Hamilton Road. I have personally called Ms Debbie Kramer (who prepared the submission for committee) on April 09, 2021 (11:49 am), expressing concerns about community safety, leaving a message on her unattended voice mail briefly expressing concerns related to community safety in the area and asking for a call back. To date no call back has been received.

No records provided of the number of calls related to “encampments” being established in the open space adjacent to the bicycle path at the end of Smith Street, which in my experience has seen a significant increase of communal living since the establishment of the Warming Centre located at 525 Hamilton Road.

Personal Concerns and Experiences:

I commute from my downtown office to my home on Smith Street and pass the Warming Centre Program Hamilton Road Seniors Centre (525 Hamilton Rd) at approximately 8 am and then again at 4:45 pm daily. Later in the evening, I also walk my dog around the area where the centre is located.

From the onset of spring, I have noticed a dramatic deterioration in the conditions of the neighbourhood as a result of the crowds of persons who are drawn to the centre and whom now members of our community, of all ages, are faced with the challenges and risks of daily interaction. Aside from the large number of needles I have personally found (well over 20 to date), collected and discarded on my walks around the location, the other main concern is the risk of safety posed by some visitors to the centre.

I have personally witnessed two assaults the first occurring on March 15, and the second occurring about two weeks later – both were violent confrontations occurring on the property of the Hamilton Road Seniors Centre, both involved persons that appeared to be attendees of this program physically assaulting one another.

I have personally witnessed the use of drugs on the property of Hamilton Road Seniors Centre, in particular the smoking of (what I assume to be) methamphetamine from tin or aluminum material with the use of straws (or similar). This drug use is occurring freely and openly. I have also witnessed people pass out in the parking lot of 525 Hamilton Rd with open alcohol containers. I have also witnessed a man shouting obscenities and openly carrying a weapon trying to enter the facility after normal operation hours – see attached photo taken on or about on April 16, 2021. All of this despite the noticeable increase of police attendance to the location at issue.

Since the onset of Spring, my car which is parked in my driveway between the centre at 525 Hamilton Rd and the bicycle paths at the end of Smith Street has been broken into twice. Further, neighbors have reported persons traveling between the centre at 525 Hamilton Rd and the encampments being established along the bicycle path areas at end of Smith St, having ended up in a state of trespass in their backyards. My wife also has reported being verbally threatened (death threat) by one such migrant.

I have personally entered the facility at 525 Hamilton Rd and observed guests who have appeared to be under the heavy influence of drugs, and I do have further (but as of yet unsubstantiated) suspicions and concerns that staff of Impact London may be allowing or willfully ignoring drug use on site.

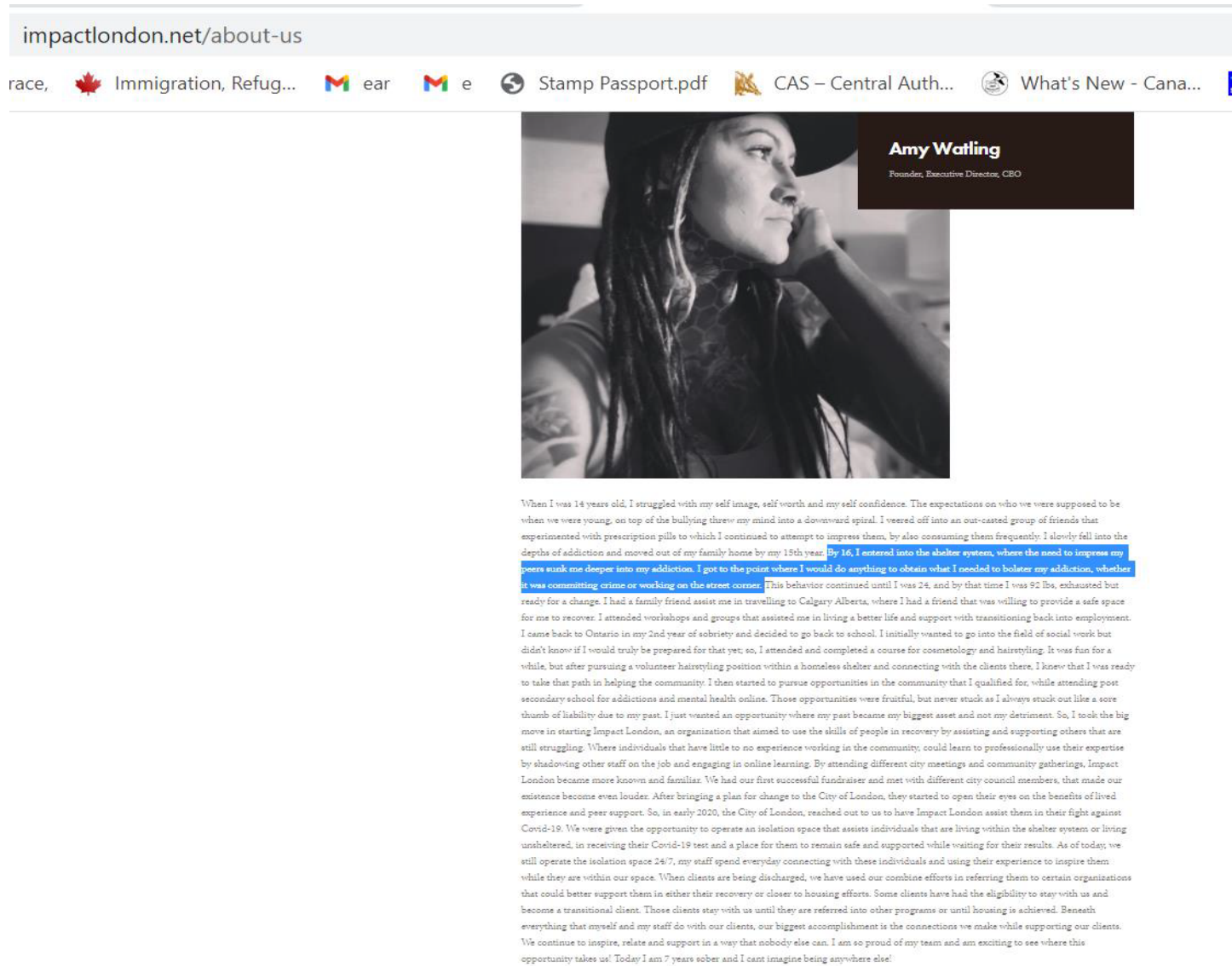
Photo taken (on or about on) April 09, 2021

Man wielding baseball bat, screaming obscenities and threats, **with baseball bat** attempts entry at back and front of Warming Centre located at 525 Hamilton Road



I would also add that the fact that increased crime and drug use are directly connected with this type of homeless service centre system is **well acknowledged** by even the persons who are administering this program (see below).

<https://www.impactlondon.net/about-us>



The screenshot shows the website [impactlondon.net/about-us](https://www.impactlondon.net/about-us). At the top, there are navigation links for 'race', 'Immigration, Refug...', 'Stamp Passport.pdf', 'CAS – Central Auth...', and 'What's New - Cana...'. Below the navigation is a large black and white photograph of Amy Watling, a woman with long dark hair, looking thoughtfully to the side. To the right of the photo is a dark box with the text: 'Amy Watling, Founder, Executive Director, CEO'. Below the photo is a testimonial text. A portion of the text is highlighted in blue, containing the quote: 'By 16, I entered into the shelter system, where the need to impress my peers sunk me deeper into my addiction. I got to the point where I would do anything to obtain what I needed to bolster my addiction, whether it was committing crime or working on the street corner.'

*“By 16, I entered into the shelter system, where the need to impress my peers **sunk me deeper into my addiction**. I got to the point where I would do anything to obtain what I needed to bolster my addiction, whether it was **committing crime or working on the street corner**.”*

However, when entering the facility personally, to respectfully raise preliminary concerns about this issue, I was met with hostilities and expletives from staff who informed me “after five pm they are not our problem”.

In conclusion, it is my impression that there is a distinct lack of objective concern for community safety for the residents and children living in Ward 1.

I believe that this should be obvious by the extent of the omissions in the report prepared by Debbie Kramers and subsequently submitted by Craig Cooper for your consideration today. The fact that Mr Kevin Dickins is recommending committee action in this context – is completely unacceptable to myself as well as numerous other residents of the impacted neighborhood. I would go as far as to say, under these circumstances, the recommendations set before you by Mr Kevin Dickins are not rooted in objectivity nor reality and that the contents of the report (which have laid the roots for the recommendations to be considered by your Committee here today) provide a woefully incomplete picture of the impact on local residents, I would only hope not intentionally so.

Earl Blaney
Resident Smith Street, Ward 1



ⁱ [City of London 2020-2021 Winter Response Program for Unsheltered Individuals \(CPSC: December 1, 2021\)](#) page 1.

ⁱⁱ [Ibid.](#), page 2.

ⁱⁱⁱ [Update – City of London 2020-2021 Winter Response Program For Unsheltered Individuals](#) (page 4)

Report to Community and Protective Services Committee

To: Chair and Members, Community and Protective Services Committee Meeting
From: Kevin Dickins, Acting Managing Director, Housing, Social Services and Dearness Home
Subject: Coordinated Informed Response (CIR) Spring Update
Date: April 20, 2021

Recommendation

That, on the recommendation of the Acting Managing Director of Housing, Social Services and Dearness Home, that this report BE RECEIVED for information purposes.

Executive Summary

The purpose of this information report is to provide a Spring update on the Coordinated Informed Response (CIR). CIR is unique in that it is a City funded initiative that involves multiple service areas and organizations working together to support and strengthen the community.

- Coordinated Informed Response (CIR) partners include: City of London: Corporate Security, Homeless Prevention, Municipal Law Enforcement, Parks, Roads and Service London. Additional community organizations include Atlohsa Family Healing Services, London Cares, and London Police Services,
- CIR was approved and funded by Municipal Council in the 2020-2023 Multi Year budget as a full time initiative.
- CIR activity is continuously monitored, and responses are adjusted to ensure it is meeting the needs and concerns of the London community.
- Reporting systems such as Customer Relationship Management (CRM) and Homeless Individual and Family Information System “HIFIS” have been utilized to monitor progress of incidents and individuals.
- The broader community can report urban encampments through service@london.ca or 519-661-4570 to initiate a response.

Coordinated Informed Response in 2020

Coordinated Informed Response continues to focus on basic needs and assisting individuals to access resources through the City’s coordinated access system to achieve housing stability for individuals urban camping and sleeping rough.

- **14** unique individuals have been housed directly through CIR Outreach interactions in 2020
- **79** unique individuals have been housed who have engaged with CIR outreach

During 2020 the CIR Outreach team produced:

- **6109** independent interactions serving **1267** unique individuals
- **914** of those interactions were within campsites, which supported **325** unique individuals
- **125** of the 325 individuals spent more than 25% of the year in shelter
- **244** of the 325 individuals spent **no** days in shelter

As part of a caring and compassionate response which focused on housing stability, CIR not only helped to house individuals, they provided **5509** referrals to other supports and services to assist with their needs, including:

Referral Type	Number of Referrals
Housing Services	710

Resting Spaces	3008
Emergency Shelter	626
Support Services (social / medical services, etc.)	249
Warm Transfers out of encampment	916
• To housing programs	221
• To shelters	254
• To community meals and services	241

The **6190** primary and secondary service needs that were addressed included:

- **4085** system navigation supports
- **301** incidents of crisis de-escalation
- **853** incidents of providing water and food
- **679** transportation supports
- **142** warm gear provided

Mental Health and Addiction challenges are a reality that affects all areas of our community. CIR continues to support homeless individuals who find themselves in mental or substance use crisis.

Outreach responded to 17 overdoses and 6 cases of escalated aggression in the community.

Resting Spaces responded to 13 overdoses and 22 cases of escalated aggression. 717 Naloxone kits were distributed to community.

The City received 1,779 community-initiated complaint calls / emails for CIR.

The Coordinated Informed Response attended to 4,421 incidents of urban camps and sleeping rough occurrences in this period, and:

- Removed **580** urban camps.
- Reported **30** incidents of pets (24 dogs, 6 cats)
- Tagged and stored **4 bins** of personal items for claiming
- Recovered **5,102** syringes: and,
- Collected over **16,277** bins of garbage.

Covid-19 Response

The City of London has taken many measures to increase social distancing and reduce the risk of outbreak within the homeless community by providing safe spaces for individuals and families to self-isolate. Additionally, the removal of encampments on city owned property was paused to encourage less movement, monitor safe distancing, and reduce risk to both the unsheltered homeless and community. At times, however, the health and safety risk to community was too great to permit larger encampments to remain and these encampments were removed.

One of these encampments in Queens Park was occupied by over 40 individuals. Although approximately 10 of the individuals were already housed, 30 were not and were willing to engage with Outreach to work toward a housing plan. All 30 individuals were provided with transitional housing options. Since then;

- 9 have transitioned into permanent housing
- 8 have disengaged from supports
- 4 are still working with their housing supports and are in line for housing
- 4 reside in shelters
- 2 are transitionally housed in hotels
- 2 are deceased

Wellington Valley Park encampment was occupied by approximately 30 people. The area became increasingly more dangerous for the individuals encamping due to extreme cold

weather, snow accumulating on a flood plain and a pending archeological dig to support the redevelopment of the area for a park. Throughout daily outreach visits, and despite repeated attempts to help, 15 of the 30 individuals did not wish to engage with CIR or system supports and left the park. The CIR outreach team, along with other community support agencies continually engaged with individuals and ultimately worked with the remaining 15 people wanting housing supports and were interested in transitional housing options.

The Winter Response was introduced to provide space for unsheltered and marginalized individuals of London to safely come indoors during the extreme cold of winter. All 15 individuals chose to move into the Winter Response day and overnight space and stayed for its duration. Many are currently in the process of moving into housing.

Comfort Stations (portable washrooms with sanitizer) were introduced during the pandemic throughout the community to support marginalized individuals with a much-needed basic need due to many businesses and facilities being closed to public use because of the pandemic restrictions.

Resting Spaces

A barrier to engagement with individuals who are living unsheltered is locating individuals when they move locations throughout the day. Resting spaces provide a location where housing focused engagement can take place between individuals and service providers.

Effective September 16, 2019, Resting Spaces were expanded in the community to include daytime hours to further support the efforts of the Coordinated Informed Response. Resting Spaces provide programming designed specifically for individuals experiencing unsheltered homelessness, urban camping or sleeping rough. Individuals can meet basic needs such as rest, sleep, food, showers, and doing laundry. Individuals are referred to Resting Space by CIR in the day, to have their immediate basic needs and more extensive engagement needs met. Resting spaces are low barrier; individuals who may be demonstrating “in-the-moment” unpredictable and disruptive behaviours and may otherwise not be eligible to receive services can come to Resting Spaces. With a low barrier model, individuals are permitted to have restrictions elsewhere, bring and store belongings, present with a partner or pet and still will be able to access Resting Spaces.

As of February 2020, and additional ten (10) Resting Spaces were added to the system. Coordinated Informed Response, therefore, was able to access 15 daytime and 15 night-time Resting Spaces, 7 days a week, to assist with the needs of 30 individuals experiencing unsheltered homelessness daily during early days of the pandemic. These beds are accessed through a referral from the CIR team.

Resting spaces provided **9,408** stays in 2020.

Linkage to the Corporate Strategic Plan

2019-2023 Strategic Plan for the City of London

The City of London identifies ‘Strengthening Our Community’ and ‘Building a Sustainable City’ as strategic areas of focus.

- Londoners have access to the supports they need to be successful.
- Londoners have access to the services and supports that promote well-being, health, and safety in their neighbourhoods and across the city.

Housing Stability for All: The Housing Stability Action Plan for the City of London (2019-2024)

London’s Homeless Prevention and Housing Plan, Housing Stability for All: The Housing Stability Action Plan for the City of London (Housing Stability for All Plan), is the approved guiding document for homeless prevention and housing in the City of London, and was developed in consultation with Londoners.

Analysis

1.0 Background Information

1.1 Previous Reports Related to this Matter

- Core Area Informed Response (SPPC: September 17, 2018)
- Core Area Informed Response – Pilot Update Report (SPPC: March 4, 2019)
- Core Area Informed Response and Resting Space – Update (CPSC: October 8, 2019)
- Coordinated Informed Response Update (CPSC: February 19, 2020)

2.0 Discussion and Considerations

2.1 Purpose

The purpose of this information report is to provide a Year-end update on the Coordinated Informed Response, Resting Spaces and Covid-19 Response for 2020.

2.2 Background

Like many other communities across Canada, London is continuing to see an increase in street-involved activity including unpredictable and disruptive behaviours, disruption to businesses, trespassing, urban camps, rough sleeping, vandalism, and excessive garbage.

These challenges are related, in part, to the increased risks from substance use, mental health illness, homelessness, and pressures on social supports, access to treatment, and lack of available affordable housing stock with supports.

In addition, 2020 was impacted by the COVID-19 pandemic. This brought unique challenges to our community's most vulnerable population who struggled to have basic needs met.

London's Coordinated Informed Response (CIR) works together with multiple service areas and organizations. It is a caring and compassionate response that aims to support individuals who are experiencing, both sheltered and unsheltered, homelessness by finding safe alternative solutions focused on housing.

This collaborative response links to the City of London's Strategic Plan, the London Plan, the Homeless Prevention and Housing Plan, and the Mental Health and Addiction Strategy. Links to community plans and initiatives include the Community Drug and Alcohol Strategy and other multi service activities such as the Core Area Action Plan initiative.

3.0 Financial Impact/Considerations

3.1 Funding

Permanent funding for the Coordinated Informed Response initiative was secured as part of the 2020-2023 Multi-Year Budget.

Resting Spaces are funded 100% by the Province of Ontario through the Community Homelessness Prevention Initiative (CHPI). There was no net financial impact on the City's approved 2020-2023 Operating Budget.

Conclusion

For 2021, the Coordinated Informed Response program will continue to have a coordinated cross-functional team in place to provide a caring and compassionate response to support individuals that are sleeping rough and urban camping. The knowledge gained through the Coordinated Informed Response will continue to be applied so strategies and actions can be incorporated to strengthen our community with a focus on building a better London for all.

Prepared by: Debbie Kramers, Manager Homeless Prevention
Submitted by: Craig Cooper, Manager Homeless Prevention
Recommended by: Kevin Dickins, Acting Director Housing, Social Services and Dearness Home

Report to Community and Protective Services Committee

To: Chair and Members, Community and Protective Services Committee Meeting
From: Kevin Dickins, Acting Managing Director, Housing, Social Services and Dearness Home
Subject: Homeless Prevention Funding Received in 2020-21 and COVID-19 Response
Date: April 20, 2021

Recommendation

That, on the recommendation of the Acting Managing Director, Housing, Social Services and Dearness Home, this report **BE RECEIVED** for information purposes.

Executive Summary

This informational report is intended to provide an overview of the following:

- Additional COVID-19 Homeless Prevention funding received in 2020-21 through the Ontario Social Services Relief Fund and Canada's COVID-19 Economic Response Plan Federal Funding Agreement.
- How additional COVID-19 funding was used to support individuals and families in London who were/are experiencing homeless or at risk of homelessness during the COVID-19 pandemic.
- Next steps in London's Homeless Prevention COVID-19 Response, including additional 2021-2022 COVID-19 funding received through phase three of the Ontario Social Services Relief Fund.

Linkage to the Corporate Strategic Plan

2019 – 2023 Strategic Plan for the City of London

The Homeless Prevention COVID-19 Response aligns with the following strategic areas of focus in the 2019-2023 City of London Strategic Plan

Creating a Safe London For Women and Girls

Maintaining or increasing the number of shelter beds available to abused women and their children, and to homeless women and girls is a strategy identified to create a safe London for women and girls. This strategy notes that full implementation of a Housing First policy is to be contingent on availability of immediate access to safe, affordable housing.

The Homeless Prevention COVID-19 Response includes dedicated spaces and staffing support for women and children experiencing homelessness during the COVID-19 pandemic. Programs supported through the COVID-19 response support women experiencing homelessness to obtain and retain permanent affordable housing.

Strengthening Our Community

The following strategies identified in the 2019-2023 City of London Strategic Plan support the Strengthening Our Community strategic area of focus through the Homeless Prevention COVID-19 Response, including:

- Implementing coordinated access to mental health and addictions services and supports
- Create more purpose-built, sustainable, affordable housing stock in London

Housing Stability for All: The Housing Stability Action Plan for the City of London (2019)
London's Homeless Prevention and Housing Plan, Housing Stability for All: The Housing Stability Action Plan for the City of London (2019), is the approved guiding document for homeless prevention and housing in the City of London, and was developed in consultation with Londoners.

Providing the right level of support at the right time to decrease the use of emergency services and creating an outreach system and rapid response to support individuals and families experiencing unsheltered homelessness are strategic areas of focus within the 2019 – 2024 Housing Stability Action Plan. London needs to increase system capacity and availability of services across sectors to meet the housing stability needs of individuals and families in crisis, including housing individuals and families experiencing unsheltered homelessness.

Analysis

1.0 Background Information

1.1 Previous Reports Related to this Matter

- Homeless Prevention COVID-19 Response April to June Extension – Single Source Procurement - #SS21-15 (March 30, 2021)
- Procurement in Emergencies Update 3 – COVID-19 (CSC: March 29, 2021)
- 2020 Compliance Report in Accordance with the Procurement of Goods and Services Policy (CSC: March 29, 2021)
- Homeless Prevention COVID-19 Response and Funding Overview (CPSC: April 28, 2020)
- Canada's COVID-19 Economic Response Plan Funding Agreement (CPSC: April 28, 2020)
- Municipal Council Approval of the Housing Stability Plan 2019 to 2024 as Required Under The Housing Services Act, 2011 (CPSC: December 3, 2019)
- Homeless Prevention COVID-19 Response (CPSC: October 6, 2020)

2.0 Discussion and Considerations

2.1 Purpose

The purpose of this report is to provide an overview of one-time COVID-19 funding received from the Provincial and Federal governments expensed by City of London, Homeless Prevention in 2020-21 by City of London, Homeless Prevention.

2.2 Background

City of London, Homeless Prevention Response

City of London Homeless Prevention has taken the following actions to increase social distancing and reduce the risk of outbreak within emergency shelters by providing safe spaces for individuals and families to self-isolate. Since March 2020, the following spaces have been established at various locations throughout London through the use of local motels and hotels.

1. **Isolation Space** for COVID-19 positive individuals. Maximum occupancy is 26 individuals.
2. **Testing and Monitoring Space** for individuals who have screened positive for COVID-19, and individuals deemed close contact to individuals who are COVID-19 positive, and who are required to isolate. Maximum occupancy is 39 individuals.
3. **Physical Distancing Space** in local motels and hotels for vulnerable participants including those that are high-risk and over fifty-five years of age, those that have a

cardiac or respiratory disease, those who are immunocompromised, and families. Physical distancing space is also being provided for women fleeing violence, as well as Indigenous culturally appropriate space. The maximum occupancy is 132 rooms.

The City of London Homeless Prevention team has worked closely with community partners to coordinate staffing at each site, as well as to provide for basic needs including food, cleaning and laundry, and safe transportation.

COVID-19 – Increased Risk for Homeless Individuals and Families

Due to a high risk of a COVID-19 outbreak in emergency shelters, the City of London Homeless Prevention team has been working closely with emergency shelters and homeless serving organizations to take immediate action to limit the spread of the virus amongst some of London's most vulnerable populations since March, 2020.

Employment and Social Development Canada identifies several factors for individuals and families experiencing homelessness that increase the risk of contracting COVID-19, including:

- People living unsheltered have limited ability to prevent infection. If they become ill, transience makes sustained contact for medical monitoring difficult.
- Many people experiencing homelessness have pre-existing health issues that create compromised immunity, and they may not seek or have access to health care.

The Government of Canada identifies the following as COVID-19 Vulnerable Populations:

- Older adults (for London, in consultation with Middlesex London Health unit, this has been determined to be 55+);
- at risk due to underlying medical conditions (e.g. heart disease, hypertension, diabetes, chronic respiratory diseases, cancer); and
- at risk due to a compromised immune system from a medical condition or treatment (e.g. chemotherapy).

The ESDC Canada Reaching Home Directives note the following:

“The public health guidance to mitigate risks of infection, such as self-isolation and social distancing, assumes access to a private home. Inability to follow these guidelines represents a significant risk of community transmission. In addition, overcrowded drop-ins and shelter sites, congregate housing environments, and inadequate resources to maintain proper hygiene and infection control practices exacerbate vulnerability for people who work, volunteer, and reside in these settings. These risk factors underscore the need for communities to take active measures to limit the risk of contracting COVID-19 among people experiencing homelessness, and the staff and volunteers who work with this population.”

2.3 Program Outcomes

Physical Distancing Space Wind Down

The aim of the Homeless Prevention team is to reduce the use of hotel and motel rooms in a wind down phase until June 30, 2021, by actively engaging individuals and ensuring they receive the COVID-19 vaccinations and are document ready to secure permanent housing. Where permanent housing cannot be achieved, transition to emergency shelter or other available transitional housing options will be implemented.

To date, the following data has been reported for all the locations used as part of the COVID-19 response:

Indicator (March 2020 to March 2021)	Number of individuals/ households
Number of families experiencing homelessness who were provided temporary shelter in hotels.	11
The number of individuals experiencing homelessness supported in hotels over the past year, including vulnerable individuals requiring social distance space, Isolation Space, Monitoring Space, Indigenous culturally appropriate space, and violence against women sector participants.	944
Individuals experiencing homelessness who were matched to a Housing First Program and provided with ongoing assistance to obtain permanent housing.	101
Individuals experiencing homelessness that secured permanent housing through the Homeless Prevention COVID-19 Response while receiving temporary shelter in a hotel.	195
Individuals who were supported to become “paper ready” through the Homeless Prevention COVID-19 Response in 2020. Paper readiness is ensuring that individuals have identification, source of income information, and any other documents required to obtain housing. Lack of paper-readiness has been identified as a critical barrier to obtaining housing.	935
Individuals housed directly from living unsheltered due to support provided through the Homeless Prevention COVID-19 Response	58

COVID-19 –Vaccine Roll-Out for High-Risk Congregate Living Settings

As determined by the Ministry of Health COVID-19 vaccination program, residents, primary essential caregivers, and staff of High-Risk Congregate Living Settings are now eligible to receive the COVID-19 vaccine as part of phase two of Ontario’s COVID-19 vaccination program. Phase two of the vaccination program is expected to be completed by mid-May, with roll-out beginning April, 2021.

Given the transient nature of many of London’s homeless population, The Middlesex London Health Unit, City of London Homeless Prevention, and Community Partners have continued working closely to determine how many residents, staff, and essential caregivers (if applicable) will be attending the mass vaccination clinics, and how many residents will require on-site vaccination through mobile vaccination clinics.

3.0 Financial Impact/Considerations

3.1 2020-21 COVID-19 Homeless Prevention Funding

In the 2020-21 fiscal year, City of London, Homeless Prevention received additional funding to support vulnerable populations experiencing and at-risk of homelessness during the COVID-19 pandemic through the Ontario Social Services Relief Fund, and through Canada’s COVID-19 Economic Response Plan, and other sources. The total amount of COVID-19 specific funding received in the 2020-21 fiscal year is outlined below.

Homeless Prevention COVID-19 Specific Funding Received (2020-21)	City of London Allocation
Ontario Social Services Relief Fund (Phase 1)	\$ 3,475,300
Ontario Social Services Relief Fund (Phase 2)	\$ 7,659,165
Ontario Mental Health & Addictions Funding	\$ 173,740
Canada's COVID-19 Economic Response Plan Funding (Phase 1)	\$ 2,423,102
Canada's COVID-19 Economic Response Plan Funding (Phase 2)	\$ 2,911,759
CMA Foundation Grant	\$ 50,000
Total	\$ 16,693,066

One-time COVID-19 funding received in 2020-21 to support the Homeless Prevention COVID-19 Response has been used to support individuals and families experiencing and at-risk of homelessness throughout the pandemic. A summary of the total amount of Homeless Prevention COVID-19 funding spent in 2020-21 is provided below.

Homeless Prevention COVID-19 Expense (2020-21)	Estimated Amount
Emergency Shelter Solutions: <i>Creating a "safe bed" in a variety of settings including social distance space in local hotels and motels, emergency shelters, COVID-19 Isolation and Monitoring Spaces</i>	\$ 4,764,223
Rent Relief: <i>Financial assistance for households at risk of homelessness provided to retain housing and prevent homelessness, including emergency financial assistance for rental arrears through the Housing Stability Bank</i>	\$ 685,000
Staffing Support: <i>Support staff on site at all social distance space, Isolation and Monitoring Space, and mobile outreach staff supporting participants to connect with services and retain housing</i>	\$ 1,174,537
Other Services and Supports: <i>Various services and supports provided to assist vulnerable participants with immediate relief, provision of basic needs, and services related to supporting participants in local social distance space, Isolation and Monitoring Space; including food, biohazard cleaning, transportation, security, comfort stations, etc.</i>	\$ 1,422,529
Capital Investment in Housing: <i>61 new affordable housing units in London at 122 Baseline Road West approved and currently under construction</i>	\$ 5,478,477
Winter Response: <i>Support for unsheltered and marginalized individuals in London over the winter months. Provision of basic needs, life-saving measures, connection to local supports and services. Provision of 62 overnight spaces (beds) and 65 additional daytime spaces (beds)</i>	\$ 1,588,114
Extension of Homeless Prevention COVID-19 Response from April 15, 2021 to June 30, 2021 (pending City Council approval)	\$ 1,198,764
Middlesex County	\$ 381,422
Total Expense	\$ 16,693,066

The Extension of the Homeless Prevention COVID-19 Response from April 15, 2021 to June 30, 2021, estimated to cost \$1,401,000, where approximately \$1,198,764 will be funded by 2020-21 funding noted above, and the remainder funded by the Social Services Relief Fund Phase 3 (SSRF), pending City Council approval.

3.2 2021-22 COVID-19 Homeless Prevention Funding

On March 10, 2021, The Ministry of Municipal Affairs and Housing confirmed the City of London will receive an additional \$5,567,813 in funding through phase three of the Ontario Social Services Relief Fund in 2021. Funding is intended to mitigate the continued impact of the COVID-19 pandemic on the homelessness sector.

Conclusion

City of London, Homeless Prevention will be bringing a report forward in June, 2021 with a recommendation on how additional 2021 COVID-19 funding can support Londoners experiencing and at risk of homelessness during the COVID-19 pandemic.

Prepared by: Kate Green, Manager Homeless Prevention
Submitted by: Craig Cooper, Manager Homeless Prevention
Recommended by: Kevin Dickins, Acting Managing Director Housing, Social Services and Dearness Home

Report to Community and Protective Services Committee

To: Chair and Members
Community and Protective Services Committee

From: Cheryl Smith, Managing Director, Neighbourhood, Children and Fire Services

Subject: Amendments to the Open Air Burning By-law F-7

Date: April 20, 2021

Recommendation

That, on the recommendation of the Managing Director, Neighbourhood, Children and Fire Services, the following actions be taken with respect to the Open Air Burning By-law F7:

- a) the staff report dated April 20, 2021, entitled “Amendments to Open Air Burning By-law F-7, BE RECEIVED; and,
- b) the attached proposed by-law (Appendix “A”) being “A by-law to provide for the regulation of open air burning in the City of London and to repeal By-law F-7”, BE INTRODUCED at the Municipal Council Meeting to be held on May 4, 2021.

Executive Summary

This report proposes changes to the Open Air Burning By-law F-7, including housekeeping changes to improve readability and clarity; add additional definitions to support public education; and to provide the Chief Fire Official or Fire Chief with the authority to ban open air burning in a drought, pandemic, or state of emergency.

Linkage to the Corporate Strategic Plan

The Open Air Burning By-law is aligned with two strategic areas of focus, as presented in the City of London Strategic Plan 2019-2023.

- Strengthening our Community – Increasing neighbourhood safety.
- Leading in Public Service – Increasing efficiency and effectiveness of service delivery.

Analysis

1.0 Background Information

1.1 Previous Reports Related to this Matter

- Open Air Burning By-Law – Education Plan (December 13, 2016)
- Open Air Burning By-Law – Air Quality and Enforcement (March 30, 2016)
- Open Air Burning By-Law (April 2, 2007)

2.0 Discussion and Considerations

2.1 Background and Purpose

The Open Air Burning By-law provides the public with important information on how to safely conduct open air burning and the potential consequences if the requirements for open air burning are not complied with.

The purpose of this report is to seek Municipal Council's approval to make the necessary changes to the current Open Air Burning By-law in order to:

- provide clarification to the public on what is approved and not approved with regards to open air burning in the City of London;
- seek the authority for the Chief Fire Official or Fire Chief to ban open air burning during a drought, pandemic, or state of emergency; and,
- provide the public with references to the most up-to-date version of the Fire Code O. Reg., 213/07 and education to ensure compliance with the by-law.

2.1 Recommendations

Outlined below is a summary of recommended changes to the current Open Air Burning By-law. All changes recommended in this report, in addition to minor housekeeping items, are reflected in the proposed Open Air Burning By-law attached as Appendix "A" to this report.

Housekeeping and Reorganization

General housekeeping amendments are proposed to improve readability and clarity. Proposed amendments include:

- minor wording changes;
- updating applicable Fire Code O.Reg.,213/07 references;
- removing redundant information;
- combining and reordering sections;
- removing some historical background; and,
- adding definitions for the following terms: Approved, Burn Ban, Camp Fire, Chief Fire Official, and Combustible.

Proposed Amendments

The recommended amendments to the Open Air Burning By-law provide further clarity around specific program requirements. An explanation for each amendment, organized by section and clause, is listed below. These proposed amendments are reflected in the proposed by-law attached as Appendix "A" to this report and are summarized below:

- to provide the Chief Fire Official, Fire Chief or designate, the authority to ban open burning during a drought, pandemic, or state of emergency. There are risks associated with not providing the Chief Fire Official with the authority to ban open air burning during these times in a timely manner, including contributing to the spread of the pandemic to officers (by-law, police and fire), fire suppression personnel, and to members of the public.
- to provide the public with a definition of "combustible" that was not contained in the current By-law. This will clarify to the public what a combustible item is when discussions occur with the public regarding open air burning. Combustible will be defined to "mean able to catch fire and burn easily".
- to refer to subsection 2.4.4.4.(1)(b) of the Fire Code O. Reg. 213/07 which states, as amended, prohibits open air burning unless approved, or unless such burning consists of a small, confined fire, supervised at all times, and used to cook food on a grill, barbecue or spit, and is "commensurate with the type and quantity of food being cooked".
- to provide a definition of a "camp fire", "meaning a fire that is set, maintained and supervised at all times for the purpose of recreational enjoyment, cooking or providing warmth".
- To provide clarity to the public that open air burning for a cooking fire is not prohibited during a burn ban if conducted in accordance with Fire Code O. Reg. 213/07.

3.0 Next Steps

Pending Municipal Council approval of the proposed amendments to the Open Air Burning By-law, the London Fire Department will initiate a social media campaign and update Open Air Burning information on the City of London website to provide current information to the community.

4.0 Financial Impact/Considerations

There are no financial impacts associated with the proposed amendments to this By-law.

Conclusion

The Open Air Burning By-law serves as a link to the public on important information on safely conducting open air burning.

The London Fire Department, City of London Legal Services, and Risk Management have worked together in the development of the proposed amendments to the Open Air Burning By-law to improve the distribution of information to the public and to prioritize public safety during a drought, pandemic, and/or a state of emergency.

Prepared by: Matt Hepditch, Deputy Fire Chief
Submitted by: Lori Hamer, Fire Chief
Recommended by: Cheryl Smith, Managing Director, Neighbourhood, Children and Fire Services

- c. Orest Katolyk, Chief Municipal Law Enforcement Officer, Development and Compliance Services
Jason Wills, Manager III, Risk Management
Aynsley Anderson, Solicitor II, Legal and Corporate Services
Cathy Saunders, City Clerk, City Clerk's Office

Bill No.
2021

By-law No.

A by-law to provide for the regulation of open air burning in the City of London and to repeal By-law F-7

WHEREAS section 7.1(1)(b) of the *Fire Protection and Prevention Act, 1997*, S.O. 1997, c. 4, as amended, provides that a council of a municipality may pass by-laws regulating the setting of open air fires, including establishing the times during which open air fires may be set;

AND WHEREAS section 7.1(4) of the *Fire Protection and Prevention Act, 1997*, S.O. 1997, c. 4, as amended, provides that a municipality may appoint an officer to enter upon land and into structures at any reasonable time to inspect the land and structures to determine whether by-laws enacted in accordance with this section are being complied with;

AND WHEREAS section 2.4.4.4(1)(b) of the Fire Code, O. Reg. 213/07, as amended, prohibits open air burning unless approved, or unless such burning consists of a small, confined fire, supervised at all times, and used to cook food on a grill, barbeque or spit, and is commensurate with the type and quantity of food being cooked;

AND WHEREAS section 128(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that, without limiting sections 9, 10 and 11, a local municipality may prohibit and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become public nuisances;

AND WHEREAS section 129(a) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a local municipality may prohibit and regulate with respect to noise, vibration, odour, dust and outdoor illumination;

AND WHEREAS section 425(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, permits Council to pass by-laws providing that any person who contravenes any by-law of the municipality is guilty of an offence;

AND WHEREAS section 429(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a municipality may establish a system of fines for offences under a by-law of the municipality;

AND WHEREAS section 444 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that if a municipality is satisfied that a contravention of a by-law has occurred, the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity;

AND WHEREAS in section 446 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, that if a municipality has authority under the Act or under a bylaw under this or any other Act to direct or require a person to do a matter or thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense;

AND WHEREAS section 6 of the *Farming and Food Production Protection Act, 1998*, S.O. 1998, c. 1 provides that no municipal by-law applies to restrict a normal farm practice carried on as part of an agricultural operation;

AND WHEREAS The Corporation of the City of London has a city-wide yard waste collection program in which yard waste is collected and composted, which program decreases the need to burn yard waste;

AND WHEREAS the Council of The Corporation of the City of London deems it appropriate that open air fires could cause a public nuisance by creating excessive smoke or odour, infringing on the enjoyment of neighbouring property use, generating false alarms, and creating negative health effects on neighbouring residents;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

PART 1 - DEFINITIONS

1. In this by-law:

“Approved” means approved by the Chief Fire Official;

“Barbeque” means a manufactured device or structure with a grill which is designed, intended and used solely for the purpose of cooking food outdoors, and includes a hibachi, but does not include devices or structures designed for personal warmth, fire pits, or Outdoor Fire Containers;

“Burn Ban” means a period of time by which the Chief Fire Official or designate determines that Open Air Burning is Prohibited;

“Camp fire” means a fire that is set, maintained and supervised at all times for the purpose of recreational enjoyment, cooking or providing warmth;

“Camp Site” means a site designated for camping purposes at:

- 1) Fanshawe Conservation Area;
- 2) a “children’s camp” as defined in Ontario Regulation 503/17 as a camp that is intended primarily for campers under 18 years of age and that is a class A camp or class B camp within the meaning of Regulation 568 of the Revised Regulations of Ontario, 1990 (Recreational Camps) under the *Health Protection and Promotion Act*; or
- 3) a camp operated by a charitable corporation approved under the *Charitable Institutions Act*;

“Chief Fire Official” means the Assistant to the Fire Marshal who is the Municipal Fire Chief or a member of the fire department appointed by the Municipal Fire Chief under Article 1.1.1.2. of Division C or a person appointed by the Fire Marshal under Article 1.1.1.1. of Division C;

“City” means The Corporation of the City of London;

“Combustible” means able to catch fire and burn easily;

“Cooking Fire” means an Open Air Fire used for the purpose of cooking food in accordance with the O. Reg. 213/07 (*Fire Code*), as amended from time to time;

“Fire Chief” means the person appointed by City Council to act as Fire Chief for the City as defined in the *Fire Protection and Prevention Act, 1997* or designate;

“Noxious Materials” includes tires, plastics, rubber products, drywall, demolition waste, construction waste, paint, animal organic waste, vegetable waste, food waste,

biomedical waste, tar, asphalt products, battery boxes, pressure-treated wood, creosote-treated wood, and painted wood;

“Nuisance” means excessive smoke, smell, airborne sparks or embers that is likely to disturb others, or that is likely to reduce visibility on roads in the vicinity of the Open Air Burning;

“Officer” means the Fire Chief, any member of London Fire Services within the Fire Fighting and Fire Prevention Divisions, City of London by-law enforcement officers, and Police officers;

“Open Air Burning” means a fire set outside of a building;

“Outdoor Fire Container” means a non-combustible container used to hold a small fire, and includes, but is not limited to, chimineas, metal tubs, fire pits, and outdoor brick fireplaces;

“Owner” means any person, firm or corporation having control over any portion of the building or property under consideration and includes the persons in the building or property;

“Permit” means a permit issued by the Fire Chief to set a fire in the Open Air for a specified time period;

“Permit Holder” means a person to whom a Permit has been issued by the fire Chief;

“Person” means an individual or a corporation;

“Prohibited” means that, for the purposes of this By-law, the Chief Fire Official does not Approve of any Open Air Burning as contemplated by clause 2.4.4.4(1)(a) of O. Reg. 213/07 (*Fire Code*), as amended from time to time, including that for which permission has otherwise been granted under this By-law;

“Smog Alert” means an alert issued by the Ministry of the Environment with respect to air quality;

“Strike” means a strike as defined in the *Labour Relations Act, 1995*, S.O. 1995, c.1, Sched. A;

“Wind Speed” means the wind speed for London as reported on the Environment Canada website.

PART 2 - GENERAL

2.1 No person shall set, maintain, or permit to be set or maintained, an Open Air Burning except as authorized under this By-law.

2.2 This By-law shall not apply to:

- a) a person using a Barbeque to cook food;
- b) a person using a fire in a device installed outside of a building that is used as a source of heat or power for the building or that is ancillary to a manufacturing process, and provided that such device is certified for the purpose by a recognized agency;
- c) a person using a device designed to heat pitch or asphalt;
- d) a person using welding equipment;
- e) a person setting or maintaining a fire at a Strike site in a metal 45 gallon drum;
- f) the City or City Officers for the purposes of education and training individuals;
- g) a person conducting fire extinguisher training who has obtained prior written approval of the Fire Chief or designate.

2.3. Notwithstanding the conditions in this By-law in which Open Air Burning is Approved, the Fire Chief, Chief Fire Official or designate shall have the authority to issue a burn ban under the conditions of a drought, pandemic, state of emergency, which would supersede all Approvals to conduct Open Air Burning in accordance with this By-law.

PART 3 – WHEN OPEN AIR BURNING ALLOWED

Open Air Burning Approved - Outdoor Fire Container

3.1 (1) A person may conduct an Open Air Burning in an Outdoor Fire Container, subject to the conditions set out in this Part.

(2) A person conducting an Open Air Burning shall comply with the following conditions for an Open Air Burning in an Outdoor Fire Container:

- a) shall only conduct the Open Air Burning between 4:00 p.m. and Midnight;
- b) shall only use an Outdoor Fire Container that is constructed from non-combustible material;
- c) shall not burn or attempt to burn a volume of combustible material greater than 46 centimetres wide by 46 centimetres long by 30 centimetres high;
- d) shall contain the fire within the Outdoor Fire Container at all times;
- e) shall locate the Outdoor Fire Container at least 4 metres from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or other combustible article; and
- f) shall locate the Outdoor Fire Container on a non-combustible surface extending beyond the unit to a dimension equal to the height of the Outdoor Fire Container.

Open Air Burning Approved - With a Permit (Fires Greater than 46cm x 46cm x 30cm)

3.2 (1) A person may conduct an Open Air Burning if the person has been issued a Permit, and if the person complies with all of the conditions set out in this Part.

(2) Every Permit is subject to the conditions in this Part of obtaining and continuing to hold a Permit, all of which shall be performed and observed by the applicant or the holder of the Permit:

- a) the applicant shall pay the Application Fee and, if the application is approved, a Permit Fee as set out in the applicable Fees and Charges By-law;
- b) the Permit Holder shall produce the Permit on demand to an Officer conducting an inspection of the Open Air Burning;
- c) shall only conduct the Open Air Burning between 8:00 a.m. and 8:00 p.m.;
- d) shall only use a non-combustible container, and shall contain the fire within it at all times;
- e) shall not have a fire larger than 1 metre in length, by 1 metre in width, by 1 metre in height;
- f) shall locate the Open Air Burning at least 50 metres away from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or other combustible article;
- g) shall locate the Open Air Burning at least 5 metres from any combustible ground cover;
- h) any additional requirements or exemptions the Fire Chief considers necessary in the interest of public safety, or to minimize inconvenience to the general public, or advisable in the circumstances, or to give effect to the objects of this by-law; and
- i) the Permit Holder shall indemnify and save harmless The Corporation of the City of London and its employees from any and all claims, demands, causes of action, costs or damages that the City may suffer, incur or be liable for resulting from the Open Air Burning as set out in this by-law, whether with or without

negligence on the part of the Permit Holder, the Permit Holder's employees, directors, contractors and agents.

(3) An application for a permit must be completed on the forms provided by London Fire Services of The Corporation of the City of London.

(4) A Permit shall only be valid for the date indicated on the Permit, or 7 days after the Permit has been issued, whichever is shorter.

(5) The Fire Chief may refuse to issue a Permit:

- a) if the proposed Open Air Burning would contravene this by-law; or
- b) if the Owner or Permit Holder has previously contravened any Permit conditions or other provisions of this by-law, an Order under this by-law, or By-law F-5.

Open Air Burning Allowed - Cooking Fires

3.3 (1) A person may conduct an Open Air Burning for a Cooking Fire, subject to the conditions set out in this Part

(2) A person conducting an Open Air Burning shall comply with the following conditions for a Cooking Fire:

- a) shall only conduct the Open Air Burning between 11:00 a.m. and Midnight; and,
- b) the burning shall consist of a small, confined fire that is used to cook food on a grill, barbecue or spit, commensurate with the type and quantity of food being cooked, and is supervised at all times.

(3) Open Air Burning for a Cooking Fire is not prohibited during a Burn Ban, if conducted in accordance with O. Reg. 213/07 (*Fire Code*), as amended, and this Part.

Conditions of All Open Air Burning Under this Part

3.4 Every person setting, permitting to be set, maintaining, or permitting to be maintained, an Open Air Burning authorized under this Part shall comply with the following conditions:

- a) shall allow, at any reasonable time, an Officer to inspect the location or proposed location of the Open Air Burning;
- b) shall have legal title to the property at which the Open Air Burning is to occur, or the person, or Permit Holder, as the case may be, shall obtain the prior written consent of the person having legal title to the property;
- c) shall only burn commercially produced charcoal, briquettes, or clean, dry, seasoned wood;
- d) shall not burn Noxious Materials;
- e) shall have an effective extinguishing agent of sufficient size and with the capability of extinguishing the Open Air Burning immediately available for use;
- f) shall attend, control and supervise the Open Air Burning at all times;
- g) shall completely extinguish the Open Air Burning before the site is vacated;
- h) shall not burn if the wind speed exceeds 15 kilometres per hour during the Open Air Burning;
- i) shall not burn if it is rainy or foggy;
- j) shall not burn if a Smog Alert has been declared;
- k) shall comply with the provisions of the *Environmental Protection Act*, R.S.O. 1990, c.E.19, as amended;
- l) shall protect adjacent properties from the potential spread of fire; and
- m) shall ensure the Open Air Burning does not create a Nuisance.

PART 4 – OPEN AIR BURNING ALLOWED - NORMAL FARM PRACTICE

4.1 (1) A person may conduct an Open Air Burning if it is part of a normal farm practice carried on as part of an agricultural operation, as those terms are defined in the *Farming and Food Production Protection Act*, 1998, S.O. 1998, c.1, on lands zoned for agricultural use, and subject to the conditions set out in this Part.

(2) A person conducting an Open Air Burning under subsection (1) shall comply with the following conditions:

- a) notify London Fire Services' Communications Centre in person or by telephone prior to the Open Air Burning and at the conclusion of the Open Air Burning, and shall provide London Fire Services' Communications Centre with their municipal address;
- b) not have a fire larger than 2 metres in length, by 2 metres in width, by 2 metres in height; and
- c) locate the Open Air Burning at least 50 metres away from any building, structure, property line, tree, hedge, fence, roadway, overhead wire or other combustible article.

(3) The conditions in subsection 4.1(2) shall not apply to fires under subsection 4.1(1) that are used to burn off dried vegetation along fence lines and in culverts.

PART 5 – ORDER TO DISCONTINUE ACTIVITY

5.1 If the Fire Chief is satisfied that this by-law has been contravened, the Fire Chief may make an order requiring the person who contravened the by-law, or who caused or permitted the contravention, or the owner or occupier of the land on which the contravention occurred, to discontinue the contravention. An order under this Part shall be known as an Order to Discontinue Activity, and such an Order can require a person not to conduct an Open Air Burning for a certain period of time.

5.2 An Order to Discontinue Activity shall set out:

- a) the municipal address of the property on which the contravention occurred;
- b) the date of the contravention;
- c) the contravention of the by-law;
- d) the date by which there must be compliance with the order;
- e) the date on which the order expires.

5.3 The Order to Discontinue Activity may be served personally on the person to whom it is directed or by regular mail to the last known address of that person, in which case it shall be deemed to have been given on the third day after it is mailed.

PART 6 - ORDER TO EXTINGUISH

6.1 If an Officer is satisfied that this by-law has been contravened, the Officer may issue an Order to Extinguish requiring the person contravening the by-law to immediately extinguish the fire.

6.2 An Order to Extinguish shall set out:

- a) the municipal address of the property on which the fire is located;
- b) the date of the inspection;
- c) the contravention of the by-law;
- d) that the fire is to be extinguished immediately
- e) a notice that if the fire is not extinguished immediately, the municipality may extinguish the fire at the expense of the owner and the cost of the work may be recovered by adding the amount to the owner's tax roll.

6.3 The Order to Extinguish may be served personally on the person to whom it is directed or by regular mail to the last known address of that person, in which case it shall be deemed to have been given on the third day after it is mailed.

PART 7 - REMEDIAL ACTION – COSTS

7.1 (1) Should a person default in complying with an Order to Discontinue Activity or an Order to Extinguish, the fire may be extinguished at the person's expense.

(2) The City may enter on land at any reasonable time for the purpose of extinguishing a fire under subsection (1).

(3) The power of entry under this Part shall be exercised by an employee, Officer or agent of the City, or a member of London Police Services. The person exercising the power of entry must on request display or produce proper identification. The person exercising the power of entry may be accompanied by a person under his or her direction.

(4) The City may recover the costs of extinguishing the fire from the person directed to extinguish the fire by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes. The costs include interest calculated at a rate of fifteen percent (15%), calculated for the period commencing on the day the municipality incurs the costs and ending on the day the costs, including interest are paid in full. The amount of the costs, including interest, constitutes a lien on the land upon the registration of a notice of lien in the Land Registry Office.

PART 8 – INSPECTIONS & INSPECTION FEES

8.1 An Officer, and anyone under the Officer's direction, may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether this By-law, an Order to Discontinue Activity, an Order to Extinguish, or an order under section 431 of the *Municipal Act, 2001* is being complied with.

8.2 For the purposes of an inspection, the Officer may:

- a) require the production for inspection of documents relevant to the inspection;
- b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
- c) require information from any person concerning a matter related to the inspection; and,
- d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take photographs necessary for the purposes of the inspection.

8.3 A receipt shall be provided for any document or thing removed under clause 8.2(b) and the document or thing shall be promptly returned after the copies or extracts are made.

8.4 A person exercising a power of entry shall not enter or remain in any room or place actually being used as a dwelling unless the consent of the occupier is obtained, the occupier first having been informed that the right of entry may be refused, and if refused, may only be made under the authority of an order issued under section 438 of the *Municipal Act, 2001*, a warrant issued under section 439 of the *Municipal Act, 2001*, or a warrant under section 386.3 of the *Municipal Act, 2001*.

8.5 The following conditions apply to a power of entry during an inspection:

- a) shall only be exercised by an employee, officer or agent of the City or a member of London Police Services;
- b) the person with the power of entry must on request display or produce proper identification;

- c) the person exercising the power may be accompanied by a person under his or her direction.

Inspection Fee

8.6 (1) Where the Officer determines that an Open Air Burning is not in compliance with this by-law or with an Order, the fee or charge set out in the applicable Fees and Charges By-law for inspecting the Open Air Burning may be imposed on the Owner, person responsible for the Open Air Burning, or Permit Holder.

(2) The fees imposed constitute a debt of the person to the City. The City Treasurer may add fees to the tax roll and collect them in the same manner as municipal taxes on any property for which all the owners are responsible for paying the fees.

PART 9 - PROHIBITIONS

9.1 No person shall set or maintain Open Air Burning, or permit Open Air Burning to be set or maintained, contrary to any provision of this by-law.

9.2 No person shall contravene any conditions of a Permit issued under this by-law.

9.3 No person shall contravene any conditions of setting or maintaining an Open Air Burning under this by-law.

9.4 No person shall contravene an Order to Discontinue Activity.

9.5 No person shall contravene an Order to Extinguish.

PART 10 – PENALTY

10.1 Any person who contravenes any provision of this by-law is guilty of an offence and:

- a) upon a first conviction is subject to a minimum fine of \$100.00 and a maximum fine of \$5,000.00;
- b) upon a subsequent conviction is subject to a minimum fine of \$500.00 and a maximum fine of \$10,000.00.

10.2 Despite section 10.1, where the person convicted is a corporation, the corporation is liable,

- a) on a first conviction, to a minimum fine of \$500 and a maximum fine of not more than Ten Thousand Dollars (\$10,000.); and
- b) on any subsequent conviction, to a minimum fine \$1000 and a maximum fine of not more than Twenty Five Thousand Dollars (\$25,000).

10.3 If this by-law is contravened and a conviction entered, in addition to any other remedy and to any penalty imposed by the by-law, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may make an order,

- a) prohibiting the continuation or repetition of the offence by the person convicted; and
- b) requiring the person convicted to correct the contravention in the manner and within the period that the court considers appropriate.

PART 11 - MISCELLANEOUS

SHORT TITLE

11.1 This By-law may be referred to as the Open Air Burning By-law.

REPEAL

11.2 (1) The Corporation of the City of London By-law F-7, as amended, is repealed on the day this by-law comes into force and effect.

(2) Any penalty incurred, any investigation, legal proceeding or remedy under By-law F-7, as amended, may be continued to be enforced as if By-law F-7, as amended, had not been repealed.

11.3 This by-law comes into force and effect on **May 4, 2021.**

PASSED in Open Council on **May 4, 2021.**

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading –
Second Reading –
Third Reading –
As Amended by

Report to Community and Protective Services Committee

To: Chair and Members
Community and Protective Services Committee

From: Cheryl Smith, Managing Director, Neighbourhood, Children and Fire Services

Subject: Fire Safety Grant Transfer Payment Agreement

Date: April 20, 2021

Recommendation

That, on the recommendation of the Managing Director, Neighbourhood, Children and Fire Services, the attached proposed by-law (Appendix “A”), being “A by-law to approve and authorize the Fire Safety Grant Transfer Payment Agreement between Her Majesty the Queen in Right of Ontario as represented by the Office of the Fire Marshal (the “Province”) and The Corporation of the City of London (the “Recipient”)”, **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021.

Executive Summary

This report recommends that The Corporation of the City of London enter into the Fire Safety Grant Transfer Agreement between Her Majesty the Queen in Right of Ontario as represented by the Office of the Fire Marshal (the “Province”) and The Corporation of the City of London (the “Recipient”), attached as Schedule 1 to the proposed by-law, for the period of March 31, 2021 to August 1, 2021. The Fire Safety Grant Transfer Agreement provides funding to assist municipal fire services in addressing challenges associated with training and virtual inspections due to the COVID-19 pandemic.

Linkage to the Corporate Strategic Plan

The Ontario Fire Marshal's Fire Safety Grant is aligned with the following strategic area of focus and outcome from the City of London Strategic Plan 2019-2023:

- Strengthening our Community – Londoners have access to the services and supports that promote well-being, health, and safety in their neighbourhoods and across the city.

Analysis

1.0 Discussion and Considerations

1.1 Background and Purpose

On March 11, 2021, the Government of Ontario announced a one-time grant to municipal fire services to assist in addressing challenges and offsetting costs associated with training and virtual inspections due to the COVID-19 pandemic.

London Fire Department (London Fire) was invited to apply to the Fire Safety Grant program by March 19, 2021 to receive up to \$99,200.00 in grant funding. London Fire subsequently prepared and submitted a grant application and was notified on March 29, 2021 that the application was accepted in principle by the Ontario Fire Marshal (OFM), pending formalization of the grant allocation and the municipality entering into the Fire Safety Grant Transfer Payment Agreement.

The purpose of this report is to:

1. Provide an overview of London Fire’s plan to utilize the grant funds; and
2. Present for consideration of approval the Fire Safety Grant Transfer Payment Agreement between Her Majesty the Queen in right of Ontario as represented by the Office of the Fire Marshal (the “Province”) and The Corporation of the City of London (the “Recipient”).

1.2 London Fire’s Municipal Fire Protection Grant Plan

London Fire’s application to the Fire Safety Grant Program, approved in principle by the OFM, includes the following three training initiatives:

1. Fire Investigator Training – London Fire has requested \$39,150.00 to purchase materials and equipment required to provide the National Fire Protection Association’s (NFPA) “Standard for Professional Qualifications for Fire Investigator” training.
2. Hazardous Material Training – London Fire has requested \$27,711.53 to purchase materials and equipment required to provide the NFPA’s “Standard for Hazardous Materials/Weapons of Mass Destruction Emergency Response Personnel Professional Qualifications” training.
3. Vehicle Rescue Training – London Fire has requested \$32,170.00 to purchase materials and equipment required to provide the NFPA’s “Standard for Technical Rescue Personnel Professional Qualifications” training.

The total request for all three training initiatives outlined in the application is \$99,031.53. It is noted that materials purchased in US dollars are subject to price fluctuations.

Further project details are provided in the attached Schedule “C”.

1.3 Transfer Payment Agreement

The OFM requires formalization of London Fire’s application through a Transfer Payment Agreement. As a condition of the grant, funds must be spent by August 1, 2021 and a report to the OFM is required by September 1, 2021 to outline how the grant was utilized.

The details of the Transfer Payment Agreement are provided in Schedule 1 of the proposed by-law attached as Appendix “A” to this report.

2.0 Next Steps

Subject to the Municipal Council’s approval, the Mayor and the City Clerk will execute the Fire Safety Grant Transfer Payment Agreement and the Civic Administration will begin implementation of the plan upon receipt of the funds.

Conclusion

Like many Service Areas, London Fire has faced new challenges and uncertainty through the COVID-19 pandemic. The Ontario Fire Marshal’s Fire Safety Grant Program is a recognition of these challenges and is a welcome investment in our community. The funding provided through the grant will be used to invest in additional training for London Fire staff to support the area’s capacity and ongoing commitment to responding to community needs.

Prepared and Submitted by: Lori Hamer, Fire Chief
Recommended by: Cheryl Smith, Managing Director, Neighbourhood, Children and Fire Services

Appendix A

Bill No.
2021

By-law No.

A by-law to approve and authorize the Fire Safety Grant Transfer Payment Agreement between Her Majesty the Queen in Right of Ontario as represented by the Office of the Fire Marshal (the "Province") and The Corporation of the City of London (the "Recipient").

WHEREAS section 2 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that municipalities are created by the Province of Ontario to be responsible and accountable governments with respect to matters within their jurisdiction and each municipality is given powers and duties under this Act and many other Acts for the purpose of providing good government with respect to those matters;

AND WHEREAS subsection 5(3) of the *Municipal Act, 2001* provides that a municipal power shall be exercised by by-law;

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

AND WHEREAS section 10 of the *Municipal Act, 2001* provides that the City may provide any service or thing that the City considers necessary or desirable for the public, and may pass by-laws respecting same, and respecting economic, social and environmental well-being of the City, and the health, safety and well-being of persons;

AND WHEREAS the Municipal Council of The Corporation of the City of London deems it appropriate to enter into the Fire Safety Grant Transfer Payment Agreement with Her Majesty the Queen in Right of Ontario as represented by the Office of the Fire Marshall (the "Province");

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Fire Safety Grant Transfer Payment Agreement (the "Agreement") between Her Majesty the Queen in right of Ontario as represented by the Office of the Fire Marshal (the "Province") and The Corporation of the City of London (the "Recipient"), substantially in the form attached as Schedule 1 to this by-law, is authorized and approved.
2. The Mayor and City Clerk are authorized to execute the Agreement in section 1, above.
3. The Deputy City Manager, Neighbourhood and Community-Wide Services or written designate is delegated the authority to approve and execute any further Amendments to the Agreement if the Amendments are substantially in the form of the Agreement, approved in section 1, above.
4. The Deputy City Manager, Neighbourhood and Community-Wide Services or written designate is delegated the authority to undertake all the administrative, financial and reporting acts that are necessary in connection with the Agreement as approved in section 1, above.
5. This by-law shall come into force and effect on the date it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Schedule 1

FIRE SAFETY GRANT TRANSFER PAYMENT AGREEMENT

THE AGREEMENT, effective as of the [Click or tap here to enter text.](#) day of [Choose an item.](#), 20[Click or tap here to enter text.](#) (the “**Effective Date**”)

B E T W E E N :

**Her Majesty the Queen in right of Ontario
as represented by the Office of the Fire Marshal**

(the “**Province**”)

- and -

THE CORPORATION OF THE CITY OF LONDON

(the “**Recipient**”)

CONSIDERATION

In consideration of the mutual covenants and agreements contained in this Agreement and for other good and valuable consideration, the receipt and sufficiency of which are expressly acknowledged, the Province and the Recipient agree as follows:

1.0 ENTIRE AGREEMENT

1.1 The agreement, together with:

- Schedule “A” - General Terms and Conditions
 - Schedule “B” - Project Specific Information and Additional Provisions
 - Schedule “C” - Project
 - Schedule “D” - Budget
 - Schedule “E” - Reports, and
- any amending agreement entered into as provided for in section 3.1,

constitutes the entire agreement between the Parties with respect to the subject matter contained in the Agreement and supersedes all prior oral or written representations and agreements.

2.0 CONFLICT OR INCONSISTENCY

2.1 In the event of a conflict or inconsistency between the Additional Provisions and Schedule “A”, the Additional Provisions will prevail.

3.0 AMENDING THE AGREEMENT

3.1 The Agreement may only be amended by a written agreement duly executed by the Parties.

4.0 ACKNOWLEDGEMENT

4.1 The Recipient acknowledges that:

(a) the Funds are:

- (i) to assist the Recipient to carry out the Project and not to provide goods or services to the Province;

- (ii) funding for the purposes of the Public Sector Salary Disclosure Act, 1996 (Ontario);
- (b) the Province is not responsible for carrying out the Project; and
- (c) the Province is bound by the *Freedom of Information and Protection of Privacy Act* (Ontario) and that any information provided to the Province in connection with the Project or otherwise in connection with the Agreement may be subject to disclosure in accordance with that Act.

The Parties have executed the Agreement on the dates set out below.

HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO as represented by the Office of the Fire Marshal

Click or tap here to enter text.

Date

Signature: _____

Name: Douglas Browne

Title: Deputy Fire Marshal

THE CORPORATION OF THE CITY OF LONDON

Click or tap here to enter text.

Date

Signature: _____

Name: Click or tap here to enter text.

Title: Click or tap here to enter text.

I have authority to bind the Recipient.

SCHEDULE “A”
GENERAL TERMS AND CONDITIONS

A1.0 DEFINITIONS

A1.1 Definitions. In the Agreement, the following terms will have the following meanings:

“**Additional Provisions**” means the terms and conditions set out in Schedule “B”.

“**Agreement**” means this agreement entered into between the Province and the Recipient, all of the schedules listed in section 1.1, and any amending agreement entered into pursuant to section 3.1.

“**Budget**” means the budget attached to the Agreement as Schedule “D”.

“**Effective Date**” means the date set out at the top of the Agreement.

“**Event of Default**” has the meaning ascribed to it in section A12.1.

“**Expiry Date**” means the expiry date set out in Schedule “B”.

“**Funding Year**” means:

- (a) in the case of the first Funding Year, the period commencing on March 31, 2021 and ending on August 31, 2021; and

“**Funds**” means the money the Province provides to the Recipient pursuant to the Agreement.

“**Indemnified Parties**” means Her Majesty the Queen in right of Ontario, Her ministers, agents, appointees and employees.

“**Maximum Funds**” means the maximum Funds set out in Schedule “B”.

“**Notice**” means any communication given or required to be given pursuant to the Agreement.

“**Notice Period**” means the period of time within which the Recipient is required to remedy an Event of Default, and includes any such period or periods of time by which the Province extends that time.

“**Parties**” means the Province and the Recipient.

“**Party**” means either the Province or the Recipient.

“**Project**” means the undertaking described in Schedule “C”.

“**Reports**” means the reports described in Schedule “E”.

A2.0 REPRESENTATIONS, WARRANTIES AND COVENANTS

A2.1 General. The Recipient represents, warrants and covenants that:

- (a) it is, and will continue to be a validly existing legal entity with full power to fulfill its obligations under the Agreement;
- (b) it has the full power and authority to enter into the Agreement and has taken all necessary actions to authorize the execution of the Agreement;
- (c) it has, and will continue to have the experience and expertise necessary to carry out the Project;

- (d) it is in compliance with, and will continue to comply with all federal and provincial laws and regulations, all municipal by-laws, and any other orders, rules and by-laws related to any aspect of the Project, the Funds or both; and
- (e) unless otherwise provided for in the Agreement, any information the Recipient provided to the Province in support of its request for funds (including information relating to any eligibility requirements) was true and complete at the time the Recipient provided it and will continue to be true and complete.

A2.2 Governance. The Recipient represents, warrants and covenants that it has, will maintain, in writing, and will follow:

- (a) a code of conduct and ethical responsibilities for all persons at all levels of the Recipient's organization;
- (b) procedures to enable the Recipient's ongoing effective functioning;
- (c) decision-making mechanisms for the Recipient;
- (d) procedures to enable the Recipient to manage Funds prudently and effectively;
- (e) procedures to enable the Recipient to complete the Project successfully; and
- (f) procedures to enable the preparation and submission of all Reports required pursuant to Article A6.0.

A3.0 TERM OF THE AGREEMENT

A3.1 Term. The term of the Agreement will commence on March 31, 2021 and will expire on the Expiry Date.

A4.0 FUNDS AND CARRYING OUT THE PROJECT

A4.1 Funds Provided. The Province will:

- (a) provide the Recipient up to the Maximum Funds allocated as part of this grant exercise;
- (b) provide the Funds to the Recipient in accordance with the payment plan set out in Schedule "D"; and
- (c) deposit the Funds into an account designated by the Recipient provided that the account:
 - (i) resides at a Canadian financial institution; and
 - (ii) is in the name of the Recipient.

A4.2 Use of Funds and Carry Out the Project. The Recipient will do all of the following:

- (a) carry out the Project in accordance with the Agreement;
- (b) use the Funds only for the purpose of carrying out the Project;
- (c) spend the Funds only in accordance with the Budget;
- (d) not use the Funds to cover any cost that has or will be funded or reimbursed by one or more of any third party, ministry, agency or organization of the Government of Ontario.

A5.0 CONFLICT OF INTEREST

A5.1 No Conflict of Interest. The Recipient will carry out the Project and use the Funds without a conflict of interest. The Recipient will disclose to the Province, without delay, any situation that a reasonable person would interpret as an actual, potential or perceived conflict of interest; and comply with any terms and conditions that the Province may prescribe as a result of the disclosure.

A6.0 REPORTING, ACCOUNTING AND REVIEW

A6.1 Preparation and Submission. The Recipient will submit to the Province at the address referred to in section A15.1, all Reports in accordance with the timelines and content requirements provided for in Schedule “E”, or in a form as specified by the Province from time to time.

A6.2 Record Maintenance. The Recipient will keep, maintain and make available to the Province, its authorized representatives or an independent auditor identified by the Province for inspection and copying:

- (a) all financial records (including invoices) relating to the Funds or otherwise to the Project in a manner consistent with generally accepted accounting principles; and
- (b) all non-financial documents and records relating to the Funds or otherwise to the Project.

A7.0 COMMUNICATIONS REQUIREMENTS

A7.1 Acknowledge Support. Unless otherwise directed by the Province, the Recipient will acknowledge the support of the Province for the Project in a form and manner as directed by the Province.

A7.2 Publication. The Recipient will indicate, in any of its Project-related publications, whether written, oral, or visual, that the views expressed in the publication are the views of the Recipient and do not necessarily reflect those of the Province.

A8.0 INDEMNITY

A8.1 Indemnification. The Recipient will indemnify and hold harmless the Indemnified Parties from and against any and all liability, loss, costs, damages and expenses (including legal, expert and consultant fees), causes of action, actions, claims, demands, lawsuits or other proceedings, by whomever made, sustained, incurred, brought or prosecuted, in any way arising out of or in connection with the Project or otherwise in connection with the Agreement, unless solely caused by the negligence or wilful misconduct of the Indemnified Parties.

A9.0 INSURANCE

A9.1 **Recipient's Insurance.** The Recipient represents, warrants and covenants that it has, and will maintain, at its own cost and expense, with insurers having a secure A.M. Best rating of B+ or greater, or the equivalent, all the necessary and appropriate insurance that a prudent person carrying out a project similar to the Project would maintain, including commercial general liability insurance on an occurrence basis for third party bodily injury, personal injury and property damage, to an inclusive limit of not less than the amount provided for in Schedule "B" per occurrence. The insurance policy will include the following:

- (a) the Indemnified Parties as additional insureds with respect to liability arising in the course of performance of the Recipient's obligations under, or otherwise in connection with, the Agreement;
- (b) a cross-liability clause;
- (c) contractual liability coverage; and
- (d) a 30 day written notice of cancellation.

A9.2 **Proof of Insurance.** If requested, the Recipient will provide the Province with certificates of insurance, or other proof as may be requested by the Province, that confirms the insurance coverage as provided for in section A9.1.

A10.0 EVENT OF DEFAULT, CORRECTIVE ACTION AND TERMINATION FOR DEFAULT

A10.1 **Events of Default.** Each of the following events will constitute an Event of Default:

- (a) in the opinion of the Province, the Recipient breaches any representation, warranty, covenant or other material term of the Agreement, including failing to do any of the following in accordance with the terms and conditions of the Agreement:
 - (i) carry out the Project;
 - (ii) use or spend Funds; or
 - (iii) provide, in accordance with section A6.1, Reports or such other reports as may have been requested by the Province;
- (b) the Recipient's operations, its financial condition, or its organizational structure, changes such that it no longer meets one or more of the eligibility requirements of the program under which the Province provides the Funds;
- (c) the Recipient makes an assignment, proposal, compromise, or arrangement for the benefit of creditors, or a creditor makes an application for an order adjudging the Recipient bankrupt, or applies for the appointment of a receiver; or
- (d) the Recipient ceases to operate.

A10.2 **Consequences of Events of Default and Corrective Action.** If an Event of Default occurs, the Province may, at any time, take one or more of the following actions:

- (a) initiate any action the Province considers necessary in order to facilitate the successful continuation or completion of the Project;
- (b) provide the Recipient with an opportunity to remedy the Event of Default;
- (c) suspend the payment of Funds for such period as the Province determines appropriate;

- (d) reduce the amount of the Funds;
- (e) cancel further instalments of Funds;
- (f) demand from the Recipient the payment of any Funds remaining in the possession or under the control of the Recipient;
- (g) demand from the Recipient the payment of an amount equal to any Funds the Recipient used, but did not use in accordance with the Agreement;
- (h) demand from the Recipient the payment of an amount equal to any Funds the Province provided to the Recipient; and
- (i) terminate the Agreement at any time, including immediately, without liability, penalty or costs to the Province upon giving Notice to the Recipient.

A10.3 **When Termination Effective.** Termination under this Article will take effect as provided for in the Notice.

A11.0 FUNDS AT THE END OF A FUNDING YEAR

A11.1 **Funds at the End of a Funding Year.** Without limiting any rights of the Province under Article A12.0, if the Recipient has not spent all of the Funds allocated for the Funding Year as provided for in the Budget, the Province may take one or both of the following actions:

- (a) demand from the Recipient the payment of the unspent Funds; and
- (b) adjust the amount of any further instalments of Funds accordingly.

A12.0 FUNDS UPON EXPIRY

A12.1 **Funds Upon Expiry.** The Recipient will, upon expiry of the Agreement, pay to the Province any Funds remaining in its possession or under its control.

A13.0 NOTICE

A13.1 **Notice in Writing and Addressed.** Notice will be in writing and will be delivered by email, postage-prepaid mail, personal delivery or fax, and will be addressed to the Province and the Recipient respectively as provided for in Schedule "B", or as either Party later designates to the other by Notice.

A13.2 **Notice Given.** Notice will be deemed to have been given:

- (a) in the case of postage-prepaid mail, five business days after the Notice is mailed; or
- (b) in the case of email, personal delivery or fax, one business day after the Notice is delivered.

A14.0 CONSENT BY PROVINCE AND COMPLIANCE BY RECIPIENT

A14.1 **Consent.** When the Province provides its consent pursuant to the Agreement, it may impose any terms and conditions on such consent and the Recipient will comply with such terms and conditions.

A15.0 INDEPENDENT PARTIES

A15.1 **Parties Independent.** The Recipient is not an agent, joint venturer, partner or employee of the Province, and the Recipient will not represent itself in any way that might be taken by a reasonable person to suggest that it is, or take any actions that could establish or imply such a relationship.

A16.0 ASSIGNMENT OF AGREEMENT OR FUNDS

A16.1 **No Assignment.** The Recipient will not, without the prior written consent of the Province, assign any of its rights, or obligations under the Agreement. All rights and obligations contained in the Agreement will extend to and be binding on the Parties' permitted assigns.

A17.0 GOVERNING LAW

A17.1 **Governing Law.** The Agreement and the rights, obligations and relations of the Parties will be governed by and construed in accordance with the laws of the Province of Ontario and the applicable federal laws of Canada. Any actions or proceedings arising in connection with the Agreement will be conducted in the courts of Ontario, which will have exclusive jurisdiction over such proceedings.

A18.0 FAILURE TO COMPLY WITH OTHER AGREEMENTS

A18.1 **Other Agreements.** If the Recipient:

- (a) has failed to comply with any term, condition or obligation under any other agreement with Her Majesty the Queen in right of Ontario or one of Her agencies (a "**Failure**");
- (b) has been provided with notice of such Failure in accordance with the requirements of such other agreement;
- (c) has, if applicable, failed to rectify such Failure in accordance with the requirements of such other agreement; and
- (d) such Failure is continuing,

the Province may suspend the payment of Funds for such period as the Province determines appropriate.

A19.0 SURVIVAL

A19.1 **Survival.** All Articles and sections, and all applicable cross-referenced sections and schedules, will continue in full force and effect for a period of seven years from the date of expiry or termination of the Agreement.

- END OF GENERAL TERMS AND CONDITIONS -

SCHEDULE “B”

PROJECT SPECIFIC INFORMATION AND ADDITIONAL PROVISIONS

Maximum Funds	\$99,200.00
Expiry Date	August 1, 2021
Insurance	\$ 2,000,000
Contact information for the purposes of Notice to the Province	Position: Address: Fax: Email:
Contact information for the purposes of Notice to the Recipient	Position: Address: Fax: Email:
Contact information for the senior financial person in the Recipient organization (e.g., CFO, CAO) – to respond as required to requests from the Province related to the Agreement	Position: Address: Fax: Email:

Additional Provisions:

(None)

SCHEDULE “C”

PROJECT

The Municipal Fire Protection Grant has been established to provide critical support to municipalities in 2020-21 to offset costs and potential barriers for issues stemming from the COVID-19 pandemic. Such issues include access to training, and equipment or other critical upgrades that are needed at the local level to support virtual inspections.

Ontario’s fire departments vary in size and capacity and they all serve different communities that each present different levels of risk. There is a significant cost to ensure that every department has skilled first responders who are adequately trained and equipped to meet the needs of their community.

Funding could represent the difference in allowing fire departments to train more staff, purchase much needed equipment to allow them to adapt and respond to COVID-19 related risks in their communities in a way that ensures both community and personnel safety.

The use of the one-time 2020-21 Municipal Fire Protection Grant will focus on the needs of municipal fire departments to ensure community safety with a focus on issues that have presented due to the COVID-19 pandemic, including:

- Training to offset the pressures in training as a result of the COVID-19 pandemic.
- Specialty training to respond to the dynamics of the COVID-19 pandemic and the need to ensure fire safety in their communities such as virtual inspections.
- Small improvements to fire department infrastructure, such as accessing high speed internet to support training and virtual inspections.

The fire service has expressed concerns with training and fire code compliance since the start of the pandemic. Some of these concerns include critical inspections being delayed or impacted given the apprehension with entering premises. Similarly, training has been impacted given that fire services have been responding to challenges associated with the pandemic (staffing shortages, increased calls for service, etc.). Many departments continued training online as the Office of the Fire Marshal enhanced its online course availability at the start of the pandemic. This emergency COVID relief funding provides support for increased access to training, support for fire code compliance inspections through virtual inspections, and equipment or other critical upgrades that are needed at the local level to support community risks during the pandemic and the switch to virtual training and inspections.



Office of the Fire Marshal

2020/2021 Fire Safety Grant Application Form

Instructions:

1. Please ensure that all fields are completed as part of this grant application form.
2. If you require more space, please adjust the text boxes as needed.
3. If you wish to split the grant between supporting training and supporting a virtual inspection program to enhance your existing in-person inspection program, please complete both sections below.
4. Please email completed application to ofm@ontario.ca
5. **Applications must be received no later than 1700hrs on March 19, 2021.**
6. If you have any questions, please contact your Fire Protection Adviser.

Name of Municipality	City of London
Name of Fire Department	London Fire Department
Municipal Mailing Address	P.O. Box 5035, City Hall, 300 Dufferin Avenue London, ON N6A 4L9
Name of Fire Chief	Lori Hamer
Email Address for Fire Chief	lhamer@london.ca
Fire Safety Grant Allocation Amount	\$99,200.00

For those departments who wish to use the grant to support training, please provide a brief description of how the grant will be allocated, including the dollar amount. Please provide a brief overview of the training being provided, mode of delivery (online, Regional Training Centre, Learning Contract, other) and estimated timelines for completion. Please refer to the Fire Marshal Memo issued on March 11th, 2021 for additional information regarding eligible expenses. Please add extra lines to expand the text box below, if needed.

Through Learning Contracts, the City of London elects to utilize the grant money in the following training initiatives:

1. Fire Investigator NFPA 1033 certified training.

For this specific and specialized training, the City of London Fire Department relied on other training locations, such as the Ontario Fire College in the past. Under a Learning Contract and with the expended funds this specialized training can be done locally. While the initial training will be done under a Learning Contract it is the ambition of the London Fire Department to become a Regional Training Centre. To accomplish this task the following expenses are required so that the appropriate props and equipment are in place:

Sea container 40 foot High cube	1	\$3,750.00	\$3,750.00
Sea container 40 reg	1	\$3,900.00	\$3,900.00
Lumber	1	\$4,000.00	\$4,000.00
Modifications of Sea containers	1	\$25,000.00	\$25,000.00
Shipping of sea containers	1	\$2,500.00	\$2,500.00
Total			\$39,150.00



Office of the Fire Marshal

2020/2021 Fire Safety Grant Application Form

2. Hazardous Material NFPA 1072 certified training.

For this specific and specialized training, the City of London has conducted in-house training in the past with the assistance of outside agencies. With the updated endorsed provincial program London Fire will ensure all Hazmat Team Technicians become certified. While the initial training will be done under a Learning Contract it is the ambition of the London Fire Department to become a Regional Training Centre. To accomplish this task the following expenses are required so that the appropriate props and equipment are in place:

Chlorine		
“A-1” Kit		\$2,545.00
“C” Kit		\$2,995.00
Leak Control Kit with offset T patches “A-1”		\$900.00
Over Pack Drums		\$92.00
Sealing Plug & Wedge Kits		\$300.00
Tank Truck Rollover Simulator		\$7,200.00
Grounding & Bonding Kit		\$1,015.00
Ground Clamps		\$30.00
Drain Covers/Seals		\$200.00
Hazmat Absorbent pads (box 10)		\$110.00
HMH Sked		\$355.00
Disinfectant Fogger & Disinfectant		\$1,500.00
Level “B” suits		\$78.00
Chem Tape		\$40.00
Non-Sparking 16 piece tool kit		\$1,640.00
Bung Wrench (Drum wrench)		\$50.00
Non-Sparking shovel & tools		\$1,000.00
ABS piping (for overflow/underflow)		\$100.00
Absorbent socks and bearms 12’		\$100.00
Pipe and Valve training prop		\$2,000.00
		\$22,250.00 USD
	Total	\$27,711.53 CAD

3. Vehicle Rescue NFPA 1006 Chapter 8

For this specific and specialized training, the City of London will utilize the newly drafted Provincial Program developed in conjunction with the Urban 12 team. While the initial training will be done under a Learning Contract it is the ambition of the London Fire Department to become a Regional Training Centre. To accomplish this task the following expenses are required so that the appropriate equipment is in place:


Longshore strut 304	2	
Longshore strut 406	2	
Longshore strut 610	2	
Longshore 235 Extension	3	
Longshore 435 Extension	3	
V Base	4	
Contour Base	4	
Multi Base	4	
Hinged Base Plate w/Anchor Ring	6	
Chain 20 ft	2	
Ratchet Belt w/Finger Hook 27 ft	6	
Tie Down Keys w/ J Hook	4	
Non Slip neopren Pad	2	\$27,060.00



Office of the Fire Marshal 2020/2021 Fire Safety Grant Application Form

Strut Stabilizer, Supporter X2 w/Extension, Anchor Ring	2	\$4,800.00
Strap, RSS Carrying	2	\$190.00
Tie Down Keys with J Hook	2	\$120.00
Total		\$32,170.00

For those departments who wish to use the grant to support a virtual inspection program to enhance your existing in-person inspection program, please provide a brief description of how the grant will be allocated, including the dollar amount. Please provide a brief overview of the compliance activities and how it will be administered at the department level, including potential rollout. Please refer to Fire Marshal Memo issued on March 11th, 2021 for additional information regarding eligible expenses. Please add extra lines to expand the text box below, if needed.

Name of Application Submitter	Lori Hamer – London Fire Department
Title	Fire Chief
Signature	
Date	March 16, 2021

SCHEDULE "D"
BUDGET

Funding will be provided to the THE CORPORATION OF THE CITY OF LONDON upon execution of this Agreement. The funds will need to be spent by the municipality by August 1, 2021.

SCHEDULE "E"

REPORTS

As a condition of the Municipal Fire Protection Grant, a report back to the Office of the Fire Marshal must be received by September 1, 2021 to outline how the grant was utilized at the department level.

Report to Community and Protective Services Committee

To: CHAIR AND MEMBERS
COMMUNITY & PROTECTIVE SERVICES COMMITTEE
From: GEORGE KOTSIFAS, P, ENG.
MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE SERVICES &
CHIEF BUILDING OFFICIAL
Subject: SECURITY VIDEO CAMERAS ON PRIVATE RESIDENTIAL PROPERTY
Date: APRIL 20, 2021

Recommendation

That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, this report on the use of residential security cameras **BE RECEIVED** for information purposes.

Executive Summary

Concerns were raised by a citizen about video cameras on a neighbouring property directed at their property. Staff surveyed other Canadian municipalities and found that municipalities do not have by-laws to address residential security camera use and that these security devices, on their own, do not constitute excessive protective elements normally associated with fortification by-laws.

Linkage to the Corporate Strategic Plan

To improve regulatory processes – implement a review of by-laws with a risk-based protocol focussing on municipal purposes.

Analysis

1.0 Background Information

- Community and Protective Services Committee - on July 21, 2020 Municipal Council resolved: That the communication, dated July 2020, from D. Johnstone, with respect to a by-law to protect individuals being video recorded in their own private residential backyards **BE REFERRED** to the Civic Administration for review and a report back at a future meeting with a delegation from D. Johnstone at that time. This report addresses that resolution

2.0 Discussion and Considerations

City of London Fortification By-law

On November 18, 2002 Council adopted a by-law to regulate the fortification of premises. The By-law was approved under Section 217 of The Municipal Act permitting municipalities that are responsible for the enforcement of The Building Code Act to regulate in respect of the fortification of premises.

Stakeholder consultations were held with the Chamber of Commerce, Urban League, London Chapter of the Canadian Alarm and Security Association (CANASA) and London Police Service and a public meeting was convened on November 11, 2002. No public attended.

The By-law was created to be applied to premises related to organized crime to allow access for municipal and law enforcement officials and/or emergency services personnel necessary for the health, safety, and welfare of the inhabitants. The By-law defines “excessive fortification and protective elements” which restricts, obstructs or impedes access to, and exit from lands buildings and structures.

Under the By-law “excessive fortification” can include: devices, barrier or material, metal plaques or plates, observation towers, bullet proof laminated glass, armored reinforced doors, metal grills or bars, masonry over windows or entryways, secondary walls in front of landings, doors or windows, concrete or metal barriers and/or any fence or gate over 3 mm or thicker. “Excessive protective elements” under the By-law include: perimeter warning devices

("laser eyes"), electrified fence or any other deterrent that would injure, and, visual surveillance equipment including video cameras, night vision systems or electronic surveillance listening devices capable of permitting either stationary or scanned viewing or listening, beyond the perimeter of the land.

Section 3.1 (h) of the By-law notes an exemption clause for "a lawfully permitted private dwelling where the nature of the lawful use of the dwelling necessitates particular elements of excessive fortification or excessive protective elements, but only to the extent necessary having consideration for the nature of such use." Under this clause video cameras alone could be permitted if the use was warranted for security purposes.

Evidence of a Violation

In response to residential security camera complaints, in 2017, Municipal Law Enforcement Officer's (MLEOs) consulted with London Police Service and both agreed they would no longer be taking complaints of surveillance camera disputes between neighbours. Prior to 2017, MLEOs would investigate these types of complaints. Knowing that MLEOs could not lawfully demand admittance to a dwelling unit to view the video feed and would unlikely be successful in obtaining a search warrant to investigate an alleged by-law violation, MLEOs would ask for screenshots showing the camera views. Further, even if access to the video feed was provided, the orientation of the camera could be changed immediately after any planned inspection. Given today's security technology, including the size of the camera (i.e. doorbell camera) it is difficult, if not impossible, to determine from an exterior property inspection where the camera is pointed, as many cameras have pan, tilt and rotate options. Complainants contacting the City are currently advised that this is a civil matter between two property owners. The matter would only be referred to London Police Service if there was an indication of a criminal matter (such as possible voyeurism or involvement of children).

Municipal Review

To determine whether this issue has been successfully addressed in other Canadian municipalities, staff surveyed By-law Enforcement Departments in Toronto, Hamilton, Ottawa, Windsor, Whitehorse YK. and St. John's NFLD. All surveyed municipalities responded that this issue is not addressed by any applicable by-laws for security cameras on private residential property.

Hamilton indicated they also have a By-law to "Prohibit and Regulate Fortification and Protective Elements of Land", similar to London, that includes video camera regulations. Recently, they had an issue raised with doorbell cameras and determined that they are not "excessive" but rather are a reasonable means of security and are therefore exempt under the By-law.

This report was prepared in consultation with London Police Service, and City service areas including legal and corporate security.

Conclusion

Concerns were raised by resident about video security cameras on a neighbouring property directed at their property. Municipal staff surveyed Canadian municipalities and found no by-laws specific to security cameras in residential premises. If a citizen feels that a security camera is pointed at their residence for the purposes of voyeurism or other criminal matters, London Police Service could determine if an investigation is warranted.

Submitted by: **OREST KATOLYK, MLEO (C)**
CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER

Recommended by: **GEORGE KOTSIFAS, P. ENG.**
MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE
SERVICES & CHIEF BUILDING OFFICIAL

Report to Community and Protective Services Committee

To: CHAIR AND MEMBERS
COMMUNITY & PROTECTIVE SERVICES COMMITTEE

From: GEORGE KOTSIFAS, P, ENG.
MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE SERVICES &
CHIEF BUILDING OFFICIAL

Subject: SWIMMING POOL FENCE BY-LAW - PROPOSED AMENDMENTS
PUBLIC PARTICIPATION MEETING

Date: APRIL 20, 2021

Recommendation

That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official:

- a) The attached proposed by-law (Appendix "A") **BE INTRODUCED** at the Municipal Council meeting held on May 4th, 2021 to amend By-law No. PS-5, Swimming Pool Fence By-law.

Executive Summary

Prepare amendments to the Swimming Pool Fence By-law to modernize the regulations and enhance public safety.

Linkage to the Corporate Strategic Plan

Analysis

1.0 Background Information

Municipal Council, at its meeting held on March 2, 2020 resolved:

that, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, the following actions be taken with respect to the staff report dated February 19, 2020 related to proposed amendments to the Swimming Pool Fence By-law:

- a) the Civic Administration **BE DIRECTED** to prepare amendments to the Swimming Pool Fence By-law to modernize the regulations and enhance public safety. A public participation meeting at a future meeting of the Community and Protective Services Committee; (CPSC) and,
- b) the above-noted staff report **BE RECEIVED**. (2020-P01) (2.9/3/CPSC)

2.0 Consultation and Municipal Comparisons

Civic Administration met with the President of the Pool and Hot Tub Council of Western Ontario. Western Ontario chapter includes London, Stratford, Sarnia, Leamington, and surrounding region. There was consensus that amendments to the Swimming Pool Fence By-law are timely, given a decade has passed since the by-law was last updated. Both municipal staff, and the industry leads agree that in many cases backyard landscape projects, housing build/designs, and pool enclosures have all evolved, and changed further supporting by-law review.

Although Civic Administration, and the Industry reviewed all potential amendments as noted in the previous information report, the focus of the discussion included garage doors (overhead vehicle doors) providing direct access to the pool area, a specific type of wrought iron fence often used by developers in new subdivisions, and regarding lot grading and drainage alterations when pools are installed, and the potential impacts.

Overhead Vehicle/Garage Doors

Regarding access to pool areas, specifically focussed on overhead vehicle doors, a municipal comparison of many municipalities, including the Cities of Waterloo, Windsor, Toronto, and Mississauga confirmed similarities within their by-laws around gate, entry, and access requirements. The City of Ottawa however specifically regulates that an overhead garage door shall not be used as part of a pool enclosure.

Currently London's Swimming Pool Fence By-law, although not specially mentioned, sees an overhead garage door that provides access to the pool area, by definition, as a gate and therefore requires that it self-close automatically within 30 seconds after being used to provide access.

To date Civic Administration and the industry have found no such automatic closing device that can fulfil that requirement, and therefore overhead garage doors should not be providing direct access to a pool area.

The alternatives would be to go forward as Ottawa has done and specifically regulate that overhead vehicle doors would not make up part of the enclosure; or add a new specific provision for such doors to be equipped with an automatic closure that is available on the market, whereby the automatic closure setting is one minute. Currently there is at least one garage door opener, under the Lift Master name, on the market that does close automatically within one minute of being passed through. Civic administration is recommending the addition of new regulations that continue to allow an overhead garage door to provide access to a back yard pool area, with enhanced safety measures.

Wrought Iron Fence and similar fence types

Since 2005 or thereabouts, a variation of the classic two horizontal cross member (top and bottom) type wrought iron fence has been on the market. This more modern version is widely used as it offers more stability with a double top horizontal, and it is often chosen as it is somewhat more decorative and aesthetically pleasing. The more modern version wrought iron is often the fence of choice of developers of new subdivisions as an upgraded option to the standard chain link fence that is required under the Subdivision Agreement. The minimum required fence height of 1.5 m remains in place.

The more modern double top horizontal version has its middle horizontal just slightly lower than the required 1.2 m separation that is set out within the existing regulations. Civic Administration is recommending that for other than chain link fences, the minimum separation distance between the two rails be reduced from 1.2 m to 1.15 m, with the overall height requirement remaining at 1.5 m, and the maximum vertical picket distancing remaining at not greater than 10 cm. The result would not be seen to impact the intent of the fence. This change would permit property owners to install a swimming pool without having to replace most fences erected at the time of subdivision development. Further, this allows for the aesthetic consistency that the development agreement around fencing is intended to accomplish.

Drainage

Municipal comparisons were undertaken in relation to in-ground or on-ground swimming pool installations, lot grading and drainage. The findings are included in the chart below.

Municipality	By-law	Regulation Summary
Ottawa	Site Alteration By-law 2018-164 Pool Enclosure By-law No. 2013-39	A grading plan is required for all pool enclosure permit applications, both in rural and urban areas where the proposed pool and surrounding apron is within 1.2 m of the property line. The plan must include both the existing and proposed drainage pattern, as well as the pool and accessory equipment locations, proposed landscape features, buildings/structures, decks, rights-of-way, easements, septic beds/tanks, catch basins, wells, swales, retaining walls, and property lines.

Municipality	By-law	Regulation Summary
Mississauga	Site Alteration By-law 2018-164 Pool Enclosure By-law No. 2013-39	A grading plan is required for all pool enclosure permit applications, both in rural and urban areas where the proposed pool and surrounding apron is within 1.2 m of the property line. The plan must include both the existing and proposed drainage pattern, as well as the pool and accessory equipment locations, proposed landscape features, buildings/structures, decks, rights-of-way, easements, septic beds/tanks, catch basins, wells, swales, retaining walls, and property lines.
Peterborough	Chapter 591 Fences – Swimming Pools	A site plan upon permit application must include grades and drainage arrows indicating how the surface drainage is directed, in order that grading complies with the subdivision agreement.
Burlington	Site Alteration By-law 64-2014	A swimming pool fence permit application must also include a Site Alteration permit application which requires a Control Plan certified by a Professional Engineer or other qualified person.
Kitchener	Property Maintenance Chapter 630.11.1	Declaration of Owner upon Pool enclosure Application. Owner agrees that the granting of a permit, nor the approval of the drawings/specifications, nor inspection made by those having jurisdiction over pool enclosures shall in any way relieve them from their full responsibility for ensuring that perimeter grades are not altered, that the construction will not impact the drainage on adjacent properties, remedying any future drainage concerns resulting from this construction. Further, if the final grading has not been completed and approved at the time of permit issuance, the owner understands that they are proceeding with construction at their own risk. Within newer subdivisions where there is an infiltration gallery, if uncovered or damaged when installing a pool the property owner is responsible for repairs and/or relocation as required.
Greater Sudbury	Swimming Pool Fence Enclosure By-law 2016-91	The permit application process for in-ground pools includes the requirement of a Commitment Certificate from a lot grading Professional. Additionally, the applicant is required to submit an as-built lot grading survey of the property, to the satisfaction of the Roads & Drainage service area under Development Approvals, prior to the final inspection and closing of the permit.
Tillsonburg	Swimming Pool Enclosures By-law 4008	Permit application will include a site plan/survey of the proposed swimming pool, existing/proposed fencing, and all other proposed accessory structures, locations and setbacks, as well as a lot grading plan designed by a Registered Professional Engineer, or Ontario Land Surveyor for all semi in-ground, and in-ground pools.

Civic Administration also engaged representatives of the Environmental and Engineering Services Division (EESD) to discuss matters of grade change, and drainage which may result in impacts to surrounding properties. EESD fully supports addressing lot grading and draining from within the Swimming Pool Fence By-law. EESD representatives provided input on the desired requirements of lot grading and drainage specifications at time of permit application, and the following information:

- Middlesex-London has declared a Climate Emergency. The City has experienced a range of extreme weather events, including intense precipitation, which has led to flooding, snow squalls and ice storms. Climate change is expected to further increase the frequency, duration, intensity, and spatial extent of these extreme weather events. Adapting to this Climate Emergency to reduce flooding situations is paramount in maintaining a sustainable city. The proposed changes to the Swimming Pool Fence By-law support the Climate Emergency directive by protecting overland flow routes which may have otherwise been impacted by improper pool and hard scape installs. These changes protect both the homeowner and neighbouring properties from backyard alterations by ensuring safe conveyance of surface water to the intended outlet.

Conclusion

Civic administration would like to acknowledge all internal, and external contributions that were put forth in an effort to modernize the by-law and maintain community safety around back yard pools.

Following the completion of municipal comparisons, industry and internal consultations, Civic Administration is recommending the attached draft amendments be introduced following public participation on the matter of swimming pool and swimming pool fence installations, should no matters of major impact require further consideration.

**Submitted By: HEATHER CHAPMAN, MLEO (C)
MANAGER, MUNICIPAL LAW ENFORCEMENT SERVICES**

**Reviewed and
Concurred By: OREST KATOLYK, MLEO (C)
CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER**

**Recommended by: GEORGE KOTSIFAS, P. ENG.
MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE
SERVICES & CHIEF BUILDING OFFICIAL**

Appendix “A”

Bill No.
2021

By-law No. PS-5-

A By-law to amend By-law PS-5 entitled “A by-law to provide for the owners of privately-owned outdoor swimming pools to erect and maintain fences.”

WHEREAS subsection 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended (“*Municipal Act, 2001*”) provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the *Municipal Act, 2001* or any other Act;

AND WHEREAS subsection 10(1) of the *Municipal Act, 2001* provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

AND WHEREAS subsection 10(2) of the *Municipal Act, 2001* provides that a municipality may pass by-laws respecting: in paragraph 6. Health, safety, and well-being of persons; in paragraph 8. Protection of persons and property; in paragraph 10. Structures, including fences and signs;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. By-law PS-5 is amended by deleting the Title and replacing it with the following new Title: “A by-law to provide for the owners of privately-owned outdoor swimming pools to erect and maintain fences and to provide a pool grading and drainage plan”.
2. By-law PS-5 is amended by deleting the Short Title and replacing it with the following new Short Title: “Swimming Pool Fence and Swimming Pool Regulation By-law”.
3. By-law PS-5 is amended in section 1.1 by:
 - (i) repealing and replacing the definition for “Gate” as follows:

"Gate" shall mean any part of a swimming pool fence which opens on hinges and includes a door located in the wall of an attached or detached garage or carport which forms part of the swimming pool fence, but does not include an overhead garage door, or slide to the side garage door."
 - (ii) adding a new definition for “Overhead garage door” as follows:

"Overhead Garage Door" shall mean any garage door that opens overhead, which is intended to allow for vehicular entry to, and exit from, the garage."
 - (iii) adding a new definition for “Slide to the Side garage door” as follows:

“Slide to the Side garage door” shall mean any garage door that opens to the side instead of overhead, which is intended to allow for vehicular entry to, and exit from, the garage.”

- (iv) in the definition of “swimming pool”, repealing subsection (g) and replacing it with the following new subsection (g):

“(g) but excludes hydro massage pool and lap pools if they have a lid that is fitted and secured when not in use; and”

4. By-law PS-5 is amended by inserting a new section 2.8 as follows:

“2.8 Metric / Imperial

Imperial measurements are provided solely for the purpose of convenience. In the event of a conflict between the metric and imperial measurements provided in this by-law, the metric measurements shall prevail.”

5. By-law PS-5 is amended by repealing section 3.7 and replacing it with the following new section 3.7:

“3.7 Storage of materials – against outside of swimming pool fence

No owner of a pool shall place or store materials against the outside of a swimming pool fence.”

6. Subsection 3.12(b) of By-law PS-5 is repealed and replaced with the following new subsection 3.12(b):

“Construction of swimming pool – swimming pool fence permit – temporary fence – filling with water

(b) Despite subsection 3.12(a), where a person is constructing or causing to be constructed a swimming pool for which a swimming pool fence permit has been issued, a person may place water in a swimming pool or cause or permit water to remain in the swimming pool only if all of the following are complied with:

- (i) temporary fencing is in place in compliance with section 5.10 of this by-law; and
(ii) the owner or agent notifies the City on or before the day that water is placed in the pool at the email address pfinspection@london.ca; and
(ii) the temporary fencing is in place for no longer than 120 days after water is first placed in the pool or the City receives the notification email, whichever occurs sooner.”

7. Section 4.2 of By-law PS-5 is repealed and replaced by the following new section 4.2:

“4.2 Application - documentation to accompany - set out

All such applications shall be accompanied by the following:

- (a) plans showing the location of the proposed swimming pool including all enclosing swimming pool fences, together with full details of each entrance and showing the location of all proposed swimming pool equipment such as filters, slides and heaters;
(b) the applicable fee as prescribed in Schedule ‘A’ of this by-law;
(c) an undertaking to repair damage to City property as required by-law; and

- (d) for swimming pools located all or partially in ground, a pool grading and drainage plan approved by a Professional Engineer, Ontario Land Surveyor, Architect, Landscape Architect, or drainage contractor licensed in the Province of Ontario, showing compliance with zoning by-law minimum set-back requirements, and showing that drainage to neighbouring properties is not affected.

An application for a permit shall be deemed to be denied if the applicant has not submitted all of the required documents and fees as required in this section within 90 days of submitting the application.”

- 8. Section 4.3 of By-law PS-5 is amended by adding the following sentence at the end of the paragraph:

“Any permit issued by the chief building official on or after May 4th, 2021 shall expire 18 months after issuance.”

- 9. Section 5.1 of By-law PS-5 is amended by adding the phrase “but not greater than the height allowed in the Fence By-law” after the phrase “not less than 153 centimetres (60 inches).”

- 10. By-law PS-5 is amended by repealing section 5.3 and replacing it with a new section 5.3 as follows:

“5.3 Opening - maximum diameter - exception – conditions

For other than chain link fences, where the vertical distance between each horizontal rail measured from the top of the bottom rail, to the top of the next one above it, is 1.15 metres or greater, the openings in the fence are permitted to be greater than 3.8 cm but not greater than that which would allow the passage of a spherical object having a diameter of 10 cm.”

- 11. By-law PS-5 is amended by repealing section 5.6 and replacing it with a new section 5.6 as follows:

“5.6 Construction - to prevent unauthorized entry

Every swimming pool shall be enclosed by a swimming pool fence which is of sturdy construction, capable of preventing unauthorized entry. Any fence which predominantly consists of horizontal face boards, planks, or panels, installed between any vertical posts, shall not be permitted to have any openings greater than 2 cm between the face boards, planks, or panels, for any portion of the fence below the height of 1.15 m measured from ground level.”

- 12. By-law PS-5 is amended by inserting a new section 5.10 as follows:

“5.10 Overhead and Slide to the Side Garage Door – requirements

Every pool facing overhead garage door, or pool facing slide to the side garage door that makes up part of the swimming pool fence shall be equipped with a device that without manual activation, automatically closes the overhead garage door, or slide to the side garage door within one minute of being passed through; and where the garage contains both a front and rear overhead or slide to the side garage door to create a through way, only one of the two doors may remain open following the clearance of a vehicle, object, or person.”

- 13. This by-law shall come into force on the day it is passed.

PASSED in Open Council on

, 2021

Ed Holder
Mayor

Catharine Saunders
City Clerk

First reading – ,2021

Second reading – ,2021

Third reading – ,2021



Pool & Hot Tub Council of Canada
Conseil canadien des piscines et spas

City Clerks Office
City of London
300 Dufferin Ave.,
London ON N6A 4L9

Re. Motion to be presented on Garage Door Openers

We at the Pool & Hot Tub Council of Canada agree with the recommendations to be presented as a Motion for a By Law regarding the one-minute timing on Garage Door Openers.

Bill Robertson
Executive Director

cc Markus Brunner, Board Member & Western Ontario Chapter President, PHTCC

COMMUNITY & PROTECTIVE SERVICES COMMITTEE

To: CHAIR AND MEMBERS
COMMUNITY & PROTECTIVE SERVICES COMMITTEE

From: GEORGE KOTSIFAS, P, ENG.
MANAGING DIRECTOR, DEVELOPMENT & COMPLIANCE SERVICES &
CHIEF BUILDING OFFICIAL

Subject: ADMINISTRATIVE MONETARY PENALTIES – APPLICATION TO
MUNICIPAL BY-LAWS
PUBLIC PARTICIPATION MEETING

Date: APRIL 20, 2021

Recommendation

That, on the recommendation of the Managing Director, Development & Compliance Services & Chief Building Official, the following actions be taken with respect to the Administrative Monetary Penalties System:

- (a) The proposed by-law attached hereto as Appendix “A” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law A-54, as amended, for the purpose of applying the Administrative Monetary Penalties System By-law to various municipal by-laws;
- (b) The proposed by-law attached hereto as Appendix “B” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PH-12, referred to as the Pit Bull Dog Licensing By-law, to add a new section in Part 6;
- (c) The proposed by-law attached hereto as Appendix “C” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PH-3, referred to as the Animal Control By-law, to add a new section in Part 15;
- (d) The proposed by-law attached hereto as Appendix “D” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PH-4, referred to as the Dog Licensing and Control By-law, to add a new section in Part 9;
- (e) The proposed by-law attached hereto as Appendix “E” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PH-7, referred to as the Dog Off-Leash Areas By-law, to add a new section in Section 7;
- (f) The proposed by-law attached hereto as Appendix “F” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PS-6, referred to as the Fence By-law, to add a new section in Part 17;
- (g) The proposed by-law attached hereto as Appendix “G” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PS-5, referred to as the Swimming Pool Fence By-law, to add a new section in Part 7;
- (h) The proposed by-law attached hereto as Appendix “H” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law B-1, referred to as the Naming of Highways and Numbering of Buildings and Lots By-law, to add a new section in Part 7;
- (i) The proposed by-law attached hereto as Appendix “I” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PH-18, referred to as the Public Nuisance By-law, to add a new section in Part 7;
- (j) The proposed by-law attached hereto as Appendix “J” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PW-12, referred to as the Sound By-law, to add a new section in Part 7;
- (k) The proposed by-law attached hereto as Appendix “K” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PR-2, referred to as the Parks and Recreation By-law, to add a new section in Part 7;

- (l) The proposed by-law attached hereto as Appendix “L” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law S.-5868-183, referred to as the Sign By-law, to add a new section in Section in 3.12;
- (m) The proposed by-law attached hereto as Appendix “M” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law L.-130-71, referred to as the Vehicle for Hire By-law, to add a new section in Part 18;
- (n) The proposed by-law attached hereto as Appendix “N” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law PW-2, referred to as the Abandoned Refrigerator, Freezer & Containers By-law, to add a new section in Part 3;
- (o) The proposed by-law attached hereto as Appendix “O” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law WM-12, referred to as the Municipal Waste & Resource Materials Collection By-law, to add a new section in Part 12;
- (p) The proposed by-law attached hereto as Appendix “P” **BE INTRODUCED** at the Municipal Council meeting to be held on May 4, 2021 to amend By-law S-1, referred to as the Streets By-law, to add a new section in Part 9;

Executive Summary

A number of amendments to municipal by-laws are recommended to employ Administrative Monetary Penalties as a tool to ensure by-law compliance .

Linkage to the Corporate Strategic Plan

To review and modernize municipal by-laws.

Analysis

1.0 Background Information

1.1 Previous Reports Related to this Matter

- Community and Protective Services Committee - Administrative Monetary Penalties – October 6, 2020, June 17, 2019, December 11, 2018 and January 23, 2018.

1.2 Analysis

On June 29, 2019, Municipal Council passed the Administrative Monetary Penalties System By-law (AMPs) with an effective date of November 1, 2019. The AMPs process is an alternative method of issuing Provincial Offences Act (POA) tickets for parking violations and other by-law matters. The AMPs process transfers by-law disputes from the courtroom to the municipality through the use of screening officers and independent hearing officers who are able to reduce, cancel, or affirm penalties. For parking violations, AMPs can be served on a vehicle, by mail, email or fax. For all other by-law violations, service can be done in person and also by mail, email or fax.

The intent of the attached amendments is to support the use of AMPs to address additional municipal by-law violations. The by-laws recommended for AMPs are: Pit Bull Dog Licensing By-law PH-12; Animal Control By-law PH-3; Dog Licensing & Control By-law PH-4; Dogs Off-Leash Areas By-law PH-7; Fence By-law PS-6; Swimming Pool Fence By-law PS-5; Naming of Highways and Numbering of Buildings & Lots By-law B-1; Sound By-law PV-12; Parks & Recreation Area By-law PE-2; Public Nuisance By-law PH-18; Sign By-law S.-5868-183; Vehicle for Hire By-law L.130-71; Abandoned Refrigerator, Freezer & Containers By-law PW-2; Municipal Waste and Resource Materials Collection By-law WM-12; Streets By-law S-1. The penalty amounts have been included in the amendment. Officers have the discretion to apply escalated penalties (double the original penalty) for repeat similar offences.

Submitted by: OREST KATOLYK, MLEO (C)
CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER

Recommended by: GEORGE KOTSIFAS, P. ENG. MANAGING DIRECTOR, DEV. &
COMPLIANCE SERVICES & CHIEF BUILDING OFFICIAL

Appendix “A”

Bill No. _____
2021

By-law No. A-54-_____

A by-law to amend By-law No. A-54, as amended, being “A by-law to implement an Administrative Monetary Penalty System in London”.

WHEREAS section 434.1 of the Municipal Act and Section 15.4.1 of the Building Code Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality;

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System;

AND WHEREAS the Municipal Council on June 25, 2019 passed By-law No. A-54, being “A by-law to implement an Administrative Monetary Penalty System in London;”

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. A-54 with respect to contraventions of designated by-laws under the Administrative Monetary Penalty System By-Law;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Schedule “A-1” of By-law No. A-54 be amended to include the following by-laws:

Pit Bull Dog Licensing By-law PH-12;
Animal Control By-law PH-3;
Dog Licensing and Control By-law PH-4;
Dog Off-leash Areas By-law PH-7;
Fence By-law PS-6;
Swimming Pool Fence By-law PS-5;
Naming of Highways and Numbering of Buildings & Lots Bylaw B-1;
Public Nuisance By-law PH-18;
Sound By-law PW-12;
Parks and Recreation Area By-law PR-2;
Sign By-law S.-5868-183;
Vehicle for Hire By-law L.-130.71;
Abandoned Refrigerator, Freezer & Containers By-law PW-2;
Municipal Waste & Resource Materials Collection By-law WM-12; and
Streets By-law S-1.
2. That the definition of “Administrative Penalty” be amended to add “A-8” through to “A-22” after “A-7”;
3. That section 2.1 be amended to add “A-8” through to “A-22” after “A-7”;
4. That section 3.1 be amended to add “A-8” through to “A-22” after “A-7”;
5. That section 3.1a) be amended to add “A-8” through to “A-22” after “A-7”;

6. That the attached Penalty Schedules be added to By-law A.-54:
- “A-8” Pit Bull Dog Licensing By-law PH-12;
 - “A-9” Animal Control By-law PH-3;
 - “A-10” Dog Licensing and Control By-law PH-4;
 - “A-11” Dog Off-leash Areas By-law PH-7;
 - “A-12” Fence By-law PS-6;
 - “A-13” Swimming Pool Fence By-law PS-5;
 - “A-14” Naming of Highways and Numbering of Buildings & Lots Bylaw B-1;
 - “A-15” Public Nuisance By-law PH-18;
 - “A-16” Sound By-law PW-12;
 - “A-17” Parks and Recreation Area By-law PR-2;
 - “A-18” Sign By-law S.-5868-183;
 - “A-19” Vehicle for Hire By-law L.-130.71;
 - “A-20” Abandoned Refrigerator, Freezer & Containers By-law PW-2;
 - “A-21” Municipal Waste & Resource Materials Collection By-law WM-12;
 - and
 - “A-22” Streets By-law S-1.
7. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Schedule "A-8"

Penalty Schedule for Pit Bull Dog Licensing By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Own Pit Bull Dog that is not Grandfathered	3.1(a)	\$500.00
2	Transfer Grandfathered Pit Bull Dog not by gift or bequest	3.2	\$500.00
3	Allow Pit Bull Dog to run at large	3.3(1)	\$500.00
4	Allow Pit Bull Dog to run at large in dogs off-leash area	3.3(2)	\$500.00
5	Fail to <u>(obtain / renew)</u> Pit Bull Dog Licence	3.4	\$200.00
6	Fail to securely attach tag to Pit Bull Dog	3.5	\$200.00
7	Fail to muzzle Pit Bull Dog	3.6(1)	\$500.00
8	Fail to leash Pit Bull Dog	3.6(1)	\$500.00
9	Fail to notify Licence Agent of death of Pit Bull Dog	4.5	\$500.00
10	Fail to notify Licence Agent of change of ownership of Pit Bull Dog	4.5	\$500.00
11	Fail to microchip Pit Bull Dog	5.1(a)	\$300.00
12	Fail to sterilize Pit Bull Dog	5.1(b)	\$500.00
13	Fail to provide Licence Agent with new <u>(address / telephone number)</u>	5.2(a)	\$200.00
14	Fail to provide Licence Agent with <u>(name / address/ telephone number)</u> of Person to whom owner giving up possession	5.2(b)	\$200.00
15	Fail to immediately notify Licence Agent if Pit Bull Dog running at large	5.2(c)	\$500.00
16	Fail to immediately notify Licence Agent if Pit Bull Dog has <u>(bitten / attacked)</u>	5.2(d)	\$500.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-9”

Penalty Schedule for Animal Control By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Keep more than two animals in dwelling	4.1	\$100.00
2	Keep class 1 animal ()	4.2	\$100.00
3	Keep class 2 animal ()	4.3	\$100.00
4	Keep more than 40 banded class 3 animals (between October of one year and March of the following year)	4.4	\$100.00
5	Keep more than 60 banded class 3 animals (between April and October)	4.5	\$100.00
6	Keep more than 2 unbanded class 3 animals	4.6	\$100.00
7	Fail to supervise flight of class 3 animals	4.7	\$100.00
8	Fail to prohibit class 3 animals from flight between 9am and 5pm (April 1 to Sept. 30)	4.8	\$100.00
9	Fail to prohibit class 3 animals from flight between 10am and 3pm (Oct. 1 to March 31)	4.9	\$100.00
10	Keep class 7 animals ()	4.10	\$100.00
11	Permit animal to run at large	4.11	\$100.00
12	Permit animal to trespass	4.12	\$100.00
13	Fail to keep (feed/animal food) in rodent-proof container_	4.13	\$100.00
14	Pet shop keeper – fail to dispose of prohibited animal as required by s. 3.9	4.15	\$100.00
15	Pet shop keeper – keep prohibited animal in pet shop	4.16	\$100.00
16	Pet shop keeper – permit to be kept prohibited animal in pet shop	4.16	\$100.00
17	Keep more than maximum number of domestic cats – not spayed or neutered	10.2(1)	\$100.00
18	Keep more than maximum number of domestic cats – all spayed or neutered	10.2(2)	\$100.00
19	Keep more than maximum number of domestic cats – all spayed or neutered – more than one unit	10.2(3)	\$100.00
20	Domestic cat owner – fail to make application for registration of cats to Pound keeper	11.3(a)	\$100.00
21	Own cat – not registered	11.6.2	\$100.00
22	Own cat without renewing the registration prior to expiry	11.6.3	\$100.00
23	Fail to fix tag on cat at all times	11.9(a)	\$100.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-10”

Penalty Schedule for Dog Licensing and Control

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Keep dog kennel without licence	3.2	\$120.00
2	Fail to register dog for licence	3.4	\$100.00
3	Owner – fail to have current valid licence for dog	3.5	\$100.00
4	Remove dog tag - unlawfully	3.6	\$100.00
5	Fail to apply for replacement dog tag	3.7	\$100.00
6	Fail to affix dog tag securely on dog	3.8	\$100.00
7	Permit dog to enter onto private property – no consent	3.9	\$100.00
8	Fail to remove dog excrement	3.10	\$100.00
9	Fail to dispose of dog excrement	3.10	\$100.00
10	Forcibly retrieve dog – from Animal Control Officer	3.11	\$170.00
11	Forcibly retrieve dog – from Animal Control vehicle	3.11	\$170.00
12	Fail to notify licence agent – change of dog ownership	3.13(a)	\$100.00
13	Fail to notify licence agent – change of dog residence	3.13(b)	\$100.00
14	Forcibly retrieve dog – from Poundkeeper	3.14	\$170.00
15	Forcibly retrieve dog – from premises of Poundkeeper	3.14	\$170.00
16	Retrieve dog from premises of Poundkeeper without paying fee	3.15	\$170.00
17	Kennel Owner – fail to inform new dog owner of requirements to license dog	3.16	\$100.00
18	Pet Shop Keeper – fail to inform new dog owner of requirements to license dog	3.17	\$100.00
19	Fail to inform new dog owner of requirements to license dog	3.18	\$100.00
20	Fail to muzzle dog	3.19(b)	\$400.00
21	Fail to leash muzzled dog	3.19 (c)	\$200.00
22	Fail to microchip muzzled dog	3.19 (d)	\$170.00
23	Keep more than 3 dogs (within / about) dwelling unit	4.1	\$100.00
24	Permit to be kept more than 3 dogs (within /about) dwelling unit	4.1	\$100.00
25	Dog Owner – fail to ensure dog does not run at large	4.10(1)	\$120.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-11"

Penalty Schedule for Dog Off-leash Areas By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Permit dog to run at large not in signed area	2(3)	\$100.00
2	Remain in Dogs Off-Leash Area between the hours of 10pm and 6am	3	\$100.00
3	Play or practice sporting activity except walking within Dogs Off-Leash Area	4	\$100.00
4	In Dogs Off-Leash Area in possession of articles made of breakable substance capable of causing injury to dog	5	\$100.00
5	Permit animal other than dog to be at large in a Dogs Off-Leash Area	6	\$100.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-12”

Penalty Schedule for Fence By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Have fence that does not comply with by-law provisions	2.1	\$125.00
2	Erect fence that does not comply with by-law provisions	2.1	\$125.00
3	Construct fence that does not comply wit by-law provisions	2.1	\$125.00
4	Maintain fence that does not comply with by-law provisions	2.1	\$125.00
5	Permit to be erected fence that does not comply with by-law provisions	2.1	\$125.00
6	Permit to be constructed fence that does not comply with by-law provisions	2.1	\$125.00
7	Permit to be maintained fence that does not comply with by-law provisions	2.1	\$125.00
8	Have fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
9	Erect fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
10	Construct fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
11	Maintain fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
12	Permit to be erected fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
13	Permit to be constructed fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
14	Permit to be maintained fence exceeding height of 2.13 metres (7 feet)	2.2	\$125.00
15	Have fence comprised of (sheet metal / corrugated metal) panel members on a residential lot	2.3	\$125.00
16	Erect fence comprised of (sheet metal / corrugated metal) panel members on residential lot	2.3	\$125.00
17	Construct fence comprised of (sheet metal / corrugated metal) panel members on residential lot	2.3	\$125.00
18	Maintain fence comprised of (sheet metal/ corrugated metal) panel members on residential lot	2.3	\$125.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
19	Permit to be erected fence comprised of (sheet metal/corrugated metal) panel members on residential lot	2.3	\$125.00
20	Permit to be constructed fence comprised of (sheet metal / corrugated metal) panel members on residential lot	2.3	\$125.00
21	Permit to be maintained fence comprised of (sheet metal / corrugated metal) panel members on residential lot	2.3	\$125.00
22	Contravene (Work Order / Order to Discontinue Activity)	2.4	\$125.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-13"

Penalty Schedule for Swimming Pool Fence By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Construct swimming pool without a swimming pool fence permit	3.1	\$350.00
2	Cause to be constructed swimming pool without a swimming pool fence permit	3.1	\$350.00
3	Construct swimming pool not enclosed by a swimming pool fence	3.2	\$350.00
4	Cause to be constructed swimming pool not enclosed by a swimming pool fence	3.2	\$350.00
5	Have swimming pool without permit	3.2.1	\$350.00
6	Keep swimming pool without permit	3.2.1	\$350.00
7	Have swimming pool not completely enclosed by swimming pool fence	3.2.2	\$350.00
8	Keep swimming pool not completely enclosed by swimming pool fence	3.2.2	\$350.00
9	Fail to enclose a swimming pool with temporary fencing during construction	3.3	\$350.00
10	Construct swimming pool with fence that does not conform to by-law requirements	3.4	\$350.00
11	Cause to be constructed swimming pool with fence that does not conform to by-law requirements	3.4	\$350.00
12	Fail to equip swimming pool fence gate with self-closing device	3.5	\$350.00
13	Fail to equip swimming pool fence gate with self-latching device	3.5	\$350.00
14	Construct swimming pool fence gate with self-latching device less than 48 inches above ground level	3.6	\$350.00
15	Have swimming pool fence gate with self-latching device less than 48 inches above ground level	3.6	\$350.00
16	Keep swimming pool fence gate with self-latching devices less than 48 inches above ground level	3.6	\$350.00
17	Maintain swimming pool fence gate with self-latching device less than 48 inches above ground level	3.6	\$350.00
18	Place materials against outside of swimming pool fence	3.7	\$350.00
19	Store materials against outside of swimming pool fence	3.7	\$350.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
20	Replace swimming pool fence without obtaining a permit	3.8	\$350.00
21	Fail to maintain swimming pool fence in accordance with by-law	3.9	\$350.00
22	Fail to keep swimming pool fence in accordance with by-law	3.9	\$350.00
23	Fail to have swimming pool fence in accordance with by-law	3.9	\$350.00
24	Construct double swimming pool fence gate access without (<u>self-closing device/self-latching device</u>)	3.10	\$350.00
25	Maintain double swimming pool fence gate access without (<u>self-closing device/self-latching device</u>)	3.10	\$350.00
26	Construct pool fence not conforming to s.2.16 of Fence By-law	3.11	\$350.00
27	Cause to be constructed pool fence not conforming to s.2.16 of Fence By-law	3.11	\$350.00
28	Maintain pool fence not conforming to s.2.16 of Fence By-law	3.11	\$350.00
29	Place water in swimming pool without construction of swimming pool fence	3.12	\$350.00
30	Cause water to remain in swimming pool without construction of swimming pool fence	3.12	\$350.00
31	Permit water to remain in swimming pool without construction of swimming pool fence	3.12	\$350.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-14”

Penalty Schedule for Naming of Highways and Numbering of Buildings & Lots By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Refuse to post building number as required	6.1	\$175.00
2	Remove installed (building number / plate)	6.2	\$175.00
3	Deface installed (building number / plate)	6.2	\$175.00
4	Obliterate installed (building number / plate)	6.2	\$175.00
5	Destroy installed (building number / plate)	6.2	\$175.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-15”

Penalty Schedule for Public Nuisance By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	<u>(urinate / defecate)</u> in a public place	2(2)	\$250.00
2	Knock over (<u>Canada Post mailbox / Canada Post relay box / newspaper box / blue box / garbage container</u>)	3	\$250.00
3	Attempt to knock over (<u>Canada post mailbox / Canada Post relay box / newspaper box / blue box / garbage container</u>)	3	\$250.00
4	Sponsor Nuisance Party	4(1)	\$1,000.00
5	Conduct Nuisance Party	4(1)	\$1,000.00
6	Continue Nuisance Party	4(1)	\$1,000.00
7	Host Nuisance Party	4(1)	\$1,000.00
8	Create Nuisance Party	4(1)	\$1,000.00
9	Attend Nuisance Party	4(1)	\$800.00
10	Allow Nuisance Party	4(1)	\$1,000.00
11	Cause Nuisance Party	4(1)	\$1,000.00
12	Permit Nuisance Party	4(1)	\$1,000.00
13	(<u>as owner / as occupant / as tenant / having rightful possession / having possessory control</u>) of Premises, allow Nuisance Party on Premises	4(2)	\$1,000.00
14	(<u>as owner / as occupant / as tenant / having rightful possession / having possessory control</u>) of Premises, cause Nuisance Party on Premises	4(2)	\$1,000.00
15	(<u>as owner / as occupant / as tenant / having rightful possession / having possessory control</u>) of Premises, permit Nuisance Party on Premises	4(2)	\$1,000.00
16	Engage in Nuisance Feeding of Wildlife	4.2(1)	\$125.00
17	Permit Nuisance Feeding of Wildlife	4.2(1)	\$125.00
18	Fail to leave Premises as directed by order to discontinue activity – Nuisance Party	5(4)	\$750.00
19	Use closed Highway – Nuisance Party	6(3)	\$500.00
20	Remove (<u>barricade / device / detour sign / notice</u>) placed on Highway – Nuisance Party	6(4)	\$500.00
21	Deface (<u>barricade / device / detour sign / notice</u>) placed on Highway – Nuisance Party	6(4)	\$500.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-16"

Penalty Schedule for Sound By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Make (<u>unreasonable noise / noise likely to disturb inhabitants</u>)	2.1	\$175.00
2	Cause (<u>unreasonable noise / noise likely to disturb inhabitants</u>)	2.1	\$175.00
3	Permit (<u>unreasonable noise / noise likely to disturb inhabitants</u>)	2.1	\$175.00
4	Fail to comply with temporary noise permit terms and conditions	4.4	\$175.00
5	Contravene order to discontinue activity	5.4	\$175.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-17"

Penalty Schedule for Parks and Recreation Area By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Drive vehicle upon roadway in direction other than indicated on signs	3.1(1)	\$100.00
2	Ride vehicle upon roadway in direction other than indicated on signs	3.1(1)	\$100.00
3	Operate vehicle upon roadway in direction other than indicated on signs	3.1(1)	\$100.00
4	Carry on in-line skating upon roadway in direction other than indicated on signs	3.1(1)	\$100.00
5	Drive vehicle in violation of posted signs	3.1(2)	\$100.00
6	Ride vehicle in violation of posted signs	3.1(2)	\$100.00
7	Operate vehicle in violation of posted signs	3.1(2)	\$100.00
8	Skateboard in violation of posted signs	3.1(2)	\$100.00
9	Carry on in-line skating in violation of posted signs	3.1(2)	\$100.00
10	Operate vehicle (<u>in excess of posted speed limit / in excess of 20km/hr</u>)	3.1(3)	\$100.00
11	Operate skateboard (<u>in excess of posted speed limit / in excess of 20km/hr</u>)	3.1(3)	\$100.00
12	Carry on in-line skating (<u>in excess of posted speed limit / in excess of 20km/hr</u>)	3.1(3)	\$100.00
13	Drive (<u>motor vehicle / e-scooter / horse-drawn conveyance</u>) on multi-use pathway	3.1(4)	\$120.00
14	Ride (<u>motor vehicle / e-scooter / horse-drawn conveyance</u>) on multi-use pathway	3.1(4)	\$120.00
15	Operate (<u>motor vehicle / e-scooter / horse-drawn conveyance</u>) on multi-use pathway	3.1(4)	\$120.00
16	Drive (<u>bicycle / e-bike / motor vehicle / skateboard</u>) on hiking trail	3.1(5)	\$120.00
17	Ride (<u>bicycle / e-bike / motor vehicle / skateboard</u>) on hiking trail	3.1(5)	\$120.00
18	Operate (<u>bicycle / e-bike / motor vehicle / skateboard</u>) on hiking trail	3.1(5)	\$120.00
19	Carry on in-line skating on hiking trail	3.1(5)	\$120.00
20	Operate motor vehicle in (<u>park / recreation area</u>) between 10pm and 6am	3.1(6)	\$100.00
21	Drive motor vehicle in (<u>park / recreation area</u>) between 10pm and 6am	3.1(8)	\$100.00
22	Operate motor vehicle in (<u>park / recreation area</u>) between 10pm and 6am	3.1(8)	\$100.00
23	Leave unattended motor vehicle in (<u>park / recreation area</u>) between 10pm and 6am	3.1(8)	\$100.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
24	Engage in (<u>riotous / boisterous / violent / threatening / illegal</u>) conduct	3.1(9)	\$100.00
25	Use (<u>profane / abusive</u>) language	3.1(9)	\$100.00
26	Engage in conduct that endangers health and safety of (<u>himself / herself / others</u>)	3.1(10)	\$100.00
27	Engage in sexual activity	3.1(12)	\$100.00
28	Remain in (<u>recreation area / park</u>) for (<u>purpose of / appearance of</u>) loitering	3.1(13)	\$100.00
29	Hold unauthorized public meeting or gathering	3.1(15)	\$100.00
30	Take part in unauthorized public meeting or gathering	3.1(15)	\$100.00
31	Play golf	3.1(16)	\$100.00
32	Practice golf	3.1(16)	\$100.00
33	Strike golf ball	3.1(16)	\$100.00
34	Enter (<u>recreation area / park</u>) between 10pm and 6am	3.1(17)	\$120.00
35	Remain in (<u>recreation area / park</u>) between 10pm and 6am	3.1(17)	\$120.00
36	Operate motorized snow vehicle	3.1(18)	\$100.00
37	Climb (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
38	Break (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
39	Peel bark from (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
40	Cut (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
41	Remove (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
42	Burn (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
43	Deface (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
44	Damage (<u>tree / shrub / bush</u>)	3.1(19)	\$180.00
45	Pick (<u>flower / plant / roots / grass / rock</u>)	3.1(19)	\$100.00
46	Destroy (<u>flower / plant / roots / grass / rock</u>)	3.1(19)	\$180.00
47	Remove (<u>flower / plant / roots / grass / rock</u>)	3.1(19)	\$180.00
48	Cause animal to damage (<u>tree / shrub / bush / flower / plant / roots</u>)	3.1(20)	\$180.00
49	Permit animal to damage (<u>tree / shrub / bush / flower / plant / roots</u>)	3.1(20)	\$180.00
50	Post (<u>sign / poster</u>) on (<u>tree / bush / shrub</u>)	3.1(21)	\$100.00
51	Remove (<u>display / cage / pen / gate / seat / bench / picnic table / fence / posted sign / lock / barrier / equipment</u>)	3.1(22)	\$180.00
52	Break (<u>display / cage / pen / gate / seat / bench / picnic table / fence / posted sign / lock / barrier / equipment</u>)	3.1(22)	\$180.00
53	Deface (<u>display / cage / pen / gate / seat / bench / picnic table / fence / posted sign / lock / barrier / equipment</u>)	3.1(22)	\$180.00
54	Damage (<u>display / cage / pen / gate / seat / bench / picnic table / fence / posted sign / lock / barrier / equipment</u>)	3.1(22)	\$180.00
55	Fail to (<u>deposit refuse in container / remove refuse</u>)	3.1(23)	\$100.00
56	Fail to remove (<u>utensils / equipment / articles</u>) from area designated for picnics	3.1(24)	\$100.00
57	Cause animal to (<u>swim in / enter into / foul</u>) (<u>swimming pool / wading pool / spray pad</u>)	3.1(25)	\$120.00
58	Permit animal to (<u>swim in / enter into / foul</u>) (<u>swimming pool / wading pool / spray pad</u>)	3.1(25)	\$120.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
59	Walk on grass where sign prohibits activity	3.1(26)	\$100.00
60	Remove (<u>nest / egg</u>) of bird	3.1(28)	\$180.00
61	Injure (<u>nest / egg</u>) of bird	3.1(28)	\$180.00
62	Discharge water so that it runs waste from reservoir, pond, river, or lake in (<u>park / recreation area</u>)	3.1(30)	\$120.00
63	Lay (<u>pipe / conduit</u>) to communicate with waterworks	3.1(31)	\$120.00
64	Discharge water from private property	3.1(32)	\$120.00
65	Permit discharge of water from private property	3.1(32)	\$120.00
66	Enter gender segregated facilities that do not correspond to gender identity	3.1(33)	\$100.00
67	Use gender segregated facilities that do not correspond to gender identity	3.1(33)	\$100.00
68	Loiter in (<u>washroom / changeroom</u>)	3.1(34)	\$100.00
69	Engage in conduct that could reasonably be considered offensive	3.1(34)	\$100.00
70	Encroach on municipally owned lands	3.1(35)	\$180.00
71	Erect fence on municipally owned lands	3.1(35)	\$180.00
72	Permit dog to run at large	3.1(36)	\$75.00
73	Fail to (<u>remove / dispose of</u>) dog excrement	3.1(37)	\$180.00
74	Interfere with (<u>picnic / organized gathering / special event</u>) authorized by permit or rental agreement	3.1(38)	\$50.00
75	Move park furniture to accommodate (<u>picnic / organized gathering / special event</u>)	3.1(39)	\$50.00
76	Drive motorized boat	3.1(40)	\$50.00
77	Ride motorized boat	3.1(40)	\$50.00
78	Operate motorized boat	3.1(40)	\$50.00
79	Drive e-bike under motor power	3.1(41)	\$100.00
80	Ride e-bike under motor power	3.1(41)	\$100.00
81	Operate e-bike under motor power	3.1(41)	\$100.00
82	Drive e-bike under age of 16	3.1(42)	\$50.00
83	Ride e-bike under age of 16	3.1(42)	\$50.00
84	Operate e-bike under age of 16	3.1(42)	\$50.00
85	Drive e-bike without helmet	3.1(43)	\$50.00
86	Ride e-bike without helmet	3.1(43)	\$50.00
87	Operate e-bike without helmet	3.1(43)	\$50.00
88	Bulk feeding of wildlife	3.1(44)	\$180.00
89	Start fire	4.1(1)	\$180.00
90	Maintain fire	4.1(1)	\$180.00
91	Use of sports field without authority	4.1(2)	\$100.00
92	Erect (<u>tent / shelter</u>) for overnight accommodation	4.1(3)	\$100.00
93	Take part in commercial worm picking	4.1(4)	\$100.00
94	Conduct commercial worm picking	4.1(4)	\$180.00
95	Hold (<u>picnic / organized gathering / event</u>) of more than 25 persons	4.1(5)	\$100.00
96	Take part in (<u>picnic / organized gathering / event</u>) of more than 25 persons	4.1(6)	\$100.00
97	Hold (<u>meeting / gathering</u>) that obstructs free passage of vehicular traffic	4.1(6)	\$100.00
98	Take part in (<u>meeting / gathering</u>) that obstructs free passage of vehicular traffic	4.1(6)	\$100.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
99	Have exclusive use of (<u>park / recreation area</u>)	4.1(7)	\$100.00
100	Ride (<u>horse / pony / donkey / mule</u>) in area not designated for activity	4.1(8)	\$100.00
101	Lead (<u>horse / pony / donkey / mule</u>) in area not designated for activity	4.1(8)	\$100.00
102	Drive horse drawn (<u>wagon / sleigh</u>)	4.1(9)	\$100.00
103	Lead horse drawn (<u>wagon / sleigh</u>)	4.1(9)	\$100.00
104	Use horse drawn (<u>wagon / sleigh</u>)	4.1(9)	\$100.00
105	Post (<u>sign / poster</u>) on (<u>pole / planter / building / fence / bench / picnic table / electrical transmission unit / lamp standard / City equipment / London Hydro equipment</u>)	4.1(10)	\$100.00
106	Sell (<u>refreshments / merchandise</u>) to public	4.1(11)	\$100.00
107	Operate (<u>business / game / show / amusement</u>) for admission by public	4.1(12)	\$100.00
108	Operate metal detector	4.1(13)	\$100.00
109	Use metal detector	4.1(13)	\$100.00
110	Solicit funds for (<u>charities / organizations / individuals</u>)	4.1(14)	\$100.00
111	Use trained dog to control waterfowl	4.1(15)	\$100.00
112	Allow (<u>dog / domesticated vertebrate animal / wild vertebrate animal</u>) to enter (<u>recreation area building / facility / change room</u>)	4.1(16)	\$100.00
113	Disturb animal	4.1(17)	\$180.00
114	Wound animal	4.1(17)	\$180.00
115	Kill animal	4.1(17)	\$180.00
116	Injure animal	4.1(17)	\$180.00
117	Use (<u>cellular phone / camera / device capable of recording images</u>) in (<u>change room / washroom</u>)	4.1(18)	\$180.00
118	Operate vehicle on roadway in Springbank Park if entrances closed	5.2(1)	\$120.00
119	Drive vehicle on roadway in Springbank Park if entrances closed	5.2(1)	\$120.00
120	Ride vehicle on roadway in Springbank Park if entrances closed	5.2(1)	\$120.00
121	Enter Storybook Gardens between 9pm and 8am	5.3(1)	\$100.00
122	Cut (<u>plant / aquatic vegetation / wood / turf / soil / rock / sand / gravel</u>) in (<u>ESA / natural park area</u>)	5.4(1)	\$180.00
123	Remove (<u>plant / aquatic vegetation / wood / turf / soil / rock / sand / gravel</u>) in (<u>ESA / natural park area</u>)	5.4(1)	\$180.00
124	Cause animal to (<u>enter into / foul</u>) waters of (<u>pond / stream / river</u>) in (<u>ESA / natural park area</u>)	5.4(3)	\$180.00
125	Permit animal to (<u>enter into / foul</u>) waters of (<u>pond / stream / river</u>) in (<u>ESA / natural park area</u>)	5.4(3)	\$180.00
126	Swim in waters of (<u>pond / stream / river</u>) in (<u>ESA / natural park area</u>)	5.4(4)	\$180.00
127	Bathe in waters of (<u>pond / stream / river</u>) in (<u>ESA / natural park area</u>)	5.4(4)	\$180.00
128	Pollute waters of (<u>pond / stream / river</u>) in (<u>ESA / natural park area</u>)	5.4(4)	\$180.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
129	Camp in (<u>ESA / natural park area</u>)	5.4(5)	\$180.00
130	Set up tent in (<u>ESA / natural park area</u>)	5.4(5)	\$180.00
131	Hold picnic in (<u>ESA / natural park area</u>)	5.4(5)	\$180.00
132	Deposit (<u>waste / refuse</u>) in (<u>ESA / natural park area</u>)	5.4(6)	\$180.00
133	Dump (<u>waste / refuse</u>) in (<u>ESA / natural park area</u>)	5.4(6)	\$180.00
134	Leave (<u>waste / refuse</u>) in (<u>ESA / natural park area</u>)	5.4(6)	\$180.00
135	Operate (<u>vehicle / bicycle / power-assisted bicycle / motorized snow vehicle</u>) in (<u>ESA / natural park area</u>) where no signs posted	5.4(7)	\$180.00
136	Ride animal within (<u>ESA / natural park area</u>)	5.4(8)	\$180.00
137	Lead animal within (<u>ESA / natural park area</u>)	5.4(8)	\$180.00
138	Drive animal within (<u>ESA / natural park area</u>)	5.4(8)	\$180.00
139	Start fire in (<u>ESA / natural park area</u>)	5.4(9)	\$180.00
140	Maintain fire in (<u>ESA / natural park area</u>)	5.4(9)	\$180.00
141	Hike other than on hiking trail	5.4(10)	\$50.00
142	Run other than on hiking trail	5.4(10)	\$50.00
143	Jog other than on hiking trail	5.4(10)	\$50.00
144	Cross country ski other than on hiking trail	5.4(10)	\$50.00
145	Person playing golf – fail to conform to rules	5.5(1)	\$100.00
146	Use (<u>park / recreation area</u>) without having paid fee	6.1	\$100.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-18”

Penalty Schedule for Sign By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Display sign that does not comply with applicable law	3.3(a)	\$185.00
2	Display sign that is not specifically permitted in by-law	3.3(b)	\$185.00
3	Display sign that interferes with electrical or telephone wires or supports	3.3(c)	\$185.00
4	Display sign attached to traffic signal or traffic control device or supporting structure	3.3(d)	\$185.00
5	Display sign that obstructs view of vehicle driver	3.3(e)	\$185.00
6	Display sign that obstructs visibility of traffic signal or traffic control device	3.3(e)	\$185.00
7	Display sign that interferes with vehicular traffic	3.3(e)	\$185.00
8	Display sign that bears City logo, crest or seal	3.3(f)	\$185.00
9	Display sign that emits sound	3.3(g)	\$185.00
10	Display sign that emits odour	3.3(g)	\$185.00
11	Display sign that discharges gas, liquid or solid	3.3(g)	\$185.00
12	Display sign that features interactive copy	3.3(h)	\$185.00
13	Display sign on roof	3.3(i)	\$185.00
14	Display sign within sight triangle	3.3(j)	\$185.00
15	Display sign on vehicle or trailer	3.3(k)	\$185.00
16	Display sign within required parking space	3.3(l)	\$185.00
17	Display sign attached to tree, fence, gate or railing	3.3(m)	\$185.00
18	Display sequential sign	3.3(n)	\$185.00
19	Display sign on accessory structure	3.3(o)	\$185.00
20	Display sign primarily supported by cables or guy wires external to sign	3.3(p)	\$185.00
21	Display sign on public road allowance attached to utility pole or official sign structure	3.3(q)	\$185.00
22	Display sign without required permit	3.6.1(1)	\$185.00
23	Substantially alter or repair sign without required permit	3.6.2(1)	\$185.00
24	Sign permit holder – fail to notify Chief Building Official 72 hours prior to each stage of construction of sign	3.7.1	\$185.00
25	Sign permit holder – fail to notify Chief Building Official 72 hours prior to erection of sign	3.7.1	\$185.00
26	Sign owner – fail to maintain sign in good order	3.11.1	\$185.00
27	Sign owner – fail to cover sign with durable, weather resistant, protective finish	3.11.1(a)	\$185.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
28	Sign owner – fail to repaint or refinish sign as necessary	3.11.1(b)	\$185.00
29	Sign owner – fail to ensure illumination functioning	3.11.1(c)	\$185.00
30	Sign owner – fail to ensure illumination complies with by-law	3.11.1(c)	\$185.00
31	Sign owner – fail to ensure sign intact and operative	3.11.1(d)	\$185.00
32	Sign owner – fail to ensure sign maintained in accordance with approved plan	3.11.1(e)	\$185.00
33	Sign owner – fail to ensure no visible deterioration of sign, copy or structure	3.11.1(f)	\$185.00
34	Sign owner – fail to ensure sign is not unsafe	3.11.1(g)	\$185.00
35	Sign owner – fail to ensure sign does not create danger to any person	3.11.1(g)	\$185.00
36	Sign owner – fail to maintain sign face intact to cover and protect electrical components	3.11.2	\$185.00
37	Sign owner – fail to maintain sign face intact to cover and protect lamps	3.11.2	\$185.00
38	Sign owner – fail to maintain sign face intact to cover and protect sign box	3.11.2	\$185.00
39	Fail to comply with order	3.12.11	\$185.00
40	Display sign not in conformity with general provisions, to wit:	4.0	\$185.00
41	Sign owner – fail to ensure sign not located within prescribed minimum distance	4.1.1	\$185.00
42	Sign owner – fail to ensure sign does not move or appear to move	4.1.3	\$185.00
43	Project sign or sign copy onto building or surface from external source	4.1.4	\$185.00
44	Sign owner – fail to ensure sign displays only static copy	4.1.5	\$185.00
45	Sign owner – fail to remove sign that does not comply with by-law	4.1.8	\$185.00
46	Sign owner – fail to ensure electronic changing copy requirements met	4.2.1	\$185.00
47	Sign owner – fail to ensure illumination requirements met	4.3.1	\$185.00
48	Sign owner – fail to ensure sign not illuminated during certain time periods	4.3.2	\$185.00
49	Display sign within sight triangle	4.5	\$185.00
50	Display sign on public road allowance within sight triangle	4.6	\$185.00
51	Display sign closer than 30m to residential use zone	4.7	\$185.00
52	Display permanent first party ground sign on private property that is not in conformity with regulations	6.1	\$185.00
53	Display permanent first party ground sign over or on public road allowance that is not in conformity with regulations	6.2	\$185.00
54	Display permanent first party wall sign on private property that is not in conformity with regulations	6.3	\$185.00
55	Display permanent first party wall sign over or on public road allowance that is not in conformity with regulations	6.4	\$185.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
56	Display permanent first party projecting wall sign on private property that is not in conformity with regulations	6.5	\$185.00
57	Display permanent first party projecting wall sign over or on public road allowance that is not in conformity with regulations	6.6	\$185.00
58	Display temporary first party banner sign that is not in conformity with regulations	7.1	\$185.00
59	Display temporary first party poster board sign that is not in conformity with regulations	7.1	\$185.00
60	Display temporary first party mobile sign that is not in conformity with regulations	7.1	\$185.00
61	Display temporary first party inflatable sign that is not in conformity with regulations	7.2	\$185.00
62	Display temporary first party read-o-graph mobile sign that is not in conformity with regulations	7.3	\$185.00
63	Display temporary first party sidewalk sign on private property that is not in conformity with regulations	7.4	\$185.00
64	Display temporary first party sidewalk sign on public road allowance that is not in conformity with regulations	7.5	\$185.00
65	Display temporary first party construction sign on private property that is not in conformity with regulations	7.6	\$185.00
66	Display temporary first party real estate sign on private property that is not in conformity with regulations	7.7	\$185.00
67	Display permanent third party billboard sign that is not in conformity with regulations	8.1	\$185.00
68	Display permanent third party railway overpass sign that is not in conformity with regulations	8.2	\$185.00
69	Display permanent third party industrial park sign that is not in conformity with regulations	8.3	\$185.00
70	Display temporary third party real estate directional sign over or on public road allowance that is not in conformity with regulations	9.1	\$185.00
71	Display temporary third party new home development sign over or on public road allowance that is not in conformity with regulations	9.2	\$185.00
72	Display temporary third party sign that is not in conformity with regulations	9.3	\$185.00
73	Display third party billboard sign in Heritage Conservation District	10.2(a)	\$185.00
74	Display banner sign in Heritage Conservation District	10.2(b)	\$185.00
75	Display inflatable sign in Heritage Conservation District	10.2(c)	\$185.00
76	Display poster board sign in Heritage Conservation District	10.2(d)	\$185.00
77	Display feather flag sign in Heritage Conservation District	10.2 (e)	\$185.00
78	Display sidewalk sign greater than 0.6m ² in Heritage Conservation District	10.2(f)	\$185.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
79	Display mobile sign in Heritage Conservation District	10.2(g)	\$185.00
80	Display read-o-graph mobile sign in Heritage Conservation District	10.2(h)	\$185.00
81	Display sign with electronic changing copy in Heritage Conservation District	10.2(i)	\$185.00
82	Display sign with flashing illumination in Heritage Conservation District	10.2(j)	\$185.00
83	Display sign with internal illumination in Heritage Conservation District	10.2(k)	\$185.00
84	Display third party billboard sign in Downtown Business Improvement Area	10.3(a)	\$185.00
85	Display sidewalk sign greater than 0.6m ² in Downtown Business Improvement Area	10.3(b)	\$185.00
86	Display mobile sign in Downtown Business Improvement Area	10.3(c)	\$185.00
87	Display inflatable sign in Downtown Business Improvement Area	10.3(d)	\$185.00
88	Display read-o-graph mobile sign in Downtown Business Improvement Area	10.3(e)	\$185.00
89	Display third party billboard sign in Old East Village Community Improvement Area	10.4(f)	\$185.00
90	Display sidewalk sign greater than 0.6m ² in Old East Village Community Improvement Area	10.4(g)	\$185.00
91	Display mobile sign in Old East Village Community Improvement Area	10.4(h)	\$185.00
92	Display inflatable sign in Old East Village Community Improvement Area	10.4(i)	\$185.00
93	Display read-o-graph mobile sign in Old East Village Community Improvement Area	10.4(j)	\$185.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-19”

Penalty Schedule for Vehicle for Hire By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Own Vehicle for Hire – not licensed	2.1(a)	\$1000.00
2	Operate Vehicle for Hire – not licensed	2.1(a)	\$1000.00
3	Dispatch Vehicle for Hire – not licensed	2.1(b)	\$1000.00
4	Own Vehicle for Hire – owner plate not affixed	2.1(c)	\$500.00
5	Operate Vehicle for Hire – owner plate not affixed	2.1(c)	\$500.00
6	Operate Vehicle for Hire – licence suspended	2.1(d)	\$1000.00
7	Act as Broker – licence suspended	2.1(e)	\$800.00
8	Advertise use of Vehicle for Hire – no Owner or Broker licence	2.1(f)	\$800.00
9	Represent as licensed – not licensed	2.1(g)	\$1000.00
10	Sell Licence not in accordance with By-law	6.9	\$400.00
11	Purchase Licence not in accordance with By-law	6.9	\$400.00
12	Licensee – fail to notify Licence Manager – change of information	7.1	\$85.00
13	Corporate Licensee – fail to notify Licence Manager – change of information	7.2	\$400.00
14	Convey rights over Cab Licence, Accessible Cab Licence or Owner Plate	10.1	\$400.00
15	Sub-lease Cab that is subject of Lease	10.4	\$400.00
16	Owner – permit lease or sub-lease of Cab that is subject of Lease	10.5	\$400.00
17	To party to Lease of Cab – Owner not lessor	10.6	\$400.00
18	Cab Owner – fail to notify Licence Manager – expiry of Lease	10.7	\$400.00
19	Cab Owner – enter into more than one Lease	10.8	\$400.00
20	Owner – fail to submit Vehicle for inspections	15.1	\$500.00
21	Driver – fail to submit Vehicle for inspections	15.1	\$500.00
22	Owner – fail to produce document	15.2	\$400.00
23	Driver – fail to produce document	15.2	\$400.00
24	Owner – when vehicle in accident – fail to remove vehicle from service	15.8(a)	\$400.00
25	Owner – when vehicle in accident – fail to notify Licence Manager	15.8(b)	\$400.00
26	Owner – when vehicle in accident – fail to notify Licence Manager of repairs	15.8(c)	\$400.00
27	Owner – fail to provide safety standards certificate	15.9	\$400.00
28	Driver – fail to provide safety standards certificate	15.9	\$400.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
29	Charge amount for Trip other than Fare in Schedule 4	16.1	\$200.00
30	Vehicle for Hire Driver – fail to carry driver’s licence and Licence	Schedule 1, 2.1 (a)	\$125.00
31	Vehicle for Hire Driver – fail to comply with operational standards	Schedule 1, 2.1(b)	\$400.00
32	Vehicle for Hire Driver – fail to report charge or conviction to Licence Manager	Schedule 1, 2.1(c)	\$200.00
33	Vehicle for Hire Driver – fail to report cancellation, suspension, expiry or revocation of driver’s licence to Licence Manager	Schedule 1, 2.1(d)	\$400.00
34	Vehicle for Hire Driver – fail to provide Conveyance Service	Schedule 1, 2.1(e)	\$200.00
35	Vehicle for Hire Driver – fail to make available Owner Plate number and name of Fleet – accessible format	Schedule 1, 2.1(f)	\$85.00
36	Accessible Vehicle for Hire Driver – fail to ensure wheelchairs securely fastened	Schedule 1, 2.2(a)	\$400.00
37	Accessible Vehicle for Hire Driver – fail to ensure – extra tire, wheel, and jack	Schedule 1, 2.2(b)(i)	\$125.00
38	Accessible Vehicle for Hire Driver – fail to ensure – wheelchair tie downs	Schedule 1, 2.2(b)(ii)	\$400.00
39	Accessible Vehicle for Hire Driver – fail to ensure - first aid kit	Schedule 1, 2.2(b)(iv)	\$125.00
40	Accessible Vehicle for Hire Driver – fail to ensure – fire extinguisher	Schedule 1, 2.2(b)(v)	\$400.00
41	Accessible Vehicle for Hire Driver – fail to ensure – operable air conditioning and heating	Schedule 1, 2.2(b)(vi)	\$125.00
42	Accessible Vehicle for Hire Driver – fail to give priority – Conveyance Services - Disabilities	Schedule 1, 2.2(c)	\$200.00
43	Cab Driver – fail to engage Cab Meter	Schedule 1, 2.3	\$85.00
44	Accessible Cab Driver – fail to engage Cab Meter	Schedule 1, 2.3	\$85.00
45	Vehicle for Hire Driver – smoke inside Vehicle for Hire	Schedule 1, 3.1(a)	\$300.00
46	Vehicle for Hire Driver – Operate Vehicle for Hire – owner not licensed	Schedule 1, 3.1(b)	\$800.00
47	Vehicle for Hire Driver – Operate Vehicle for Hire – Owner Plate number and name of Fleet not displayed	Schedule 1, 3.1(c)	\$125.00
48	Vehicle for Hire Driver – on duty – more than 14 hours	Schedule 1, 3.1(d)	\$200.00
49	Vehicle for Hire Driver – Operate Vehicle for Hire not meeting operational standards	Schedule 1, 3.1(e)	\$400.00
50	Vehicle for Hire Driver – Operate Vehicle for Hire without insurance	Schedule 1, 3.1(f)	\$1000.00
51	Vehicle for Hire Driver – Operate Cab – Meter not adjusted – Schedule 4	Schedule 1, 3.1(g)	\$200.00
52	Vehicle for Hire Drive – Operate Accessible Cab – Meter not adjusted – Schedule 4	Schedule 1, 3.1(g)	\$200.00
53	Vehicle for Hire Driver – Operate Cab – no operating camera system	Schedule 1, 3.1(h)	\$85.00
54	Vehicle for Hire Driver – Operate Accessible Cab – no operating camera system	Schedule 1, 3.1(i)	\$85.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
55	Vehicle for Hire Driver – Operate Limousine – no operating camera system	Schedule 1, 3.1(j)	\$85.00
56	Private Vehicle for Hire Driver – provide Conveyance Service not through mobile app	Schedule 1, 3.2	\$1000.00
57	Accessible Private Vehicle for Hire Driver – provide Conveyance Service not through mobile app	Schedule 1, 3.2	\$1000.00
58	Private Vehicle for Hire Driver – accept payment of Fare not through mobile app	Schedule 1, 3.3	\$500.00
59	Accessible Private Vehicle for Hire Driver – accept payment of Fare not through mobile app	Schedule 1, 3.3	\$500.00
60	Private Vehicle for Hire Driver – provide Conveyance Service not Dispatched by Licensed Transportation Network Company Broker	Schedule 1, 3.4	\$1000.00
61	Accessible Private Vehicle for Hire Driver – provide Conveyance Service not Dispatched by Licensed Transportation Network Company Broker	Schedule 1, 3.4	\$1000.00
62	Vehicle for Hire owner – fail to take out separate Licence and Owner Plate for each vehicle	Schedule 2, 1.1	\$800.00
63	Owner – fail to ensure seating capacity of not more than 10 individuals	Schedule 2, 2.1(a)	\$200.00
64	Owner – fail to meet standards prescribed by Licence Manager	Schedule 2, 2.1(b)	\$400.00
65	Cab Owner – fail to ensure – Owner plate affixed – right rear trunk	Schedule 2, 2.6(a)	\$200.00
66	Cab Owner – fail to ensure – Cab Meter in accordance with By-law	Schedule 2, 2.6(b)	\$200.00
67	Cab Owner – fail to ensure – Owner Plate number and name of Fleet displayed	Schedule 2, 2.6(c)	\$200.00
68	Cab Owner – fail to ensure – security camera system in accordance with By-law	Schedule 2, 2.6(d)	\$200.00
69	Accessible Cab Owner – fail to ensure – Owner Plate affixed – right rear trunk	Schedule 2, 2.7(a)	\$200.00
70	Accessible Cab Owner – fail to ensure – Cab Meter in accordance with By-law	Schedule 2, 2.7(b)	\$200.00
71	Accessible Cab Owner – fail to ensure – extra tire, wheel, and jack	Schedule 2, 2.7(c)	\$200.00
72	Accessible Cab Owner – fail to ensure – wheelchair tie downs	Schedule 2, 2.7(d)	\$400.00
73	Accessible Cab Owner – fail to ensure – first aid kit	Schedule 2, 2.7(e)	\$400.00
74	Accessible Cab Owner – fail to ensure – fire extinguisher	Schedule 2, 2.7(f)	\$400.00
75	Accessible Cab Owner – fail to ensure – operable air conditioning and heating	Schedule 2, 2.7(g)	\$200.00
76	Accessible Cab Owner – fail to ensure – Owner Plate number and name of Fleet displayed	Schedule 2, 2.7(i)	\$200.00
77	Accessible Cab Owner – fail to ensure – security camera system in accordance with By-law	Schedule 2, 2.7(j)	\$200.00
78	Limousine Owner – fail to ensure – security camera system in accordance with By-law	Schedule 2, 2.8(a)	\$200.00
79	Limousine Owner – fail to ensure – Owner Plate affixed – right rear trunk	Schedule 2, 2.8(b)	\$200.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
80	Owner – fail to keep documents in Vehicle for Hire	Schedule 2, 3.1(a)	\$200.00
81	Owner – fail to repair mechanical defects	Schedule 2, 3.1(b)	\$200.00
82	Owner – fail to submit Vehicle for Hire for safety inspection	Schedule 2, 3.1(c)	\$400.00
83	Owner – fail to maintain insurance on Vehicle for Hire	Schedule 2, 3.1(d)	\$800.00
84	Owner – fail to file insurance renewal policy or certificate of insurance	Schedule 2, 3.1(e)	\$200.00
85	Owner – fail to ensure Vehicle for Hire complies with regulations	Schedule 2, 3.1(f)	\$200.00
86	Owner – fail to ensure person involved in operation of Vehicle for Hire complies with By-law	Schedule 2, 3.1(g)	\$200.00
87	Cab Owner – fail to submit Meter for testing, inspection and sealing	Schedule 2, 3.2(a)	\$200.00
88	Accessible Cab Owner – fail to submit Meter for testing, inspection and sealing	Schedule 2, 3.2(a)	\$200.00
89	Cab Owner – fail to submit Meter certificate of accuracy	Schedule 2, 3.2(b)	\$125.00
90	Accessible Cab Owner – fail to submit Meter certificate of accuracy	Schedule 2, 3.2(b)	\$125.00
91	Class B Cab Owner – fail to Operate Cab full-time	Schedule 2, 3.3(a)	\$200.00
92	Owner – Operate Vehicle for Hire without Owner Plate	Schedule 2, 4.1(a)	\$200.00
93	Owner – permit person not Licensed as Vehicle for Hire Driver to Operate Vehicle for Hire	Schedule 2, 4.1(b)	\$400.00
94	Owner – permit Owner Plate to be used on other vehicle	Schedule 2, 4.1(c)	\$400.00
95	Owner – permit Driver – Operate Vehicle for Hire – more than 14 hours	Schedule 2, 4.1(d)	\$200.00
96	Owner – Operate Vehicle for Hire with mechanical defects	Schedule 2, 4.1(e)	\$400.00
97	Owner – Operate Vehicle for Hire in affiliation with Broker not licensed	Schedule 2, 4.1(f)	\$400.00
98	Owner – Operate Vehicle for Hire without insurance	Schedule 2, 4.1(g)	\$1000.00
99	Owner – Operate Vehicle for Hire – not in compliance with regulations	Schedule 2, 4.1(h)	\$400.00
100	Owner – Operate Vehicle for Hire – not in compliance with operational standards	Schedule 2, 4.1(i)	\$400.00
101	Cab Owner – fail to maintain Cab in operation – 120 days	Schedule 2, 4.2(a)	\$400.00
102	Accessible Cab Owner – fail to maintain Accessible Cab in operation – 120 days	Schedule 2, 4.2(a)	\$400.00
103	Cab Owner – permit Cab to be Operated – Cab Meter defective	Schedule 2, 4.2(b)	\$200.00
104	Accessible Cab Owner – permit Accessible Cab to be Operated – Cab Meter defective	Schedule 2, 4.2(b)	\$200.00
105	Broker – fail to keep record of Vehicle for Hire	Schedule 3, 2.1(a)	\$200.00
106	Broker – fail to ensure Driver or Owner complies with By-law, to wit:	Schedule 3, 2.1(b)	\$200.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
107	Broker – fail to maintain record of Orders	Schedule 3, 2.1(c)	\$200.00
108	Broker – fail to comply with records regulations	Schedule 3, 2.1(d)	\$500.00
109	Broker – fail to carry on Brokerage 24/7	Schedule 3, 2.1(e)	\$400.00
110	Broker – fail to inform passenger – anticipated arrival at pick-up	Schedule 3, 2.1(f)	\$200.00
111	Broker – fail to notify Licence Manager – addition or deletion of Vehicle for Hire from Fleet	Schedule 3, 2.1(g)	\$200.00
112	Broker Dispatching Accessible Cabs – fail to give priority for Persons with Disabilities	Schedule 3, 2.1(h)(i)	\$400.00
113	Broker Dispatching Accessible Private Vehicles for Hire – fail to give priority for Persons with Disabilities	Schedule 3, 2.1(h)(i)	\$400.00
114	Broker Dispatching Accessible Cabs – fail to record number of Trips	Schedule 3, 2.1(h)(ii)	\$200.00
115	Broker Dispatching Accessible Private Vehicles for Hire – fail to record number of Trips	Schedule 3, 2.1(h)(ii)	\$200.00
116	Broker – fail to ensure each Vehicle for Hire equipped to accept credit and debit card payments	Schedule 3, 2.1(i)	\$200.00
117	Broker – fail to ensure each Vehicle for Hire equipped with GPS	Schedule 3, 2.1(j)	\$200.00
118	Licensed Broker – dispatch Driver – not Licensed	Schedule 3, 3.1(a)	\$1000.00
119	Licensed Broker – dispatch Vehicle for Hire – owner not Licensed	Schedule 3, 3.1(b)	\$1000.00
120	Licensed Broker – mobile payment app – fail to communicate to Passenger full Trip amount prior to start	Schedule 3, 3.1(c)(i)	\$200.00
121	Licensed Broker – mobile payment app – fail to receive acceptance of full Trip amount from Passenger prior to start	Schedule 3, 3.1(c)(ii)	\$200.00
122	Licensed Broker – mobile payment app – charge payment for Trip for amount other than as communicated and accepted by Passenger prior to start	Schedule 3, 3.1(d)	\$200.00
123	Licensed Broker – dispatch Vehicle for Hire – not in compliance with regulations	Schedule 3, 3.1(e)	\$200.00
124	Licensed Transportation Network Company Broker – Dispatch Cab, Accessible Cab or Limousine	Schedule 3, 3.2	\$500.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-20"

Penalty Schedule for Abandoned Refrigerator, Freezer & Containers By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Leave (<u>ice-box / refrigerator / freezer</u>) upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
2	Keep (<u>ice-box / refrigerator / freezer</u>) upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
3	Permit (<u>ice-box / refrigerator / freezer</u>) upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
4	Leave container upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
5	Keep container upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
6	Permit container upon land in accessible place without (<u>removing locks and doors / taking measures to prevent persons from being trapped</u>) to wit:	1.1	\$200.00
7	Dispose of (<u>ice-box / refrigerator / freezer / container</u>) upon land without removing locks and doors, to wit:	1.2	\$200.00
8	Abandon (<u>ice-box / refrigerator / freezer / container</u>) upon land without removing locks and doors, to wit:	1.2	\$200.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule “A-21”

Penalty Schedule for Municipal Waste & Resource Materials Collection By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.
2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.
3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Place municipal waste upon roadway	10.1	\$75.00
2	Place municipal waste at collection point prior to 6:00 PM on the day prior to collection	10.2	\$75.00
3	Place non-collectable waste at collection point	10.5	\$75.00
4	Fail to maintain collection point free of municipal waste	10.9	\$75.00
5	Failed to maintain boulevard free of municipal waste	10.9.1	\$75.00
6	Fail to maintain a waste collection receptacle enclosure	10.10	\$75.00
7	Package waste in a manner that presents a hazard	10.11	\$75.00
8	Remove recyclable material placed at collection point	10.12	\$75.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Schedule "A-22"

Penalty Schedule for Streets By-law

1. For the purposes of Section 2 of this By-law, Column 3 in the following table lists the provisions in the Designated By-law identified in the Schedule, as amended.

2. Column 2 in the following table set out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in Column 3.

3. Column 4 in the following table set out the Administrative Penalty amount that is payable for contraventions of the designated provisions listed in Column 3.

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
1	Cause (<u>obstruction / encumbering / injuring / fouling</u>) of any street	2.1	\$150.00
2	Permit (<u>obstruction / encumbering / injuring / fouling</u>) of any street	2.1	\$150.00
3	Make excavation upon street	2.2	\$420.00
4	Place (<u>object / structure</u>) (<u>upon / under / over</u>) street	2.3	\$420.00
5	Construct (<u>object / structure</u>) (<u>upon / under / over</u>) street	2.3	\$420.00
6	Maintain (<u>object / structure</u>) (<u>upon / under / over</u>) street	2.3	\$420.00
7	Throw any (<u>dirt / rubbish / snow / refuse</u>) upon street	2.4	\$300.00
8	Place any (<u>dirt / rubbish / snow / refuse</u>) upon street	2.4	\$300.00
9	Deposit any (<u>dirt / rubbish / snow / refuse</u>) upon street	2.4	\$300.00
10	Remove (<u>plant / earth / material</u>) from street	2.5	\$150.00
11	Cause nuisance in street by (<u>fire / water / vapour / noise / any means whatsoever</u>)	2.6	\$150.00
12	Construct (<u>gate / door</u>) which (<u>opens / swings</u>) over street	2.7	\$150.00
13	Maintain (<u>gate / door</u>) which (<u>opens / swings</u>) over street	2.7	\$150.00
14	Conduct activity which interferes with (<u>public travel / use of street</u>)	2.8	\$450.00
15	Post (<u>notice / sticker / placard / advertisement</u>) (<u>in / upon</u>) street	2.9	\$150.00
16	Sell any goods on (<u>street / public highway</u>)	2.10.1	\$150.00
17	Display any goods on (<u>street / public highway</u>)	2.10.1	\$150.00
18	Offer to sell any goods on (<u>street / public highway</u>)	2.10.1	\$150.00
19	Operate motor vehicle along bicycle path	2.11	\$150.00
20	Operate (<u>motor vehicle / bicycle</u>) along sidewalk	2.12	\$150.00
21	While operating bicycle on sidewalk, impede passage of (<u>pedestrian / mobility device</u>)	2.13(1)	\$150.00
22	While operating bicycle on sidewalk, fail to yield right-of-way to (<u>pedestrian / mobility device</u>)	2.13(2)	\$150.00
23	Operate (<u>crane / boom / other equipment</u>) above street	2.14	\$150.00
24	Carry on retail sales in vicinity of cenotaph	3.1	\$150.00

Column 1 Item #	Column 2 Short Form Wording	Column 3 Designated Provision	Column 4 Administrative Penalty Amount
25	Remove (<u>barricade / device / detour sign / notice</u>)	7.4	\$300.00
26	Deface (<u>barricade / device / detour sign / notice</u>)	7.4	\$150.00
27	Unlawfully use street closed to traffic	7.4	\$450.00
28	Deposit (<u>snow / ice</u>) upon (<u>sidewalk / roadway</u>)	8.2(a)	\$150.00
29	Cause to be deposited (<u>snow / ice</u>) upon (<u>sidewalk / roadway</u>)	8.2(a)	\$150.00
30	Move (<u>snow / ice</u>) to (<u>boulevard / sidewalk / roadway</u>)	8.3(a)	\$150.00
31	Cause to be moved (<u>snow / ice</u>) to (<u>boulevard / sidewalk / roadway</u>)	8.3(b)	\$150.00
32	Fail to remove (<u>icicles / snow / ice</u>) from (<u>building / structure / sign</u>)	8.6(a)	\$150.00

At the discretion of the Officer, fines may be doubled for any and all subsequent repeat offences.

Appendix “B”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PH-12 referred to as Pit Bull Dog Licensing By-law, to amend Part 6.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PH-12 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 6 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “C”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PH-3 referred to as Animal Control By-law, to amend Part 15.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PH-3 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 15 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “D”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PH-4 referred to as Dog Licensing and Control By-law, to amend Part 9.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PH-4 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 9 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “E”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PH-7 referred to as Dog Off-leash Areas By-law, to amend Section 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PH-7 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Section 7 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “F”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PS-6
referred to as Fence By-law, to amend Part 17.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PS-6 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 17 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “G”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PS-5
referred to as Swimming Pool Fence By-law, to
amend Part 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PS-5 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 7 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “H”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. B-1 referred to as Naming of Highways and Numbering of Buildings & Lots By-law, to amend Part 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. B-1 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 7 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix "I"

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PH-18 referred to as Public Nuisance By-law, to amend Part 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being "A by-law to implement an Administrative Monetary Penalty System";

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PH-18 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 7 of the By-law be amended by adding the following new section:
"Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty."
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “J”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PW-12
referred to as Sound By-law, to amend Part 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PW-12 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 7 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “K”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PR-2
referred to Parks and Recreation Area By-law,
to amend Part 7.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PR-2 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 7 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “L”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. S.-5868-183 referred to as Sign By-law, to amend Section 3.12.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. S.-5868-183 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Section 3.12 of the By-law be amended by adding the following new section: “Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “M”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. L.-130-71 referred to as Vehicle for Hire By-law, to amend Part 18.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. L.-130-71 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 18 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “N”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. PW-2
referred to as Abandoned Refrigerator,
Freezer & Containers By-law, to amend Part 3.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. PW-2 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 3 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “O”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. WM-12 referred to as Municipal Waste & Resource Materials Collection By-law, to amend Part 12.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. WM-12 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 12 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

Appendix “P”

Bill No. _____
2021

By-law No. - _____

A by-law to amend By-law No. S-1
referred to as Streets By-law, to amend Part 9.

WHEREAS section 434.1 of the Municipal Act authorizes the City to require a person, subject to conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the

AND WHEREAS the Municipal Council considers it desirable to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the Administrative Monetary Penalty System.

AND WHEREAS the Municipal Council on passed By-law No. A-54 being “A by-law to implement an Administrative Monetary Penalty System”;

AND WHEREAS the Municipal Council deems it appropriate to amend By-law No. S-1 with respect to contraventions of designated by-laws;

NOW THEREFORE the Council of The Corporation of the City of London enacts as follows:

1. That Part 9 of the By-law be amended by adding the following new section:
“Each person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with the Administrative Monetary Penalty System By-law A-54, be liable to pay the City an Administrative Monetary Penalty.”
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on May 4, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – May 4, 2021
Second Reading – May 4, 2021
Third Reading – May 4, 2021

April 1, 2021

To: The Chair and Members of Community and Protective Services Committee

Re: By-law PH-3 - "A by-law to provide for the regulation, restriction and prohibition of the keeping of animals in the City of London".

Dear Chair and Committee Members,

At the July 21, 2014 meeting of CPSC, committee members received a report from Civic Administration with the following recommendation:

"Civic Administration is recommending by-law amendments previously presented to CPSC on May 26, 2014 to promote rescue associated fostering of cats and dogs which would propose to allow fosterers to temporarily house up to ten cats and dogs, with a maximum limit of four dogs at any one time. In keeping with the differentiation of residential structure types, the limit of fostering in multiple unit buildings will be limited to a combination of three cats and dogs. Civic Administration does not recommend unlimited numbers/animals in foster houses due to anticipated nuisance issues. Civic Administration believes that the recommendations represent a reasonable balance of limits of companion animals in residential settings and citizens' rights to reasonable enjoyment of property and quality of life."

The full 2014 staff report can be read here:

<https://pub-london.escribemeetings.com/filestream.ashx?DocumentId=14510>

Committee Members at the time did not accept the staff recommendation and instead recommended to City Council that there should be no limit on the number of animals housed at a rescue/foster operation situated in a private residence. City Council of the day endorsed the recommendation from committee and, consequently, the bylaw currently has no limit on the number of animals allowed regardless of the dwelling type.

On January 17, 2020, a fire occurred at a duplex in London. The fire was in the half of the building which housed a large animal foster operation. Some media reports stated there were up to 40 cats housed in the residence at the time. Firefighters located and rescued 25 cats and 3 dogs while 4 cats are known to have perished.

Given that this animal foster home was operating from a multi-unit residential building, the rationale behind the original staff recommendation becomes apparent. The operation was properly approved by the City of London under the current bylaw. There is therefore very little recourse for neighbours who are negatively affected by the odours and noises that come with such a large collection of animals living under the same roof.

For the reasons of animal safety and the quality of life of residents living in adjacent residences, I, therefore, respectfully request the Corporate Services Committee to consider the following motion:

That Civic Administration report back with a draft bylaw which would allow fosterers to temporarily house up to ten cats and dogs, with a maximum limit of four dogs at any one time. The limit of fostering in multiple unit buildings will be limited to a combination of three cats and dogs as per the original staff recommendation from 2014.

Respectfully Submitted

Maureen Cassidy
Councillor, Ward 5

Dear Community and Protective Service Committee,

We have been informed that the exemption from the pet limit bylaw to approved animal rescue organizations is going to be under scrutiny at the next Community and Protective Services Committee [this Tuesday](#).

It is our desire to remind you that this bylaw exemption was gained through a lot of hard work done by animal advocates like ourselves and many others.

This exemption has made it possible for hundreds of animals to find forever homes and not have to wander our streets homeless and starving.

This bylaw does not need to change.

Kevin & Kathleen Lomack

25 Beattie Ave

DEFERRED MATTERS

COMMUNITY AND PROTECTIVE SERVICES COMMITTEE

as of April 12, 2021

File No.	Subject	Request Date	Requested/Expected Reply Date	Person Responsible	Status
1.	<p><u>Proposed Accessible Vehicle for Hire Incentive Program – Update</u> That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official the following actions be taken with respect to the staff report dated September 10, 2019 related to an update on a proposed accessible vehicle for hire incentive program:</p> <p>b) the Civic Administration BE DIRECTED to hold a public participation meeting at a future meeting of the Community and Protective Services Committee with respect to amending the Vehicle for Hire By-law to make the necessary changes to implement an incentive program for accessible vehicles for hire.</p>	September 10, 2019	TBD	G. Kotsifas O. Katolyk	
2.	<p><u>Special Events Policies and Procedure Manual</u> That the following actions be taken with respect to the “Special Events Policies and Procedure Manual”:</p> <p>a) the communication dated September 6, 2019 from Councillor A. Kayabaga, with respect to the “Special Events Policies and Procedures Manual” BE RECEIVED; and,</p> <p>b) the Civic Administration BE DIRECTED to review the City’s “Special Events Policies and Procedures Manual” and report back on possible amendment to the Manual to address the following matters:</p> <p>i) the disruption caused by special events being held in the evenings prior to a work and/or school day;</p>	September 10, 2019	July 2021	S. Stafford	

File No.	Subject	Request Date	Requested/Expected Reply Date	Person Responsible	Status
	ii) the application of the same rules/restrictions that are in place for Victoria Park to Harris Park; and, iii) increased fines and penalties for special events that contravene the Manual.				
3.	<p><u>Proposed Core Area Action Plan</u> That, on the recommendation of the Managing Director, Planning and City Planner, and the City Manager, the following actions be taken with respect to the proposed Core Area Action Plan:</p> <p>e) the Civic Administration BE DIRECTED to report back to the Community and Protective Services Committee with respect to clarification as to proposed wording that would be included on any "Kindness Meters";</p>	November 12, 2019	Q4, 2021	G. Barrett	<p>Implementation delayed due to COVID-19 impacts. New target date: Q4 2021</p> <p>PEC Report July 14, 2020 https://pub-london.escribemeetings.com/filestream.ashx?DocumentId=73475</p>
4.	<p><u>Swimming Pool Fence By-law - Proposed Amendments</u> That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, the following actions be taken with respect to the staff report dated February 19, 2020 related to proposed amendments to the Swimming Pool Fence By-law:</p> <p>a) the Civic Administration BE DIRECTED to prepare amendments to the Swimming Pool Fence By-law to modernize the regulations and enhance public safety and hold a public participation meeting at a future meeting of the Community and Protective Services Committee; and,</p> <p>b) the above-noted staff report BE RECEIVED.</p>	February 19, 2020	Q1 2021	G. Kotsifas O. Katolyk	
5.	<p><u>Short-Term Accommodations - Proposed Regulations</u> That, on the recommendation of the Managing Director, Development and Compliance Services and Chief Building Official, the following actions be taken with respect to the staff report dated February 19, 2020 related to short-term accommodations:</p> <p>a) the Civic Administration BE DIRECTED to amend all necessary by-laws to address short-term accommodations and hold a public participation</p>	February 19, 2020	Q1 2021	G. Kotsifas O. Katolyk	

File No.	Subject	Request Date	Requested/Expected Reply Date	Person Responsible	Status
	<p>meeting at a future meeting of the Community and Protective Services Committee;</p> <p>b) the Civic Administration BE DIRECTED to continue consulting with short-term accommodation platforms on the further collection of Municipal Accommodation Tax; and,</p> <p>c) the above-noted staff report BE RECEIVED;</p> <p>it being noted that a communication from G. Webster, as appended to the Added Agenda, as well as the attached presentation from N. Musicco, Specialist I, Municipal Policy, with respect to this matter, were received.</p>				
6.	<p><u>Residential Video Surveillance By-law</u></p> <p>That the communication, dated July 2020, from D. Johnstone, with respect to a by-law to protect individuals being video recorded in their own private residential backyards BE REFERRED to the Civic Administration for review and a report back at a future meeting of the Community and Protective Services Committee with a delegation from D. Johnstone at that time.</p>	July 15, 2020	Q1 2021	G. Kotsifas O. Katolyk	
7.	<p><u>Graphic, Unsolicited Flyer Deliveries to Residential Properties</u></p> <p>That the following actions be taken with respect to graphic, unsolicited flyer deliveries to residential properties:</p> <p>a) the Civic Administration BE DIRECTED to investigate options to address community concerns around graphic, unsolicited flyer deliveries to residential properties and report back to a future meeting of the Community and Protective Services Committee, outlining information and options including, but not limited to:</p> <p>i) steps taken by other municipalities with respect to this matter; and,</p> <p>ii) potential amendments to the existing municipal nuisance by-law or introduction of a new by-law with respect to this matter;</p>	November 3, 2020	Q3 2021	G. Kotsifas O. Katolyk	

File No.	Subject	Request Date	Requested/Expected Reply Date	Person Responsible	Status
	<p>b) the communication, dated November 1, 2020, from Councillor van Holst, with respect to this matter, BE REFERRED to the Civic Administration for consideration;</p> <p>c) the delegation request by M. McCann, London Against Abortion, BE REFERRED to a future public participation meeting with respect to this matter; it being noted that a communication from M. McCann, dated October 30, 2020, with respect to this matter, was received;</p>				
8.	<p><u>London Community Recovery Network - Ideas for Action by Municipal Council</u></p> <p>That, on the recommendation of the Managing Director, Neighbourhood, Children and Fire Services, the Acting Managing Director, Housing, Social Services and Dearness Home, and the Managing Director, Parks and Recreation, the following actions be taken with respect to the staff report dated February 9, 2021 related to the London Community Recovery Network and ideas for action by Municipal Council:</p> <p>ii) the implementation plan for item #2.3 Downtown Recovery – free transit to the downtown, as it relates to transit initiatives to the downtown, BE REFERRED back to the Civic Administration to continue working with the London Transit Commission on this matter, with a report back to a future meeting of the Community and Protective Services Committee (CPSC) when additional details are available; and,</p> <p>iii) implementation plan for item #2.3 Downtown Recovery – free transit to the downtown, as it relates to parking initiatives in the downtown BE REFERRED back to the Civic Administration with a report back to a future meeting of the CPSC when additional details are available;</p>	February 9, 2021	TBD	C. Smith K. Dickins S. Stafford	

File No.	Subject	Request Date	Requested/Expected Reply Date	Person Responsible	Status
9.	<p><u>Affordable Housing Units in London</u> That the following actions be taken with respect to the creation of affordable housing units in London:</p> <p>a) the Civic Administration BE DIRECTED to expedite the development of needed 3,000 affordable housing units as set out in "Housing Stability Action Plan" (HSAP) to be in place in five years, instead of ten years as set out in the Plan; and,</p> <p>b) the Civic Administration BE DIRECTED to report back to a future meeting of the Community and Protective Services Committee with an implementation plan, inclusive of financial impacts, that sets out the best supports for the development of affordable housing units;</p> <p>it being noted that a communication from Mayor E. Holder, with respect to this matter, was received. (2021-S14)</p>	March 30, 2021	TBD	K. Dickins	