THE CITY OF WINDSOR
ONTARIO, CANADA

ACON 2022

February 25, 2022

TO THE MAYOR AND MEMBERS OF COUNCIL:

A special meeting of Council will be held on **Monday, February 28, 2022, at 12:00 o'clock p.m., via electronic participation in accordance with Procedure By-law #98-2011 as amended, which allows for electronic participation during a declared emergency.** Council will at the special meeting adopt a resolution to authorize Council to meet in closed session, and the resolution shall contain the general nature of the matters to be considered in the closed session. The resolution must be adopted by a majority of Council present during the open special meeting before the meeting may be closed.

The **regular meeting** of Council will be held on **Monday, February 28, 2022 at 1:00 o'clock p.m., via electronic participation in accordance with Procedure By-law #98-2011 as amended, which allows for electronic participation during a declared emergency** to consider the regular agenda for that day.

BY ORDER OF THE MAYOR.

Yours very truly,

Steve Vlachodimos
City Clerk
/bm
c.c. Chief Administrative Officer

Consolidated City Council Meeting Agenda

Date: Monday, February 28, 2022
Time: 1:00 o'clock p.m.

Location: Council Chambers, 1st Floor, Windsor City Hall

All members will be participating electronically and will be counted towards quorum in accordance with Procedure By-law 98-2011 as amended, which allows for electronic meetings during a declared emergency. The minutes will reflect this accordingly.

MEMBERS:
Mayor Drew Dilkens

Ward 1 – Councillor Fred Francis

Ward 2 – Councillor Fabio Costante

Ward 3 – Councillor Rino Bortolin

Ward 4 – Councillor Chris Holt

Ward 5 – Councillor Ed Sleiman

Ward 6 – Councillor Jo-Anne Gignac

Ward 7 – Councillor Jeewen Gill

Ward 8 – Councillor Gary Kaschak

Ward 9 – Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

ORDER OF BUSINESS

Item #	Item Description
1.	**ORDER OF BUSINESS**

1.1. In the event of the absence of the Mayor, Councillor Kaschak has been Appointed Acting Mayor for the month of February, 2022 in accordance with By-law 176/2018 as amended.

2. CALL TO ORDER

READING OF LAND ACKNOWLEDGEMENT
We [I] would like to begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations, which includes the Ojibwa, the Odawa, and the Potawatomie. The City of Windsor honours all First Nations, Inuit and Métis peoples and their valuable past and present contributions to this land.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

4. ADOPTION OF THE MINUTES

4.1. Minutes of the Regular City Council Meeting held February 14, 2022 (**SCM 54/2022**) (***enclosed***)

5. NOTICE OF PROCLAMATIONS

Proclamations
“Nutrition Month” – March 2022
“International Women's Day” – Tuesday, March 8, 2022

Flag Raising Ceremony
“Windsor Stands in Solidarity with Ukraine” – Thursday, February 24, 2022

Illumination
“Windsor Stands in Solidarity with Ukraine” – Thursday, February 24, 2022

6. COMMITTEE OF THE WHOLE

7. **COMMUNICATIONS INFORMATION PACKAGE** (This includes both Correspondence and Communication Reports)

7.1. Correspondence 7.1.1. through 7.1.5. (**CM 4/2022**) (***enclosed***)

8. **CONSENT AGENDA**

8.1. Audit and Accountability Funds Awarded to Digitization and Modernization of Workflows Project (**C 21/2022**)

8.2. Alley Lighting Policy Change – Citywide (**C 28/2022**)

CONSENT COMMITTEE REPORTS

8.5. Rezoning - 2776557 Ontario Ltd - 1153-1159 Riverside Drive East - Z-037/21 ZNG/6588 - Ward 4 (**SCM 44/2022**) (**S 5/2022**)

8.8. Response to CQ 32-2020: Tree Protection and Replacement Policies Related to Development – City Wide (**SCM 46/2022**) (**C 142/2021**)

9. **REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS**

8.3. A Provisional By-Law for the Repair and Improvement to the McKee Drain - Wards 1 and 2 (**C 26/2022**)
Clerk's Note: Administration requesting that this matter be deferred to a future City Council meeting to allow time for Administration to meet with affected property owner for further discussion.

10. **PRESENTATIONS AND DELEGATIONS**

PRESENTATION

11.1. Regional Food and Organic Waste and Biosolids Processing Project Update - City Wide (**C 14/2022**) **(previously distributed)** (**SCM 52/2022**) (***enclosed***)
a) Michelle Bishop, General Manager EWSWA re Regional Food & Organics Waste Management Project (10 minutes)
Clerk's Note: Citizens Environment Alliance submitting the ***attached*** email dated February 25, 2022 as additional information.

DELEGATIONS: (5 minute maximum)

8.4. RICBL Exemption 2021-4 - Dillon Consulting Limited - 0 Tecumseh Road East - Ward 7 (**SCM 43/2022**) (**S 3/2022**)
a) Amy Farkas, Dillon Consulting (available for questions)

8.6. Rezoning - 2156567 Ontario Ltd. – 1092-1096 Dougall Avenue - Z-041/21 ZNG/6624 - Ward 3 (**SCM 45/2022**) (**S 6/2022**)
a) Tracey Pillon-Abbs, Principal Planner representing the applicant

8.7. Pillette Village BIA Streetscape Improvements - Funding Proposal (**SCM 42/2022**) (**C 21/2020**)
a) Bridget Scheuerman, Executive Director, Pillette Village BIA
a) Terry Yaldo, Chair, Pillette Village BIA

11.2. 2021 Micro-Mobility Pilot Review - Bird Canada E-Scooters and E-Bikes (**C 10/2022**)
a) Chris Schafer, VP Government Affair, BIRD Canada

11. **REGULAR BUSINESS ITEMS** (Non-Consent Items)

12. **CONSIDERATION OF COMMITTEE REPORTS**

12.1. (i) Report of the Special In-Camera meeting or other Committee as may be held prior to Council (if scheduled)

12.2. Minutes of the Housing & Homelessness Advisory Committee of its meeting held January 25, 2022 (**SCM 40/2022**)

12.3. Report No. 12 of the Housing & Homelessness Advisory Committee - Increase supports for Housing Retention Policies (**SCM 39/2022**)

13. **BY-LAWS** (First and Second Reading) (***enclosed***)

13.1. **By-law 47-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR425/2021 dated October 4, 2021

13.2. **By-law 48-2022** A BY-LAW TO ASSUME ORA STREET EAST OF PRAIRIE COURT BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-639 KNOWN AS ORA STREET EAST OF PRAIRIE COURT AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012 dated February 21, 2012

13.3. **By-law 49-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR39/2022 dated January 31, 2022

13.4. **By-law 50-2022** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 28th DAY OF FEBRUARY, 2022

14. MOVE BACK INTO FORMAL SESSION

15. NOTICES OF MOTION

Moved by Councillor _____, seconded by Councillor _____,
That Rule 13.9 of the Procedure By-law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion for consideration without prior notice regarding proof of full vaccination prior to entering any city-owned indoor recreation venue or facility that has indoor event spaces.

Moved by Councillor _____, seconded by Councillor _____
Whereas the Province of Ontario is progressing through a roadmap to lift COVID-19 restrictions as early as March 1, 2022; and

Whereas Council previously directed Administration (through CR411/2021) (***attached***) to require participants and spectators 12 years old and up to provide proof of full vaccination prior to entering any City-owned indoor recreation venue or facility that has indoor event spaces, such as banquet halls and conference/convention centres;

Now therefore be it resolved THAT Council **RESCINDS** its proof of vaccination direction (CR411/2021) and DIRECTS Administration to continue following the direction of the Windsor Essex County Health Unit, regarding COVID-19 public health measures.

MH/13786

16. THIRD AND FINAL READING OF THE BY-LAWS

By-laws 47-2022 through 50-2022 (inclusive)

17. PETITIONS

18. QUESTION PERIOD

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Community Services Standing Committee - **CANCELLED**
Wednesday, March 2, 2022
9:00 a.m., Zoom Video Conference

Development and Heritage Standing Committee
Monday, March 7, 2022
4:30 p.m., Zoom Video Conference

Committee of Management for Huron Lodge
Wednesday, March 9, 2022
9:00 a.m., Zoom Video Conference

21. **ADJOURNMENT**

Committee Matters: SCM 54/2022

Subject: Adoption of the Windsor City Council meeting minutes held February 14, 2022

City Council Meeting

Date: Monday, February 14, 2022
Time: 1:30 o'clock p.m.

Members Present:

Mayor
Mayor Dilkens

Councillors
Ward 1 - Councillor Francis
Ward 2 - Councillor Costante
Ward 3 - Councillor Bortolin
Ward 4 - Councillor Holt
Ward 5 - Councillor Sleiman
Ward 6 - Councillor Gignac
Ward 7 - Councillor Gill
Ward 8 - Councillor Kaschak
Ward 9 - Councillor McKenzie
Ward 10 - Councillor Morrison

Clerk's Note: The Mayor and all members of Council participated via video conference (Zoom), in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation during a declared emergency.

1. ORDER OF BUSINESS

2. CALL TO ORDER

The Mayor calls the meeting to order at 1:31 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held January 31, 2022

Moved by: Councillor Gignac
Seconded by: Councillor Gill

That the minutes of the meeting of Council held January 31, 2022 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 50/2022

5. NOTICE OF PROCLAMATIONS

Flag Raising Ceremony

"International Mother Language Day" – Tuesday, February 22, 2022

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

That Council do now rise and move into Committee of the Whole with the Mayor presiding for the purpose of dealing with:
(a) communication items;
(b) consent agenda;
(c) hearing requests for deferrals, referrals and/or withdrawals of any items of business;

(d) hearing presentations and delegations;
(e) consideration of business items;
(f) consideration of Committee reports:
(g) Report of Special In-Camera Meeting or other Committee as may be held prior to Council (if scheduled); and
(h) consideration of by-laws 34-2022 through 46-2022 (inclusive).
Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for February 14, 2022

Moved by: Councillor McKenzie
Seconded by: Councillor Morrison

Decision Number: CR56/2022
That the following Communication Items 7.1.1 through 7.1.12 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted:

No.	Sender	Subject
7.1.1.	Public Health Agency of Canada	Response to letter regarding vaccinations and the Windsor-Essex County Isolation and Recovery Centre (IRC) Commissioner, Human & Health Services Fire Chief MH/13786 Note & File
7.1.2.	Ministry of Municipal Affairs and Housing AND Regional Planning Commissioners of Ontario	Letters regarding Regional Planning Commissioners of Ontario's support for proposals to delegate certain planning decisions to staff and for Bill 70, the proposed *Registered Professional Planners Act, 2019* Commissioner, Legal & Legislative Services City Planner GP2022 Note & File

No.	Sender	Subject
7.1.3.	Member of Parliament (MP) – Windsor West	Letter regarding traffic disruptions along the road corridor to the Ambassador Bridge Commissioner, Infrastructure Services Chief of Police Fire Chief GF2022 Note & File
7.1.4.	County of Essex	Letters supporting the Windsor Police Services request for resources regarding the Ambassador Bridge demonstration Commissioner, Infrastructure Services Chief of Police Fire Chief GM2022 Note & File
7.1.5.	Town of Tecumseh	The Town of Tecumseh will hold a virtual/electronic public meeting on Tuesday, February 22, 2022 at 6:00 p.m. to consider a proposed Zoning By-law Amendment pursuant to the provisions of the *Planning Act, R.S.O. 1990* City Planner Commissioner, Legal & Legislative Services Deputy City Solicitor Development Applications Clerk Z2022 Note & File
7.1.6.	Committee of Adjustment/ Consent Authority	Applications to be heard by the Committee of Adjustment / Consent Authority, Thursday, February 17, 2022 at, 3:30 p.m., through Electronic Meeting Participation Z2022 Note & File
7.1.7.	City Planner/ Executive Director	Application for Zoning Amendment, 1933923 Ontario Ltd., 0 & 817 Elinor Street and 0 Wyandotte Street East, Application to amend Zoning By-law 8600 to allow three multiple dwellings with 5 or more dwelling units each Z/14296 Note & File

No.	Sender	Subject
7.1.8.	City Planner/ Executive Director	Application for Zoning Amendment, Wyandotte Developments Inc., 0 Wyandotte Street East, Application to amend Zoning By-law 8600 to allow a site specific reconfiguration for a multi-residential use to allow an increase in density for the minimum suite area Z/14298 Note & File
7.1.9.	City Planner/ Executive Director	Application for Draft Plan of Subdivision/ Condominium, 531 Pelissier Inc., 531 Pelissier Street, Application to approve a Plan of Condominium for a 24-unit residential development consisting of multiple dwellings with commercial use on main floor and basement Z/14297 Note & File
7.1.10.	City Planner/ Executive Director	Application for Zoning Amendment, St. Clair Rhodes Development Corporation, 1247 Riverside Drive East, Application to amend Zoning By-law 8600 to allow the addition of multiple dwelling units as a permitted use Z/14294 Note & File
7.1.11.	City Planner/ Executive Director	Application for Draft Plan of Subdivision/ Condominium, Farhi Holding Corporation, 1600 Lauzon Road, Application to approve a Plan of Condominium for a 232-unit residential development consisting of multiple dwellings Z/14295 Note & File
7.1.12.	City Planner/ Executive Director	Application for Zoning Amendment, Lankor Horizons Development Inc., 10835 Riverside Drive East, Application to amend Zoning By-law 8600 to add a Holding Zone to this portion of the subject property Z/14300 Note & File

Carried.

Report Number: CMC 3/2022

7.2. Response to CQ 24-2021 - By-law to Require All Property Owners to Maintain Their Properties Free from Rodents and Further Researching Best Practices from Other Municipalities - City Wide

Moved by: Councillor Costante
Seconded by: Councillor Sleiman

Decision Number: CR57/2022
That the report of the Commissioner of Legal & Legislative Services dated January 31, 2022 entitled "Response to CQ 24-2021 - By-law to Require All Property Owners to Maintain Their Properties Free from Rodents and Further Researching Best Practices from Other Municipalities - City Wide" **BE RECEIVED** for information; and further,

That administration **BE DIRECTED** to report back at a future date on the data collected and potential strategies to target the issue of rodents in our community; and further,

That Administration **BE DIRECTED** to initiate an education and awareness campaign so residents are more aware of the existing Rodent Extermination Program.
Carried.

Report Number: C 18/2022
Clerk's File: AB2022

7.3. Placement of Question on the October Municipal Ballot

Moved by: Councillor McKenzie
Seconded by: Councillor Morrison

Decision Number: CR58/2022
That the report from the City Clerk regarding the placement of a question on the municipal ballot for the October 24, 2022 citywide election **BE RECEIVED** for information.
Carried.

Report Number: CM 2/2022
Clerk's File: ACEE/14248

10. PRESENTATION

10.1. Update Regarding the On-Going Security Situation Involving the Ambassador Bridge

Police Chief Pam Mizuno and Deputy Chief Jason Bellaire, Windsor Police Service

Police Chief Pam Mizuno and Deputy Chief Jason Bellaire, Windsor Police Service, appear before Council to provide the Mayor and Members of Council with an update regarding the ongoing

security situation involving the Ambassador Bridge and begin by thanking City Council for its support, indicating that with the support of all levels of government, several police agencies, other law enforcement and community partners, including the community itself, Huron Church Road and the Ambassador Bridge are now open; a temporary traffic strategy is currently in place that takes into consideration the risk of further protests and includes traffic interruptions for motorists travelling east/west; and conclude by stating that all steps are being taken to ensure that an appropriate and safe full reopening of the roadway is possible while still protecting the integrity of the international border.

Moved by: Councillor McKenzie
Seconded by: Councillor Gill

Decision Number: CR76/2022
That Rule 13.9 of the Procedure By-law **BE WAIVED** to introduce a motion for consideration without prior notice regarding the security and protection of the international crossing in Windsor.
Carried.

Clerk's File: GF2022

Moved by: Councillor Francis
Seconded by: Councillor Gill

Decision Number: CR77/2022
That Council **DIRECT** Administration to request that the Federal and Provincial governments partner on a long-term sustainable model, including funding, to ensure the security and protection of the international crossings in Windsor, including the Ambassador Bridge; as well as request for funding of all costs incurred to date by the City relative to security and protection measures already undertaken and underway; and

That Council **DIRECT** Administration to review the staffing models, including training programs, for City enforcement and security personnel, to ensure the City's readiness to manage the potential of ongoing protests.
Carried.

Clerk's File: GF2022

8. CONSENT AGENDA

8.1. Acquisition of Firefighter Protective Ensembles (Bunker Gear) - City Wide

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR59/2022
That City Council **APPROVE** the award of RFP 124-21, Firefighting Protective Ensembles (Bunker Gear), to A.J. Stone Company Ltd. as the successful proponent, for a term of five (5) years, to an upset limit of $633,940 (excluding HST); and,

That the CAO and City Clerk **BE AUTHORIZED** to execute the agreement with A.J. Stone Company Ltd., satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Fire Chief.
Carried.

Report Number: C 7/2022
Clerk's File: AE2022

8.2. Approval to create a By-Law required for Audit and Accountability Fund grant agreements

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR60/2022
That City Council **PASS** a by-law authorizing the execution of Audit & Accountability Fund grant agreements and any other agreements required by Her Majesty the Queen in Right of Ontario for funding by the Audit & Accountability Fund program; and further,

That three readings of the respective by-law **BE CONSIDERED** and **APPROVED** at the February 14, 2022 meeting of City Council.
Carried.

Report Number: C 19/2022
Clerk's File: GPG2022

8.3. Application to demolish residential dwelling located at 653 Bridge Avenue, which is subject to Demolition Control By-law 131-2017 (Ward 2)

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR61/2022

I. That the Chief Building Official **BE AUTHORIZED** to issue a demolition permit for the residential dwelling located at 653 Bridge Avenue to facilitate redevelopment of the property; and,

II. That the Chief Building Official **BE DIRECTED** to require, as a condition of the demolition permit, that:

    1. Redevelopment be substantially complete within two years of demolition permit issuance; and,

2. If redevelopment, including construction of a new building, is not substantially complete within two years of the commencement of demolition the maximum penalty ($20,000) shall be entered on the collectors roll of the property; and,

III. That the City Solicitor **BE DIRECTED** to register a notice of condition # 2 in the land registry office against the property.

Carried.

Report Number: C 15/2022
Clerk's File: SB2022

8.4. Minutes of the Windsor Essex County Environment Committee of its meeting held November 18, 2021

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR62/2022 ETPS 876
That the minutes of the Windsor Essex County Environment Committee of its meeting held November 18, 2021 **BE RECEIVED**.
Carried.

Report Number: SCM 34/2022 & SCM 400/2021
Clerk's File: MB2021

8.5. Minutes of the Transit Windsor Advisory Committee of its meeting held November 30, 2021

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR63/2022 ETPS 877
That the minutes of the Transit Windsor Advisory Committee of its meeting held November 30, 2021 **BE RECEIVED**.
Carried.

Report Number: SCM 35/2022 & SCM 2/2022
Clerk's File: MB2021

8.6. Essex Region Conservation Authority 2022 Fee Schedule

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR64/2022 ETPS 878
That the Essex Region Conservation Authority 2022 Fee Schedule **BE RECEIVED**.
Carried.

Report Number: SCM 36/2022 & SCM 12/2022
Clerk's File: GP2022

8.7. Request for Funding | Sewer, Pavement, and Watermain Rehabilitation on Arthur Road from Ontario Street South to Via Rail Tracks

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR65/2022 ETPS 879

1. That Council **APPROVE** a total project budget in the amount of $1,135,745, (including applicable taxes) and estimated recoveries of $341,620 for sewer, watermain, and pavement rehabilitation on Arthur Road, from Ontario Street South to the Via Rail Tracks; and,

2. That Council **APPROVE** the transfer of funds to a new project, required to fund the City share estimated at $794,125, as follows:

    a. $684,125 from Project 7035119 (New Infrastructure Development)
    b. $110,000 from Project 7143003 (Ouellette Avenue Streetscape Phase 6) and to close this project; and,

3. That subject to the results of the tender falling within the approved budget, the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low bidder satisfactory in form to the Commissioner of Legal & Legislative Services; in financial content to the Chief Financial Officer and City Treasurer; and in technical content to the Commissioner of Infrastructure; and,

4. That the CAO and City Clerk **BE AUTHORIZED** to execute a Servicing Agreement with 1318805 Ontario Limited for the proportionate share of infrastructure identified under Recommendation 1 needed to service MB #'s 909 to 957 Arthur Road, satisfactory in form to the Commissioner of Legal & Legislative Services and in content to the Commissioner of Infrastructure Services in accordance with the following terms:

    a. The relevant general servicing requirements as detailed by CR233/98;
    b. Cost Sharing – 1318805 Ontario Limited agrees to pay to the Corporation of the City of Windsor $187,020 (based on estimated construction costs, final payment to be based on actual progress certificate payments) representative of 1318805 Ontario Limited's share of sanitary sewer, storm sewer, and road rehabilitation costs on Arthur Road from Ontario Street South to the Via Rail Tracks (24% of mainline sanitary sewer, storm sewer, and road rehabilitation costs, and 100% of costs for individual sanitary laterals, storm laterals, and water services for MB #'s 909 to 957 Arthur Road). Timing for the payment to be as follows:

i. 50% upon the closing of the tender identified under Recommendation 3;
ii. Balance prior to the issuance of construction permits for 909, 915, 921, 927, 933, 939, 945, 951, and 957 Arthur Road.

Carried.

Report Number: SCM 37/2022 & S 159/2021
Clerk's File: SW2022

11.3. WFRS Next Generation 911 Telecommunications - Pre-Approval - City Wide

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR68/2022
That City Council **PRECOMMIT** a total of $1,900,000 in funding, as identified below, from the WFRS Next Generation 911 Telecommunications project (FRS-004-19):

a. $300,000 in 2024 and;
b. $1,600,000 in 2025 and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any agreement or applications necessary to achieve Next Generation 911 communication upgrade legislated by the Federal Government and it be subject to the cost within the approved budget, satisfactory in legal form to the City Solicitor, in financial content to the Chief Financial Officer, and in technical content to the Fire Chief.
Carried.

Report Number: C 12/2022
Clerk's File: SF/14284

11.4. 2022 Construction Projects Pre-Commitment - Wards, 4, 7, 9 & 10

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR69/2022
I. That Council **PRE-COMMIT** for immediate use, the funding noted below from the 2022 10 year Capital Budget, to allow the construction of the Provincial / Division Corridor (Phase 3) (ECP-002-08) to proceed immediately:

a. Year 2025 - $3,000,000 in F028 - Sewer Surcharge, $500,000 in F117 - Development Charges – Storm & Drains, $6,611,000 in F169 - Pay-As-You-Go – Capital Reserve and $3,471,800 in F221 - Service Sustainability Investment;
b. Year 2026 - $4,500,000 in F028 - Sewer Surcharge, $3,700,000 in F169 - Pay-As-You-Go – Capital Reserve and $1,800,000 in F221 - Service Sustainability Investment.

II. That Council **PRE-COMMIT** for immediate use, the funding noted below from the 2022 10 Year Capital Budget, to allow construction the Banwell Road Improvements (ECP-002-10) to proceed immediately:

a. Year 2026 - $2,399,000 in F115 - Development Charges – Roads & Related.

III. That Council **PRE-COMMIT** for immediate use, the funding noted below from the 2022 10 Year Capital Budget, to allow for the construction of the Parent/McDougall Ave Storm Sewer Project (ECP-023-07) to proceed immediately:

a. Year 2024 - $139,000 in F028 - Sewer Surcharge;
b. Year 2025 - $500,000 in F028 - Sewer Surcharge;
c. Year 2026 - $561,000 in F028 - Sewer Surcharge.

IV. That Council **PRE-COMMIT** for immediate use, the funding identified below from the 2022 10 Year Capital Budget, to allow for the construction of the Dominion – Northwood to Ojibway Project (ENG-005-17) to proceed immediately:

a. Year 2024 - $1,925,000 in F169 - Pay-As-You-Go - Capital Reserve and $1,275,000 in F221 - Service Sustainability Investment;
b. Year 2025 - $225,000 in F169 - Pay-As-You-Go – Capital Reserve and $75,000 in F221 - Service Sustainability Investment;
c. Year 2026 - $375,000 in F169 - Pay-As-You-Go - Capital Reserve and $125,000 in F221 - Service Sustainability Investment.

V. That Council **PRE-APPROVE** and **AWARD** Tenders related to the projects listed in Recommendation I through IV, provided that the Tender amounts are within approved budget, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer; and in technical content to the Commissioner of Infrastructure Services, or designates.

VI. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any required agreements or contracts, related to the projects listed in Recommendation I through IV, with successful vendors/proponent/bidder satisfactory in technical content to the Commissioner of Infrastructure Services, in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer, and in form to the Commissioner of Legal and Legislative Services; and,

VII. That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to affect the recommendations noted above, subject to all specification being satisfactory in technical content to the Commissioner of Legal and Legislative Services for legal content and in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer.

Carried.

Report Number: C 13/2022
Clerk's File: SW/14285, SW/14286, SW/14287 & SW14288

11.6. Streamline Development Approval Fund Acknowledgement - City Wide

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR71/2022

I) That City Council **APPROVE** the following recommendations for the Streamline Development Approval Fund Transfer Payment Agreement (TPA):

a. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action and sign any such documentation as may be required to effect the recommendations and funding for the projects, subject to all documentation being satisfactory in legal form to the Commissioner of Legal & Legislative Services, in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer; and in technical content to the Chief Administrative Officer, or designates; and,

b. That the Chief Administrative Officer **BE AUTHORIZED** to delegate signing of all claims and applicable schedules and other such documents required as part of the request for payment to the City Planner/Executive Director Planning and Development Services or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager; and,

c. That City Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the grant awarded projects, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer; and in technical content to the Chief Administrative Officer, or designates; and,

d. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action required to effect the recommendation noted above and sign any required documentation/agreement(s) for the fund awarded projects, satisfactory in legal form to the Commissioner of Legal & Legislative Services, in technical content to the Chief Administrative Officer and financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer, or designates; and,

e. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign agreements with other third-party stakeholders for sharing and exchanging information, data, costs and services related to the development and maintenance of a digitized building permit system; and,

f. That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in technical content to the Chief Administrative Officer and financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer, or designates.

II) That City Council **DELEGATE** authority to the Chief Administrative Officer to approve the final list of projects selected for funding from this grant, subject to all submissions being satisfactory in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer, or designate; and,

III) That City Council **APPROVE** total City funding in the amount of $140,000 to cover ineligible costs as well as providing for a contingency for any project costs which may come in over anticipated budgets to be funded from the Grant Matching Funding Project ID#7191009 for $50,000 and the Cloud Permitting project ID #7171028 for $90,000; and,

IV) That Council **APPROVE** the creation of a new reserve fund for monitoring financial activity and support any audit requirements as described in the Streamline Development Approval Fund Transfer Payment Agreement; and,

V) That City Council **CONSIDER** and **PASS** the corresponding by-law, being a by-law authorizing the execution of the Streamline Development Approval Fund agreement; and,

VI) That **THREE READINGS** of the corresponding by-law be held at the February 14, 2022 meeting of Council.

Carried.

Report Number: C 17/2022
Clerk's File: SS/14302

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

11.5. Streamlining Approvals to Enable Rapid Execution of Council's Vision and Direction

Moved by: Councillor Bortolin
Seconded by: Councillor Kaschak

Decision Number: CR70/2022 CR47/2022 CR542/2021
That the report of the (Acting) Executive Initiatives Coordinator dated October 29, 2021 entitled "Streamlining Approvals to Enable Rapid Execution of Council's Vision and Direction" **BE REFERRED** to a Strategic Planning Session of Council.
Carried.

Report Number: C 169/2021 & AI 2/2022
Clerk's File: AS/7748

10. PRESENTATIONS AND DELEGATIONS

11.2. Draft By-law for Municipal Licensing of Short Term Rentals - City Wide

Ray Quenneville, Airbnb Owner and Host

Ray Quenneville, Airbnb owner and host, appears before Council regarding the administrative report entitled "Draft By-law for Municipal Licensing of Short Term Rentals - City Wide" and expresses concern with the draft by-law, including the maximum stay requirements, the collection and remittance of the MAT, the manner in which inspections may be undertaken, and the frequency in which vulnerable sector checks must be submitted.

Justin Barker, ORHMA Windsor Region Board of Directors and GM of Comfort Inn South Windsor

Justin Barker, ORHMA Windsor Region Board of Directors and GM of Comfort Inn South Windsor, appears before Council regarding the administrative report entitled "Draft By-law for Municipal Licensing of Short Term Rentals - City Wide" and expresses concerns with short term rentals, in particular, hosts operating multiple properties as a business and concludes by suggesting that all short term rentals registrations be made available on the brokerage platform and that all regulations are upheld in order to level the playing field with the hotel industry, which is highly competitive, must meet standards, and follow govenment regulations.

Shannon Dumont, Resident of Ward 4

Shannon Dumont, resident of Ward 4, appears before Council regarding the administrative report entitled "Draft By-law for Municipal Licensing of Short Term Rentals - City Wide" and expresses concerns with the administrative requirements included in the draft by-law, including the licence application process, vulnerable person check, and submission of MAT.

Moved by: Councillor Bortolin
Seconded by: Councillor Francis

Decision Number: CR67/2022
That Council **RECEIVE** this report and attached draft by-law titled, “A By-law Respecting the Licensing of Short Term Rental (STR) Owners and to Regulate All Activities,” and,

That Council **DIRECT** Administration to implement a municipal licensing framework and fee schedule for regulation of the Short Term Rental Industry within the City of Windsor as described in this report and captured in the attached draft by-law.
Carried.

Report Number: C 16/2022
Clerk’s File: ACL/13142

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

11.7. Updates regarding the Operation of the Isolation and Recovery Centre serving Temporary Foreign Workers – City Wide.

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR72/2022
That the report from the Commissioner, Human and Health Services and Fire Chief/CEMC regarding the operation of the Isolation and Recovery Centre serving Temporary Foreign Workers **BE RECEIVED** for information; and further,

That City Council **APPROVE** the Commissioner of Human and Health Services and Fire Chief/CEMC to withdraw from the operation of the Isolation and Recovery Centre serving Temporary Foreign Workers, effective June 30, 2022 or sooner; and further,

That City Council **DIRECT** the Commissioner of Human and Health Services to advise the Windsor Essex County Health Unit and encourage the Health Unit to advocate and champion an alternative entity to operate the Isolation and Recovery Centre serving Temporary Foreign Workers if required; and further,

That City Council **DIRECT** the Chief Administrative Officer to make a formal written request to the County of Essex and/or Town of Kingsville, and/or Municipality of Leamington and/or key stakeholders (for example: Ontario Greenhouse Vegetable Growers) to operate the Isolation and Recovery Centre serving Temporary Foreign Workers, effective July 1, 2022 or sooner; and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign, amend, and execute any agreements/documents/attestations/memoranda, and take any such further actions as required to bring effect to these resolutions, subject to approval in form by the City Solicitor, technical content by the Commissioner of Human and Health Services, and financial content by the City Treasurer; and further,
That City Council **AUTHORIZE** the Commissioner of Human and Health Services, or her designate, to sign all related financial and/or operational submissions/ documents/attestations/memoranda and reports, subject to approval of financial content by the City Treasurer as applicable.
Carried.

Report Number: C 27/2022
Clerk's File: MH/14295

11.1. Windsor Public Library - Facility Plan Implementation and Temporary Relocation of Main Branch - Project Completion Report - City Wide

Moved by: Mayor Dilkens
Seconded by: Councillor Gignac

Decision Number: CR66/2022 CR46/2022 B33/2021
That the report of the Senior Manager of Engineering / Deputy City Engineer dated July 19, 2021 entitled "Windsor Public Library - Facility Plan Implementation and Temporary Relocation of Main Branch - Project Completion Report - City Wide" **BE REFERRED** back to the Windsor Public Library Board to allow the Board the opportunity to discuss and bring forward a clear submission and budget request for Council consideration.
Carried.
Councillors Bortolin, Holt, Kaschak, McKenzie, and Morrison voting nay.

Report Number: C 104/2021 & AI 3/2022
Clerk's File: ML/10013

12. CONSIDERATION OF COMMITTEE REPORTS

12.1. (i) Report of the Special In-Camera meeting or other Committee as may be held prior to Council

Moved by: Councillor Gignac
Seconded by: Councillor Gill

Decision Number: CR73/2022
That the report of the In Camera meeting held February 14, 2022 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2022

12.2. Special Meeting of Council - In Camera February 10, 2022

Moved by: Councillor Gignac
Seconded by: Councillor Gill

Decision Number: CR74/2022
That the report of the In Camera meeting held February 10, 2022 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 51/2022
Clerk's File: ACO2022

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

That the following By-laws No. 34-2022 through 46-2022 (inclusive) be introduced and read a first and second time:

34-2022 A BY-LAW TO AUTHORIZE THE EXECUTION OF AGREEMENTS RELATED TO THE AUDIT & ACCOUNTABILTY FUND PROGRAM - BETWEEN THE CORPORATION OF THE CITY OF WINDSOR AND HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING **(See Item No. 8.2., Report C 19/2022)**.

35-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR8/2022, dated January 17, 2022.

36-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR10/2022, dated January 17, 2022.

37-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR38/2022, dated January 31, 2022.

38-2022 A BY-LAW TO ADOPT AMENDMENT NO. 151 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR9/2022 dated January 17, 2022.

39-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR9/2022 dated January 17, 2022.

40-2022 A BY-LAW TO ASSUME CYPRESS AVENUE FROM PEPPERVINE STREET TO MCHUGH STREET BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-622 KNOWN AS CYPRESS AVENUE FROM PEPPERVINE STREET TO MCHUGH STREET AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012, dated February 21, 2012.

41-2022 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS CYPRESS AVENUE, IN THE CITY OF WINDSOR authorized by CR76/2011, dated February 28, 2011.

42-2022 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS GUY STREET, IN THE CITY OF WINDSOR authorized by CR76/2011, dated February 28, 2011.

43-2022 A BY-LAW TO ASSUME GUY STREET BEING STREETS SHOWN ON PART 7, PLAN 12R-2700 KNOWN AS GUY STREET AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012, dated February 21, 2012.

44-2022 A BY-LAW TO ASSUME ETHAN COURT WEST OF WESTMINSTER AVENUE AND EAST OF PRINCESS AVENUE BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-652 KNOWN AS ETHAN COURT WEST OF WESTMINSTER AVENUE AND EAST OF PRINCESS AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012, dated February 21, 2012.

45-2022 A BY-LAW TO AUTHORIZE THE EXECUTION OF AGREEMENTS RELATED TO THE STREAMLINE DEVELOPMENT APPROVAL FUND PROGRAM - BETWEEN THE CORPORATION OF THE CITY OF WINDSOR AND HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING **(See Item No. 11.6., Report C 17/2022)**.

46-2022 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 14th DAY OF February, 2022.
Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor McKenzie
Seconded by: Councillor Morrison

That the Committee of the Whole does now rise and report to Council respecting the business items considered by the Committee:
1) Communication Items (as amended)
2) Consent Agenda (as amended)
3) Items Deferred
   Items Referred
4) Consideration of the Balance of Business Items (as amended)
5) Committee Reports as presented
6) By-laws given first and second readings as presented

Carried.

15. NOTICES OF MOTION

None presented.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

That the By-laws No. 34-2022 through 46-2022 having been read a first and second time be now read a third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.
Carried.

17. PETITIONS

None presented.

18. QUESTION PERIOD

Moved by: Councillor Gill
Seconded by: Councillor Sleiman

That the following Council Question by Councillor Gill BE APPROVED, and that Administration BE DIRECTED to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

Assigned to Licence Commissioner:

> Asks Administration to review the repeat offender fee, re-evaluate the purpose of the fee and revisit how it is being applied to property owners in violation while considering a manner to provide some discretion as well as sunset provision; and report back with reasonable options for Council's consideration.

The motion is **put** and is **lost**.

Aye votes: Councillor Gill.
Nay votes: Councillors Francis, Costante, Bortolin, Holt, Sleiman, Gignac, Kaschak, McKenzie, and Morrison.
Abstain: None.
Absent: None.

18.3. CQ 3-2022

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR75/2022
That the following Council Question by Councillor Gignac **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 3-2022:
Assigned to City Engineer:

> Asks Administration for a report outlining how deficient residential roads not in the 10 year Capital Budget will be addressed.

Carried.

Clerk's File: ACOQ2022

21. ADJOURNMENT

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

That this Council meeting stand adjourned until the next regular meeting of Council or at the call of the Mayor.
Carried.

Accordingly, the meeting is adjourned at 4:03 o'clock p.m.

Mayor

City Clerk

Adopted by Council at its meeting held February 14, 2022 (CR73/2022)
SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
February 14, 2022

Members participating via electronic participation in accordance with Procedure By-law #98-2011 as amended, which allows for electronic participation during a declared emergency.

Meeting called to order at: 11:00 a.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor F. Costante
Councillor R. Bortolin
Councillor G. Kaschak
Councillor J. Gignac
Councillor K. McKenzie
Councillor J. Morrison
Councillor E. Sleiman
Councillor J. Gill
Councillor C. Holt

Also in attendance:

J. Reynar, Chief Administrative Officer
J. Payne, Commissioner, Human and Health Services (Items 1, 2, 3, 4 and 6)
C. Nepszy, Commissioner, Infrastructure Services (Items 1, 2, 3, 4 and 6)
J. Mancina, Commissioner, Corporate Services CFO/City Treasurer (Items 1, 2, 3, 4 and 6)
S. Askin-Hager, Commissioner, Legal and Legislative Services (Items 1, 2, 3, 4 and 6)
S. Vlachodimos, City Clerk
A. Teliszewsky, Mayor's Chief of Staff (Items 1, 2, 3, 4 and 6)
A. Daher, Executive Director of Employment and Social Services (Item 3)
M. Galvin, Chief Executive Officer Windsor Airport (Item 5)
S. Laforet, Fire Chief (Item 4)
L. Higgins, Manager of Intergovernmental Funding (Item 3)
V. Mihalo, Executive Director of Human Resources (Item 5)

Verbal Motion is presented by Councillor Costante, seconded by Councillor Morrison, that Rule 3.3 (c) of the *Procedure By-law, 98-2011,* BE WAIVED to add the following Agenda items:

6. Security of the property/solicitor client privilege/plan

Motion Carried.

Verbal Motion is presented by Councillor Gignac, seconded by Councillor Bortolin, to move in Camera for discussion of the following item(s), adding Item 6:

Item No.	Subject	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – sale of land	239(2)(c)
2.	Property matter – sale of land	239(2)(c)
3.	Personal matter – about identifiable individual(s)	239(2)(b)
4.	Plan – verbal update	239(2)k)
5.	Personal matter – recruitment – verbal update	239(2)(b)
6.	Security of the property of the municipality/solicitor-client privilege/plan - ADDED	239(2)(a)(f)(k)

Motion Carried.

Declarations of Pecuniary Interest:

None declared

Discussion on the items of business. (Items 1, 2, 3, 4, 5 and 6)
Meeting recesses at 1:05 p.m.
Meeting reconvenes in open session at 1:30 p.m.

Verbal Motion is presented by Councillor Francis, seconded by Councillor Kaschak, to move back into public session.

Motion Carried.

****SEE NOTE BELOW**

Moved by Councillor Gill, seconded by Councillor Holt,

THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held February 14, 2022, directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

3. That the recommendation contained in the in-camera report from the Executive Director of Employment and Social Services, Commissioner, Human and Health Services, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a personal matter about an identifiable individual(s) **BE APPROVED**.

4. That the confidential verbal update from the Commissioner, Human and Health Services as well as the Fire Chief/Incident Commander respecting a plan **BE RECEIVED FOR INFORMATION**.

5. That the confidential verbal update from the Chief Administrative Officer and Chief Executive Director of Windsor Airport respecting a recruitment **BE RECEIVED FOR INFORMATION**, and that Administration BE DIRECTED TO PROCEED in accordance with the verbal instructions of Council.

Councillors Bortolin, Holt and Gignac voting nay

6. That the confidential verbal report from the Mayor and Commissioner, Legal and Legislative Services respecting the security of the property of the municipality/solicitor-client privilege/plan **BE RECEIVED** and further that the Mayor and Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Motion Carried.

Moved by Councillor McKenzie, seconded by Councillor Sleiman,
That the special meeting of council held February 14, 2022 BE ADJOURNED.
(Time: 1:31 p.m.)
Motion Carried.

****CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on February 14, 2022.**

THE CITY OF WINDSOR ONTARIO, CANADA

Correspondence Report: CM 4/2022

ATTACHMENTS

Subject: Correspondence for Monday, February 28, 2022

No.	Sender	Subject
7.1.1.	Ministry of Energy	Letter regarding accelerated transmission development in southwest Ontario Manager, Energy Initiatives GP2022 Note & File
7.1.2.	Town of Tecumseh	The Town of Tecumseh to hold a virtual/electronic public meeting on Tuesday, March 8, 2022 at 6:15 p.m. to consider a proposed Official Plan and Zoning By-law amendment pursuant to the provisions of the *Planning Act, R. S. 0. 1990* City Planner Deputy City Solicitor Chief Building Official Development Applications Clerk ZB2022 Note & File

No.	Sender	Subject
7.1.3.	City of Windsor AND Windsor-Essex Regional Chamber of Commerce AND Tourism Windsor Essex Pelee Island	Letter advocating for federal government support for businesses impacted by the recent illegal occupation of the Ambassador Bridge and ongoing restrictions on Huron Church Road Chief Administrative Officer Commissioner, Human & Health Services Commissioner, Corporate Services CFO/City Treasurer Commissioner, Infrastructure Services Commissioner, Community Services Commissioner, Legal & Legislative Services GM2022 Note & File
7.1.4.	Landmark Engineers Inc.	Letter regarding Notice of Study Completion for the Oldcastle Stormwater Master Plan Commissioner, Infrastructure Services City Planner Chief Building Official GM2022 Note & File
7.1.5.	Manager of Environmental Quality, City of Windsor AND Pinchin Ltd.	Notice of intention to apply non-potable groundwater site condition standards record of site condition (7654 Tecumseh Road East). The City of Windsor has no objection to the application. Commissioner, Infrastructure Services EI/11165 Note & File

Ministry of Energy

Office of the Minister

77 Grenville Street, 10th Floor
Toronto ON M7A 2C1
Tel.: 416-327-6758

Ministère de l'Énergie

Bureau du ministre

77, rue Grenville, 10e étage
Toronto ON M7A 2C1
Tél. : 416-327-6758

Ontario

MC-994-2022-14

February 16, 2022

His Worship Drew Dilkens
City of Windsor
mayoro@city.windsor.on.ca

Dear Mayor Dilkens:

Thank you for your letter in support of accelerated transmission development in southwest Ontario. I agree with you that supporting economic growth and competitiveness is critical, and recognize that your region is experiencing sustained growth in the industrial and agricultural sectors.

Our government knows that electricity transmission capacity is critical to fostering this economic growth and that new transmission projects can face lengthy development timelines. As you may be aware, the Ministry of Energy recently launched a public consultation on a proposal to use Orders in Council (OICs) and directives under the *Ontario Energy Board Act* to support the timely development of new transmission projects in southwest Ontario.

The proposed OICs and directives would provide regulatory clarity for the Ontario Energy Board (OEB) to mitigate against approval delays and accelerate development timelines for up to five transmission lines in southwest Ontario, including the Longwood to Lakeshore Line and the Windsor to Lakeshore Line mentioned in your letter.

This is a matter of great interest and importance to me, which is why I toured the site of Hydro One's new Chatham to Lakeshore Transmission Line on my recent visit to Essex County. As you may know, this project is subject to a class environmental assessment through which a preferred project route has been determined. Ongoing engagement continues with local municipalities, Indigenous communities, property owners and economic development agencies. The next steps include Hydro One filing a Leave to Construct application with the OEB and pre-construction studies.

I encourage the City of Windsor to review the full proposal outlined on the Environmental Registry of Ontario (ERO) webpage: https://ero.ontario.ca/notice/019-4926. Feedback from municipalities, other stakeholders, Indigenous communities and the public will help inform the ministry's decision regarding the use of OICs and directives in respect to these transmission projects. Comments can be submitted through the registry notice above until Monday, March 7, 2022.

…/cont'd

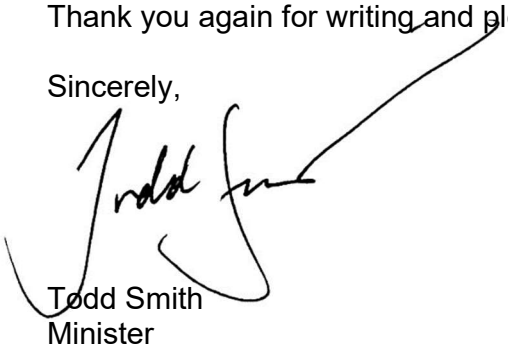
In addition to our commitment to expanding transmission capacity in southwest Ontario, I understand that the Brighton Beach Generating Station plays a critical role in maintaining local system reliability in the region. Consequently, I have also asked the Independent Electricity System Operator (IESO) to enter into preliminary discussions with Ontario Power Generation (OPG) on potential terms for re-contracting the Brighton Beach Generating Station and to report back to me on those discussions by February 28, 2022.

Please be assured that our government is committed to meeting the southwest region's electricity supply needs over the long term. In addition to the medium-term request for proposals for recontracting existing electricity resources, which you noted in your letter, the IESO is also in the process of designing the long–term request for proposals and is expected to procure additional capacity by 2026/2027 through this mechanism.

These actions demonstrate our government's commitment to making Ontario more competitive in attracting and retaining investment by ensuring our electricity grid can meet the growing needs of the region.

Thank you again for writing and please accept my best wishes.

Sincerely,



Todd Smith
Minister

c: Hon. Steve Clark, Minister of Municipal Affairs and Housing
Hon. Vic Fedeli, Minister of Economic Development, Job Creation and Trade
Lesley Gallinger, President and CEO, Independent Electricity System Operator
David Lebeter, Chief Operating Officer, Hydro One

CITY OF WINDSOR
COUNCIL SERVICES
FEB 22 2022
RECEIVED

Item No. 7.1.2.

TOWN OF TECUMSEH
NOTICE OF VIRTUAL/ELECTRONIC PUBLIC MEETING
PROPOSED OFFICIAL PLAN AND ZONING BY-LAW AMENDMENT

TAKE NOTICE that the Council of the Corporation of the Town of Tecumseh will hold a virtual/electronic public meeting **Tuesday, March 8, 2022 at 6:15 p.m**. to consider a proposed Official Plan and Zoning By-law amendment pursuant to the provisions of the *Planning Act, R.S.O. 1990*. Please see below for information on how to provide comments or participate in the virtual/electronic public meeting.

Applications for Official Plan and Zoning By-law amendments have been filed with the Town of Tecumseh for the 1.3 hectare (3.2 acre) property located at the southwestern corner of the Lesperance Road/County Road 22 intersection (see Key Map on reverse). The subject property is currently designated "General Commercial" with a site-specific policy in the Tecumseh Official Plan. This site-specific policy permits the existing parking area located on the southern 0.23 hectare (0.56 acre) portion of the property that is associated with the Home Hardware Store and also prohibits a driveway access from this parking area onto Westlake Drive. The purpose of the proposed Official Plan amendment is to revise this site-specific policy in order to remove the clause containing this prohibition, thereby facilitating the installation of a new driveway access onto Westlake Drive, and to permit a defined outdoor area for the storage/display of products (i.e. garden sheds). The proposed new driveway will serve as a second vehicular ingress/egress access point for the existing Home Hardware Store.

The purpose of the associated Zoning By-law amendment is to revise the current site-specific "General Commercial Zones (C1-2) and (C1-7)" that apply to the property in order to facilitate the installation of the proposed driveway access to Westlake Drive and establish site-specific lot provisions regarding the outside storage/display of products (i.e. sheds) and minimum number of parking spaces.

ANY PERSON may attend the public meeting and/or make written or verbal representation either in support of or in opposition to the proposed Official Plan amendment and/or Zoning By-law amendment.

If a person or public body does not make oral submissions at a public meeting or make written submissions to the Corporation of the Town of Tecumseh before the Official Plan amendment is adopted, the person or public body is not entitled to appeal the decision of the County of Essex (the Approval Authority) to the Ontario Land Tribunal (OLT).

If a person or public body does not make oral submissions at a public meeting or make written submissions to the Corporation of the Town of Tecumseh before the Zoning By-law amendment is passed, the person or public body is not entitled to appeal the decision of the Council of the Corporation of the Town of Tecumseh to the Ontario Land Tribunal (OLT).

If a person or public body does not make oral submissions at a public meeting, or make written submissions to the Corporation of the Town of Tecumseh before the Official Plan amendment is adopted or the Zoning By-law amendment is passed, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal (OLT).unless, in the opinion of the OLT, there are reasonable grounds to do so.

How to Provide Comments or Participate in an Electronic Public Meeting

Due to the COVID-19 declared emergency, Public Meetings are being held virtually through electronic means and live-streamed on the Town's website. Any person who wishes **to make oral submissions** during the electronic Public Meeting **must register as a delegate**. To register as a delegate, persons may use the online registration form on the Town's website at www.tecumseh.ca/delegations or by providing their contact information (name, address, email and phone number) to the Town Clerk **by 12:00 p.m. (noon) on Tuesday, March 8, 2022**. Registered delegates will receive the necessary log-in details to the meeting. By registering as a delegate persons are consenting to their image, voice and comments being recorded and available for public viewing on the Town's website. **Written submissions** may also be provided to the Clerk by noon on **Thursday, March 3, 2022.**

If you wish to be notified of the decision of the Council of the Corporation of Town of Tecumseh on the proposed Zoning By-law amendment or on the adoption of the proposed Official Plan amendment, or of the refusal of a request to amend the Official Plan, **you must make a written request** to the Corporation of the Town of Tecumseh, c/o Laura Moy, Clerk, at the mailing address noted below.

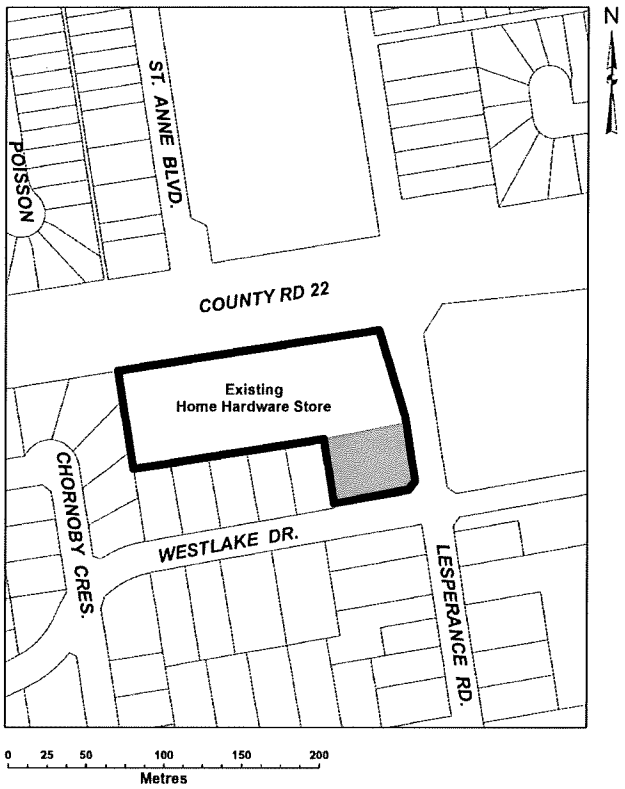
ADDITIONAL INFORMATION and any associated reports/documents relating to this matter are available for review during regular office hours at the Town Municipal Office on Lesperance Road.

The Public Meeting Agenda regarding this application will be available on the Town's website (**https://calendar.tecumseh.ca/meetings**) on Friday, March 4, 2022.

DATED AT THE TOWN OF TECUMSEH
THIS 16TH DAY OF FEBRUARY, 2022.

LAURA MOY, CLERK
TOWN OF TECUMSEH
917 LESPERANCE ROAD
TECUMSEH, ONTARIO
N8N 1W9

KEY MAP



Lands Subject to Zoning By-law Amendment

Lands Subject to Official Plan and Zoning By-law Amendment

February 24, 2022

The Honourable Helena Jaczek
Minister responsible for the Federal Economic Development Agency for Southern Ontario
House of Commons
Ottawa, Ontario
Canada
K1A 0A6
Helena.Jaczek@parl.gc.ca

Dear Minister Jaczek:

As business, tourism and municipal leaders in Windsor we are joined in our effort today to advocate for urgent and immediate support from the federal government for businesses that have been impacted by the recent illegal occupation of the Ambassador Bridge and the ongoing restrictions on Huron Church Road, leading to the Bridge.

We were disappointed to learn, recently, that the program established by your Ministry and administered by Invest Ottawa was limited to downtown-Ottawa area businesses, and expressly excluded those businesses which continue to see impacts in west-end Windsor.

As you are aware, the City of Windsor was site to an illegal occupation at the foot of the Ambassador Bridge, disrupting trade and commerce for the United States and Canada for nearly a week. Subsequent to a successful Injunction Order granted by Ontario Superior Court Chief Justice Morawetz, on February 11, 2022 Windsor Police, with the tactical assistance of the OPP and RCMP were able to clear the roadway for traffic once again on February 14, 2022. However, since that time, the national security threats posed by the continued risk of recidivism and potential protest activity has resulted in a heightened security presence along Huron Church Road, the municipal artery which connects the Ambassador Bridge to Ontario's 401 highway system. While local police are doing their best to clear access to impacted businesses along Huron Church Road, for dozens of establishments along this roadway, access to their business remains limited and commercial traffic reduced as a result.

Windsor Police, and their partners in law enforcement have done an exemplary job in quickly clearing the illegal occupation and maintaining the security of Huron Church Road for over $400-million in goods that travel this crossing each day. Unfortunately, the price of that economic security has meant a significant and sustained loss for small and medium sized businesses who operate along Huron Church Road in Windsor.

We urge you to offer similar compensation as your Government has done to impacted businesses in downtown Ottawa to the comparatively much smaller number of impacted entrepreneurs here in Windsor. To not offer comparable support sends a clear signal from your Government that businesses in Windsor are second-class to those in the shadow of Parliament Hill. The federal government has shown leadership during each stage of this pandemic, offering support for individuals, families and businesses impacted by the public health restrictions.

We urge you to show the same level of leadership and support the business community along Huron Church Road, who managed through the pandemic and now must cope with police barricades designed to protect our national economy from those who would seek to disrupt it because they oppose Canada's pandemic-related policies.

We appreciate your swift attention to this matter and would be available to meet at your earliest convenience.

Sincerely,

Drew Dilkens
Mayor, City of Windsor
T: 519-255-6315
E: mayoro@citywindsor.ca

Rakesh Naidu
President & Chief Executive Officer
Windsor-Essex Regional Chamber of Commerce
T: 519-966-3696 ext. 222
E: rnaidu@windsoressexchamber.org

Gordon Orr
Chief Executive Officer
Tourism Windsor Essex Pelee Island
T: 519-253-3616
E: gorr@tourismwindsoressex.com

Landmark Engineers Inc.

February 15, 2022 Project No. 19-010

Windsor Planning, Heritage & Economic Development Standing Committee
350 City Hall Square West, Room 530
Windsor, Ontario N9A 6S1

Attention: Ms. Anna Ciacelli
Supervisor of Council Services

Re: Oldcastle Stormwater Master Plan
Notice of Study Completion

Dear Ms. Ciacelli:

In accordance with the approved procedures contained in the Municipal Class Environmental Assessment (EA), this letter is to advise you that the Class EA for the Oldcastle Stormwater Master Plan has now been completed. Attached is a copy of the Notice of Study Completion.

Subject to comments received as a result of this Notice, and the receipt of necessary approvals, the Town of Tecumseh may proceed with the design and construction of the Schedule B projects.

Yours truly,

Landmark Engineers Inc.

LMichaud

Liz Michaud, P.Eng.

Encl.

2280 Ambassador Drive
Windsor, Ontario
Canada
N9C 4E4

Phone:
(519) 972-8052
Fax:
(519) 972-8644

www.landmarkengineers.ca

Professional Engineers
Ontario

CITY OF WINDSOR
COUNCIL SERVICES

FEB 22 2022

RECEIVED

TOWN OF
Tecumseh
ONTARIO - CANADA

OLDCASTLE STORMWATER MASTER PLAN

NOTICE OF STUDY COMPLETION

The Town of Tecumseh has now completed the Oldcastle Stormwater Master Plan to address the stormwater needs of the Oldcastle Hamlet area. This study has been conducted in accordance with the requirements of Approach 2 (Phases 1 and 2) of the Municipal Class Environmental Assessment (EA) which is an approved process under the Environmental Assessment Act. Funding for this study is being provided in part through the National Disaster Mitigation Program (NDMP) and provides NDMP funding to the Provincial and Territorial governments who may redistribute funding to eligible entities such as the Town of Tecumseh. In Ontario, the NDMP is administered by the Ministry of Municipal Affairs and Housing. (Note: Views expressed in this study are the views of the Town of Tecumseh and do not necessarily reflect those of the Province and the Government of Canada.)

Subject to comments received as a result of this Notice and receipt of necessary approvals, the Town of Tecumseh may proceed with implementation of the following Schedule B projects:

- H.2 – New Storm Sewer along Del Duca Drive
- H.3 – New Storm Sewer along Ure Street
- W.3 – New Storm Sewer along Fasan Drive
- W.5 – Replace Storm Outlets to Wolfe Drain
- 6C.1 – Replace Halford Drive Storm Outlet
- H.4 – Enlarge & Re-route Hurley Drain to New Hurley Pond
- 9C.2 – New Washbrook-Downing Pond
- 9C.5 – Oldcastle Heights Pond
- 9C.6 – Downing Acres Pond
- 9C.7 – 9th Concession Pond

All of the project information is being made available for review online. Please refer to the Town of Tecumseh's website:

https://www.tecumseh.ca/en/town-hall/oldcastle-stormwater-master-plan.aspx

The website contains links to view the Project File, which contains all information regarding the project to date. If you do not have access to the internet, please contact Landmark Engineers Inc. at the address below to make arrangements to review a hard copy.

Interested persons may provide written comment to our project team by March 25, 2022. All comments and concerns should be sent directly to Ms. Liz Michaud, P.Eng. at Landmark Engineers Inc.

In addition, a request may be made to the Ministry of the Environment, Conservation and Parks (Ministry) for an order requiring a higher level of study (i.e. requiring an individual/comprehensive EA approval before being able to proceed), or that conditions be imposed (e.g. require further studies), only on the grounds that the requested order may prevent, mitigate or remedy adverse impacts on constitutionally protected Aboriginal and treaty rights. Requests on other grounds will not be considered. Requests should include the requester's contact information and full name.

Requests should specify what kind of order is being requested (request for conditions or a request for an individual/comprehensive environmental assessment), how an order may prevent, mitigate or remedy potential adverse impacts on Aboriginal and treaty rights, and any information in support of the statements in the request. This will ensure that the Ministry is able to efficiently begin reviewing the request.

The request should be sent in writing or by email to:

Minister of the Environment, Conservation and Parks
Ministry of Environment, Conservation and Parks
777 Bay Street, 5th Floor
Toronto ON M7A 2J3
minister.mecp@ontario.ca

and

Director, Environmental Assessment Branch
Ministry of Environment, Conservation and Parks
135 St. Clair Ave. W, 1st Floor
Toronto ON, M4V 1P5
EABDirector@ontario.ca

Requests should also be copied to Landmark Engineers Inc. by mail or by e-mail. Please visit the Ministry's website for more information on requests for orders under section 16 of the Environmental Assessment Act at: https://www.ontario.ca/page/class-environmentalassessments-part-ii-order

All personal information included in your request – such as name, address, telephone number and property location – is collected, under the authority of section 30 of the Environmental Assessment Act and is collected and maintained for the purpose of creating a record that is available to the general public. As this information is collected for the purpose of a public record, the protection of personal information provided in the Freedom of Information and Protection of Privacy Act (FIPPA) does not apply (s.37). Personal information you submit will become part of a public record that is available to the general public unless you request that your personal information remain confidential.

Landmark Engineers Inc.
Ms. Liz Michaud, P.Eng.
2280 Ambassador Drive
Windsor, ON N9C 4E4
519-972-8052
lmichaud@landmarkengineers.ca

Town of Tecumseh
Mr. John Henderson, P.Eng.
917 Lesperance Rd.
Tecumseh, ON N8N 1W9
519-735-2184 ext. 166
jhenderson@tecumseh.ca

This Notice issued 15 February 2022.

From: Webb, Kevin <KWebb@citywindsor.ca>
Sent: February 24, 2022 2:27 PM
To: 'Jordan Scurr' <jscurr@Pinchin.com>
Cc: Jessica Brown <jbrown@Pinchin.com>; clerks <clerks@citywindsor.ca>
Subject: RE: Notification of Intent for Consent - Letter to City of Windsor

Jordan,

Further to your review of the subject property (7654 Tecumseh Rd. E., Windsor, Ontario) , and from our own research on our EIS System, and in consideration that the property has access to the Windsor Utilities Commission potable water distribution system, the City of Windsor has no objection to the application of non-potable ground water Site Condition Standards for a Record of Site Condition at the property identified as (7654 Tecumseh Rd. E., Windsor, Ontario).

Thank you for your request. If you have any questions please feel free to give me a call.

Kevin Webb I Manager Environmental Quality

THE CITY OF WINDSOR ONTARIO, CANADA

Office of the Commissioner of Infrastructure Services I Pollution Control
4155 Ojibway Parkway I Windsor ON I N9C 4A5
Office: 519 253 7217 ext 3330
Cell: 519 791 7844
kwebb@citywindsor.ca
www.citywindsor.ca

From: Jordan Scurr <jscurr@Pinchin.com>
Sent: Thursday, February 24, 2022 2:19 PM
To: Webb, Kevin <KWebb@citywindsor.ca>
Cc: Jessica Brown <jbrown@Pinchin.com>
Subject: RE: Notification of Intent for Consent - Letter to City of Windsor

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

See below for clarification. Site boundary marked in red.

Let me know if you need anything else. Thank you!

Jordan Scurr, E.I.T.
Senior Project Technologist, Environmental Due Diligence & Remediation

5 Superior Street, P.O. Box 399, Tilbury, ON N0P 2L0
jscurr@pinchin.com
T: 519.682.4492 ext. 3311 | C:519-784-0642 | pinchin.com

From: Webb, Kevin <KWebb@citywindsor.ca>
Sent: Thursday, February 24, 2022 1:54 PM
To: Jordan Scurr <jscurr@Pinchin.com>
Cc: Jessica Brown <jbrown@Pinchin.com>
Subject: RE: Notification of Intent for Consent - Letter to City of Windsor

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Hello Jordan,

Would you be able to provide me with a picture of the actual property that you are looking at. As stated this is a large irregular shaped property. I do not have this specific address in my EIS system that we use to identify this space.

Thanks

Kevin Webb I Manager Environmental Quality

Office of the Commissioner of Infrastructure Services I Pollution Control
4155 Ojibway Parkway I Windsor ON I N9C 4A5
Office: 519 253 7217 ext 3330
Cell: 519 791 7844
kwebb@citywindsor.ca
www.citywindsor.ca

From: Jordan Scurr <jscurr@Pinchin.com>
Sent: Thursday, February 24, 2022 9:47 AM
To: Webb, Kevin <KWebb@citywindsor.ca>; clerks <clerks@citywindsor.ca>
Cc: Jessica Brown <jbrown@Pinchin.com>
Subject: Notification of Intent for Consent - Letter to City of Windsor

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

Please see attached a notification of intent for consent to conduct a Record of Site Condition using non-potable standards.

If possible, please provide consent (in writing) at your earliest convenience.

Thanks!

Jordan Scurr, E.I.T.
Senior Project Technologist, Environmental Due Diligence & Remediation

5 Superior Street, P.O. Box 399, Tilbury, ON N0P 2L0
jscurr@pinchin.com
T: 519.682.4492 ext. 3311 | C:519-784-0642 | pinchin.com

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February 24, 2022

City of Windsor
4155 Ojibway Parkway
Windsor, ON N9C 4A5

E-mail: kwebb@citywindsor.ca

Attention: Kevin Webb, Manager of Environmental Services

Re: Notification of Intent for Consent to Conduct a Record of Site Condition using Non-Potable Standards
7654 Tecumseh Road East, Windsor, Ontario
Pinchin File: 299176.000

Pinchin Ltd. (Pinchin) is currently conducting Environmental Site Assessment (ESA) activities within the northwest portion of the property holding the municipal address of 7654 Tecumseh Road East, Windsor, Ontario (Site) with the intent of filing a Record of Site Condition (RSC).

The Site is an irregularly shaped, partially undeveloped parcel of land located on the east side of Lauzon Parkway. The majority of the Site is vacant and undeveloped, with the exception of parking lots located on the southeast and southwest portions of the Site.

The proposed future use of the Site is residential. This proposed change to a more sensitive land use type (i.e., commercial to residential) requires the filing of an RSC with the Ontario Ministry of the Environment, Conservation and Parks (MECP).

The applicable generic Site Condition Standards (SCS) being applied to the Site are those stipulated within the Ministry of the Environment, Conservation and Parks (MECP) document entitled "*Soil, Ground Water and Sediment Standards for Use Under Part XV.1 of the Environmental Protection Act*" dated April 15, 2011 (hereinafter referred to as the "MECP Standards Document") and pursuant to Ontario Regulation 153/04 (as amended).

In accordance with Ontario Regulation 153/04, the following Site characteristics must be present in order to apply non-potable standards:

- The property and all other properties located within 250 metres of the property boundaries are supplied by a municipal drinking water system;
- The property is not located in an area designated in a municipal official plan as a well head protection area or other designation identified by the municipality for the protection of groundwater;

- If the property is located in a well-head protection area or other designation identified by the municipality, the municipality provides consent in writing that the non-potable groundwater site conditions standards may be applied; and
- The property use is not specified as agricultural or other use.

The Site is intended to be a residential-use property located in the City of Windsor, Ontario. It is Pinchin's understanding that drinking water in the area is serviced by the City of Windsor, with the source water originating from the Detroit River. Pinchin completed a search of the MECP Water Well Records database and did not identify the presence of wells on Site or within 250 m of the Site that supply water for human consumption or for agricultural purposes.

This letter hereby notifies the City of Windsor of Pinchin's intent to assess the Site in a non-potable scenario pursuant to Ontario Regulation 153/04 (as amended) on behalf of Pinchin's client. In this regard, we would ask that the City of Windsor provide its consent (in writing) that the non-potable groundwater site conditions standards may be applied for the purposes of filing a Record of Site Condition.

We trust that this information meets your current needs. Should you have any questions, please do not hesitate to contact the undersigned.

Yours truly,

Pinchin Ltd.

Prepared by:

Jordan Scurr, E.I.T.
Senior Project Technologist
519.682.4492 ext. 3311
jscurr@pinchin.com

Reviewed by:

Francesco Gagliardi, C.E.T., LET, QP_{ESA}
Operations Manager
289.775.4683
fgagliardi@pinchin.com

\\Pinchin.com\til\Job\299000s\0299176.000 Europro,7654TecumsehEWindsor,RSCOneTwo\Deliverables\PHASE TWO\Appendix J - Non-Potable Standards Use Notification Correspondence\Notification of Intent for Consent - Letter to City of Windsor.docx

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Presentation: SCM 52/2022

Subject: EWSWA Presentation on Regional Food, Organic and Biosolids Waste Processing – Michelle Bishop, EWSWA General Manager

Clerks File: SW/13940

Regional Food, Organic and Biosolids Waste Processing

Michelle Bishop

EWSWA General Manager

Provincial Legislation

- Ontario's Food and Organic Waste Policy Statement pursuit to Section 11 of the 2016 Resource Recovery and Circular Economy Act (collectively the Organics Provincial Policy Statement, or OPPS) requires some municipalities in Essex-Windsor to achieve specific reduction or recovery target rates by 2025
- Key Points:
  - Reduction targets shall be achieved by the prevention or reduction of food and organic waste; the safe rescue and redirection of surplus food; and the recovery of food and organic waste to *develop end-products for beneficial use*
  - Reduction targets cannot be achieved through the use of food and organic waste to generate alternative fuels or energy from waste *without the concurrent recovery of nutrients*

Ontario

Municipal Participation Requirements as per the Organics Provincial Policy Statement (OPPS)

Municipalities in Essex-Windsor are required to achieve specific reduction and recovery target rates by 2025 as follows:

- **City of Windsor** – Provide curbside collection of food and organic waste to single family dwellings in an urban settlement area and to achieve a target rate of reduction of 70%;

- **Amherstburg, LaSalle, Leamington and Tecumseh** – Provide collection (through a public drop-off depot or community composting area or through curbside collection) of food and organic waste to single family dwellings in an urban settlement area and to achieve a target rate of reduction of 50%;

- **Essex, Kingsville and Lakeshore** – Not required to achieve specific rates of reduction for food and organic waste based on their population and population densities.

Food and Organic Waste

Food Waste

Soiled Paper

Pet Wastes

Personal Hygiene Wastes

Sanitary Wastes

Processing of Pet Waste, Personal Hygiene, and Sanitary Wastes were determined to be to problematic – would not be included as a mandatory feedstock

Food and Organic Waste – Already Captured

Seasonal Outdoor Waste

Leaf and Yard Waste

Flowers and Houseplants

Currently included in Yard Waste Program

Compostable Products and Packaging

Paper Fibre Products

Shredded Paper

Currently included in Paper Recycling Program

Available Technologies

Composting

- Decomposition of organic matter by bacteria in an oxygen-rich (aerobic) environment
- Generates Compost, CO_2, Water, Heat
- Meets the requirements of the OPPS

Anaerobic Digestion

- Decomposition of organic matter by bacteria in an oxygen-limited (anaerobic) environment
- Generates Biogas and Digestate
- Meets the requirements of the OPPS

Other

- BioDryer – waste is dried, then used as fuel or composting feedstock
- Syngas - Converts organic waste into Synthesis Gas (Syngas) for production of electricity - ***this process is required to demonstrate compliance with the OPPS***

Procurement Options and Potential Locations

Procurement Options

- Service Contract – based on a per-tonne gate fee
- Design-Build Contracts – municipally-owned facility, capital paid upfront by owner
- P3 Contracts – municipally-owned facility, capital paid over time through per-tonne gate fees

Potential Locations

- Service Contract
- New Site (if proposed by Proponents)
- Lands Adjacent to Regional Landfill
- Windsor Biosolids Processing Facility (AD only)

Project Timeline

- October 6, 2020 - EWSWA Board approved development of Regional Food and Organic Waste Management Plan
- November 3, 2020 - EWSWA Board approved Oversight Committee and Working Group consisting of EWSWA, City of Windsor, and County of Essex representation
- December 1, 2020 – EWSWA Board approved consultant (GHD Limited) budget and project charter
- December 2020 – May 2021 – GHD, Oversight Committee and Working Group completed the following:
  - Worked closely with GHD to complete a Regional Food and Organic Waste Management Plan (Plan)
  - Provided EWSWA Board with regular project updates
  - Attended Regional CAO meetings on December 9, 2020 and April 30, 2021 to provide project updates
  - Held meetings with stakeholders – Essex County municipalities, Toronto, London, Chatham-Kent, Lambton, Sarnia, Association of Municipalities of Ontario, and Essex Region Conservation Authority
- June 1, 2021 – EWSWA Board reviewed the findings of the Plan, directed EWSWA Administration to conduct a third-party review of GHD Report. Tetra Tech Canada Inc. (Tetra Tech) was retained following a competitive bidding process.

Project Timeline Cont'd

- September 15, 2021 and October 5, 2021 – Tetra Tech findings reported to EWSWA Board
  - GHD Reports are substantially sound, offer comparative impacts of various options
  - Recommend all 8 communities be part of a Regional solution
  - Recommended an open-ended RFP that requires proponents meet the following:
    - Proponent has the skill, experience and technology that works
    - Proposal meets requirements of OPPS and Regional energy reduction policies
    - Costs be evaluated on a Net Present Value basis
- November, December 2021 – EWSWA Administration completed presentations to County municipalities
- January 12, 2022 – EWSWA Board approved the following
  - That the Oversight Committee continue to work towards a long-term food and organic waste processing solution as detailed in the Roadmap
  - To proceed with an RFP for a Short Term Service Contract with a waste processing provider
  - That EWSWA communicate with the municipalities who have not yet responded to provide a response as to whether or not they will participate in the EWSWA led organ program by March 31, 2022

Consultation with Ministry of Environment, Conservation and Parks (MECP)

- GHD, Working Group met with MECP on May 19, 2021 and May 21, 2021; Tetra Tech on August 24, 2021
- Changes to the OPPS may be forthcoming in late fall/winter 2021; however they indicated that the nature of those changes will be in relation to the types of compostable products included only. No changes to targets or deadlines are being considered.
- A Guidance Document is expected to be released when the OPPS is revised
- A new regulation currently being developed will contain language regarding a ban on organic disposal in landfills, the tentative date being considered is 2030
- Non-compliance with 2025 deadline will require municipalities to report to MECP on their OPPS status and how compliance will be achieved in short order

Regional Program - Benefits to Participation at the Onset and Other Considerations

- Consistent service levels throughout Essex-Windsor
- Can establish a regional collection system, which will lower collection costs
- Regional Promotion & Education (P&E) programs can be simplified to provide the same service across the region
- Higher SSO waste committed to at the onset will result in lower per tonnage costs
- Higher costs to enter into SSO program at a later date
- A regional solution would likely yield higher diversion
- The success of an organics program can be influenced by the structure of traditional garbage collection programs (restrictions on garbage will encourage organics diversion). Consideration should be given to current waste collection contract expiration dates

Regional Program Estimated Costs – City of Windsor

Estimated Costs include the following:

- Curbside Collection and other services provided directly by municipality
- Capital expenses (including landfill gas collection system expansion), operating expenses and revenues
- **Does not** include costs associated with wastewater sludge processing

Year	Composting at Landfill	AD with Landfill Gas	AD at WBPF
2025	$2,539,155	$3,843,064	$5,609,117
2026	$2,643,783	$4,001,421	$5,840,246
2027	$2,752,723	$4,166,303	$6,080,898
2028	$2,866,152	$4,337,979	$6,331,467
2029	$2,984,254	$4,516,730	$6,592,361
2030	$3,107,223	$4,702,846	$6,864,006
2031	$3,235,259	$4,896,631	$7,146,843
2032	$3,368,571	$5,098,401	$7,441,336
2033	$3,507,376	$5,308,485	$7,747,963
2034	$3,651,901	$5,527,226	$8,067,225
2035	$3,802,380	$5,754,981	$8,399,642

Regional Program - Changes to EWSWA Costs

- Includes changes in tipping fees at landfill
- Includes transition of Blue Box Program to the Extended Producer Responsibility (EPR) program in 2027
- Assumes launch of Organics program in 2025
- Assumes 2% inflation per year
- Assumes AD at the Landfill

Year	Expenditures	Non-Municipal Revenue	Municipal Costs (Fixed Costs + Tipping Fees)	Estimated Increase
2021	$29,149,220	$13,490,050	$15,659,170	$0
2022	$29,498,877	$14,678,050	$14,820,827	$0
2023	$30,058,452	$15,112,050	$14,946,402	$0
2024	$30,638,480	$15,179,050	$15,459,430	$0
2025	$57,929,024	$34,391,432	$23,537,592	$7,539,136
2026	$59,608,062	$35,268,057	$24,340,005	$7,812,194
2027	$51,209,668	$29,423,616	$21,786,052	$8,134,102
2028	$52,741,236	$30,279,548	$22,461,688	$8,429,606
2029	$54,460,250	$31,170,750	$23,289,500	$8,776,955
2030	$56,202,796	$32,098,674	$24,104,122	$9,096,656
2031	$58,052,512	$33,064,835	$24,987,677	$9,471,492
2032	$59,683,610	$34,070,807	$25,612,803	$9,817,397
2033	$61,399,712	$35,118,231	$26,281,481	$10,221,932
2034	$63,135,068	$36,208,815	$26,926,253	$10,596,217
2035	$64,983,102	$37,344,338	$27,638,764	$11,032,844

Short Term Service Contract

- An open procurement allowing both municipally-owned and privately-owned models carries significant risks, including the following:
  - Two separate contract and specification documents are needed
  - Proposals that do not easily compare must be evaluated and scored using the same metrics
  - Cost and effort to participate for municipally-owned proponents are significantly higher
  - Proponents of a municipally-owned project may perceive a lower chance of winning competing with privately-owned proponents
- A significant amount of effort is still required before a long term organics program is established, including evaluation and development of a collection program, risk identification and management, environmental attributes evaluation, feedstock composition and forecast, landfill gas evaluation, etc.
- Timeline of a Long-Term Processing Facility is estimated to be 4 – 6 years
- Equipment and Material Sourcing are seeing significant delays, future needs should be requested up to 2 years in advance.
- In order to have a program in place by the provincial deadline of 2025, the only option is a short term service contract established by the end of the 2nd quarter of 2022

EWSWA Board

- **January 12, 2022** – the EWSWA Board adopted the following resolution:
  - 1. That the Food and Organic Waste Management Oversight Committee BE DIRECTED to continue to work through the various steps outlined in the Roadmap, and report back with progress updates, and;
  - 2. That the Food and Organic Waste Management Oversight Committee BE DIRECTED to proceed with a short-term organic waste processing contract(s) RFP that meets the following minimum criteria:
    - a. that the RFP BE REQUIRED to accept, at a minimum, source separated organics from Windsor and any other of the municipalities choosing to participate at the onset, and allows for changes to quantities of source separated organics, and;
    - b. That industry standards BE EXCEEDED regarding odour control measures implemented at the facility and the end product, and;
    - c. That the RFP BE REQUIRED to provide service for a 5-year term with options for extensions
  - 3. That the EWSWA send correspondence to the County of Essex and all municipalities in the region who have yet to respond to indicate whether or not their members or those municipalities will participate in the EWSWA led organics program and to indicate that response is required by March 31, 2022

EWSWA Communication

- On January 19, 2022, communication was sent via email to the CAO and clerk of all seven (7) County of Essex municipalities requesting a response to whether or not they will participate in the EWSWA led organics program by March 31, 2022

- On January 25, 2022, communication was sent via email to the CAO and clerk of the City of Windsor, requesting a response to whether or not they will participate in the EWSWA led organics program by March 31, 2022

Thank you!

The following additional people are available for questions:

EWSWA
- General Manager – Michelle Bishop
- Manager of Waste Diversion – Cathy Copot-Nepszy

City of Windsor
- Manager of Environmental Services – Anne Marie Albidone
- Project Administrator – Tracy Beadow
- Senior Manager of Pollution Control – Jake Renaud

BY-LAW NUMBER 47-2022

A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW"

Passed the 28th day of February, 2022.

WHEREAS it is deemed expedient to further amend By-law Number 8600 of the Council of The Corporation of the City of Windsor, cited as the "City of Windsor Zoning By-law" passed the 31st day of March, 1986, as heretofore amended:

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That subsection 1 of Section 20, of By-law Number 8600 is further amended, is amended by adding the following paragraph:

EAST SIDE OF GOYEAU STREET AND NORTH OF GILES BOULEVARD EAST,

H436 For the Lands comprising the N Part of Lot 187 Plan 1303, situated on the east side of Goyeau Street and north of Giles Boulevard East, the following additional provisions shall apply:

a) The following use shall be an additional permitted use:
One Single Unit Dwelling

b) Building Height – Maximum- 10m

c) Lot Area, Lot Frontage and all setbacks shall be as existing

2. The said by-law is further amended by changing the Zoning District Maps or parts thereof referred to in Section 1, of said by-law and made part thereof, so that the lands described in Column 3 are delineated by a broken line and further identified by the zoning symbol shown in Column 5:

1. Item Number	2. Zoning District Map Part	3. Lands Affected	4. Official Plan Amendment Number	5. Zoning Symbol
1	7	N Part of Lot 187 Plan 1303 (known municipally as 1172 Goyeau Street, Roll No. 040-350-03500-0000),	N/A	S.20(1)H436

3. That the lands affected be subject to an H symbol and that the H symbol be removed when the following conditions have been satisfied:

   a) The owner submits an application to remove the H symbol;

   b) The owner removes the existing metal fascia facing Goyeau Street and restores the roof line as required;

   c) The owner removes the pavement behind the building and provides landscaping or sodding instead, save and except the required parking

   d) The owner restores the landscaping in the front yard so that 50% of the front yard is green space consisting of grass / sod.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - February 28, 2022
Second Reading - February 28, 2022
Third Reading - February 28, 2022

BY-LAW NUMBER 48-2022

A BY-LAW TO ASSUME ORA STREET EAST OF PRAIRIE COURT BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-639 KNOWN AS ORA STREET EAST OF PRAIRIE COURT AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR

Passed the 28th day of February, 2022.

WHEREAS the lands described in Schedule "A" annexed hereto and forming part of this by-law are vested in The Corporation of the City of Windsor.

AND WHEREAS The Corporation of the City of Windsor entered into a subdivision agreement with **882885 ONTARIO LIMITED and 1583925 ONTARIO LIMITED** to provide for the public highways and municipal services on ***Plan of Subdivision 12M-639*** and the City Engineer advises that the municipal services have been installed to the City Engineer's satisfaction;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That the streets and municipal services located in and on the streets on **Plan of Subdivision 12M-639** and described in Schedule "A" annexed hereto are assumed by The Corporation of the City of Windsor.

2. That this by-law shall come into force and take effect after the final passing thereof on the day on which it is electronically registered in the Land Registry Office of Essex (12).

DREW DILKENS, MAYOR

CITY CLERK

First Reading - February 28, 2022
Second Reading - February 28, 2022
Third Reading - February 28, 2022

SCHEDULE "A"

ORA STREET, PLAN 12M639; WINDSOR
PIN 01556-1825(LT)
Ora Street, Windsor

BY-LAW NUMBER 49-2022

A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW"

Passed the 28th day of February, 2022.

WHEREAS it is deemed expedient to further amend By-law Number 8600 of the Council of The Corporation of the City of Windsor, cited as the "City of Windsor Zoning By-law" passed the 31st day of March, 1986, as heretofore amended:

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. By-law Number 8600 is further amended by changing the Zoning District Maps or parts thereof referred to in Section 1, of the by-law and made part thereof, so that the zoning district symbol of the lands described in Column 3 shall be changed from that shown in Column 5 to that shown in Column 6:

1. Item Number	2. Zoning District Map Part	3. Lands Affected	4. Official Plan Amendment Number	5. Zoning Symbol	6. New Zoning Symbol
1	8	Lot 5 & Part Lot 6, Registered Plan 1246 (known municipally as 2920 Langlois Avenue; Roll No 070-070-02200; east side of Langlois, south of Grand Marais Road East)	--	RD1.1	RD2.1

DREW DILKENS, MAYOR

CITY CLERK

First Reading - February 28, 2022
Second Reading - February 28, 2022
Third Reading - February 28, 2022

BY-LAW NUMBER 50-2022

A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 28th DAY OF FEBRUARY, 2022

Passed the 28th day of February, 2022.

WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Windsor at this meeting be confirmed and adopted by by-law;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. The action of the Council of The Corporation of the City of Windsor in respect to each recommendation contained in the Report/Reports of the Committees and the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of The City of Windsor at this special meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.

2. The Mayor and the proper officials of The Corporation of the City of Windsor are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Windsor referred to in the preceding section hereof.

3. The Mayor and the City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Windsor.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - February 28, 2022
Second Reading - February 28, 2022
Third Reading - February 28, 2022

From: Derek Coronado <derek@citizensenvironmentalliance.org>
Sent: February 25, 2022 9:19 AM
To: clerks <clerks@citywindsor.ca>
Subject: Item 11.1 - Regional Food and Organic Waste and Biosolids Processing Project Update

Below are written comments on Item 11.1 on behalf of the Citizens Environment Alliance:

Greetings,

We urge Council to take all measures to accelerate the waste and biosolids processing project. The delays in this project have already undermined the Climate Change Emergency Declaration; emergencies require speed of action. Additionally, the integrity of the city's Community Energy Plan (CEP) requires biosolids and source separate organics management to reduce GHGe emissions by at least 70,000 tonnes per year.
The city has already fallen behind in implementing the CEP. The integrity and accountability of the plan depends upon meeting timetables and reduction targets. We hope that Council will recognize the need to accelerate its implementation actions in order to honour the Climate Change Emergency Declaration and the Community Energy Plan.

Sincerely,

Derek Coronado

--
Derek Coronado (he/him)
Coordinator,
Citizens Environment Alliance of Southwestern Ontario

The Citizens Environment Alliance of Southwestern Ontario acknowledges that we are located on the traditional territory of Attawandaron, Anishnaabeg and Haudenosauonee peoples.

THE CITY OF WINDSOR
ONTARIO, CANADA

OFFICE OF THE CITY CLERK
COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

Special Meeting of Council
Decision
Monday, September 27, 2021

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR411/2021
That the results of the email poll authorized by Mayor Drew Dilkens on Tuesday, September 21, 2021, approving the following resolution unanimously, **BE CONFIRMED AND RATIFIED**:

That Administration **BE DIRECTED** to ask everyone 12 years old and up - regardless of whether they are participating in an organized sport - to provide *proof of one COVID vaccination* prior to entering any City-owned indoor recreational venue or facility that has indoor event spaces, such as banquet halls and conference/convention centres (i.e. Capri Pizzeria Rec Complex, Windsor International Aquatic Training Centre, Willistead Manor, Capitol Theatre, Mackenzie Hall, WFCU Centre, etc.) beginning on September 22, 2021. Effective November 15, 2021, everyone 12 years and up will be required to provide proof of full vaccination as this will give them the opportunity to get both vaccines in a reasonable amount of time; and,

That the Chief Administrative Officer **BE APPROVED** to manage and interpret the details, logistics and unique scenarios that may arise during the implementation of the proof of vaccination prior to entering any City-owned indoor recreational venue or facility that has indoor event spaces, such as banquet halls and conference/convention centres.
Carried.

Report Number: C 143/2021
Clerk's File: MH/13786 11.5

Anna Ciacelli
Deputy City Clerk
September 30, 2021

THE CITY OF WINDSOR
ONTARIO, CANADA

OFFICE OF THE CITY CLERK
COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

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