

AGENDA

REGULAR MEETING OF CITY COUNCIL

2012 10 09

4:30 P.M.

COUNCIL CHAMBERS

1. ADOPTION OF MINUTES

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the Minutes of the Regular Council Meeting of 2012 09 24 be approved.

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

3. APPROVE AGENDA AS PRESENTED

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that the Agenda for 2012 10 09 City Council meeting as presented be approved.

4. DELEGATIONS/PROCLAMATIONS

- a) Albert Novello, President – Club Calabrese will be in attendance to make a presentation to the City.
- b) Mary-Alice Policicchio, Chair of Regional Multifaith Committee will be in attendance concerning proclamation – Spiritual and Religious Care Awareness Week.

- c) Dan Ingram and Eric Barton, Heart & Stroke Foundation will be in attendance concerning agenda item 5.(e).
- d) Jonathan Bouma, Algoma Public Health will be in attendance concerning agenda item 5.(t).
- e) Jerry Dolcetti, Commissioner of Engineering and Planning will be in attendance to present the department's 2012 budget and year-to-date financial information. Please see agenda item 5.(f).

PART ONE – CONSENT AGENDA

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

Mover: Councillor R. Niro

Seconder: Councillor P. Mick

Resolved that all the items listed under date 2012 10 09 – Part One – Consent Agenda be approved as recommended.

- a) Correspondence from AMO, FONOM and OGRA is attached for the information of Council.
- b) Correspondence from the City of Mississauga (concerning sale of dogs and cats in pet stores) is attached for the information of Council.
- c) A letter from the President of the Federation of Canadian Municipalities concerning the Diamond Jubilee Medal Program is attached for the information of Council.
- d) Correspondence from the Minister of Municipal Affairs and Housing concerning Local Government Week is attached for the information of Council.
- e) A letter from the Heart & Stroke Foundation concerning community cardiac safety is attached for the information of Council.
- f) Financial Statements (budget and year-to-date) from the Engineering and Planning Department are attached for the information of Council.
- g) **Board Travel**

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that Accessibility Advisory Committee member Gerard Taylor be authorized to travel to the Perspectives on Accessibility Conference being held in Lincoln, Ontario (3 days in October) at an estimated cost to the City of \$680.00.

h) Staff Travel

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

Mover: Councillor L. Turco

Seconded: Councillor P. Mick

Resolved that the report of the Chief Administrative Officer dated 2012 10 09 concerning Staff Travel requests be approved as requested.

i) Contracts for Petroleum Fuel Products and Oils, Greases and Lubricants

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

Mover: Councillor L. Turco

Seconded: Councillor B. Watkins

Resolved that the report of the Manager of Purchasing dated 2012 10 09 be endorsed and that the recommendation that City Council approve the transfer of the supply contracts for Biodiesel and for Oils, Greases and Lubricants to McDougall Energy Inc., effective October 15, 2012, be approved as recommended.

j) Property Tax Appeals

A report of the City Tax Collector is attached for the consideration of Council.

Mover: Councillor R. Niro

Seconded: Councillor P. Mick

Resolved that pursuant to Sections 354(4)(a) and 357 of the Municipal Act, 2001, that the adjustments for the tax accounts outlined on the City Tax Collector's report of 2012 10 09 be approved and the tax records be amended accordingly.

k) Public Budget Input Sessions

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

Mover: Councillor R. Niro

Seconded: Councillor B. Watkins

Resolved that the report of the Commissioner of Finance and Treasurer dated 2012 10 09 concerning Public Budget Input Sessions be received as information.

l) Elimination of Ontario Works and ODSP Community Start Up and Maintenance Benefit

A report of the Program Manager, Ontario Works is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the report of the Program Manager dated 2012 10 09 concerning Elimination of Ontario Works and ODSP Community Start Up and Maintenance Benefit be accepted and the recommendation that Council support the letter sent from the District of Sault Ste. Marie Social Services Administration Board indicating the negative financial and program impacts of the funding cutbacks be approved.

m) 2013 Council Meeting Schedule

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

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that the report of the City Clerk dated 2012 10 09 concerning 2013 Council Meeting Schedule be accepted and the schedule as recommended be approved.

n) Clark Creek Pumping Station – Capital Upgrades – Progress

A report of the Land Development and Environmental Engineer is attached for the consideration of Council.

Mover: Councillor R. Niro

Seconder: Councillor P. Mick

Resolved that the report of the Land Development and Environmental Engineer dated 2012 10 09 concerning Clark Creek Pumping Station – Capital Upgrades – Progress be accepted and the recommendation to retain Kresin Engineering Corporation to complete an air quality monitoring study at a cost of \$25,780.90 with funding from the 2012 sewer surcharge budget be approved.

o) Urban Stormwater Control and Management Study Engineering Agreement

A report of the Land Development and Environmental Engineer is attached for the consideration of Council.

The relevant By-law 2012-187 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

p) Solar Photovoltaic Fit Application

A report of the Environmental Initiatives Coordinator is attached for the consideration of Council.

The relevant By-law 2012-186 is listed under Item 10 of the Agenda and will be read with all other by-laws listed under that item.

q) Amendment to Schedule “N” of Traffic By-law 77-200

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

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

Resolved that the report of the Commissioner of the Engineering and Planning Department dated 2012 10 09 concerning Amendment to Schedule 'N' of Traffic By-law 77-200 be accepted and the recommendation that the by-law amendments requested in the report be submitted to Council for approval at a future meeting be approved.

r) **Solar Photovoltaic Fit Application and WECC Lease Agreement**

A report of the Assistant City Solicitor is attached for the consideration of Council.

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

Resolved that the report of the Assistant City Solicitor dated 2012 10 09 concerning Solar Photovoltaic Fit Application and WECC Lease Agreement be received as information.

s) **Telecommunications Towers – Public Consultation**

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

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

Resolved that the report of the Planning Division dated 2012 10 09 concerning Telecommunications Towers – Public Consultation be received as information.

t) **Biohazard/Sharps Collection and Disposal**

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

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

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2012 10 09 concerning Biohazard/Sharps Collection and Disposal be received as information.

u) **Euclid Road – Traffic Calming Study Request**

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

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

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2012 10 09 concerning Euclid Road – Traffic Calming Study Request be received as information.

v) **Amendments to By-law 77-200 – Schedule “K” Increased Speed Limits**

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

Mover: Councillor L. Turco

Seconder: Councillor P. Mick

Resolved that the report of the Deputy Commissioner – Public Works and Transportation dated 2012 10 09 concerning Amendments to By-law 77-200 – Schedule ‘K’ be accepted and the recommendation that the by-law amendments requested in the report be submitted to Council for approval at a future meeting be approved.

w) **Historic Sites Board – Ermatinger•Clergue National Historic Site – 2011 Year in Review**

A report of the Curator, Ermatinger•Clergue National Historic Site is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that the report of the Curator, Ermatinger•Clergue National Historic Site dated 2012 10 09 concerning Historic Sites Board – Ermatinger•Clergue National Historic Site – 2011 Year in Review be received as information.

x) **Sault Ste. Marie Public Drinking Fountain Study 2012**

A report of Algoma Public Health is attached for the consideration of Council.
This report is in response to a Council resolution dated 2012 01 09.

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that the report of the Algoma Public Health concerning Sault Ste. Marie Public Drinking Fountain Study 2012 be received as information.

y) **Conferences and Major Special Events Committee – 2013 TELUS Cup and 2013 OBA Midget Girls Under 15 Championships**

A report of the Chair, Conferences and Major Special Events Committee is attached for the consideration of Council.

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that the report of the Chair, Conferences and Major Special Events Committee dated 2012 10 09 concerning Conferences and Major Special Events Committee – 2013 TELUS Cup and 2013 OBA Midget Girls Under 15 Championship be accepted and that the Committee's recommendation that Council authorize municipal financial support in the amount of \$10,000 for the 2013 TELUS Cup and \$10,000 for the 2013 OBA Midget Girls U15 with funds to come from the 2013 Conferences and Major Special Events fund be approved.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

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

- a) **Application No. A-11-12-Z.OP – Premiere Landscaping and Garden Centre Inc. – 1465 Maki Road**

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

Mover: Councillor R. Niro

Seconder: Councillor P. Mick

Resolved that the report of the Planning Division dated 2012 10 09 concerning Application No. A-11-12-Z.OP – filed by Premiere Landscaping and Garden Centre Inc. – 1465 Maki Road be received and that City Council deny the applicants request to rezone and re-designate the subject property to legalize the existing dwelling unit, and permit the outdoor storage of goods in association with a landscaping contractor's yard on the subject property.

- b) **Digital Signs By-law**

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

Mover: Councillor R. Niro

Seconder: Councillor B. Watkins

Resolved that the report of the Planning Division dated 2012 10 09 concerning Digital Signs By-law be accepted; further that the proposed by-law be submitted to Council for approval at a future meeting; and that the moratorium on digital signage be repealed effective upon the passage of the new by-law.

- (7) PUBLIC WORKS AND TRANSPORTATION**
- (8) BOARDS AND COMMITTEES**

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

- a) Mover: Councillor S. Butland
Second: Councillor P. Christian

Be It Resolved that appropriate staff prepare an information report concerning the present policy applicable to insurance coverage of contractors on city projects; and

Further that staff also comment on the feasibility of such a policy being adopted for institutional and private sector developments.

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

9. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE

10. CONSIDERATION AND PASSING OF BY-LAWS

By-laws before Council TO BE PASSED which do not require more than a simple majority.

AGREEMENT

a) **2012-187**

A by-law to authorize the execution of an agreement between the City and Genivar Inc. for the urban stormwater control and management study in the amount of \$109,676.93 (including 1.76% PVAT) with funds to come from the 2013 and 2014 capital budget, and the Public Works and Transportation capital from current approved budget (study-Bellevue duck pond circulation).

A report from the Land Development and Environmental Engineer is on the agenda.

OFFICIAL PLAN

b) **2012-184**

A by-law to adopt Amendment No. 193 to the Official Plan (GNR Business Centre Limited).

RESOLUTION

c) 2012-186

A by-law to authorize the execution of one (1) Municipal Council Support Resolution to support one (1) solar photovoltaic application being submitted to the Ontario Power Authority Feed-In-Tariff Program.

A report from the Environmental Initiatives Coordinator is on the agenda.

ZONING

d) 2012-185

A by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 773 Great Northern Road.

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

12. ADDENDUM TO THE AGENDA

13. ADJOURNMENT

Mover: Councillor L. Turco

Seconder: Councillor B. Watkins

Resolved that this Council now adjourn.

MINUTES

REGULAR MEETING OF CITY COUNCIL

2012 09 24

4:30 P.M.

COUNCIL CHAMBERS

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

Officials: J. Fratesi, R. Tyczinski, N. Kenny, L. Girardi, N. Apostle, B. Freiburger, J. Dolcetti, M. Zuppa, D. McConnell

1. ADOPTION OF MINUTES

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the Minutes of the Regular Council Meeting of 2012 09 10 be approved. CARRIED

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

3. APPROVE AGENDA AS PRESENTED

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the Agenda and Addendum #1 for 2012 09 24 City Council meeting as presented be approved. CARRIED

4. DELEGATIONS/PROCLAMATIONS

- a) Reeve Ken Lamming, Township of Prince was in attendance to make a presentation to the City.

- b) Jodi Nastor, 2012 United Way Volunteer Campaign Chair was in attendance concerning proclamation – United Way Day.
- c) Phil Wong, Public Health Inspector was in attendance concerning proclamation – Environmental Public Health Week.
- d) A proclamation concerning Active Aging Week was read.
- e) A proclamation concerning Fire Prevention Week was read.
- f) Matt Trainor – Chair, Community Advisory Committee for Learning Disabilities Sault Ste. Marie was in attendance concerning proclamation – Learning Disabilities Awareness Month.
- g) A representative of Community Outreach was in attendance concerning proclamation – World Habitat Day.
- h) Nick Apostle, Commissioner of Community Services was in attendance to present the Community Services Department 2012 budget and year-to-date financial information. See Minutes item 5.(f).
- i) Bud Campbell, Bill Howe, Lisa Fletcher, Brian Gualazzi and John Donovan were in attendance concerning agenda item 6.(6)(a).
- j) Robert Paciocco, Justus Veldman, CEO and Willem Galle, Executive Chairman, Riversedge Developments Inc. were in attendance concerning agenda item 6.(6)(c).
- k) Robert Paciocco was in attendance concerning agenda item 6.(6)(a) and agenda item 6.(6)(b).
- l) Bob Dumanski and Cosimo and Marisa Martella (on behalf of Mario Coccimiglio) were in attendance concerning agenda item 6.(6)(c).

PART ONE – CONSENT AGENDA

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that all the items listed under date 2012 09 24 – Part One – Consent Agenda be approved as recommended save and except Agenda item 5.(p).

- a) Correspondence from AMO was received by Council.

- b) A letter from the City of Elliot Lake concerning the recent donation by Sault Ste. Marie to their community was received by Council.
- c) A letter from the Chair, Historic Sites Board concerning the Heritage Discovery Centre – Project Update was received by Council.
- d) Correspondence requesting permission for private liquor license extension was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that City Council has no objection to the proposed extended licensed area as detailed in the written request for a liquor license extension on private property for an outdoor event on the following stated date and time:

Lifeforia Wellness Club

681 Pine Street

Grand Opening Celebration – September 29, 2012 from 1:00 p.m. to
1:00 a.m. (September 30th).

CARRIED

- e) The current list of Outstanding Council Resolutions was received by Council.
- f) Financial Statements (budget and year-to-date) from the Community Services Department were received by Council.
- g) **Staff Travel**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Chief Administrative Officer dated 2012 09 24 concerning Staff Travel requests be approved as requested. CARRIED

- h) **Property Tax Appeals**

The report of City Tax Collector was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that Pursuant to Sections 334 and 357 of the Municipal Act, 2001, that the adjustments for the tax accounts outlined on the City Tax Collector's report of 2012 09 24 be approved and that the tax records be amended accordingly. CARRIED

- i) **Asset Management Plan**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Commissioner of Finance and Treasurer dated 2012 09 24 concerning an asset management plan be received and the recommendation that City staff be authorized to proceed to a Request for Proposal for a facility condition assessment of major buildings and the funding be provided from the Facility Maintenance Reserve, be approved. CARRIED

j) **Corporate Strategic Plan 2011-2014 Progress Report #4**

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

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the Report of the Deputy City Clerk and Manager of Quality Improvement dated 2012 09 24 concerning Progress Report #4 – 2011-2014 Corporate Strategic Plan be received as information. CARRIED

k) **Algoma Bioseptic Technologies Biosolids Composting Pilot Indemnity Agreement**

The report of the Land Development and Environmental Engineer was received by Council.

The relevant By-law 2012-177 is listed under Item 10 of the Minutes.

l) **Central Creek (small) Aqueduct Reconstruction First Phase**

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

The relevant By-law 2012-178 is listed under Item 10 of the Minutes.

m) **Roosevelt Pedestrian Bridge – Replacement**

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

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Director of Engineering Services dated 2012 09 24 concerning Roosevelt Pedestrian Bridge - Replacement be accepted and the recommendation to replace the bridge at an estimated cost of \$30,000 funded from the 2012 miscellaneous construction budget be approved. CARRIED

n) **2013 Capital Construction – Consulting Engineering Assignment**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Director of Engineering Services dated 2012 09 24 concerning 2013 Capital Construction - Consulting Engineering Assignment be accepted and the recommendation to enter into an agreement with Genivar

for services related to the reconstruction of Kohler Street be approved.
CARRIED

o) **Solar Photovoltaic Fit Applications**

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

The relevant By-law 2012-175 is listed under Item 10 of the Minutes.

p) **Banning Wild/Exotic Animal Acts and Travelling Animal Circuses**

The report of the Solicitor/Prosecutor was received by Council.

Moved by: Councillor T. Sheehan

Seconded by: Councillor S. Myers

Resolved that agenda item 5.(p) – Banning Wild/Exotic Animal Acts and Travelling Animal Circuses be deferred until October 9, 2012 Council Meeting.
CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Solicitor/Prosecutor dated 2012 09 24 concerning Banning Wild/Exotic Animal Acts and Travelling Animal Circuses be received as information. DEFERRED

q) **City Noise By-law Update**

The report of the City Solicitor was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the City Solicitor dated 2012 09 24 concerning City Noise By-law Update be accepted and the recommendation to strike a committee consisting of members of Council, City staff and community stakeholders including representation from Algoma University, seniors housing and the Downtown Association to review the existing noise by-laws and make recommendations as to possible amendments be approved. CARRIED

r) **Easement Required for Storm Water Retention Pond Discharge for Mar-Li Investments Access to City Owned Property – Part of PIN 31561-0088 Part of Lot 1 H744**

The report of the Solicitor was received by Council.

The relevant By-law 2012-176 is listed under Item 10 of the Minutes.

s) **Digital Signs By-law**

The report of the Planning Division was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2012 09 24 concerning the Digital Signs By-law be received and that City Council defers a decision on the Digital Signs By-law and extend the moratorium on Digital Signs until October 9, 2012. CARRIED

t) **Agreement with the Ministry of Transportation (MTO) Winter Maintenance of Highway 550 (Second Line) and Highway 565 (Airport Road) Within Prince Township**

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

The relevant By-law 2012-180 is listed under Item 10 of the Minutes.

u) **Landfill Tipping Fee Rebate – Pilot Project Not-For-Profit Organizations**

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

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Deputy Commissioner of Public Works and Transportation dated 2012 09 24 concerning Landfill Tipping Fee Rebate - Pilot Project Not-For-Profit Organizations be accepted and the recommendation to implement a pilot project for 2013 as outlined in the report be approved. CARRIED

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

(1) ADMINISTRATION

(2) COMMUNITY SERVICES DEPARTMENT

(3) ENGINEERING

(4) FIRE

(5) LEGAL

a) Solar Photovoltaic Fit Application and WECC Lease Agreement

The report of the Assistant City Solicitor was received by Council.

The relevant By-laws 2012-174 and 2012-181 are listed under Item 10 of the Minutes.

(6) PLANNING

a) Application No. A-17-11-Z.OP and 57T-11-501 – Ruscio Investments Inc. – 184 Queensgate Boulevard

The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2012 09 24 concerning Application No. A-17-11-Z.OP and 57T-11-501 – filed by Ruscio Investments Inc. – 184 Queensgate Boulevard be received and that City Council permit the requested 94 unit Single Detached residential development subject to the 4 conditions contained in the report. **DEFEATED**

Recorded Vote:

For: Councillors L. Turco, T. Sheehan, P. Mick

Against: Mayor D. Amaroso, Councillors S. Butland, S. Myers, M. Bruni, J. Krmpotich, B. Watkins, R. Niro, P. Christian, F. Fata, F. Manzo,

b) Application No. A-27-12-Z.OP – GNR Business Center Limited – 733 Great Northern Road

The report of the Planning Division was received by Council.

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that the report of the Planning Division dated 2012 09 24 concerning Application No. A-27-12-Z.OP – filed by GNR Business Center Limited – 733 Great Northern Road be received and that City Council approve Official Plan Amendment No. 130 and re-designate the entire parcel as 'Commercial' on land use schedule 'C' of the Official Plan, subject to a notwithstanding clause to permit the entire building to be utilized as a medical clinic; and Furthermore that City Council rezones the subject property by amending the existing Special Exception (214) subject to the 4 conditions contained in the report. **CARRIED**

c) Application No. A-29-12-Z.OP – Palumbo Investments Inc. – 58 Blake Avenue

The report of the Planning Division was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor L. Turco

Resolved that the report of the Planning Division dated 2012 09 24 concerning Application No. A-29-12-Z.OP – filed by Palumbo Investments Inc. – 58 Blake Avenue be received and that City Council denies the applicant's request to

rezone and re-designate the subject property for future residential development purposes. CARRIED

Pecuniary Interest – Councillor T. Sheehan – relative resides on Blake Street.
Councillor R. Niro – relative resides on Blake Street.

d) **Application No. A-30-12-Z.OP – Riversedge Developments Inc. – 75 Huron Street**

The report of the Planning Division was received by Council.

Moved by: Councillor P. Mick

Seconded by: Councillor R. Niro

Resolved that the report of the Planning Division dated 2012 09 24 concerning Application No. A-30-12-Z.OP – filed by Riversedge Developments Inc. – 75 Huron Street be received and that City Council approve the request for Official Plan and Zoning amendments to permit the subject property to be used for various commercial, residential and institutional uses including a bio-energy technology campus with pilot plants relating to renewable energy subject to the 4 conditions contained in the report. CARRIED

(7) **PUBLIC WORKS AND TRANSPORTATION**

(8) **BOARDS AND COMMITTEES**

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

a) Moved by: Councillor S. Myers

Seconded by: Councillor T. Sheehan

Whereas our current by-law does not limit the number of cats or dogs an owner, tenant or occupant of a dwelling unit can keep, own or harbour or permit to be kept, owned or harboured in the dwelling unit; and

Whereas a recent issue in Ward Two has brought this matter forward; and

Whereas other municipalities such as Ajax, Barrie and Niagara Falls, Ontario do in fact limit the number of cats and dogs permitted in a dwelling unit;

Therefore Be It Resolved that the legal staff look into this matter, review our current by-law and report back to City Council with recommendations to include possible amendments to the by-law to limit the number of cats and dogs in a dwelling unit; and

Further Be It Resolved that the Humane Society be consulted for input.
CARRIED

b) Correspondence is attached for the consideration of Council.

Mover: Councillor R. Niro

Seconded: Councillor L. Turco

Whereas the residents of Bridgeview Village have had difficulty entering North Street because of parked vehicles on the west side of North Street; and

Whereas these parked vehicles have blocked the view of oncoming traffic from both directions; and

Whereas the parked vehicles have caused some dangerous situations for the residents of Bridgeview Village;

Now Therefore Be It Resolved that the Manager of Traffic and Communications implement a complete parking prohibition on the west side of North Street and that the said prohibition extend from the most northern point of frontage to the most southern point of frontage of the Bridgeview Village;

Further that the letter from Harold McCarthy, Chairperson of the Bridgeview Homeowners Association be accepted by Council and that a copy be forwarded to the Manager of Traffic and Communications. CARRIED

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

9. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE

10. CONSIDERATION AND PASSING OF BY-LAWS

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that all by-laws listed under Item 10 of the AGENDA under date September 24, 2012 be approved. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-174 being a by-law to authorize the execution of one (1) Municipal Council Support Resolution to support one (1) solar photovoltaic application being submitted to the Ontario Power Authority Feed-In-Tariff Program be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-175 being a by-law to authorize the execution of four (4) Municipal Council Support Resolutions to support four (4) solar photovoltaic applications being submitted to the Ontario Power Authority Feed-In-Tariff Program be PASSED in open Council this 24th day of September, 2012. CARRIED

Pecuniary Interest – Councillor Watkins – relative is the owner of one of the applicants. (Service Master – 105 Black Road)

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-176 being a by-law to grant an easement to Mar-Li Investments over a part of Lot 1 RCP H744 being Part 1 on 1R12214 for a stormwater retention pond discharge be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-177 being a by-law to amend By-law 2012-106 (a by-law to authorize an indemnity agreement between the City and PUC Services Inc. and Algoma Bioseptic Technologies for the provision of biosolids from the East End Plant for a pilot composting project) be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-178 being a by-law to authorize the execution of an agreement between the City and STEM Engineering Group Inc. for the design and contract administration for the small Central Creek Aqueduct Reconstruction be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-179 being a by-law to appoint by-law enforcement officers to enforce the by-laws of the Corporation of the City of Sault Ste. Marie be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-180 being a by-law to authorize the execution of an agreement between the City and Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation for the provision of winter maintenance of Highway 550 and Highway 565 in Prince Township be PASSED in open Council this 24th day of September, 2012. CARRIED

Moved by: Councillor B. Watkins

Seconded by: Councillor R. Niro

Resolved that By-law 2012-181 being a by-law to authorize the execution of a lease agreement between the City and PUC Services Inc. for the installation of Photovoltaic Equipment on a portion of the roof on the building located at 556 Goulais Avenue, Sault Ste. Marie (West End Community Centre) be PASSED in open Council this 24th day of September, 2012. CARRIED

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

12. **ADDENDUM TO THE AGENDA**

13. **ADJOURNMENT**

Moved by: Councillor B. Watkins

Seconded by: Councillor L. Turco

Resolved that this Council now adjourn. **CARRIED**

Mayor

City Clerk

Collaborate. Innovate. Discover.

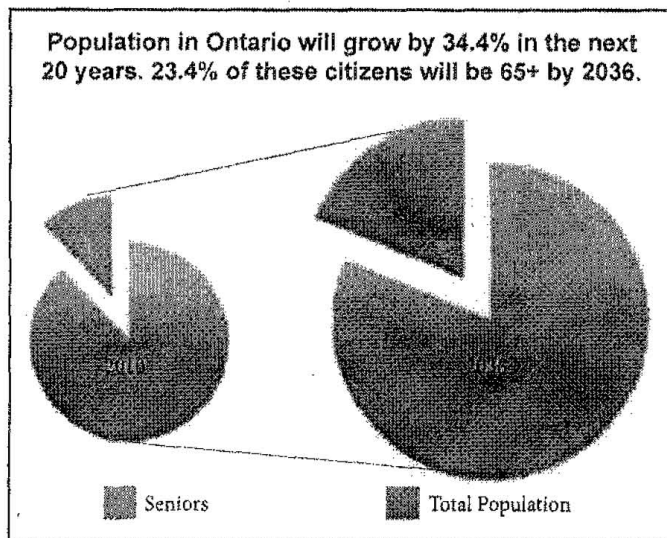
Counties, Regions, Single Tiers Symposium - 2012

5(a)
25 - 26
October
2012

New Thinking Needed for an Aging Population

- What does your municipality need to know about its aging population?
- How can you prepare today for their needs in twenty years?
- How will Ontario seniors affect the cost of health care and infrastructure now and into the future?

Population in Ontario will grow by 34.4% in the next 20 years. 23.4% of these citizens will be 65+ by 2036.



4.1 million people in Ontario will be over the age of 65 by 2036, doubling the number of seniors in Ontario today. The implications of this demographic shift for municipalities cannot be underestimated.

Dr. Samir K. Sinha, Director of Geriatrics at Mount Sinai Hospital and Expert Lead for Ontario's Seniors Care Strategy will make a 'house call' on October 25th. Dr. Sinha will highlight some of the ways in which your municipality can support the right mix of care for an aging population, and highlight some of the recommendations coming out of his work on Ontario's Senior Care Strategy.

About the speaker: A passionate advocate for the needs of older persons, Dr. Samir K. Sinha is the recently appointed expert lead of Ontario's Seniors Care Strategy. Dr. Samir Sinha is a respected professional and passionate advocate for the health care needs of seniors. Dr. Sinha currently serves as the Director of Geriatrics at Mount Sinai and the University Health Network Hospitals in Toronto. He is also the Chair of the Health Professionals Advisory Committee of the Toronto Central LHIN and is a Medical Advisor to the Toronto Central CCAC.

Location:

Grand Central Lodge, Blue Mountain

Hotel reservations:

Please call Blue Mountain resort at 1.877.445.0231 citing group code GRP103997 details on group rates can be found at AMO.on.ca

Symposium registration:

Download the registration form from AMO.on.ca or use the attached form.

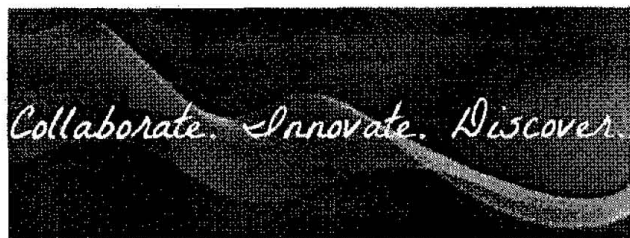
Full program:

The complete program, including details on these sessions and more can be found on AMO.on.ca as well as on the new AMOMobile app.

AMOMobile available for download for Apple, Android and Blackberry products.

Get into the discussion.
Register today.

AMO on.ca



Counties, Regions & Single Tier Symposium Registration Form

Grand Central Lodge, Blue Mountain | October 25 + 26, 2012

PLEASE PRINT IN BLOCK LETTERS

First Name: _____ Last Name: _____

Title or Function: _____

Municipality/Organization: _____

Address: _____

City: _____ Province: _____ Postal Code: _____

Tel: _____ Fax: _____ E-mail: _____

REGISTRATION FEES (does not include hotel accommodation)

	Full Registration	Amount
AMO Member	\$450.00	_____
Provincial/Federal Government and Non-Members	\$550.00	_____
	add 13% HST \$	_____
	TOTAL DUE \$	_____

PAYMENT METHOD

Cheque Payable to: Association of Municipalities of Ontario 200 University Avenue, Suite 801 Toronto, Ont., M5H 3C6	☐ MasterCard ☐ Visa
	Card Number: _____
	Name on Card: _____
	Expiry Date: _____
	Signature: _____

Refund Policy: Cancellations must be made in writing and received by AMO no later than September 21, 2012. An administration fee of \$75.00 plus 13% HST (\$84.75) will apply. Cancellations received after September 21, 2012 will not be refunded.

PLEASE SEND COMPLETED REGISTRATION FORM TO:

Association of Municipalities of Ontario
 200 University Avenue, Suite 801,
 Toronto, ON., M5H 3C6
 Fax: 416.971.6191

The official venue and hotel for the CRST Fall Symposium is The Blue Mountain Resort in Collingwood, reservations can be made by contacting the resort by calling 1-877-445-0231 or visiting www.bluemountain.ca/lodging_online_reservations.htm using group code GRP103997. For room rate details please visit the AMO website at www.amo.on.ca

FONOM

The Federation of Northern Ontario Municipalities

NORTHERN ONTARIO PARKS CLOSURE

Alan Spacek, Mayor of Kapuskasing and President of the Federation of Northern Ontario Municipalities (FONOM), expressed his exasperation at the McGuinty Government's decision to close Northern Ontario Parks today.

"Yet again this Provincial Government has acted without consultation, closing parks that are the lifeblood of Northern communities adjacent to them" exclaimed Spacek.

"Details of this mass closure of Parks in Northern Ontario are buried in a lengthy and convoluted press release that's mighty short on details and long on propaganda" noted the President of Northern Ontario's municipal association.

We have re-iterated that we (FONOM) want to work with our provincial government to get our concerns across and if necessary to get the best we can for the North and Northerners", explained Spacek.

"We will be pushing for a meeting with Natural Resources Minister Michael Gravelle and will be happy to share our thoughts on how important we feel Parks are to Northern Ontario's economy and its people", noted FONOM First Vice President Tom Laughren. We were surprised that there is no structured plan in place to address this important matter".

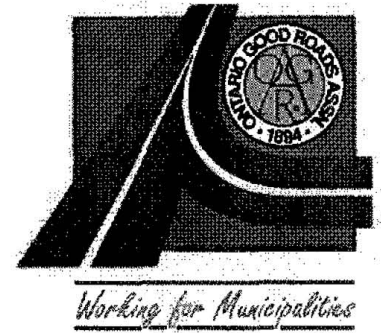
Speaking in Kapuskasing, Spacek said that "We need to work together to get through these difficult, rapidly changing times. Our members want us to hold consultations in Northern Ontario, and talk with the people representing municipalities near some of our most important jewels of the North: our collective heritage embodied by our Provincial Parks."

Spacek went on to state "this is a very short sighted decision that will have a very negative long term impact on tourism and quality of life in Northern Ontario. We want to work with all levels of government for the betterment of Northerners. FONOM is committed to giving voice to the needs of Northerners and Northern municipalities – with the Province, the Federal government, with First Nations and with other stakeholders," noted Spacek.

"It is my hope that we will be able to influence the Province before it's too late to save our heritage" claimed Spacek.

-30-

For more information, contact:
Alan Spacek, President, FONOM 705 335-0001



October 3, 2012

To the Head & Members of Council:

Pursuant to Section 25 of the Constitution of the Ontario Good Roads Association, the Nominating Committee shall report to the Annual Conference its nominations for 12 directors. The following members of the Board will automatically serve on the 2013-2014 Board of Directors in the following capacity:

President	Joanne Vanderheyden, Mayor, Municipality of Strathroy-Caradoc
1 st Vice-President	Tom Bateman, P. Eng., County Engineer, County of Essex
Immediate Past President	Alan Korell, P. Eng., Managing Director/City Engineer, City of North Bay

Those nominated by the Nominating Committee shall be selected from OGRA's municipal membership pursuant to the requirements for geographic representation contained in Section 11 of the Constitution, and so far as possible maintaining an equal balance between elected and appointed representatives. A full copy of the Constitution can be viewed on the OGRA web-site: <http://www.ogra.org/About/constitution.asp>

The following incumbent Directors have put their name forward wishing to continue to represent their respective Zones:

North (3 to be elected)

Rick Champagne
Councillor
Municipality of East Ferris

John MacEachern
Mayor
Township of Manitouwadge

Southwest (1 to be elected)

John Parsons
Division Manager, Transportation & Roadside Operations
City of London

South Central (3 to be elected)

Ken Lauppe,
Manager, Road Operations – East,
City of Brampton

Duncan McKinlay
Warden
County of Grey

Terry McKay,
Deputy Mayor,
Township of Chatsworth

Southeast (3 to be elected)

Craig Davidson
CAO/Treasurer
Municipality of Hasting Highlands

Steve Desroches
Deputy Mayor
City of Ottawa

Michelle Hendry,
Director of Public Works,
City of Kawartha Lakes

Toronto (2 to be elected)

Robert Burlie
Manager, Road Operations
City of Toronto

Mark Grimes
Councillor
City of Toronto

One vacancy exists in the **Northern Zone**.

The Northern Zone consists of the municipalities in the Districts of Algoma, Cochrane, Kenora, Manitoulin Island, Nipissing, Parry Sound, Rainy River, Sudbury, Thunder Bay and Timiskaming; municipalities in and including the District of Muskoka and the City of Greater Sudbury.

The Southwest Zone consists of the municipalities in and including the Counties of Brant, Bruce, Elgin, Essex, Haldimand, Huron, Lambton, Middlesex, Norfolk, Oxford, and Perth, the municipality of Chatham-Kent, and municipalities in and including the Regional Municipality of Waterloo.

The South Central Zone consists of the municipalities in and including the Counties of Dufferin, Grey, Simcoe, and Wellington, and municipalities in and including the Regional Municipalities of Durham, Halton, Niagara, Peel and York, and the City of Hamilton.

The South East Zone consists of municipalities in and including the Counties of Frontenac, Haliburton, Hastings, Lanark, Leeds and Grenville, Lennox and Addington, Northumberland, Peterborough, Prescott and Russell, Prince Edward, Renfrew, and Stormont, Dundas and Glengarry, and the Cities of Kawartha Lakes and Ottawa.

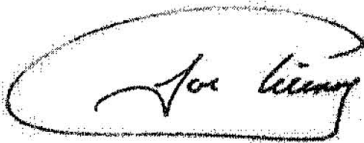
Any member of Council or a permanent full time staff from an OGRA member municipality interested in being considered as a candidate for a position on the Board of Directors must complete the attached Nomination Consent form and submit it along with their résumé to the attention of the Chair of the Nominating Committee by no later than November 2, 2012. Fax your information to 289-291-6477, e-mail to info@ogra.org or mail to OGRA, 1525 Cornwall Road, Unit 22, Oakville, Ontario L6J 0B2

The Nominating Committee will meet in November to recommend a slate of Directors to the membership. The members of the Committee are:

Chair: John Curley, Immediate Past President
Members: Mark Grimes, OGRA Director
J. Paul Johnson, Past President
Duncan McKinlay, OGRA Director
John Parsons, OGRA Director

Any questions regarding the Nomination process or serving on the Board of Directors can be directed to the undersigned at joe@ogra.org.

Yours truly,



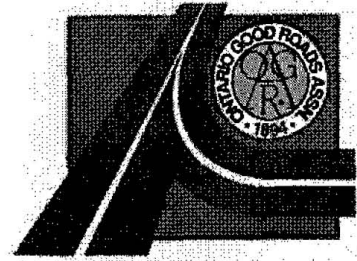
J. W. Tiernay,
Executive Director

c: John Curley, Chair, Nominating Committee

Ontario Good Roads Association

Board of Directors

Nomination and Consent Form



Working for Municipalities

We hereby nominate the following to the Board of Directors of the Ontario Good Roads Association for the 2013/14 term of office:

Name of Candidate

Name: _____

Position: _____

Municipality: _____

Moved by: _____

Seconded by: _____

(Candidates must be nominated by two eligible members of OGRA. A resolution of Council is acceptable but not mandatory)

Candidate Consent

The candidate nominated above must sign below indicating they consent to the Nomination and agree to let their name stand for office.

I, _____ hereby consent to the Nomination
(Name of Candidate)
to the Board of Directors of the Ontario Good Roads Association.

Signature

Date

Submit completed form and candidates résumé by fax or e-mail to the attention of John Curley, Chair, OGRA Nominating Committee
Fax: 289-291-6477
E-mail: info@ogra.org

Memorandum



TO: All Municipalities in Ontario

FROM: Crystal Greer, Director of Legislative Services and City Clerk

DATE: September 28, 2012

SUBJECT: **Banning the Sale of Cats and Dogs in Pet Stores**

The Council of the Corporation of the City of Mississauga at its meeting on September 26, 2012, adopted the enclosed Resolution 0218-2012 with respect to forwarding Recommendation GC-0477-2012 banning the sale of cats and dogs from licensed pet shops that was adopted at Council on July 4, 2012.

GC-0477-2012

1. That a by-law be enacted to amend Schedule 20 of the Business Licensing By-law 1-06, as amended, to require pet shops to provide every purchaser of a cat or dog with a health assessment from a licensed veterinarian for all cats and dogs kept in the shop that receive veterinary care; and, that all pet shops that sell more than 10 cats or dogs per year, obtain these animals from one of the following sources only: municipal animal shelters; registered humane societies; registered shelters or rescue groups.
2. That staff conduct quarterly proactive inspections of licensed pet shops that sell cats and/or dogs.
3. That staff work with the Ontario Society for the Prevention of Cruelty to Animals Investigation Unit on a continual basis to determine if any information exists related to the existence of kitten and puppy mills in Mississauga; and, that staff take appropriate enforcement action with local pet shops in Mississauga if these issues are uncovered.
4. That pet shops be permitted to sell their existing inventory of cats and/or dogs up to and including December 31, 2012 and that all future cat and/or dog acquisitions by pet shops who sell more than 10 cats or dogs per year be from one of the following sources only: municipal animal shelters; registered humane societies; registered shelters or rescue groups and that staff work with pet shop owners on a program for animal licensing, in accordance with the amendments to Schedule 20 of the Animal Licensing By-law 1-06, as amended.
5. That the Minister of Community Safety and Correctional Services be requested to provide additional support to the Ontario Society for the Prevention of Cruelty to Animals (OSPCA) so that they can take further action against puppy mills in the Province of Ontario.

5(b)

Sincerely,

Crystal Greer
City of Mississauga
Corporate Services Department
Director of Legislative Services and City Clerk
905-615-3200, Ext. 5419

Enc.



RESOLUTION 0218-2012
adopted by the Council of
The Corporation of the City of Mississauga
at its meeting on September 26, 2012

0218-2012 Moved by: Pat Saito

Seconded by: Sue McFadden

That the Clerk forward Recommendation GC-0477-2012 adopted by Council on July 4, 2012 approving the passing of the By-law to ban the sale of cats and dogs in pet stores to major municipalities in Ontario.



THE CORPORATION OF THE CITY OF MISSISSAUGA

BY-LAW NUMBER 0152-2012

A by-law to amend By-law 1-06,
as amended, being a Business Licensing By-Law to regulate
the sale of dogs and cats in pet shops

WHEREAS subsection 150(1) of the *Municipal Act, 2001* S.O. 2001, c25, as amended, provides that a local municipality may license, regulate and govern any business wholly or partly carried on within the municipality, even if the business is being carried on from a location outside the municipality;

AND WHEREAS The Council of The Corporation of the City of Mississauga has enacted Bylaw 1-06, as amended, being the Business Licensing Bylaw;

AND WHEREAS Schedule 20 of By-law 1-06, as amended outlines certain terms and conditions of licensing owners of pet shops, including the entry onto a register details of where and from whom their animals were acquired;

AND WHEREAS in order to halt the proliferation of kitten and puppy mills, it is necessary to ensure that all animals offered for sale or otherwise in licensed pet shops are acquired only from certain reputable sources;

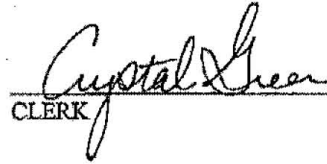
NOW THEREFORE The Council of The Corporation of the City of Mississauga hereby **ENACTS** as follows:

1. That Schedule 20 of By-law 1-06, as amended; is hereby amended by adding the following subsections to Section 3:
 - (14) provide to every purchaser of a cat or dog a health assessment from a licensed veterinarian for all cats and dogs kept in the shop that receive veterinary care.
 - (15) if such person sells more than 10 cats or dogs per year, obtain these animals from one of the following sources only: municipal animal shelters; registered humane societies; registered shelters; or rescue groups.
 - (16) notwithstanding section 3(15) of this Schedule 20, if such person sells more than 10 cats or dogs per year, be permitted to sell their existing inventory of cats and/or dogs that are obtained from sources other than those as provided in section 3(15) of this Schedule 20, up to and including December 31, 2012.

ENACTED and PASSED this 4 day of July, 2012.

APPROVED AS TO FORM City Solicitor MISSISSAUGA		
moeck		
Date	2012	07/03


MAYOR


CLERK



FEDERATION
OF CANADIAN
MUNICIPALITIES

FÉDÉRATION
CANADIENNE DES
MUNICIPALITÉS

President
Présidente

Karen Leibovici
Councillor,
City of Edmonton, AB

First Vice-President
Premier vice-président

Claude Dauphin
Mayor,
arrondissement de Lachine
Ville de Montréal, QC

Second Vice-President
Deuxième vice-président

Brad Woodside
Mayor,
City of Fredericton, NB

Third Vice-President
Troisième vice-président

Raymond Louis
Councillor,
City of Vancouver, BC

Past President
Président sortant

Berry Vrbonovic
Councillor,
City of Kitchener, ON

Chief Executive Officer
Chef de la direction

Brock Carlton
Ottawa, ON

24, rue Clarence Street,
Ottawa, Ontario K1N 5P3

T. 613-241-5221
F. 613-241-7440

www.fcm.ca

September 24, 2012

Mr. Joseph M. Fratesi
Chief Administrative Officer
City of Sault Ste. Marie
99 Foster Drive
PO Box 580
Sault Ste. Marie, ON, P6A 5X6

Dear Mr. Fratesi:

The Diamond Jubilee marks the 60th anniversary of Her Majesty Queen Elizabeth II's accession to the Throne as Queen of Canada. The Medal Program is the centrepiece of a year-long series of Jubilee year celebrations organized by the Government of Canada. It is anticipated that some 60,000 deserving Canadians will be recognized with a Jubilee medal.

Now, in consultation with the Government of Canada, we are launching a second round of nominations with a new deadline in order to open this honour to more Canadians. All members of council and all municipal officials may nominate as many additional candidates as they consider deserving of the Queen's Diamond Jubilee Medal.

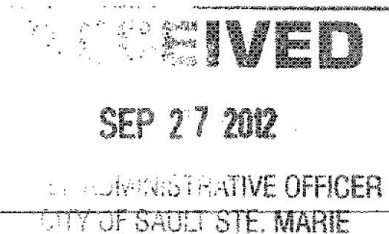
Nominations already submitted are unaffected. In addition, those nominated as alternates will also receive a medal, providing they meet the criteria which can be found at www.fcm.ca/eligibility. If you have any objections to your alternate candidate receiving a medal, please contact FCM at diamondjubilee@fcm.ca.

The new deadline for nominations is December 31, 2012. I urge you to advise all members of council and all municipal officials of this expanded opportunity to honour deserving members of your community.

Nominations are made by completing the nomination form at www.fcm.ca/jubilee. To learn more about the Jubilee Medal Program, please visit the Governor General's website using this link: www.fcm.ca/diamondjubilee.

Sincerely,

Karen Leibovici
President, FCM
Councillor, City of Edmonton



5(d)



Date: August 20, 2012

To: Heads of Council, Members of Council, Chief Administrative Officers, Clerks and Department Heads

Subject: Fifth Annual Local Government Week

The Ministry of Municipal Affairs and Housing, the Association of Municipal Managers, Clerks and Treasurers of Ontario and the Association of Municipalities of Ontario invite you to join us in the fifth annual celebration of Local Government Week, October 14-20, 2012.

During Local Government Week, schools and municipalities work together to raise civic awareness among Ontario's students.

The Ontario curriculum addresses Local Government in grades 5 and 10 and classroom resources include "A Kid's Guide to Local Government" for elementary students and "A Primer to Local Government" for secondary students. These resources can be downloaded at www.amcto.com or from Service Ontario at www.publications.serviceontario.ca (publication number: 016076).

Enclosed you will find a poster to help promote Local Government Week 2012. We have also created a Facebook page at Local Government Week-Ontario where you can post events and activities happening in your schools and find additional resources.

Local Government Week events could include students observing local councils in session, be "Mayor for a Day" or hold mock municipal elections.

Our vision is an Ontario where our youth are actively engaged in government, as the next generation of the workforce and the community leaders of the future. Please join us in our fifth annual celebration of Local Government Week.

Thank you for your participation.

Sincerely,

Handwritten signature of Kathleen Wynne in black ink.

Kathleen Wynne
Minister
Municipal Affairs and
Housing

Handwritten signature of Nancy Wright Laking in black ink.

Nancy Wright Laking
President
Association of Municipal
Managers, Clerks and
Treasurers of Ontario

Handwritten signature of Gary McNamara in black ink.

Gary McNamara
President
Association of Municipalities
of Ontario

Enclosure



HEART &
STROKE
FOUNDATION

5(e)

September 12, 2012

99 Foster Drive, P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

RECEIVED	
CITY CLERK	
SEP 18 2012	
NO:	52570
DIST:	Agenda

Dear Mayor and Council,

On behalf of the Heart and Stroke Foundation, we are seeking to make a deputation before council regarding how to make your municipality more cardiac safe.

Every year, 7,000 cardiac arrests occur in Ontario, with the majority occurring in public places or homes. However, an individual's chance of survival can increase to 75% when early CPR is used in combination with an AED. Recent data indicates that Ontario has a survival rate, for out-of-hospital cardiac arrests, of only 5-6%. By comparison, the 'gold-standard' in cardiac safety in North America is Seattle and King County with a survival rate of 16.3%. When a person is in cardiac arrest, seconds count. With each passing minute, the probability of survival declines by 7-10%.

The Heart and Stroke Foundation has developed three key policy recommendations for municipalities that can significantly increase the out of hospital survival rates for sudden cardiac arrest:

1. Commit to implementing a broad public education campaign raising awareness around issues such as the ease of CPR training and use of an AED.
2. Work with the Heart and Stroke Foundation through the Ontario Defibrillator Access Initiative (ODAI) to ensure AEDs are placed in all sport and recreation facilities and schools.
3. Ensure that in all cases of cardiac arrest, that the mandatory CPR instructions given by emergency medical dispatchers are done so without an option for bystanders to opt out.

The use of CPR and an AED can dramatically increase the odds of survival of an out-of-hospital cardiac arrest, however, too few Ontarians know this life saving skill.

The Heart and Stroke Foundation looks forward to present before Council on recommendations for increasing out of hospital cardiac arrest survival rates and strengthening our resuscitation partnership to make Ontario communities the most cardiac safe in Canada.

We will be in touch with your Clerk to schedule a time for deputation in the coming days.

Sincerely,

Mark Holland
Director, Health Promotion and Public Affairs, Ontario
Heart and Stroke Foundation

City of Sault Ste Marie
ENGINEERING
For the Eight Months Ending August 31, 2012

Department	August	YTD Actual	YTD Budget	Variance	Percentage Budget-Rem	2011 Actual
REVENUE						
Fees and user charges	(\$415.02)	(\$4,367.86)	(\$4,500.00)	(\$132.14)	2.94%	(\$15,859.00)
Government grants		(230.46)	(\$35,000.00)	(\$34,769.54)	99.34%	(\$54,419.72)
Other income	(15,002.00)	(24,358.97)	\$0.00	\$24,358.97	0.00%	(\$58,581.46)
	<u>(15,417.02)</u>	<u>(28,957.29)</u>	<u>(\$39,500.00)</u>	<u>(\$10,542.71)</u>	<u>26.69%</u>	<u>(\$128,860.18)</u>
EXPENDITURES						
Salaries	175,078.10	1,308,764.19	\$2,191,120.00	\$882,355.81	40.27%	\$2,002,881.42
Benefits	37,167.74	304,151.48	\$473,715.00	\$169,563.52	35.79%	\$431,008.90
Travel and training		2,896.36	\$8,725.00	\$5,828.64	66.80%	\$23.62
Vehicle allowance, maintenance and repairs	711.52	6,612.35	\$55,050.00	\$48,437.65	87.99%	\$16,574.85
Utilities and Fuel	25,789.62	222,915.99	\$396,205.00	\$173,289.01	43.74%	\$378,865.31
Materials and supplies	3,983.28	76,977.80	\$146,890.00	\$69,912.20	47.59%	(\$112,639.91)
Maintenance and repairs	9,860.46	105,124.79	\$201,355.00	\$96,230.21	47.79%	\$185,495.50
Purchased and contracted services	49,343.89	363,903.41	\$609,195.00	\$245,291.59	40.26%	\$638,933.81
Transfer to own funds		40,000.00	\$40,000.00	\$0.00	0.00%	\$86,881.03
Capital expense	755.79	15,142.23	\$47,000.00	\$31,857.77	67.78%	\$34,126.62
	<u>302,690.40</u>	<u>2,446,488.60</u>	<u>\$4,169,255.00</u>	<u>\$1,722,766.40</u>	<u>41.32%</u>	<u>\$3,662,151.15</u>
NET (REVENUE)/EXPENDITURE	287,273.38	2,417,531.31	\$4,129,755.00	\$1,712,223.69	41.46%	\$3,533,290.97

(56)

City of Sault Ste Marie
BUILDING SERVICES
For the Eight Months Ending August 31, 2012

Department	August	YTD Actual	YTD Budget	Variance	Percentage Budget-Rem	2011 Actual
REVENUE						
Fees and user charges	(\$92.00)	(\$1,655.20)	(\$2,000.00)	(\$344.80)	17.24%	(\$1,984.00)
Other income		(1,977.97)	\$0.00	\$1,977.97	0.00%	(\$54,081.46)
	<u>(92.00)</u>	<u>(3,633.17)</u>	<u>(\$2,000.00)</u>	<u>\$1,633.17</u>	<u>(81.66%)</u>	<u>(\$56,065.46)</u>
EXPENDITURES						
Salaries	37,448.62	311,806.96	\$516,425.00	\$204,618.04	39.62%	\$489,359.95
Benefits	9,322.93	76,313.00	\$123,650.00	\$47,337.00	38.28%	\$113,766.15
Utilities and Fuel	23,631.84	217,225.60	\$366,205.00	\$148,979.40	40.68%	\$366,481.76
Materials and supplies	363.98	38,891.55	\$66,140.00	\$27,248.45	41.20%	\$61,811.29
Maintenance and repairs	9,860.46	105,124.79	\$201,355.00	\$96,230.21	47.79%	\$185,495.50
Purchased and contracted services	9,034.90	81,787.48	\$109,300.00	\$27,512.52	25.17%	\$109,630.96
Capital expense		1,272.84	\$4,000.00	\$2,727.16	68.18%	\$5,092.66
	<u>89,662.73</u>	<u>832,422.22</u>	<u>\$1,387,075.00</u>	<u>\$554,652.78</u>	<u>39.99%</u>	<u>\$1,331,638.27</u>
NET (REVENUE)/EXPENDITURE	89,570.73	828,789.05	\$1,385,075.00	\$556,285.95	40.16%	\$1,275,572.81

(4)5

City of Sault Ste Marie
BUILDING PERMIT/INSPECTION
For the Eight Months Ending August 31, 2012

Department	August	YTD Actual	YTD Budget	Variance	Percentage Budget-Rem	2011 Actual
REVENUE						
Fees and user charges	(\$42,909.60)	(\$507,637.01)	(\$888,300.00)	(\$380,662.99)	42.85%	(\$1,232,535.03)
Contribution from own funds			(\$100,000.00)	(\$100,000.00)	100.00%	\$0.00
	<u>(42,909.60)</u>	<u>(507,637.01)</u>	<u>(\$988,300.00)</u>	<u>(\$480,662.99)</u>	<u>48.64%</u>	<u>(\$1,232,535.03)</u>
EXPENDITURES						
Salaries	57,450.67	475,550.42	\$706,335.00	\$230,784.58	32.67%	\$708,641.67
Benefits	13,601.01	111,864.32	\$166,440.00	\$54,575.68	32.79%	\$159,336.24
Travel and training	1,671.67	16,653.30	\$22,180.00	\$5,526.70	24.92%	\$27,216.54
Vehicle allowance, maintenance and repairs	2,103.91	13,063.09	\$21,600.00	\$8,536.91	39.52%	\$22,727.34
Materials and supplies	2,329.07	17,601.82	\$42,145.00	\$24,543.18	58.24%	\$86,108.26
Rents and leases		100,000.00	\$100,000.00	\$0.00	0.00%	\$100,000.00
Financial expenses	41.68	355.82	\$0.00	(\$355.82)	0.00%	\$295.93
Transfer to own funds			\$0.00	\$0.00	0.00%	\$61,778.33
Capital expense			\$1,500.00	\$1,500.00	100.00%	\$5,088.00
	<u>77,198.01</u>	<u>735,088.77</u>	<u>\$1,060,200.00</u>	<u>\$325,111.23</u>	<u>30.67%</u>	<u>\$1,171,192.51</u>
NET (REVENUE)/EXPENDITURE	34,288.41	227,451.76	\$71,900.00	(\$155,551.76)	(216.34%)	(\$61,342.52)

5(7)

City of Sault Ste Marie
PLANNING
For the Eight Months Ending August 31, 2012

Department	August	YTD Actual	YTD Budget	Variance	Percentage Budget-Rem	2011 Actual
REVENUE						
Fees and user charges	(\$11,800.00)	(\$73,600.00)	(\$91,000.00)	(\$17,400.00)	19.12%	(\$73,383.10)
Government grants	(1,256.85)	(34,573.35)	\$0.00	\$34,573.35	0.00%	(\$280,615.71)
Contribution from own funds			\$0.00	\$0.00	0.00%	(\$67,192.25)
Other income		(25.00)	\$0.00	\$25.00	0.00%	(\$48.63)
	<u>(13,056.85)</u>	<u>(108,198.35)</u>	<u>(\$91,000.00)</u>	<u>\$17,198.35</u>	<u>(18.90%)</u>	<u>(\$421,239.69)</u>
EXPENDITURES						
Salaries	38,948.30	311,577.96	\$487,510.00	\$175,932.04	36.09%	\$471,833.60
Benefits	8,760.38	77,145.36	\$140,240.00	\$63,094.64	44.99%	\$106,382.73
Travel and training		1,763.50	\$12,390.00	\$10,626.50	85.77%	\$3,075.93
Vehicle allowance, maintenance and repairs		98.73	\$800.00	\$701.27	87.66%	\$247.41
Materials and supplies	1,046.77	10,478.26	\$21,895.00	\$11,416.74	52.14%	\$166,704.91
Maintenance and repairs			\$450.00	\$450.00	100.00%	\$0.00
Purchased and contracted services	10.53	9,370.65	\$25,900.00	\$16,529.35	63.82%	\$13,911.92
Grants to others		58,656.66	\$0.00	(\$58,656.66)	0.00%	\$199,000.00
Capital expense		1,668.25	\$1,200.00	(\$468.25)	(39.02%)	\$244.22
	<u>48,765.98</u>	<u>470,759.37</u>	<u>\$690,385.00</u>	<u>\$219,625.63</u>	<u>31.81%</u>	<u>\$961,400.72</u>
NET (REVENUE)/EXPENDITURE	35,709.13	362,561.02	\$599,385.00	\$236,823.98	39.51%	\$540,161.03

5(f)

City of Sault Ste Marie
ENGINEERING - OTHER
For the Eight Months Ending August 31, 2012

Department	August	YTD Actual	YTD Budget	Variance	Percentage Budget-Rem	2011 Actual
REVENUE						
EXPENDITURES						
Utilities and Fuel	\$204,918.28	\$1,235,387.85	\$2,595,000.00	\$1,359,612.15	52.39%	\$2,263,623.73
Maintenance and repairs		25,357.65	\$0.00	(\$25,357.65)	0.00%	\$0.00
Purchased and contracted services	336,365.83	2,490,915.32	\$5,465,000.00	\$2,974,084.68	54.42%	\$5,298,357.47
Transfer to own funds		1,000,000.00	\$0.00	(\$1,000,000.00)	0.00%	\$69,493.55
Depreciation			\$0.00	\$0.00	0.00%	\$9,205,806.76
Gain/Loss on Disposal of Capital Assets			\$0.00	\$0.00	0.00%	\$43.00
	541,284.11	4,751,660.82	\$8,060,000.00	\$3,308,339.18	41.05%	\$16,837,324.51
NET (REVENUE)/EXPENDITURE	541,284.11	4,751,660.82	\$8,060,000.00	\$3,308,339.18	41.05%	\$16,837,324.51

(+)(5)

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



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

2012 10 09

Mayor Debbie Amaroso and
Members of City Council
Civic Centre

RE: STAFF TRAVEL REQUESTS

Dear Council:

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

1. **Michael Allard - Engineering & Planning – Building Division**
OBOA Training (Large & Small Buildings)
December 2 – 15, 2012
Woodbridge, Ontario
Estimated total cost to the City - \$3,919.02
Estimated net cost to the City - \$3,919.02
2. **Gary Schryer – Engineering & Planning – Building Division**
OBOA Training Course
October 22 - 27 2012
Woodbridge, Ontario
Estimated total cost to the City - \$1,496.07
Estimated net cost to the City - \$1,496.07
3. **Joe Fratesi - CAO**
Meeting with Deputy Minister George Ross – Northern Growth Plan Meeting
October 15, 2012
Toronto, Ontario
Estimated total cost to the City - \$388.57
Estimated net cost to the City - \$388.57
4. **Catherine Taddo – Engineering & Planning**
Municipal Engineers Association Annual Workshop
November 20 – 23, 2012
Windsor, Ontario
Estimated total cost to the City - \$1,755.25
Estimated net cost to the City - \$1,755.25

5. **Rick Cobean – Social Services – Housing Division**
Housing & Homelessness Fall Forum
October 18 – 19, 2012
Toronto, Michigan
Estimated total cost to the City - \$881.50
Estimated net cost to the City - \$881.50

6. **Denis Desrosiers – Legal – P.O.A. Division**
Court Managers Association Board Meeting
October 16, 2012
Toronto, Ontario
Estimated total cost to the City - \$555.50
Estimated net cost to the City - \$555.50

7. **Jake Bruzas – Finance Department**
Exploring FIR Forest; Northeast Treasurers Forum
November 8 – 9, 2012
Sudbury, Ontario
Estimated total cost to the City - \$848.95
Estimated net cost to the City - \$848.95

8. **Madison Zuppa - Engineering & Planning**
LAS Connections Energy Symposium
December 5 - 6, 2012
Toronto, Ontario
Estimated total cost to the City - \$586.46
Estimated net cost to the City - \$586.46

9. **Carla Fairbrother – Social Services – Child Care Division**
OMSSA and NOSDA Child Care Meetings
October 23 - 24, 2012
Toronto, Michigan
Estimated total cost to the City - \$762.50
Estimated net cost to the City - \$762.50

Yours truly,



JMF:bb

Joseph M. Fratesi
Chief Administrative Officer

Tim Gowans
Manager of Purchasing



Finance Department
Purchasing Division

2012 10 09

Mayor Debbie Amaroso and
 Members of City Council

**RE: CONTRACTS FOR PETROLEUM FUEL PRODUCTS
 AND OILS, GREASES & LUBRICANTS**

PURPOSE

The purpose of this report is to seek Council's approval to transfer the City's Biodiesel Fuel supply; and Oils, Greases & Lubricants contracts to McDougall Energy Inc.

BACKGROUND

The City tenders for supply contracts for Petroleum Fuel Products, and Oils, Greases & Lubricants on an ongoing basis. City Council approved the award of the Biodiesel portion of the Petroleum Fuel contract to Wardlaw Fuels (Algoma) Inc. on November 7, 2011 with the contract to expire on December 31, 2012. The Oils, Greases & Lubricants contract was similarly awarded on December 13, 2010 expiring on December 31, 2013. The City has received notice that McDougall Energy Inc. will be purchasing the Fuel and Lubricant business of Wardlaw Fuels (Algoma) Inc. effective October 15, 2012. McDougall Energy Inc. has requested to have these contracts transferred to them on the same terms and conditions maintaining the present expiry dates.

ANALYSIS

McDougall Energy Inc. is a long time supplier to the City of these products. They presently hold the balance of the Petroleum supply contract.

IMPACT

No difference as the present terms and conditions of the contracts will be maintained.

STRATEGIC PLAN

Procurement of Petroleum Fuel Products is an activity listed under Objective 1C of the Corporate Strategic Plan. Procurement of Oils, Greases & Lubricants is not an activity listed in the Corporate Strategic Plan.

-More-

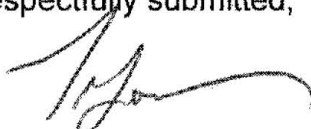
2012 10 09
Page 2

RECOMMENDATION

It is therefore my recommendation that City Council approve the transfer of the supply contracts for Biodiesel Fuel; and for Oils, Greases & Lubricants to McDougall Energy Inc. effective October 15, 2012 maintaining the same terms, conditions and expiry dates.

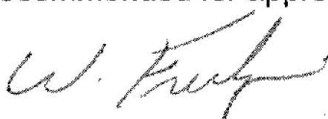
This report is submitted for Council's approval.

Respectfully submitted,



Tim Gowans
Manager of Purchasing

Recommended for approval,



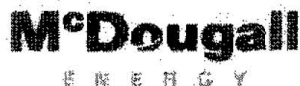
W. Freiburger
Commissioner of Finance & Treasurer

TG:nt
Attach.

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer



Corporate Office

Station Tower, 421 Bay St. T. (705) 949-8202
Suite 301 F. (705) 948-1134
Sault Ste. Marie, ON P6A 1X3 TF. (800) 461-0512

September 28, 2012

Tim Gowans
Manager of Purchasing
The Corporation of the City of Sault Ste. Marie
99 Foster Drive, P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

Dear Mr. Gowans,

Please accept this letter as a formal request to transfer to McDougall Energy Inc., effective October 15th, 2012, the following contract currently in place between The Corporation of the City of Sault Ste. Marie and Wardlaw Fuels (Algoma) Inc.:

1. Petroleum Fuels Products (2011WA22) (the "Contract") expiring December 31, 2012.

McDougall Energy has entered into an Agreement with Wardlaw Fuels to purchase its petroleum fuel and lubricant delivery business effective October 15th, 2012.

McDougall Energy acknowledges that any consent to transfer by the City will be under the same pricing, terms and conditions as the existing Contract.

A representative of Wardlaw Fuels has signed this letter as evidence of its approval of McDougall's request to transfer the Contract.

Should you have any questions or concerns please do not hesitate to contact me.

Yours truly,

McDougall Energy Inc.


Doug Nori
Regional Manager Business Market (North)
Phone: 705 941 5630
Email: dougnori@mcDougallcorp.com


Kelly Wardlaw
Wardlaw Fuels (Algoma) Inc.

McDougall Energy Inc.
Email info@mcDougallcorp.com
Website www.mcdougallcorp.com

Corporate Office

Station Tower, 421 Bay St. T. (705) 949-6202
Suite 301 F. (705) 949-1134
Sault Ste. Marie, ON P6A 1G3 TF. (800) 461-0512

September 21, 2012

Tim Gowans
Manager of Purchasing
The Corporation of the City of Sault Ste. Marie
99 Foster Drive, P.O. Box 580
Sault Ste. Marie, ON P6A 5N1

Dear Mr. Gowans,

Please accept this letter as a formal request to transfer to McDougall Energy Inc., effective October 15th, 2012, the following contract currently in place between The Corporation of the City of Sault Ste. Marie and Wardlaw Fuels (Algoma) Inc.:

1. Oils Greases & Lubricants (2010WA21) (the "Contract").

McDougall Energy has entered into an Agreement with Wardlaw Fuels to purchase its petroleum fuel and lubricant delivery business effective October 15th, 2012.

McDougall Energy acknowledges that any consent to transfer by the City will be under the same pricing, terms and conditions as the existing Contract.

A representative of Wardlaw Fuels has signed this letter as evidence of its approval of McDougall's request to transfer the Contract.

Should you have any questions or concerns please do not hesitate to contact me.

Yours truly,

McDougall Energy Inc.

for 
Doug Nori
Regional Manager Business Market (North)
Phone: 705 941 5630
Email: dougnori@mcDougallcorp.com


Kelly Wardlaw
Wardlaw Fuels (Algoma) Inc.

5(j)

Peter A. Liepa
City Tax Collector



Finance Department
Tax & Licence Division

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: Property Tax Appeals

PURPOSE

Council approval is required pursuant to Section's 354(4)a & 357 of the Municipal Act.

BACKGROUND

Listing of applications received for adjustment of realty taxes pursuant to Section's 354(4)a & 357 of the Municipal Act.

ANALYSIS

The Municipal Property Assessment has recommended the amount of assessment to be adjusted.

IMPACT

There is an annual budget allocation for tax write-offs.

STRATEGIC PLAN

Not applicable

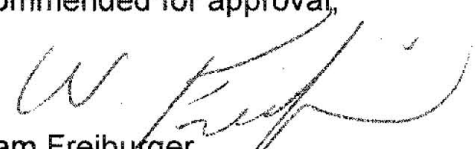
RECOMMENDATION

That the report of City Tax Collector dated 2012 10 09 pursuant to Section's 354(4)a & 357 of the Municipal Act be approved and that the tax records be amended accordingly.

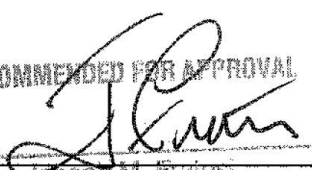
Respectfully submitted,


Peter A. Liepa
City Tax Collector

Recommended for approval,


William Freiburger
Commissioner of Finance & Treasurer

RECOMMENDED FOR APPROVAL


The Corporation of the City of Sault Ste. Marie
P.O. Box 580 ~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5N1
Telephone: (705) 759-5269 ~ Fax: (705) 759-1842
www.cityssm.on.ca ~ p.liepa@cityssm.on.ca

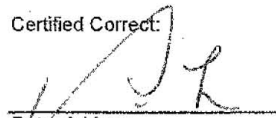
APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION 357
OF THE MUNICIPAL ACT, 2001

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

DATE: 2012 10 09
PAGE: 1 of 1

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	TAX CLASS	REASON	APPEAL NO.	2011		TOTAL
						CANCELLATIONS	INTEREST	
						TAXES		ADJUSTMENT
040-018-150	00047 Cedar Street	Wrenwood Properties	CT/IT	A	11-056	854.04	26.88	880.92
ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	TAX CLASS	REASON	APPEAL NO.	2012		TOTAL
						CANCELLATIONS	INTEREST	
						TAXES		ADJUSTMENT
010-003-055	00063 Mark Street	Pauline's Place Not For Profit Homes Inc.	RT	A	12-008	2,320.61	74.68	2,395.29
010-033-013	01969 Queen Street East	Trunzo John Joseph	RT	D	12-009	3,770.07		3,770.07
010-047-074	00099 Gibbs Street	Rainone Samuel John	CT/RT	A	12-010	980.48	39.27	1,019.75
020-020-031	00230 Simpson Street	Hartmann Louise Janet	RT	D	12-011	96.15		96.15
020-027-043	00192 Poplar Avenue	Cicino Ernesto	RT	D	12-012	112.14		112.14
020-034-021-05	00000 Hamilton Avenue	City of Sault Ste. Marie	RT	B	12-013	1,476.47	71.48	1,547.95
020-034-046	00047 Summit Avenue	Curran James Andrew	RT	D	12-014	148.29	0.92	149.21
020-042-003	00321 Albert Street East	Hill Margaret Ethel	RT	C	12-015	46.72	1.46	48.18
040-018-150	00047 Cedar Street	Wrenwood Properties	CT/IT	A	12-016	1,507.32		1,507.32
040-021-077	00212 Queen Street East	Professional Place (Sault Ste. Marie) Ltd.	CT/IT	A	12-017	526.96		526.96
040-021-138	00269 Queen Street East	City of Sault Ste. Marie	CF/CT/E	B	12-018	14,466.00	690.79	15,156.79
040-022-080	00373 Albert Street West	The St. Mary's River Bridge Co.	RT	D	12-019	1,046.87		1,046.87
040-030-070	00431 Albert Street West	The St. Mary's River Bridge Co.	RT	D	12-020	6.48		6.48
040-030-074	00115 Sinclair Street	The St. Mary's River Bridge Co.	RT	D	12-021	485.79		485.79
040-030-075	00117 Sinclair Street	The St. Mary's River Bridge Co.	RT	D	12-022	422.93		422.93
050-002-039	00564 Wellington Street West	Pyne James Bernard	RT	D	12-023		Confirmed	0.00
050-015-011	00443 Second Avenue	Gill Harold	RT	C	12-024	738.24	36.83	775.07
060-070-334	00416 Town Line Road	Vine Glen Eric	RT	D	12-025	47.27	0.29	47.56
060-082-030	00199 Des Chenes Drive	Tombari Marcella Marie	RT	D	12-026	1,601.12		1,601.12

Certified Correct:


Peter A. Liepa
Tax Collector

REPORT TOTAL	30,653.95	942.60	31,596.55
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- A. REALTY TAX CLASS CONVERSION (COMMERCIAL TAX CLASS TO RESIDENTIAL TAX CLASS)
B. BECAME EXEMPT AFTER RETURN OF ROLL
C. RAZED BY FIRE AFTER RETURN OF ROLL

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

54

RECOMMENDATION TO STRIKE
UNCOLLECTABLE TAXES OFF THE ROLL
PURSUANT TO SECTION 354(4)a OF THE
MUNICIPAL ACT R.S.O. 2001.

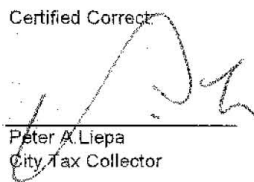
THE CORPORATION OF THE CITY OF SAULT STE. MARIE
REALTY TAXES

DATE: 2012 10 09
PAGE: 1 OF 1

			2011					
ROLL NUMBER	PROPERTY ADDRESS	REASON	Unit Class	Tax Class	CANCELLATION Municipal Taxes	Education Taxes	Interest	TOTAL
040-021-138	269 QUEEN ST EAST	Exempting portions of the Essar Centre pursuant to By-law 2011-8 & 2011-192	Commercial	CT	12,656.64	5,285.39	8,336.60	26,278.63
			2012					
ROLL NUMBER	PROPERTY ADDRESS	REASON	Unit Class	Tax Class	CANCELLATION Municipal Taxes	Education Taxes	Interest	TOTAL
040-021-138	269 QUEEN ST EAST	Exempting portions of the Essar Centre pursuant to By-law 2011-8, 2011-192 & 2012-53	Commercial	CT	2,768.47	1,109.01	1,542.30	5,419.78

REPORT	TOTAL	15,425.11	6,394.40	9,878.90	31,698.41
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Certified Correct


Peter A. Liepa
City Tax Collector

565

APPLICATION TO COUNCIL TO CANCEL
OR REFUND PROPERTY TAXES PURSUANT TO SECTION'S 354(4)a, 357
OF THE MUNICIPAL ACT, 2001

THE CORPORATION OF THE CITY OF SAULT STE. MARIE
DOWNTOWN BUSINESS IMPROVEMENT AREA WRITE-OFF

DATE: 2012-10-09
1 of 1

2011

ROLL NUMBER	PROPERTY ADDRESS	PERSON ASSESSED	REASON FOR APPEAL	TAX CLASS	TAX YEAR	TOTAL ADJUSTMENT
040-021-138	269 Queen Street E.	City of Sault Ste Marie	Exempting portions of the Essar Centre pursuant to By-law's 2011-8 & 2011-192	CT	2011	1,936.52

2012

040-021-138	269 Queen Street E.	City of Sault Ste Marie	Exempting portions of the Essar Centre pursuant to By-law's 2011-8 , 2011-192 & 2012-53	CT	2012	<u>2,017.06</u>
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Certified Correct:

REPORT	TOTAL	3,953.58
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Peter A. Liepa
City Tax Collector

565

William Freiburger, CMA
Commissioner of Finance
and Treasurer



Finance Department

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: PUBLIC BUDGET INPUT SESSIONS

The Finance Committee has scheduled two Public Budget Input Sessions requesting public input for the municipal budget for 2013 and future years on the following dates.

Tuesday, October 23, 2012
7:00 p.m. to 9:00 p.m.
West End Community Centre
Korah Branch Library – Essar Community Room
556 Goulais Avenue

Tuesday, October 30, 2012
7:00 p.m. to 9:00 p.m.
Civic Centre – Russ Ramsay Room
99 Foster Drive

Sault Ste. Marie residents are encouraged to email budget comments and suggestions to budgetinput2013@cityssm.on.ca.

That the report of the Commissioner of Finance and Treasurer dated 2012 10 09 concerning Public Budget Input Sessions be received as information.

Respectfully submitted,


W. Freiburger, CMA
Commissioner of Finance and Treasurer

WF/kl

Kim Streich-Poser, MSW RSW
Commissioner of Social Services



Social Services Department
Ontario Works

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: Elimination of Ontario Works and ODSP Community Start Up and Maintenance Benefit

PURPOSE

The purpose of this report is to advise the Council of changes being made to the Ontario Works Budget effective Dec. 31, 2012 regarding the Community Start Up and Maintenance Benefit and the subsequent movement of a portion of those funds to assist with homelessness in our community.

BACKGROUND

As you are aware, the passing of the provincial budget in June has created significant impact on the Ontario Works program. As of July 1, 2012, our discretionary health and non-health benefits were reduced. This was presented earlier this year and was the first part of the reduction to the Ontario Works budget.

Additionally, as of January 1, 2013, the Community Start Up and Maintenance fund (CSUM) for Ontario Works and Ontario Disability Support will end. This fund was available once every 24 months for clients and their families to assist in establishing households or sustaining households. Items we have assisted with include first and last month's rent, assistance with furniture, small appliances, appliance repair, household items, rental and utility arrears, post incarceration and post domestic violence abuse assistance and assistance to those moving out of the emergency shelter system.

ANALYSIS

Based on information provided from the Ministry of Community and Social Services(MCSSS), there will be **\$1,280,000** removed from the Community Start Up Benefit for the Ontario Works and the Ontario Disability Support Program (ODSP) budgets. This is based on expenditures in the 2011/12 budget year. It is our understanding that 50% of the provincial share of Ontario Works and ODSP was to be consolidated and redistributed through the Ministry of Municipal Affairs and Housing (MMAH) to Consolidated Municipal Service Managers (CMSMs) and District Social Service Administration Boards (DSSABs) as part of the new consolidated homelessness funding. The new "Needs Based Funding" component of the Consolidated Homeless Prevention Initiative is to address the needs of those who previously would have been eligible for the community start up fund under OW and ODSP as well as others in the community experiencing problems sustaining or accessing housing. Correspondence from MMAH advised us that the allocation for DSSMSSAB, effective January 1, 2013 is only **\$390,331.00**. Unfortunately the methodology (Deep Core Housing Needs for 2006) used by the MMAH significantly disadvantages the DSSMSSAB service area. It does not reflect the current housing circumstances and needs affecting our community.

IMPACT

This reduction will have a significant impact to the many on Ontario Works and ODSP within our community. We are waiting for guidelines from MMAH, but recognize the reduction in funding will result in reduced ability to assist those on OW and ODSP. We will have no ability to assist with household items for persons starting up households including last month's rent for victims of violence, those being released from incarceration, or those leaving homeless shelters. Our ability to assist with rent and PUC arrears will be reduced and we will have to put in place stricter parameters on accessing the new fund.

The elimination of the Community Start Up Benefit and the significant reduction now available from MMAH will also place pressure on the already burdened voluntary sector and municipal councils to provide additional funding to meet needs that have historically been met by the province.

STRATEGIC PLAN

This provincial policy change impacts the City's strategic direction of enriching lives and delivering excellent services. This reduction significantly impacts our ability to assist those living in poverty with housing challenges to access and sustain safe housing options.

RECOMMENDATION

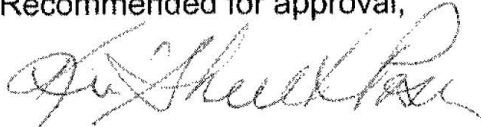
That the city council accept the report of the Ontario Works Program Manager as information, and support the letter sent from the DSSMSSAB to the Ministry of Community and Social Services and the Ministry of Municipal Affairs and Housing indicating the negative financial and program impact these changes will have for the most vulnerable in our community.

Respectfully submitted,



Patricia A. LeBel, MSW, RSW
Program Manager, Ontario Works

Recommended for approval,



Kim Streich-Poser, MSW, RSW
Commissioner of Social Services

RECOMMENDED FOR APPROVAL



Joseph M. Frate
Chief Administrative Officer

5(m)

Malcolm White
City Clerk



City Clerk's Department

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: 2013 COUNCIL MEETING SCHEDULE

PURPOSE

The purpose of this report is to propose a meeting schedule for 2013 City Council meetings.

IMPACT

There is no budgetary impact.

STRATEGIC PLAN

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

RECOMMENDATION

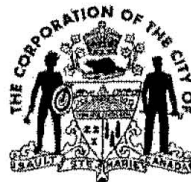
That the report of the City Clerk dated 2012 10 09 concerning 2013 Council Meeting Schedule be accepted by Council and the schedule as recommended be approved.

Respectfully submitted,

Malcolm White
City Clerk

attachment

5(m)



2013 COUNCIL MEETING SCHEDULE

Date	Start Time	Planning
January 7	4:30 p.m.	5:30 p.m.
January 21	4:30 p.m.	5:30 p.m.
February 4	4:30 p.m.	5:30 p.m.
February 19 (Tuesday)	4:30 p.m.	5:30 p.m.
March 4	4:30 p.m.	5:30 p.m.
March 25	4:30 p.m.	5:30 p.m.
April 8	4:30 p.m.	5:30 p.m.
April 22	4:30 p.m.	5:30 p.m.
May 13	4:30 p.m.	5:30 p.m.
May 27	4:30 p.m.	5:30 p.m.
June 10	4:30 p.m.	5:30 p.m.
June 24	4:30 p.m.	5:30 p.m.
July 15	4:30 p.m.	5:30 p.m.
August 12	4:30 p.m.	5:30 p.m.
September 9	4:30 p.m.	5:30 p.m.
September 23	4:30 p.m.	5:30 p.m.
October 7	4:30 p.m.	5:30 p.m.
October 21	4:30 p.m.	5:30 p.m.
November 4	4:30 p.m.	5:30 p.m.
November 18	4:30 p.m.	5:30 p.m.
December 2	4:30 p.m.	5:30 p.m.

Jerry Dolcetti, RPP
Commissioner

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



**Engineering & Planning
Department**

2012 10 09

Our File: A-11-5-04 & 2012-9E

Mayor Debbie Amaroso and
Members of City Council

**RE: CLARK CREEK PUMPING STATION
CAPITAL UPGRADES - PROGRESS**

PURPOSE

The purpose of this report is to recommend that Council authorize retaining Kresin Engineering Corporation for completion of air quality monitoring at the Clark Creek pumping station. In addition, the report will provide information in relation to the recent tender results for the capital upgrades at this location.

BACKGROUND

During the past few months, the Engineering and Construction Division was contacted by residents living in close proximity to the sewage lift station in relation to odour. As a result some initial testing and analysis was performed by Kresin Engineering Corporation under the pump station upgrade project. The testing was completed over a short period of time, and may not accurately reflect the variation in conditions. Therefore, it was recommended that a more comprehensive monitoring program be completed.

Council may recall that Kresin Engineering Corporation was retained to provide the design and contract administration of the capital upgrades to the Clark Creek pump station. At the November 7, 2011 meeting, Council authorized entering into an agreement for engineering services with the Consultant. The work generally consists of supplying all materials, labour and equipment necessary for improvements to the Clark Creek Sewage pump station, including installation of equipment to address health and safety concerns, flow and level measurement equipment, as well as the replacement of process piping, valves, sluice gates, and influent solids screens. The air quality monitoring program can be incorporated into the current work being completed by the Consultant. Dependent on the results of the study, the scope of the construction work may be impacted.

ANALYSIS

The original capital work at the Clark Creek pump station was tendered with only one (1) tender received for a value of \$4,918,492.24 (including HST). This is substantially above the consultant's pre-tender estimate of \$1,005,000.00 (including HST). One of the factors that contributed to the elevated price is the bypass pumping that the contractor deemed

necessary to complete the work on the existing station. Therefore, the Consultant is working with a Contractor in an attempt to free the existing sluice gates, which may aid in reducing the overall cost of the project.

The existing budget for the project is \$1,200,000 allocated in the 2012 sewer surcharge budget. An additional 2013 budget request will be submitted in the future, subject to the success of the current work at the station to free some of the existing equipment, as well as the results of the air quality monitoring program and associated recommendations. It is anticipated that the project will be tendered again, subject to any required changes in the scope of work.

IMPACT

The impact to the budget for this recommendation is \$25,780.90 (including the non-refundable share of the HST). The Engineering and Construction Division will return to Council at a future meeting with further recommendations.

STRATEGIC PLAN

The Clark Creek engineering and construction is linked to the Environmental Leadership Objective 1A under the Developing Solid Infrastructure strategic direction.

RECOMMENDATION

It is recommended that the report of the Land Development and Environmental Engineer concerning the Clark Creek pump station be received as information and that Kresin Engineering Corporation be retained to complete the air quality monitoring study for a cost of \$25,780.90 (including net HST cost) which results in a revised engineering fee from the current value of \$127,875.40 to a value of \$153,656.30 (including net HST cost) to come from the 2012 sewer surcharge budget.

Respectfully submitted,

Recommended for Approval:



Catherine Taddo, P. Eng
Land Development & Environmental Engineer



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Jerry Dolcetti, RPP
Commissioner

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



**Engineering & Planning
Department**

2012 10 09
Our File: B-12-06

Mayor Debbie Amaroso and
Members of City Council

**RE: URBAN STORMWATER CONTROL AND MANAGEMENT STUDY
ENGINEERING AGREEMENT**

PURPOSE

The purpose of this report is to recommend that the Engineering Agreement between Genivar Inc. and the City be executed for the Urban Stormwater Control and Management Study.

BACKGROUND

At the September 10, 2012 Council Meeting, Council authorized the execution of a funding Agreement for the Urban Stormwater Control and Monitoring project under By-law 2012-172. The associated report also recommended that Genivar Inc. be retained to provide Engineering Services for the project which includes storm sewer outfalls, Bellevue Park pond, and east end snow dump projects. Genivar Inc. has local expertise in the area of stormwater management, and are involved in the preparation of the Stormwater Management Master Plan for the City.

The total project budget approved through Environment Canada for funding is \$127,399 in cash in addition to \$6,000 in-kind, over a three year time period.

IMPACT

The City's portion of \$80,265 is to be funded through the 2013 and 2014 capital budget, and the Public Works and Transportation capital from current approved budget (study- Bellevue duck pond circulation). The Engineering Agreement in the amount of \$109,676.93 (including 1.76% PVAT) is well within the approved budget of \$127,399 in cash value.

STRATEGIC PLAN

The proposed project relates to Strategic Direction 1: Developing Solid Infrastructure, and Objective 1A – Environmental Leadership.

RECOMMENDATION

It is recommended that Council authorize entering into an Engineering Agreement with Genivar Inc. for the urban stormwater control and management study in the amount of \$109,676.93 (including 1.76% PVAT) with funds to come from the 2013 and 2014 capital

Y:\ENGINEERING DATA\B - PROJECT FILES\B-12-06 - Urban Stormwater Control and Management\B-12-06 - Council - Urban Stormwater Control and Management.docx

The Corporation of the City of Sault Ste. Marie
P.O. Box 580 ~ 99 Foster Drive ~ Sault Ste. Marie, ON P6A 5N1
Telephone: (705) 759-5380 ~ Fax: (705) 541-7165
www.cityssm.on.ca ~ c.taddo@cityssm.on.ca

2012 10 09

Page 2

budget, and the Public Works and transportation capital from current approved budget (study-Bellevue duck pond circulation).

By-law 2012-187 appears elsewhere on the agenda and is recommended for approval.

Respectfully submitted,

Recommended for Approval:



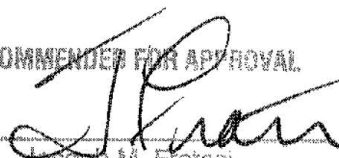
Catherine Taddo, P. Eng
Land Development & Environmental Engineer



Jerry D. Dolcetti, RPP
Commissioner
Engineering & Planning Department

attachment

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Jerry D. Dolcetti, RPP
Commissioner

Madison Zuppa, MES
Environmental Initiatives Coordinator



ENGINEERING & PLANNING
DEPARTMENT

Engineering & Construction Division

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: SOLAR PHOTOVOLTAIC FIT APPLICATION

PURPOSE

The purpose of this report is to request Council support for one (1) solar photovoltaic application being submitted to the Ontario Power Authority Feed-In-Tariff program.

BACKGROUND

The Feed-In-Tariff (FIT) is a provincial program administered by the Ontario Power Authority (OPA), which provides a pre-determined rate per kWh generated depending on the project type (i.e. rooftop solar, ground mounted solar, etc.). The OPA initiated a review of the program on October 31, 2011. Applications submitted prior to the review that did not receive a contract could be subject to the new rules and regulations depending on the date of submission and project scope.

Version 2.0 of the FIT Program Rules became available on August 10, 2012, and the OPA announced that from October 1 through November 30 both previously submitted and new applications would be accepted for evaluation. Under the FIT 2.0 rules, priority points could be awarded to projects that receive municipal Council endorsement in the form of an OPA prescribed "Municipal Council Support Resolution". Sault College has requested Council support for the following project (see Schedule A):

1. 443 Northern Avenue East, Sault Ste. Marie, 250 kW rooftop solar photovoltaic system

This project supports the Alternative Energy Capital of North America declaration carried at the regular Council meeting dated 2008 09 08:

Moved by Councillor S. Butland; Seconded by Councillor T. Sheehan: Resolved that Council adopt the mantle of being the "Alternative Energy Capital of North America".

The project is also important to the development and maintenance of the community's role in the alternative energy sector. The presence of solar energy generation and manufacturing has positively influenced the economic and environmental landscape of the community.

ANALYSIS

Information for the proposed project was provided by Barb Bringleon, Sault College of Applied Arts and Technology.

IMPACT

There is no budgetary impact. A building permit will be required for the rooftop solar photovoltaic project proposed, but local zoning and by-laws do not apply.

STRATEGIC PLAN

The Corporate Strategic Plan contains numerous references to environmental awareness and a reduction in CO₂ emissions; however, renewable energy projects are not included.

RECOMMENDATION

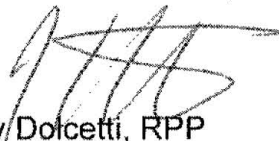
That the report of the Environmental Initiatives Coordinator concerning the solar photovoltaic FIT application be received. By-law 2012-186 appears elsewhere on the agenda authorizing one (1) Municipal Council Support Resolution and is recommended for approval.

Respectfully submitted,



Madison Zuppa, MES
Environmental Initiatives Coordinator

Recommended for approval,



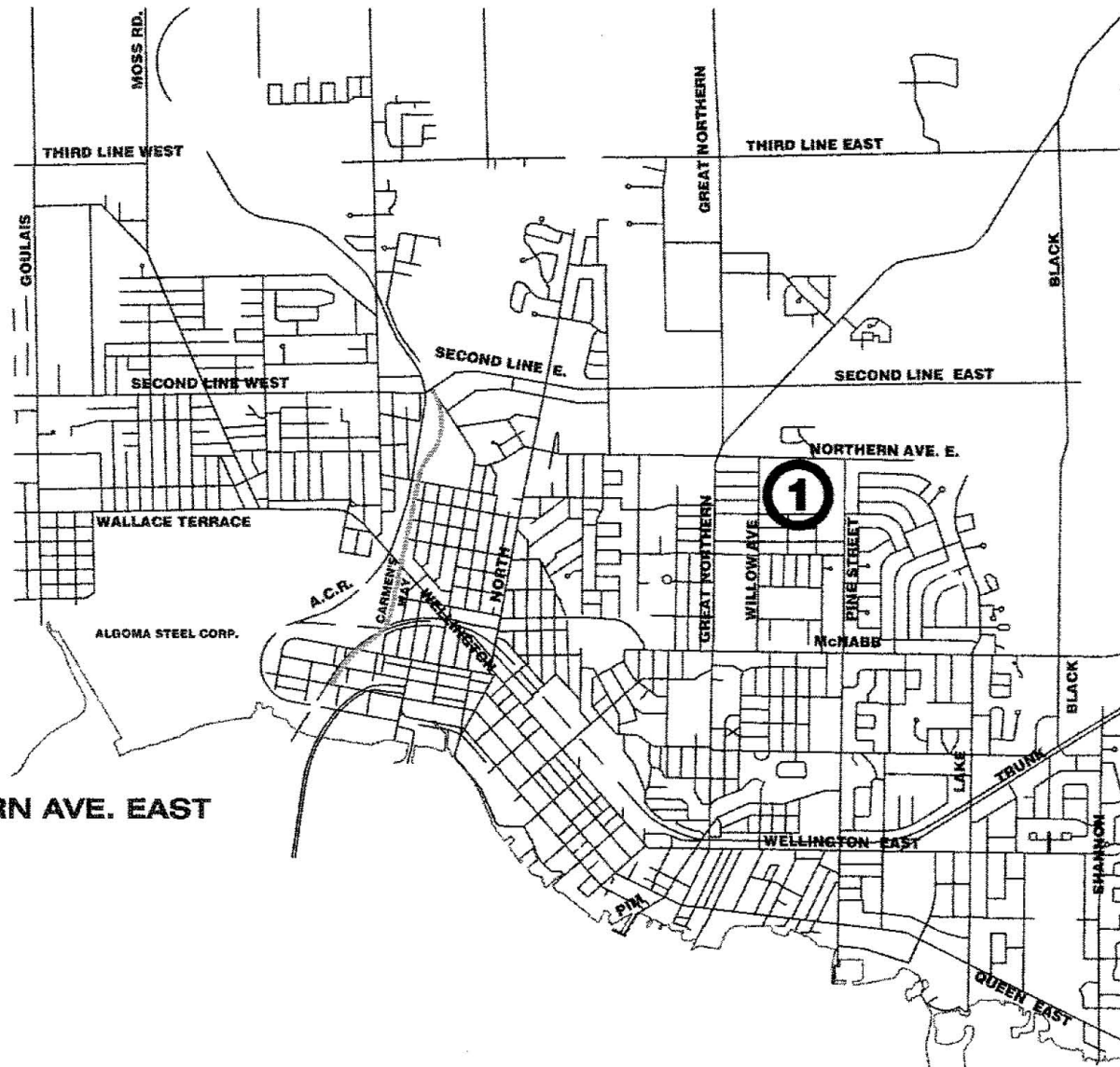
Jerry Dolcetti, RPP
Commissioner
Engineering & Planning Department

Attach.

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer



NOTES:

- ① 443 NORTHERN AVE. EAST



THE CORPORATION OF THE CITY
OF SAULT STE. MARIE, ONTARIO

RATIO:	N.T.S. - FOR REFERENCE ONLY
DATE:	OCTOBER 9, 2012

SCHEDULE "A"

PROPOSED LOCATION OF FIT PROJECT

5(p)

5(q)

Jerry Dolcetti, RPP
Commissioner



Engineering & Planning
Department

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: Amendment to Schedule "N" of Traffic Bylaw 77-200

PURPOSE

The purpose of this report is to amend Schedule "N" of Section 41 of the Traffic Bylaw 77-200.

BACKGROUND

It has come to the attention of Staff that the wording presently referencing truck routing on Black Road to Old Garden River Road is inadequate, if challenged. Additional text is required.

ANALYSIS

The following line will be added to the Schedule "N" table of traffic regulations for heavy trucks:

<u>No.</u>	<u>Street</u>	<u>From</u>	<u>To</u>	<u>Permitted Times of Day</u>
30A	Old Garden River Rd.	Black Rd.	Landslide Rd.	0700 hrs to 2000 Mon-Sat.

Schedule N-1, the Truck Route Map, remains the same (see attached).

IMPACT

There is no budgetary impact to the City.

STRATEGIC PLAN

Linked to Strategic Direction 1: Developing Solid Infrastructure, Objective 1B – Transportation Network Improvements.

RECOMMENDATION

It is recommended that Council amend the City Traffic Bylaw 77-200 by adding the text changes to Schedule N, noted above.

5(q)

Respectfully submitted,



Jerry Dolcetti, RPP
Commissioner
Engineering & Planning Department

Attach.

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

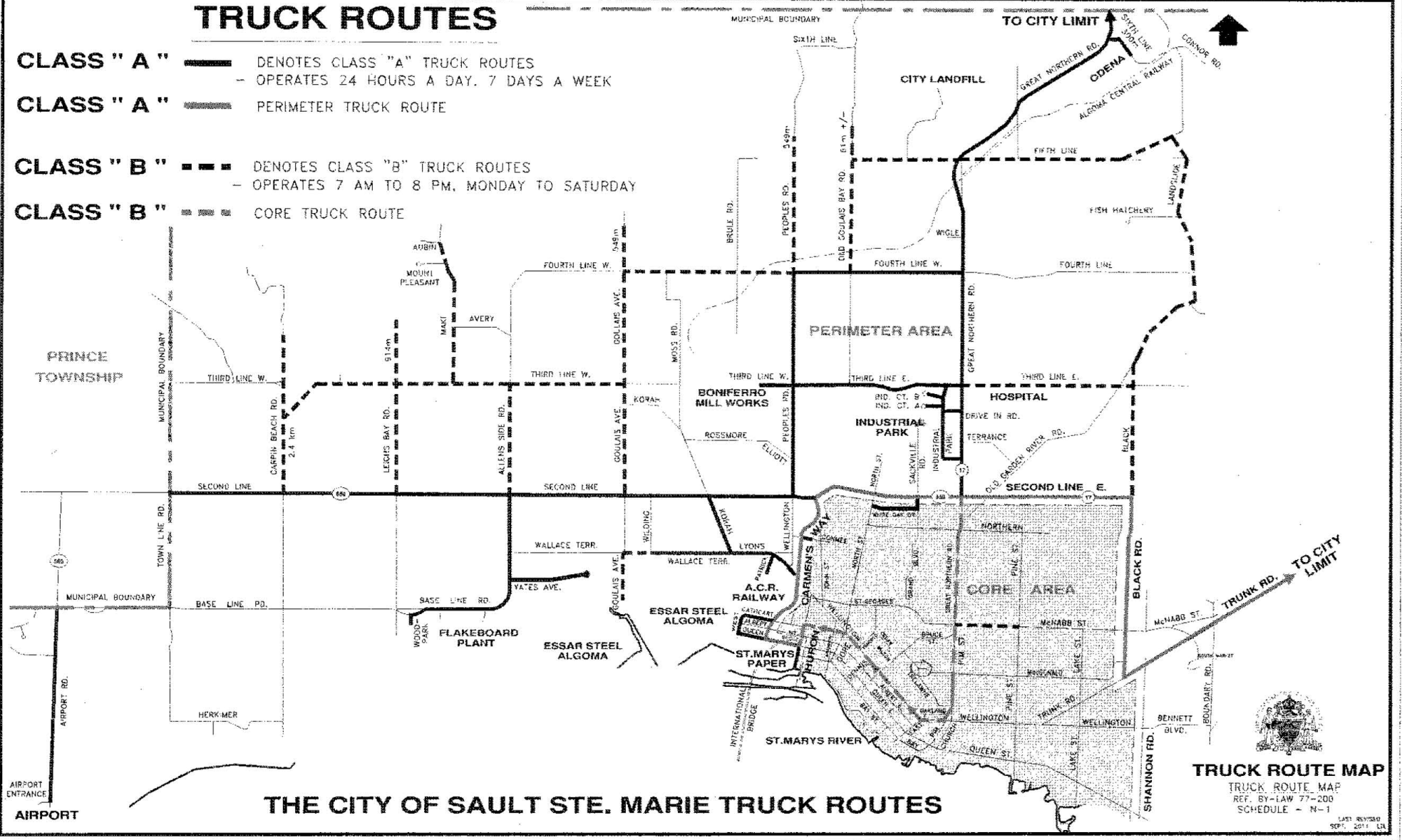
TRUCK ROUTES

CLASS "A" — DENOTES CLASS "A" TRUCK ROUTES
— OPERATES 24 HOURS A DAY, 7 DAYS A WEEK

CLASS "A" — PERIMETER TRUCK ROUTE

CLASS "B" - - - DENOTES CLASS "B" TRUCK ROUTES
— OPERATES 7 AM TO 8 PM, MONDAY TO SATURDAY

CLASS "B" — CORE TRUCK ROUTE



5169

Schedule "N" - Section 41

Revised October 9, 2012

TRAFFIC REGULATIONS FOR HEAVY TRUCKS

NO.	STREET	FROM	TO	PERMITTED TIMES AND DAYS
1.	Allen's Side Road	Second Line West	Third Line West	0700 hrs. to 2000 hrs. - Monday to Saturday
2.	Allen's Side Road	Base Line Road	Second Line West	Any time
3.	Base Line Road	Allen's Side Road	Approx. 1310m west of Allen's Side Road	Any time
4.	Black Road	Second Line East	Old Garden River Road	0700 hrs. to 2000 hrs. - Monday to Saturday
5.	Black Road	Second Line East	Trunk Road	Any time
6.	Carmen's Way	Second Line East	Queen Street West	Any time
7.	Carpin Beach Road	Second Line West	2.4 km north of Second Line West	0700 hrs. to 2000 hrs.
8.	Cathcart Street	Carmen's Way	West Street	Any time
9.	Cathcart Street (west bound only)	Gore Street	Huron Street	0700 hrs. to 2000 hrs. - Monday to Saturday
10.	Conmee Avenue	Carmen's Way	approx. 275m easterly	Any time
11.	Drive Inn Road	Great Northern Road	Industrial Park Crescent	Any time
12.	Fifth Line East	Old Goulais Bay Road	Landslide Road	0700 hrs. to 2000 hrs. - Monday to Saturday
13.	Fourth Line West	Goulais Avenue	People's Road	0700 hrs. to 2000 hrs. - Monday to Saturday
14.	Fourth Line East	People's Road	Great Northern Road	Any time
15.	Goulais Avenue	Second Line West	549m north of Fourth Line West	0700 hrs. to 2000 hrs. - Monday to Saturday
16.	Goulais Avenue	Wallace Terrace	Base Line Road	0700 hrs. to 2000 hrs. - Monday to Saturday

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Schedule "N" - Section 41

NO.	STREET	FROM	TO	PERMITTED TIMES AND DAYS
17.	Great Northern Road	Second Line East	City Limits	Any time
18.	Great Northern Road	Second Line East	McNabb Street	0700 hrs. to 2000 hrs. - Monday to Saturday
19.	Highway 565	Base Line Road	Airport Entrance	Any time
20.	Huron Street	International Bridge Exit	Southerly limit	Any time
21.	Huron Street (south bound only)	Cathcart Street	International Bridge Entrance	0700 hrs. to 2000 hrs. - Monday to Saturday
22.	Industrial Park Cres.	Great Northern Road	Northern end	Any time
23.	Industrial Court "A"	Industrial Park Crescent	Westerly end	Any time
24.	Industrial Court "B"	Industrial Park Crescent	Westerly end	Any time
25.	Korah Road	Lyons Avenue	Second Line West	Any time
26.	Landslide Road	Old Garden River Road	Fifth Line East	0700 hrs. to 2000 hrs. - Monday to Saturday
27.	Leigh's Bay Road	Second Line West	914m north of Third Line West	0700 hrs. to 2000 hrs. - Monday to Saturday
28.	Lyons Avenue	Wellington Street West	Korah Road	Any time
29.	Maki Road	Third Line West	2.4 km north of Third Line West	0700 hrs. to 2000 hrs. - Monday to Saturday
30.	McNabb Street	Great Northern Road	Pine Street	0700 hrs. to 2000 hrs. - Monday to Saturday
30A.	Old Garden River Rd.	Black Road	Landslide Road	0700 hrs. to 2000 hrs. - Monday to Saturday
31.	Old Goulais Bay Rd.	Fourth Line East	61m north of Fifth Line East	0700 hrs. to 2000 hrs. - Monday to Saturday
32.	Patrick Street	Lyons Avenue	approx. 300m southerly	Any time
33.	People's Road	Second Line	Fourth Line	Any time
34.	People's Road	Fourth Line	point 549m north of Fifth Line	0700 hrs. to 2000 hrs. - Monday to Saturday
35.	Pim Street	Wellington Street East	McNabb Street	0700 hrs. to 2000 hrs. - Monday to Saturday

569

Schedule "N" - Section 41

NO.	STREET	FROM	TO	PERMITTED TIMES AND DAYS
36.	Queen Street	Huron Street	West Street	Any time
37.	Sackville Road	White Oak Drive	Second Line East	Any time
38.	Second Line	Black Road	Town Line Road	Any time
39.	Sixth Line East	Great Northern Road	300m east of Great Norther Rd.	Any time
40.	Third Line West	Carpin Beach Road	Goulais Avenue	0700 hrs. to 2000 hrs. - Monday to Saturday
41.	Third Line West	People's Road	approx. 75m westerly	Any time
42.	Third Line East	Great Northern Road	People's Road	Any time
43.	Third Line East	Great Northern Road	Black Road	0700 hrs. to 2000 hrs. - Monday to Saturday
44.	Trunk Road	Black Road	City Limits	Any time
45.	Wallace Terrace	Korah Road	Wilding Avenue	Any time
46.	Wallace Terrace	Wilding Avenue	Goulais Avenue	0700 hrs. to 2000 hrs. - Monday to Saturday
47.	Wellington St. West	Lyons Avenue	Carmen's Way	Any time
48.	Wellington St. East	Pim Street	Gore Street	0700 hrs. to 2000 hrs. - Monday to Saturday
49.	West Street	Cathcart Street	Queen Street	Any time
50.	White Oak Drive	Sackville Road	North Street	Any time
51.	Wood Park Court	Base Line Road	Southerly limit	Any time
52.	Yates Avenue	Allen's Side Road	Easterly limit	Any time

569
(b7c)

NUALA KENNY
CITY SOLICITOR

MELANIE BOROWICZ-SIBENIK
ASSISTANT CITY SOLICITOR

MATTHEW CAPUTO
SOLICITOR/PROSECUTOR



LEGAL
DEPARTMENT

File No. E2.1

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

**RE: SOLAR PHOTOVOLTAIC FIT APPLICATION AND WECC LEASE
AGREEMENT**

PURPOSE

The purpose of this report is to advise Council of the status of the Lease Agreement between the City and PUC Services Inc. (the "Lease Agreement") for the installation of Photovoltaic Equipment on a portion of the roof of the West End Community Centre (the "WECC").

BACKGROUND

At the September 24, 2012 City Council meeting, Council passed City By-law 2012-181 which authorized the execution of the Lease Agreement. Council also passed City By-law 2012-174 which authorized the execution of a Municipal Council Support Resolution to support the PUC's Solar Photovoltaic Application being submitted to the Ontario Power Authority Feed-In-Tariff Program (the "OPA Fit Application").

The Legal Department subsequently forwarded the executed Lease Agreement to PUC Services Inc. (the "PUC") for review and signature by the PUC Board of Directors. Further, the Legal Department forwarded the signed Municipal Council Support Resolution to the PUC to enable the PUC to submit its OPA FIT Application on the opening submission date, namely October 1, 2012.

On October 4, 2012, the Legal Department received the Lease Agreement now executed by the PUC.

-more-

ANALYSIS

The PUC Board of Directors accepted the terms of the Lease Agreement as approved by Council. The City and PUC now have an agreement with respect to leasing and installation of the Photovoltaic Equipment on a portion of the WECC roof.

RECOMMENDATION

This report is provided for the information of City Council.

Respectfully submitted,



Melanie Borowicz-Sibenik
Assistant City Solicitor

MBS/cf

Jerry D. Dolcetti, RPP
Commissioner

Donald B. McConnell, MCIP, RPP
Planning Director



ENGINEERING & PLANNING DEPARTMENT

Planning Division

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

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: TELECOMMUNICATIONS TOWERS – PUBLIC CONSULTATION

PURPOSE

At a recent meeting, City Council had some discussion on the requirements for public consultation as part of the approval process for new telecommunications towers.

This report has been prepared to describe current practice and suggest a course of action for future consultation.

BACKGROUND

New telecommunications facilities are approved by Spectrum Management and Telecommunications, a Federal agency which is part of Industry Canada. All telecommunications facilities are exempt from zoning or other municipal approvals.

However Spectrum Management requires consultation with both the appropriate land use authority and general public. Proponents must follow the land use consultation process for the siting of antenna systems established by the local land use authority where one exists.

Locally, staff has requested that the public consultation notification requirements follow the regulations established for other development approvals such as zoning or new plans of subdivision. This involves the placement of an ad in the local newspaper and a mailed notice to the property owners within 120 m of the proposed tower property. This notice must be mailed to the property owners not less than 21 days in advance of a public open house and include basic information on the proposal. Following a public open house, if no neighborhood objections or concerns are received, staff provides a letter of concurrence to the proponent indicating that the City has no objections to the

proposed tower. Where neighborhood concerns are received, a letter is not provided unless these issues are resolved.

Until lately this approach to public consultation has worked well. Several months ago, Bell Mobility contracted the public consultation component for new telecommunications towers in northeastern Ontario to a private company. As a result, several meetings were held with neighbouring residents where the notice requirements and time frames were not met. To correct this situation, additional meetings will be held.

ANALYSIS

The local practice is more onerous than Industry Canada's default procedure which requires that notification be given to nearby residents located within a radius of three times the tower height. For very large properties, there would be little or no public notification. For towers of more than 30 meters in height, Industry Canada also requires a notice in the local community newspaper. Industry Canada exempts telecommunication towers of less than 15 meters from all public notice requirements.

The Federation of Canadian Municipalities is currently working with the Canadian Wireless Telecommunications Association to produce a public consultation protocol for use by municipalities. This report is expected to be complete early in 2013. At that time, staff will report to City Council on the possibility of adopting the FCM recommendations.

In the interim, it is recommended that the City's current practice be maintained.

FISCAL IMPACT

Telecommunications towers are subject to municipal property taxes. There are no direct capital or maintenance costs to the municipality.

STRATEGIC PLAN

This matter does not have a direct impact on any item in the City's Strategic Plan.

SUMMARY

Approval of new telecommunications facilities is the responsibility of Industry Canada. The City's current practice is to require that the proponent undertake public consultation that is similar to any other municipal development approval required by the Planning Act.

The Federation of Canadian Municipalities is working on a guideline for public consultation and the siting of new telecommunications towers which is expected to be completed early next year. At that time the City may wish to consider revising our approach to match the FCM recommendations.

In the interim, it is recommended that the City's current practice be maintained.

RECOMMENDATION

That City Council accepts this report as information.

Respectfully submitted,



Donald B. McConnell, MCIP, RPP
Planning Director

Recommended for approval,



Jerry Dolcetti, RPP
Commissioner Engineering & Planning

DBM/ps

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

Susan Hamilton-Beach
Deputy Commissioner



**Public Works &
Transportation**

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: BIOHAZARD/SHARPS COLLECTION AND DISPOSAL

PURPOSE

The purpose of this report is to inform Council of the existing sharps collection and disposal process.

BACKGROUND

Needles and sharps pose a potential injury and disease risk to the residents of Sault Ste. Marie. Police Services, the Public Works and Transportation Department ('PWT') and Algoma Public Health ('APH') have been working together for at least ten years to offer a collection service for needles/sharps found on public and city property.

The majority of used needles are safely disposed through a system of pharmacy, Public Works and the APH/Group Health Centre needle disposal/exchange programs. APH/Group Health Centre's needle exchange program collects almost one hundred thousand needles per year. The Household Special Waste Facility operated by PWT also collects and disposes of approximately 500 kg of sharps annually.

Unfortunately, there are a handful of needles each year that are found in public or city areas that are not properly disposed.

ANALYSIS

Police Services, Public Works and Transportation and the APH have cooperatively addressed those needles inappropriately disposed of each year. Public Works 24 hour phone line can be utilized in cases where these items are found in public or city areas. Residents can call 705-759-5201 for assistance.

Property owners and landlords are responsible for needle/sharps cleanup on their property and are advised to please pick them up safely using puncture resistant gloves or tongs and to dispose of the items in an impervious, puncture proof container (such as a coffee container).

2012 10 09

Page 2

The container should then be delivered to the Household Special Waste Facility located at 115 Industrial Park Crescent. In circumstances where the Household Special Waste Facility is closed, please call APH at 705-942-4646 for drop-off locations.

Needles and sharp objects should not be disposed of in public waste receptacles in order to protect personal safety and the safety of City employees.

Public education is important for the handling and disposal of sharps. Various media have been utilized in the past including the City website, advertising on our refuse collection vehicles, notices on the City page of weekly and daily newspapers and a Channel 10 – Plugged In session has been produced. This campaign, funded by respective operational budgets, will continue in the future.

APH will have a brief presentation at tonight's meeting of Council and they along with PWT staff will be available to answer any questions you may have.

IMPACT

There is no budget impact.

STRATEGIC PLAN

The recommendations of this report are not linked to any activity of the Corporate Strategic Plan.

RECOMMENDATION

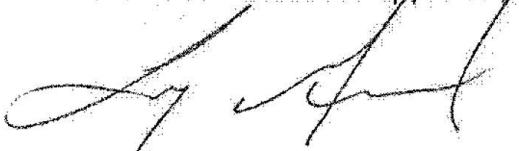
That the report of the Deputy Commissioner of Public Works concerning the collection and disposal of sharps be received as information.

Respectfully submitted,



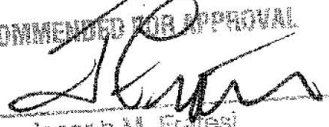
Susan Hamilton Beach, P. Eng.
Deputy Commissioner

Recommended for approval,



Larry Girardi
Commissioner

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Susan Hamilton Beach P. Eng.
Deputy Commissioner



Public Works and
Transportation

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: EUCLID ROAD – TRAFFIC CALMING STUDY REQUEST

PURPOSE

This report is in response to council resolution dated 2012 09 10:

*"Whereas residents on Euclid Road have reported concerns regarding the speed of motorists traveling on this residential street; and
Whereas Euclid Road is being reconstructed at this time; and
Whereas following the McGregor Avenue pilot project for speed humps a Traffic Calming Management process was put in place for staff to review requests for traffic calming; and
Whereas at that time it was noted by the Ward Two Councillors that other requests are best considered during construction in order to minimize any cost implications;
Therefore Be It Resolved that Euclid Road be reviewed for consideration for a traffic calming through the process established by Public Works and staff report back to City Council in the near future."*

BACKGROUND

The Traffic Division of the Public Works and Transportation Department prepared a Traffic Calming/Traffic Management Policy and presented it to Council for approval on 2012 03 05. In summary, the process was broken down into two (2) phases. The first phase involves a check of pre-requisite criteria, which a street should possess, in order to be a suitable candidate for a traffic calming solution. If the subject street meets the Phase 1 criteria, then staff's recommendation would be for a petition to be organized. If the petition is successful, then a field study would be conducted to support that a traffic problem exists.

A Phase 1 analysis was completed by the Traffic Division for Euclid Road following Council's resolution noted above. The street's characteristics were compared to the approved criteria. The Traffic Division notes that the natural layout of the roadway is curved at the east and west limits, thus, reducing the straight stretch of Euclid Road to 130 m. The roadway is approximately 9 m wide and parking is allowed on both sides. Considering these factors Euclid Road is not recommended as a traffic calming location.

2012 10 09

Page 2

Staff would also like to bring to Council's attention that there were no speeding complaints received by PWT prior to its reconstruction.

Also, for clarity, as there may be some cost savings resulting from incorporating traffic calming solutions into a roadway (re)construction project – the study to justify there is in fact a speeding issue – must be completed with typical traffic conditions (ie. prior to reconstruction).

ANALYSIS

As noted above, the Traffic Division has completed a Phase 1 Traffic Calming analysis and do not recommend proceeding any further.

IMPACT

There is no budget impact.

STRATEGIC PLAN

The recommendations of this report are not linked to any activity of the Corporate Strategic Plan.

RECOMMENDATION

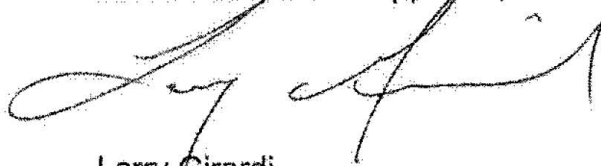
That the report of the Deputy Commissioner of Public Works concerning the traffic calming request for Euclid Road be received as information.

Respectfully submitted,



Susan Hamilton Beach, P. Eng.
Deputy Commissioner

Recommended for approval,



Larry Girardi
Commissioner

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer

Susan Hamilton Beach P. Eng.
Deputy Commissioner



Public Works and
Transportation

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

**RE: AMENDMENTS TO BY-LAW 77-200
SCHEDULE "K" INCREASED SPEED LIMITS**

PURPOSE

The purpose of this report is to seek Council's approval of recommended amendments to the Traffic By-law 77-200 and to affect a reduction in speed limits at three locations throughout the City as described below.

BACKGROUND

Second Line from Leigh's Bay Road to Town Line is posted at 80 km/h. Staff recommends that this 80 km/h zone be reduced to 70 km/h. This road connects to a Ministry of Transportation ('MTO') maintained highway and the reduction will aid in transitioning to and from City and MTO road maintenance standards.

Highway 550 (Second Line) is a Class 3 highway. This classification is outlined in the Municipal Act, Ontario Regulation 239/02 Minimum Maintenance Standards for Municipal Highways. The MTO has been consulted and have stated no concerns with the proposed lower speed limit.

The second case is Second Line from 500m east of Old Garden River Road to Goulais Avenue. It is currently posted at 60km/hr with the portion between Black Road and 500m east of Old Garden River Road posted at 70 km/hr. Several critical changes have taken place in this area that result in the Traffic Division's recommendation to lower the 70km/hr speed limit to 60 km/hr. Two new signalized intersections (Black Road and Pine Street) will be implemented this year. The Strathclair development experiences significant traffic volumes as well as the new secondary school will soon begin construction.

The third area that an adjustment to the speed limit is being recommended is on Trunk Road in the area of the Queensgate Subdivision. An adjustment to the location on Trunk Road which the speed limit increases from 60 km/hr to 70 km/hr is recommended based on the residential development and the pedestrian activity in the immediate vicinity (ie., 70km/hr will begin 856m east of Dacey Road, instead of the present location of 350m east of Dacey Road).

The MTO has also been consulted with these two adjustments and they are in support.

The figures attached indicate the areas of concern.

ANALYSIS

As noted above, the Traffic Division's recommendation is that Schedule "K" of the Traffic By-law be amended as noted in Attachment No. 1.

IMPACT

There is no budget impact due the proposed changes to the by-law. The new signage can be paid for from the operational budget.

STRATEGIC PLAN

The recommendations of this study are not linked to any activity of the Corporate Strategic Plan.

RECOMMENDATION

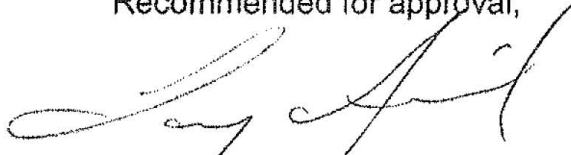
That the report of the Deputy Commissioner of Public Works concerning amendments to the Traffic By-law be approved and that furthermore Council direct the Legal Department to bring forward the appropriate by-law amendments at a later date.

Respectfully submitted,



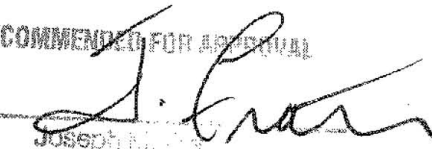
Susan Hamilton Beach, P. Eng.
Deputy Commissioner

Recommended for approval,

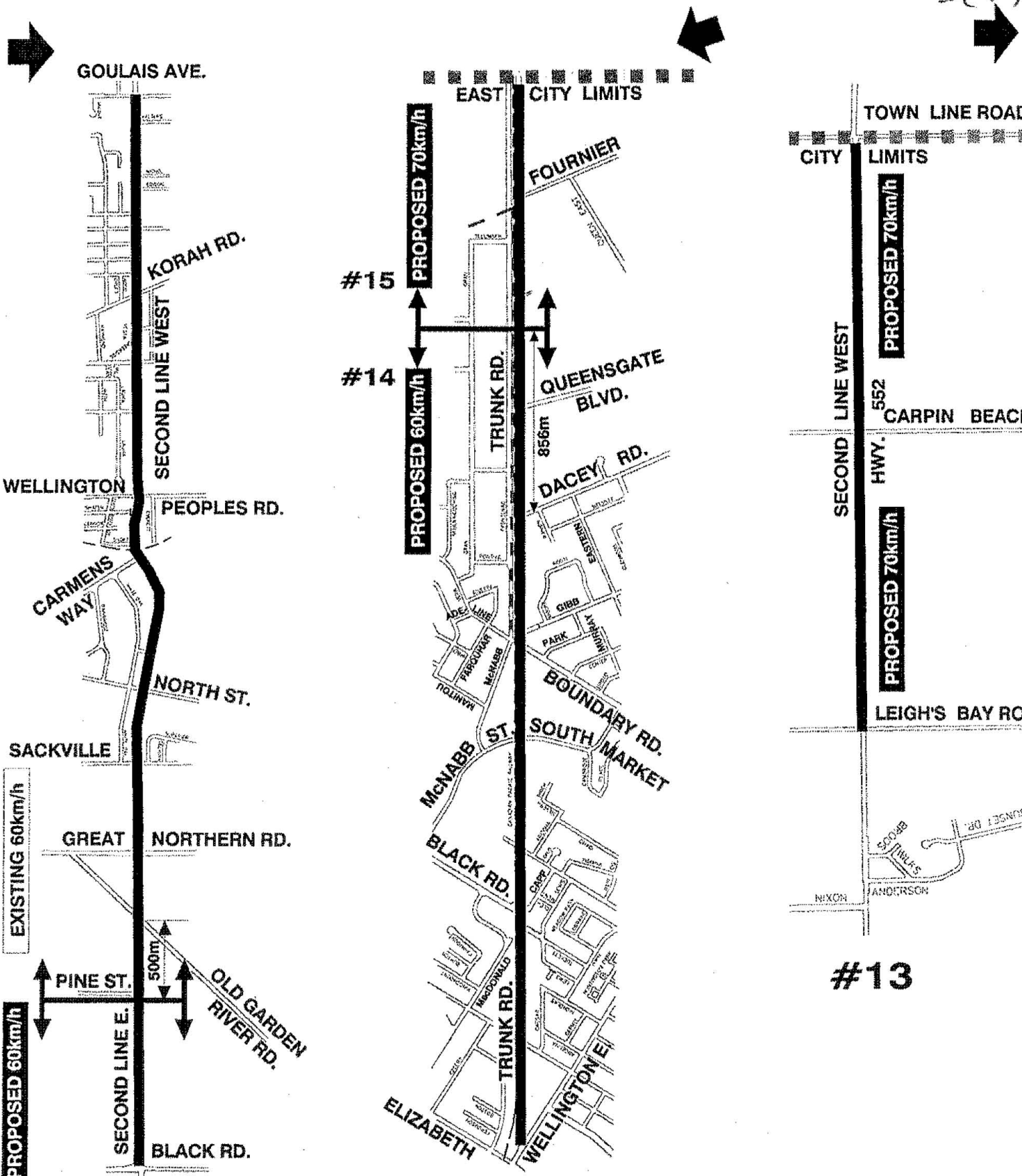


Larry Girardi
Commissioner

RECOMMENDED FOR APPROVAL



Joseph M. P. P.
Chief Administrative Officer



#11

#14 & 15

#13

**DEPT. OF PUBLIC
WORKS & TRANSPORTATION
SAULT STE. MARIE**

By-Law 77-200 Schedule "K"
Increased Speed Limits (Section 27)

SEPT. 20

Attachment No. 1

By-Law 77-200 Schedule "K" Increased Speed Limits (Section 27)

Current:

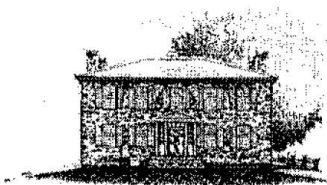
NO	Street	Between	Maximum Speed
13	Second Line Road	Leigh's Bay Road & Town Line	80 km/h
11	Second Line Road	500 m east of Old Garden River Road and Goulais Avenue	60 km/h
14	Trunk Road	Wellington Street East & 350m east of Dacey Road	60 km/h
15	Trunk Road	350m east of Dacey Road & the easterly city limits	70 km/h

Replace with:

NO	Street	Between	Maximum Speed
13	Second Line Road	Leigh's Bay Road & Town Line	70 km/h
11	Second Line Road	Black Road and Goulais Avenue	60 km/h
14	Trunk Road	Wellington Street East & 570m east of Dacey Road	60 km/h
15	Trunk Road	856m east of Dacey Road & the easterly city limits	70 km/h

Delete:

NO	Street	Between	Maximum Speed
10	Second Line Road	Black Rd. & 500 m east of Old Garden River Rd	70 km/h



Ermatinger • Clergue National Historic Site

October 9, 2012

Mayor Amaroso
and Members of City Council

HISTORIC SITES BOARD

ERMATINGER • CLERGUE NATIONAL HISTORIC SITE – 2011 YEAR IN REVIEW

PURPOSE

This report is the Year in Review 2011 report for the operations of the Ermatinger • Clergue National Historic Site (attached). This Year in Review report has been prepared for you on behalf of the Historic Sites Board.

BACKGROUND

At the Historic Sites Board meeting of September 12, 2012 the following resolution was passed:

Moved by: S. Myers

Seconded by: S. Hanna

“Resolved that the Historic Sites Board approve the submission of the Curator’s Year End Report 2011 to Council as presented.”

All in Favour
CARRIED

ANALYSIS

This section is not applicable to the report.

IMPACT

This section is not applicable to the report.

Ermatinger • Clergue National Historic Site
P. O. Box 580 • Civic Centre • Sault Ste. Marie • Ontario • P6A 5N1
Phone: 705-759-5443 • Fax 705-541-7023 • Email: old.stone.house@cityssm.on.ca

STRATEGIC PLAN

This issue is not specifically addressed in the Corporate Strategic Plan

RECOMMENDATION

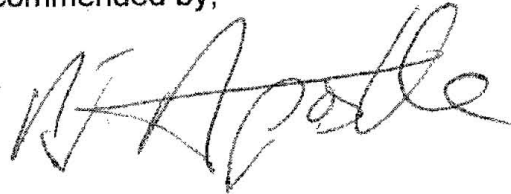
That the report of the Curator for Ermatinger•Clergue National Historic Site concerning the 2011 Year in Review, be received as information.

Respectfully submitted,



Kathy Fisher, Curator
Ermatinger•Clergue
National Historic Site

Recommended by,



Nicholas J. Apostle
Commissioner Community Services

ktf@publicouncil plg onvet letter October 9 2012

attachment



**YEAR END REPORT 2011
ERMATINGER•CLERGUE NATIONAL HISTORIC SITE
& HISTORIC SITES BOARD**

Submitted By:
Kathy Fisher, Curator

"The Ermatinger•Clergue National Historic Site provides visitors and residents of Sault Ste. Marie with an opportunity to experience the history of our community through the preservation and historic interpretation of the Ermatinger Old Stone House, The Clergue Blockhouse and related artifacts."

The activities of the Historic Sites Board are found primarily in the activities of the Ermatinger•Clergue National Historic Site.

HISTORIC SITES BOARD

The Historic Sites Board is a voluntary board appointed by City Council and this year their hours of commitment totaled **535.5 hours**. In 2010 the Board had a total of 427 hours. These hours of contribution are usually a total of the meetings and sub-committee meetings for monthly board meetings, policy review, and strategic planning. Some of the hours also reflect the many hours of assistance provided behind the scenes and/or at special events.

Board Meetings 2011

January	13	May	12	September	08
February	10	June	09	October	13
March	10	July	14	November	10
April	14	August (no mtg)		December	08

Sub-Committees 2011

- War 1812 Bi-Centennial Commemoration Committee
- Capital Projects – Visitor Centre, Summer Kitchen, Accessibility
- Site Interpretation, Programming, and Special Events
- Policy Review & Development
- 4 Culture Partnership
- Volunteer/Membership/Friends of/Fundraising
- Strategic Planning
- Signage, Advertising and Marketing
- Maintenance & Plant
- Municipal Heritage Committee

POLICIES:

In 2011 the Historic Sites Board, through their sub-committees, reviewed and revised the following policies:

- Exhibit
- Human Resources
- Interpretation & Education
- Research

Other policies that were reviewed and revised in 2010 but not ready for approval phase:

- Building and Site Use
- Financial – admissions and gift shop

Review of policies in preparation for 2012:

- Conservation Policy & Procedures
- Collections Policy & Procedures
- Physical Plant Policy & Procedures
- Emergency & Disaster Planning

HOURS OF OPERATION:

9:30 a.m. to 4:30 p.m.

	<u>2010</u>	<u>2011</u>
Total Days of Operation	= 225	= 230
Total Hours of Operation	= 1575	= 1610

***Hours of Operation to meet Ministry of Culture standards are:
180 days, 1,080 hours, and 20 days for at least 8 months.*

STAFFING

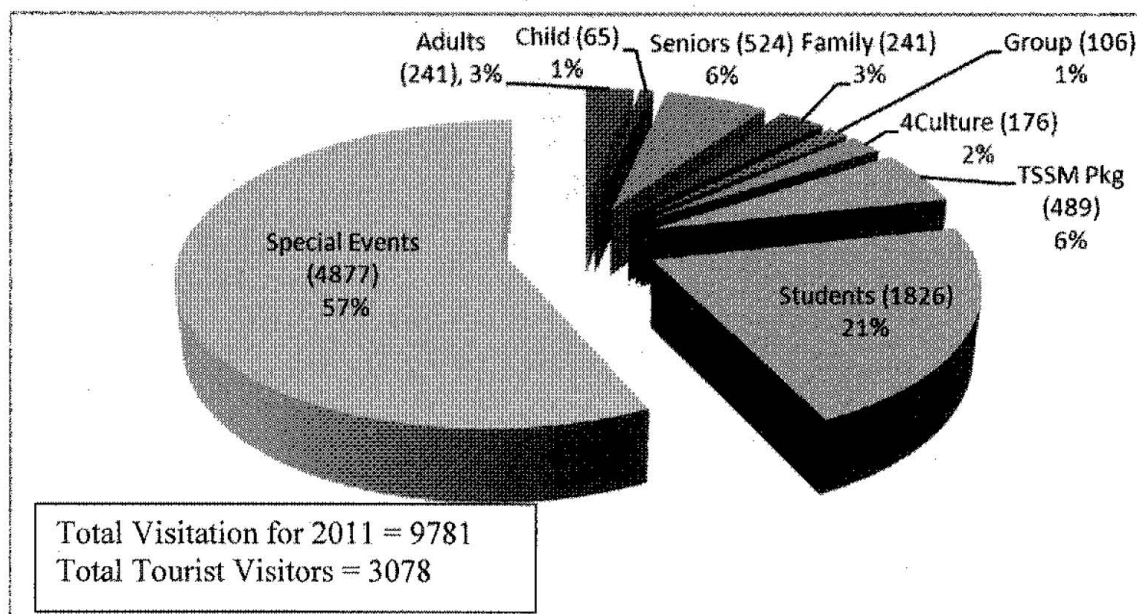
- 1 Full-Time Permanent Curator
- 1 Full-Time Seasonal – Assistant Curator
- 1 Seasonal part time - House/Grounds Keeper
- 3 part time staff call in
- 1 Summer Students funded through YCW Canadian Heritage
- 1 Summer Students funded through Summer Career Placement
- 3 Summer Student funded through the Recreation & Culture Division – City SSM

VOLUNTEERS

Volunteers comprise of (not including Board Members) **42 people** contributing **922.5 hours**. The distribution of ages and responsibilities are:

- Adults = 11
- Intermediate = 7
- Junior = 5
- Re-enactors / Demonstrators = 19

Historic Sites Board consists of usually 12 members contributing 535.5 hours; therefore, the total for all volunteers is **54 providing 1458 hours**.

VISITATION:**EDUCATIONAL PROGRAMMING**

Tour / Curriculum	# of Classes	# of Participants
• Long Ago (kinder.)		
• Pioneer Living (grade 3) 1 1/2 hour	1	18
• Pioneer Living (grade 3) 3 hour	11	255
• Native Life (grade 6)		
• Fur Trade & War 1812 (grade 7)	32	848
• Child's Yuletide	17	354
• Child's Summer	1	8
• Outreach programs	7	4157
• General Tours / Adult & Senior bus tours	12	140
• Heritage Tea	1	38
• Heritage Lunch	8	148
• Heritage Dinner	12	248
• Courtesy Tours	9	172
TOTALS:	111	6386

**Outreach includes Canada Day and others listed below.

**Heritage Dinners include Evening in the Summer Kitchen

REVENUE: \$15,239.96

Note: 47 bookings for curriculum school tours or for private heritage culinary bookings were turned away due to lack of staffing, space restrictions, or previously booked.

SPECIAL EVENTS

- *Seedy Saturday* February 19
 Outreach Display & Seed sales
 Visits to display: 72
- *Garden to Table* April 29 to May 1
 A heritage journey from seed to sustenance: speakers, workshops, vendors, demonstrations & heritage culinary experiences.
 Ontario Historical Society partnership.
 Voyageur Heritage Network incorporating their Annual Spring meeting at this event.
 Fees: various conference options
 Participants: 63
- *Lilac & Lavender* June 4 & 5
 This event is a high tea / Victorian lunch garden party showcasing the heritage culinary arts and uses of lilacs and lavender.
 Ticket Price: \$12 + HST per person
 Tickets Sold: 48 each day X 2 days
- *Tourism Week Launch* June 3
 Outreach Display at OTIC building
 Visits to Display: 112
- *Canada Day* July 1
 Outreach display at Municipal celebrations – with costumed interpreters, display, and hands on artifacts, colouring pages, and flyers
 Visits to Display: 3855
- *Blueberry Breakfast* August 14
 Under the historic tent on the beautiful grounds & gardens, taste the delicious northern blueberries in the muffins, and pancakes. Served with sausages, and local northern maple syrup. Beverages included.
 Ticket Price: \$8 (taxes included) adult, \$7 for seniors, \$4.5 for children under 12 years, children under 3 years of age – free.
 Tickets Sold: 177
- *1812 Rendezvous* September 22 - 25
 The British are coming! Troops muster up and drill visitors with muskets and perform cannon demonstrations. Fur Trade re-enactors encampment. Food, music, and dance are all part of the Festival sponsored by the Friends of ECNHS.
 Two days of curriculum based school programming hosted 878 students in partnership with the Algoma Fall Festival.
 Festival Admission: regular admission fees – for weekend pass.
 Coupons for free child admission sent to schools.
 Visitation: 447 (not including students)

- *Evening in the Summer Kitchen* November 4 & 5 and December 3 & 4
Harvest & Christmas themed culinary experiences with produce from the heritage gardens on Site. These dinners are for members of the Friends of group by ticket only. 5 course menu with historical interlude entertainment.
Ticket Price: \$40 + HST
Tickets Sold: 4 nights = 93
- *Moonlight Magic* November 17
Our gift shop "the Post" stocked full for the Holiday season for great gift ideas. Open for the evening when local downtown merchants also allow for holiday shopping. Refreshments by the hearth with freshly made gingerbread cookies.
Visitation: 165

MAINTENANCE/CONSERVATION/PRESERVATION

- One Time funding application to CMOG for \$800 – Conservation & Archival supplies.
- Annual Fire System inspection
- Monthly pest control
- Minor electrical fixes
- Wood fencing fixed
- Wood boardwalk repairs & ramp to accessible entrance repaired
- 8 sets of shutters repaired and painted during the winter months (Jan – March)
- Conclusion of the 2010 conservation & maintenance items through the National Historic Sites Cost Sharing Program.
- Application to **Canadian Heritage – Cultural Spaces** for \$1.8 million towards the \$4 million **Heritage Discovery Centre** capital project
 - Contract was closed and project not completed as the Federal Government imposed the March 31, 2011 deadline for infrastructure projects. This project was not provided a deadline extension.
- Application to **Northern Ontario Heritage Fund** for \$1 million towards the capital project (approved)
- Application to **FedNor – Industry Canada** for \$500,000 towards the capital project (denied).
- Fall applications started again in 2011 for January 2012 applications to:
 - Canadian Heritage – Cultural Spaces for \$1.8 million
 - 1812 Fund – for \$400,000 for 1812 Legacy Gallery
 - Private corporations for capital campaign
 - Renewal of confirmation with NOHFC

Mrs. Kathy Fisher, Curator
Ermatinger•Clergue National Historic Site

5(x)



Algoma
PUBLIC HEALTH
Santé publique Algoma

SAULT STE. MARIE PUBLIC DRINKING FOUNTAIN STUDY 2012

ABSTRACT

The City Council of Sault Ste Marie requested that Algoma Public Health conduct a study to examine if the hygiene of drinking water fountains could affect the water quality or public health. This study was designed to answer the question posed by city council to explore the relationship between the sanitary maintenance of drinking water fountains and bacteriological water quality.

A literature review was conducted and other agency experts were questioned prior to the initiation of the study. Eight drinking water fountains were randomly selected throughout the city of Sault Ste. Marie for this review. Each fountain was visually inspected and a bacteriological water sample was taken at each to verify the potability of the treated water as it passed the plumbing and spout of the water fountain. The water samples were taken to the Sault Ste. Marie Public Health Laboratory to be tested for the presence of E coli and Total Coliforms. Presence of these organisms could indicate that the drinking water from each fountain maybe contaminated. All the water samples were negative for E coli and Total Coliforms which indicates the drinking water is bacteriological safe to consume by the public at the time of sampling. (Lead and other chemicals were not in the scope of this study).

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INTRODUCTION

On January 9th 2012, the City Council of Sault Ste. Marie made a resolution (7 (b)) that they would be requesting Algoma Public Health to test public drinking fountains across the city to identify any health risks present and to recommend a systematic approach/maintenance guidelines to ensure hygienic safety of drinking fountains. Algoma Public Health received the Resolution in the spring and conducted the survey in the summer with the use of the Public Health Inspector summer student program.

WATER SOURCE

The municipally treated water which is plumbed to the drinking water fountains in Sault Ste. Marie is regulated by the Ministry of the Environment and complies with Ontario Regulation 170/03. Regular sampling and testing is conducted by the Public Utilities Commission Inc and regular inspections are conducted by the Ministry of the Environment

LITERATURE REVIEW

The literature research did not reveal outbreaks of illness associated with drinking water fountains. Mention of prevention of contamination of the spout was noted in some studies as a preventative approach to avoiding patrons from having to touch the spout with their mouths. Pressure of water lines into fountains to create the 'arch' of water was seen as a best practice. Fountains, which have been implicated in water-borne illness outbreaks, include recreational water fountains (splash pads) and decorative fountains. Microorganisms like *Norovirus*, *Giardia lamblia* and *Legionella pneumophila* are often the cause of illness. These types of waters are open waters and are vulnerable to contamination from many sources.

LIMITATIONS

In addition to the water sample taken at each fountain, the option of also taking a swab on each of the fountain's spout was considered throughout the study. The purpose of the swab was to identify any harmful microorganisms that may be on the fountain's spout. After discussions with experts from the Public Health Lab it was determined that swabbing was not feasible and the results would not be indicative of the spout therefore swabbing was not conducted.

LOCATIONS

The eight sites chosen for the study were:

- GoodLife Fitness – 589 Second Line East
- Algoma Public Health – 294 Willow Avenue
- Sault Ste. Marie Library – 301 Lake Street
- Bellevue Park – 269 Queen Street East
- Senior Drop In Centre – 619 Bay Street
- John Rhodes Community Centre – 280 Elizabeth Street
- Sault Ste. Marie Country Club Golf Course – 1804 Queen Street
- Sault Ste. Marie College – 443 Northern Avenue

METHOD

1. Eight random sites with drinking water fountains were selected
2. The fountain was evaluated for visible cleanliness
3. The water was ran at the fountain for five minutes prior to sampling
4. The water temperature was taken
5. The 'arch' of the water was measured
6. The water was sampled using an appropriate drinking water sample bottle (Each water sample was taken and immediately placed in a cooler with an ice pack. All samples were dropped off at the lab within two hours of sampling time)
7. A field data form was completed and noted the following:
 - **Sampling Time** (am/pm)
 - **Water Temperature** (Celsius)
The water temperature was measured using an AquaTuff 351 probe digital thermometer. All temperatures were taken at the four minute mark of flushing.
 - **Indoor or Outdoor fountain**
 - **Covered Fountain** (Yes/No)
 - **Covered Spout** (Yes/No)
 - **Height of Water Flow** (Cm)

The height of water flow was measured with a standard ruler. The height of flow was measured from the spout to the maximum height of the flow.

- **Angled Water Flow** (Yes/No)
- **Refrigeration Unit** (Yes/No)
- **Visible Contamination** (none/low/medium/high)

None – no visible contamination on fountain.

Low – low level of visible contamination (could be cleaned easily).

Medium – intermediate level of visual contamination (may take a few minutes to clean).

High – high level of visual contamination (may take very long to clean).

EQUIPMENT

- 200 ml water sample bottle
- Lab form
- Stop watch
- Ruler
- Thermometer
- Data Sheet
- Cooler
- Ice packs

RESULTS

The following field data form was filled out at every fountain location. For pictures of the fountains please refer to the appendices section at the end of the report.

DATA FORM- Drinking Water Fountain study 2012

Sampling Time	Water Temperature in degrees Celsius	Outdoor or Indoor	Covered Fountain	Covered Spout	Height of Water Flow in cm	Angled Water Flow	Refrigerated Unit	Visible contamination
1 for am 2 for pm		1 Outdoor 2 Indoor	1 Yes 2 No	1 Yes 2 No		1 Yes 2 No	0 No 1 Yes	0 None 1 Low 2 Medium 3 High

Goodlife fitness
Algoma Public Health
Library Site - Lake st
Bellevue Park
Senior drop off Center
John Rhodes Pool
Sault College
Sault Country Golf Club

AM/PM	TEMP	PROTECTION	PROTECTION	SPOUT	HEIGHT	ANGLE	COOLER	HYGIENE
1.0	14.0	2.0	1.0	1.0	7.5	1.0	1.0	0.0
1.0	20.0	2.0	1.0	1.0	9.0	1.0	0.0	0.0
1.0	17.0	1.0	1.0	1.0	14.0	1.0	0.0	1.0
1.0	17.0	2.0	1.0	1.0	12.0	1.0	0.0	3.0
2.0	16.0	2.0	1.0	1.0	15.0	1.0	0.0	2.0
2.0	9.0	2.0	1.0	1.0	4.5	1.0	1.0	1.0
2.0	10.0	2.0	1.0	1.0	6.0	1.0	1.0	0.0
1.0	11.0	1.0	2.0	1.0	17.0	1.0	0.0	3.0

The lab results indicated no presence of E coli or Total Coliforms. This indicates that from the eight samples that were taken, the general hygiene of the drinking water fountain did not affect the bacteriological quality of the water. The water obtained from these samples is safe to be consumed by the public at the time of sampling.

Conclusions:

All drinking water samples indicated that the municipal treated drinking water was not affected by the plumbing or use of the water fountains in the study. The literature review did not show a history of any known outbreaks related to drinking water fountains and the lack of literature and studies on this topic indicate that this has not been a known issue to date. One study did indicate that preventative actions to prevent potential concerns would be to ensure that the water is under enough pressure to create an 'arch' and ensure patrons did not have to touch the spout with their mouths.

RECOMMENDATIONS

Algoma Public Health recommends:

- 1) All owners and operators of public drinking water fountains should ensure the height of water flow is sufficient to prevent consumers from putting their mouths on the spouts.
- 2) Routine cleaning and disinfecting of water spouts would be a normal infection control recommendation. (the frequency would depend on the use of the fountain and would be different for each)
- 3) Cleaning procedures for each fountain should follow the manufactures recommendations. In absence of manufactures recommendations wiping with a clean wet cloth with a detergent and then rinsing with clean water to remove the detergent is suggested.
- 4) Water is necessity for a healthy lifestyle, and the public should be encouraged to use the free source of potable municipally treated water.

REFERENCES

Centre for Disease Control and Prevention Surveillance for Waterborne-Disease Outbreaks Associated with Recreational Water --- United States, 2001—2002. *Morbidity and Mortality Weekly Report*, 53(SS08), 1-22. Retrieved from <http://www.cdc.gov/mmWR/preview/mmwrhtml/ss5308a1.htm>

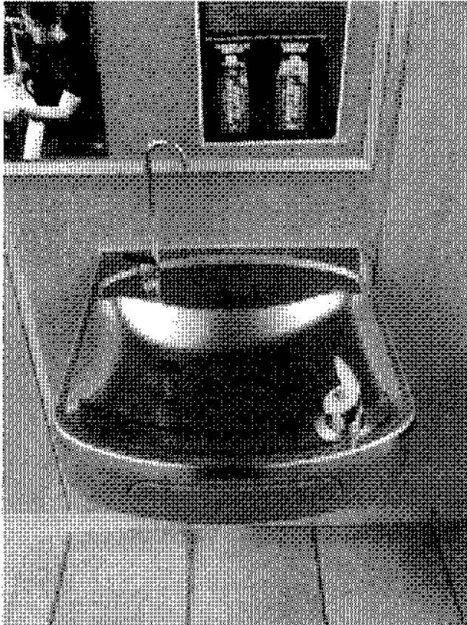
Eisenstein, L., Bodager, D., & Ginzi, D. (2008). Outbreak of Giardiasis and Cryptosporidiosis Associated with a Neighborhood Interactive Water Fountain. *National Environmental Health Association*, 71(3), 18-22. Retrieved from: http://doh.state.fl.us/Disease_ctrl/epi/FLEIS/Giardiasis_Cryptosporidiosis.pdf

Health Canada, Water Quality. Retrieved from: <http://www.hc-sc.gc.ca/ewh-scmt/water-eau/index-eng.php>

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Palmore, T.N., Stock, F., White, M., Bordner, M., Michelin, A., Bennett, J.E, Murray, P.R, and Henderson, D.K (2009). A cluster of nosocomial Legionnaire's disease linked to a contaminated hospital decorative water fountain. *Infection Control Hospital Epidemiology*, 30(8), 764-768. Retrieved from: <http://www.ncbi.nlm.nih.gov/pmc/articles/PMC2886954/>

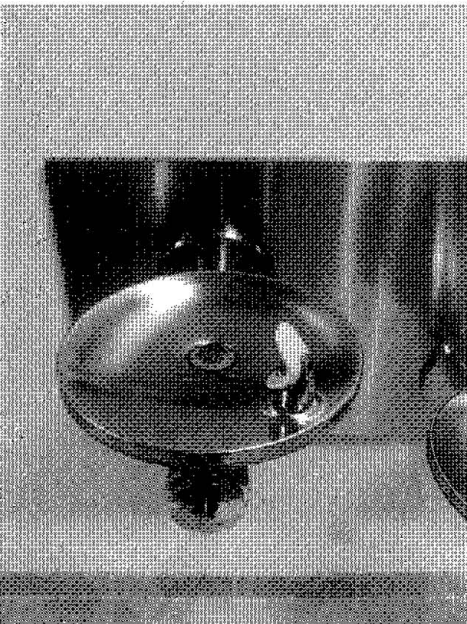
APPENDICES



APPENDIX A: GoodLife Fitness



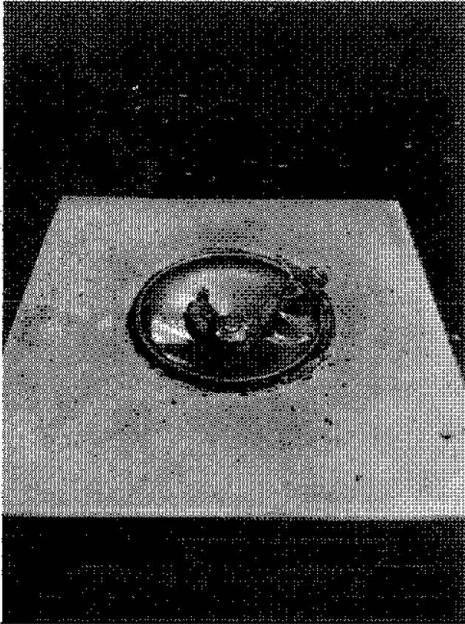
APPENDIX B: Bellevue Park



APPENDIX C: Algoma Public Health



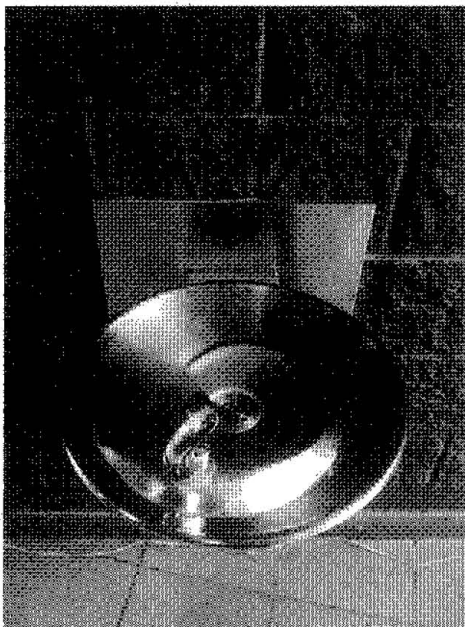
APPENDIX D: Senior Drop In Centre



APPENDIX E: Sault Golf Club



APPENDIX F: Sault College



APPENDIX G: John Rhodes



APPENDIX H: Sault Library



2012 10 09

Mayor Debbie Amaroso and
Members of City Council

**RE: CONFERENCES AND MAJOR SPECIAL EVENTS COMMITTEE – 2013 TELUS CUP
AND 2013 OBA MIDGET GIRLS UNDER 15 CHAMPIONSHIPS**

PURPOSE

This report is in response to funding requests from the Sault Major Hockey Association (2013 TELUS Cup) and the Sault Titans Basketball (2013 OBA Midget Girls U15 Championship).

BACKGROUND

In 2008, City Council established an annual fund in the amount of \$20,000 to provide financial support and incentive to eligible groups to facilitate hosting certain conferences and major special events coming into the City. The Conferences and Major Special Events Committee reviews requests for funding and provides a recommendation to City Council. For 2013, the available funding is \$35,000.

ANALYSIS

The Sault Major Hockey Association has submitted a request for \$10,000 in municipal funding for this event which will be held at the Essar Centre from April 22 to 28, 2013. The application met the purpose, rationale and all eligibility criteria of the policy guideline for funding to a maximum of \$10,000, which will be used to help offset the cost of using the Essar Centre. The Committee recommends that this event receive \$10,000 in funding. Tourism SSM has also committed \$5,000 in funding to this event.

Sault Titans Basketball has submitted a request for \$10,000 in municipal funding for their event which will be held at the Essar Centre from April 26 to 28, 2013. application met the purpose, rationale and all eligibility criteria of the policy guideline for funding to a maximum of \$10,000, which will be used to help offset the cost of using the Essar Centre. The Committee recommends that this event receive \$10,000 in funding. Tourism SSM has also committed \$3,500 in funding to this event.

Copies of the submissions are attached for the information of Council.

(2)

IMPACT

This item has a cost of \$20,000 which will be funded from the 2013 funding allocation of \$35,000. At this time, there are no further applications currently under consideration for 2013 funds.

STRATEGIC PLAN

This item is not linked to current activities in the Corporate Strategic Plan.

RECOMMENDATION

The Committee's recommendation is that Council authorize municipal financial support in the amount of \$10,000 for the 2013 TELUS Cup and \$10,000 for the 2013 OBA Midget Girls U15, with funds to come from the 2013 Conferences and Major Special Events fund.

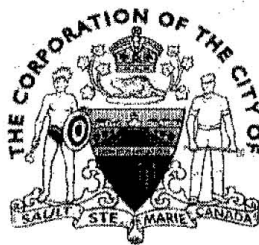
Respectfully submitted



Councillor Susan Myers, Chair
Conferences and Major Special Events Committee

Attachments

copy: Committee members
Councillor Marchy Bruni
Councillor Joe Krmpotich
Ian McMillan Executive Director, Tourism SSM



5(y)

Corporation of the City of Sault Ste. Marie
Conferences and Major Special Events Policy
Application for Financial Assistance

Name of Organization: Sault Major Hockey Association

Application Contact Person: Adam Caughill

Organization Mailing Address: PO Box 172
SSM, ON

Postal Code: P6A 5L6

Telephone Number (Day): 705-946-6499 Email Address: acaughill@olg.ca

Application Type: Conference ☐ Major Special Event ☒

Amount Requested: \$ 10,000.00

Submit the following required attachments with application:

- A. Date of Conference/Event
- B. Conference/Event Budget
- C. Publications, Programmes and Press Articles, Other Supporting Documents
- D. Size and Reach of Event (Local; Regional; National; International)
- E. No. of Delegates and Visitor Days Involved
- F. No. of Out-of-town Attendees
- G. Extent of Media Coverage (Local; Regional; National; International)
- H. Area Facilities and Services Required

5(y)

Conferences and Major Special Events Policy
Application for Financial Assistance

Terms and Conditions

The City may provide a portion of the financial assistance in advance of the event.

A holdback of funds may be required to pay for the purchase of services from the City of Sault Ste. Marie.

Funding from the City shall not be used for the purchase of alcoholic beverages.

If the event realizes a surplus, the City would expect a refund of their contribution equal to the surplus amount.

Please specify how the financial assistance will be used if approved.

Financial assistance required to help off set the costs of the Essar Centre.

List the names of the Executive or Organizing Committee:

Name: _____	Title: _____
Signature: _____	Date: _____
Name: _____	Title: _____
Signature: _____	Date: _____
Name: _____	Title: _____
Signature: _____	Date: _____
Name: _____	Title: _____
Signature: _____	Date: _____

**Conferences and Major Special Event
Supporting Documentation**

EVENT: 2013 National Telus Cup

A Host Organization & Local Contact Persons:

Adam Caughill
President
Sault Major Hockey Association
PO Box 172
Sault Ste. Marie, ON P6A 5L6
acaughill@olg.ca
705-946-6499

B Date, Size and Nature of Event

April 22-28, 2013
Regional Hockey Championships

C No of Delegates and Visitor Days Involved

250 total delegates/out of town for 7 days = 1,750 visitor days

D Origin and Number of Out of Town Attendees

6 teams from across Canada

E Publications, Programs, Press Articles and Other Documents:

Hockey Canada	Sault Star
OHF Website	SaultToday
SMHA Website	SooNews
Pulse	NOHA Website

F Size and Reach of Event:

National

G Media Coverage:

MCTV News
TSN

H Area Facilities and Services Required

Essar Centre
Host Hotel
OLG Casino SSM
Restaurants
Shopping

I Conference/Event Budget:

*attached

J Letters of Support:

*attached

K Level of Support Requested:

Financial assistance in the amount of \$10,000

Break Even Budget

2013 TELUS Cup Midget AAA National Championships

REVENUE

Tickets	84,215	
Local Sponsorship	36,135	
Corporate Sponsorship	10,000	
Government Funding	30,000	Provincial and Federal
City of Sault Ste. Marie	10,000	Special Events and Conferences Grant
Tourism Sault Ste. Marie	5,000	
Hockey Canada Grant	24,000	
OHF Grant	10,000	
NOHA	1,000	
Sault Major Hockey Association	10,000	
OHL Greyhounds	2,500	
Program Sales	2,000	
Merchandise Sales	4,000	Souvenir Royalties
Banquet	6,000	Based on 200 additional tickets at \$30 each
50/50 Draw	6,000	
Silent Auction	2,000	
Other	2,000	
TOTAL:	\$244,850	

EXPENSES

Travel and Bus Transportation	5,000	Coach Requirements
Per Diems	7,560	12 refs at \$90 per day for 7 days
Accommodations	60,375	5 teamsx15 rooms per teamx7nights@\$115
Essar Centre	17,500	7 days at \$2,500 per day
Game Officials	5,500	
Referee Accommodations	4,830	6 rooms/double occ/7 nights
Operations	5,000	
Legal and Insurance	1,000	
Profit Sharing	10,000	
Protocol	1,835	
Special Events	13,000	Concert, Skills Comp./Bondar Pavilion
rental		
Banquet	15,000	
Team Meals	45,500	130 delegates @\$50/day for 7 days
Volunteer Services	12,500	Lite meals, uniforms
Marketing/Advertising	20,000	Print/TV/Radio/Web
Promotional Materials	10,000	
Sponsor Servicing	2,500	
Media/Communications	1,500	
Bid costs	250	
Travel to 2012 Telus Cup	3,500	
Contingency	2,500	
TOTAL:	\$244,850	

Net Profit (-)

5(y)

SAULT MAJOR HOCKEY ASSOCIATION INC.

P.O. Box 172, Sault Ste. Marie, Ontario, P6A 5L6

Telephone: 705-941-9197 Fax: 705-941-9192



Mr. Philip McKee
OHF Executive Director
3 Concord Gate, Suite 212
Toronto, Ontario
M3C 3N7

March 12, 2011

To: OHF Board of Directors

Please accept this letter of support on behalf of the Sault Major Hockey Association Board of Directors.

For the past 45 years, the Sault Major Hockey Association has provided support and governance for recreational and rep hockey for Atom through Midget aged players in Sault Ste. Marie and its surrounding communities. Our membership in 2010/11 is 500 players strong. The Sault's AAA and AA programs have consistently been considered amongst the best in Northern Ontario and the reputation of our association is second to none. We continually strive for our players and coaches to impress both on and off the ice.

Sault Ste Marie has also built a reputation for excellence in hosting major hockey events. From the 1993 Memorial Cup to the 2003 Air Canada Cup to the 2008 OHL All-Star Game to the 2009 All-Ontario AAA Bantam Championships, Sault Ste. Marie has exceeded all expectations in delivering world-class hockey events. Our facilities, our hospitality, our team, and our passionate community make Sault Ste. Marie a can't-miss destination for the 2013 Telus Cup Midget AAA National Championship.

While all of our rep teams from Sault Ste. Marie have represented our city admirably, our Midget AAA team – the Sault North Stars – have been our most consistently successful team over the past 15 years. Our North Stars have represented Northern Ontario in the All-Ontario's in seven of the last nine seasons and went on to the National Championships in two of those seasons including 2007 in Red Deer, Alberta. The North Stars would be certain to represent the OHF proudly as competitors and the Sault host committee would be certain to make the OHF proud to have chosen Sault Ste. Marie as the host site for this championship.

Our bid is solid. Our community is ready. Our facilities are beautiful. If the Sault is chosen as host you will be delighted with what we are able to deliver our competitors and guests.

We look forward to the opportunity to discuss our city and our bid in more detail, at your convenience.

Yours truly,

Adam Caughill
President, Sault Major Hockey Association



March 12, 2011

Mr. Philip McKee
OHF Executive Director
3 Concord Gate, Suite 212
Toronto, Ontario
M3C 3N7

To: OHF Board of Directors:

On behalf of Tourism Sault Ste. Marie (a division of the Sault Ste. Marie Economic Development Corporation) please accept the following letter of support. We are committed to work closely with the Sault Major Hockey Association and the Sault North Stars to bring our community leaders and partners together to host this prestigious tournament.

Tourism Sault Ste. Marie recognizes the significant economic impact of hosting such an event and we believe Sault Ste. Marie will deliver an excellent venue for teams, their families, spectators and fans; superior to any other city in the province. Sault Ste. Marie has a rich history of hosting high caliber sporting events including the: 2010 Scotties Tournament of Hearts, 2009 Bantam AAA Championships, 2008 National Aboriginal Hockey Championships, 2004-2005-2008 Little NHL Tournaments, 2003 Air Canada Cup, 2001 Ontario Special Olympics Summer Games, 2000 Ontario Winter Games, 1996 Canadian National Gymnastics Championships and Olympic Trials, the 1993 Memorial Cup and 1990 Labatt Brier.

Our legacy for hosting extraordinary tournaments and special events is well known – tried and true. Sault Ste. Marie embraces the opportunity to build on this success and strives to make each subsequent year better than ever. Our new pride and joy – The Essar Centre will be the ultimate location to host the 2013 Telus Cup Midget AAA National Championship. Sault Ste. Marie also boasts a wide variety of first class accommodation choices (over 1,200 rooms citywide – all within minutes of the Essar Centre). Attractions such as the Agawa Canyon Tour/Snow Train, Canadian Bushplane Heritage Centre, OLG Casino Sault Ste. Marie and the combination of multiple shopping and dining areas will provide an abundance of options for your attendees to enjoy.

Tourism Sault Ste. Marie proudly welcomes the opportunity to work with you on hosting a very successful 2013 Telus Cup Midget AAA National Championship.

With Regards,

Ian McMillan

Ian McMillan
Executive Director
Tourism Sault Ste. Marie



FUNDING ASSESSMENT TEMPLATE
CONFERENCES AND MAJOR SPECIAL EVENTS REVIEW COMMITTEE
 (for internal use only by committee)

Name of Event:
 2013 National Telus Cup

Contact Person: Adam Caughill

Date(s) of Event: April 22-28, 2013

The following criteria has been developed to assist with the evaluation of applications submitted under the City of Sault Ste. Marie Event Funding Policy.

Accommodations: (Max points 25)

Visitor Days: **1,750** (1 point for every 20 visitor days) $1,750/20 = 87.50$
 Total: **25**

Participants: (Max points 10)

Out of Town Participants: **250** (1 point for every 100) $250/100 = 2.50$
 Total: **2.5**

Reach of Event: (Max points 10)

Local	Regional	Provincial	National	International	
2	4	6	8	10	Total: 8

Media Exposure: (Max points 10)

Local	Regional	Provincial	National	International	
2	4	6	8	10	Total: 8

Event Held in Sault Ste. Marie before: (Max points 6)

Yes ☐	No ☒	
3 points	6 points	Total: 6

Page 2

Facilities required: (Max points 4)

Private _____ (2 points)

City Operated ☒ (4 points)

Total: 4

Season of Event: (Max points 14)

Jan-March

2

April

4

May-August

2

Sept-Oct

1

Nov-Dec

5

Total: 4

Event Type: (Max points 5)

Event places Sault Ste. Marie in context of innovations and leadership.

Yes ☒ No _____

2

0

Total: 2

Event delegates will likely have a high miscellaneous spending beyond conference.

Yes ☒ No _____

3

0

Total: 3

Major Event: (Max points 10)

Total attendance of more than 4,000 room nights.

Yes _____ No ☒

10

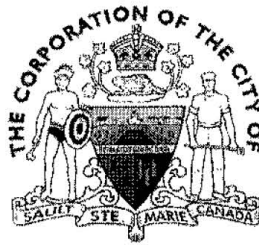
0

Total: 0

TOTAL:

62.5

80+	Events of a singular nature that provide substantial economic and profile benefits to the city of Sault Ste. Marie and warrant unique direct and indirect support structured to attract and service the event Maximum \$20,000
60-79	Events with a major economic impact on the City of Sault Ste. Marie and worthy of substantial direct support. Maximum \$10,000
40-59	Events with a significant economic impact that warrant some direct support as well as indirect support. Maximum \$ 5,000
15-39	Events that create a positive economic impact. Maximum \$ 2,000
<15	Events ineligible for direct support. Some support through services @ TSSM.



5(y)

Corporation of the City of Sault Ste. Marie
Conferences and Major Special Events Policy
Application for Financial Assistance

Name of Organization: TITAN Basketball - OBA Midget Girls Under 15 Championships

Application Contact Person: Thomas Cory

Organization Mailing Address: Algoma University
Sault Ste. Marie, ON

Postal Code: P6A 2G4

Telephone Number (Day): 705-942-2145 Email Address: 705-971-0382

Application Type: Conference ☐ Major Special Event ☒

Amount Requested: \$ 10,000.00

Submit the following required attachments with application:

- A. Date of Conference/Event
- B. Conference/Event Budget
- C. Publications, Programmes and Press Articles, Other Supporting Documents
- D. Size and Reach of Event (Local; Regional; National; International)
- E. No. of Delegates and Visitor Days Involved
- F. No. of Out-of-town Attendees
- G. Extent of Media Coverage (Local; Regional; National; International)
- H. Area Facilities and Services Required

Conferences and Major Special Events Policy
Application for Financial Assistance

Terms and Conditions

The City may provide a portion of the financial assistance in advance of the event.

A holdback of funds may be required to pay for the purchase of services from the City of Sault Ste. Marie.

Funding from the City shall not be used for the purchase of alcoholic beverages.

If the event realizes a surplus, the City would expect a refund of their contribution equal to the surplus amount.

Please specify how the financial assistance will be used if approved.

Due to the sensitive nature of this event in its last year of a two year agreement, Titan Basketball is requesting the use of the Essar Centre for this final Tournament. This is a way of showcasing SSM to Ontario Basketball and to secure the event for years to come. With the use of our hardwood basketball floor and nets, this will have a WOW factor on these Midget Girls Under 15 teams and their parents who have come from across Ontario...32 teams are anticipated!

List the names of the Executive or Organizing Committee:

Name: <u>Thomas Cory</u>	Title: <u>Head Coach</u>
Signature: _____	Date: <u>April 26, 2012</u>
Name: <u>Carol Caputo</u>	Title: <u>Co-Chair</u>
Signature: _____	Date: <u>April 26, 2012</u>
Name: <u>Brina Seccareccia</u>	Title: <u>Basketball Official</u>
Signature: _____	Date: <u>April 26, 2012</u>
Name: _____	Title: _____
Signature: _____	Date: _____

5(y)

**Conferences and Major Special Event Policy
Supporting Documentation**

**EVENT: 2013 Under 15 Midget Girls
Ontario Basketball Championships**

A Date of Conference/Event

April 26-28, 2013

B Conference/Event Budget

*Budget attached

C Publications, Programs, Press Articles and Other Documents

*Letter of support and schedule attached

D Size and Reach of Event

32 teams, coaches and OBA staff from across Ontario

E No of Delegates and Visitor Days Involved

864 out of town participants anticipated for three days
2,592 Visitor Days

F No. of Out of Town Attendees

864

G Area Facilities and Services Required

Essar Centre
Hotel Accomodations
Banquet Services (possibly catered)
All High School Gyms
George Leach Centre

2012 AND 2013 ONTARIO CUP LOCATIONS

AGE CATEGORY	2012 DATES	2013 DATES	LOCATION	HOST ORGANIZATION
U10 Novice Girls	March 23-25	March 22-24	Chatham	Chatham-Kent Wildcats
U11 Atom Girls	March 23-25	March 22-24	Brantford	Brantford Briers
U12 Major Atom Girls	March 23-25	March 22-24	Mississauga	Malton Mavericks
U10 Novice Boys	March 30-April 1	April 5-7	London	London Gold Medal
U11 Atom Boys	March 30-April 1	April 5-7	Burlington	Burlington Skyhawks
U12 Major Atom Boys	March 30-April 1	April 5-7	Niagara	Niagara Falls Red Raiders Niagara Sports Commission
U13 Bantam Girls	April 13-15	April 12-14	Windsor	Windsor Valiants
U14 Major Bantam Girls	April 13-15	April 12-14	Ottawa	Eastern Ontario Basketball Association
U13 Bantam Boys	April 20-22	April 19-21	Kingston	Kingston Impact
U14 Major Bantam Boys	April 20-22	April 19-21	Etobicoke/Mississauga	Etobicoke Basketball Association Malton Mavericks
U15 Midget Girls	April 27- April 29	April 26- April 28	Sault Ste. Marie	Sault Titans
U16 Major Midget Girls	April 27- April 29	April 26- April 28	Kitchener-Waterloo	KW Lightning
U17 Juvenile Girls	May 4-6	May 3-5	Brantford	Brantford Briers
U19 Junior Girls	May 4-6	May 3-5	Kitchener-Waterloo	KW Lightning
U15 Midget Boys	May 11-13	May 10-12	Windsor	Windsor Valiants
U16 Major Midget Boys	May 11-13	May 10-12	Ottawa	Eastern Ontario Basketball Association
U17 Juvenile Boys	May 25-27	May 24-26	Niagara	Niagara Falls Red Raiders Niagara Sports Commission
U19 Junior Boys	May 25-27	May 24-26	Kitchener-Waterloo	KW Vipers

Ontario Basketball has teamed up with IHG - InterContinental Hotels Group, who becomes the official hotel provider for Ontario Basketball and its Ontario Cup provincial championships. With more than 70 IHG properties in Ontario,

OBA members can expect consistent and high quality standards for accommodations at every Ontario Cup tournament including great rates and amenities, as well as exceptional services. OBA will provide a dedicated centralized web page for teams to access group booking information later this fall.

For more information visit:

WWW.BASKETBALL.ON.CA

PriorityClubRewards | IHG



5(y)

April 26, 2012

Thomas Cory
HEAD COACH
Titan Basketball
Algoma University
Sault Ste. Marie, ON

Re: 2013 OBA Championships

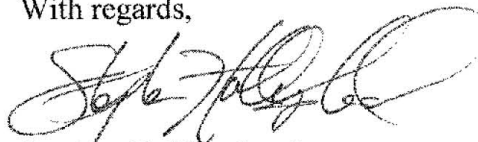
Dear Thomas:

On behalf of Tourism Sault Ste. Marie (a division of the Sault Ste. Marie Economic Development Corporation) please accept the following letter of support. Tourism Sault Ste. Marie is committed to working closely with Titan Basketball and Ontario Basketball to continue bringing high caliber basketball championships to Sault Ste. Marie. Sault Ste. Marie is proud to play a part in making this a memorable experience for all involved. For this final championship event (from the two year agreement) utilizing our hardwood basketball floor and playing the final games at the Essar Centre will surely be a way of sending the right message to Ontario Basketball "WE WANT TO PLAY". We hope that this will solidify our opportunity to remain an Ontario Basketball host city.

Tourism Sault Ste. Marie recognizes the economic impact of hosting high profile tournaments and truly believes that Sault Ste. Marie will provide an excellent venue for each participant sponsor, spectator and fan; superior to any other city in the province. Sault Ste. Marie is conveniently located in the centre of Ontario, Canada and North America. We are easily accessible by land and air and share the border with the State of Michigan.

Tourism Sault Ste. Marie strongly supports this event so please feel free to contact me personally and I'll be happy to speak with you in person.

With regards,



Stephen Hollingshead
Coordinator Special Projects and Sports Tourism
Tourism Sault Ste. Marie



5(y)

Preliminary 2013 OBA Budget

Revenue

TSSM	3,500.00	
City SSM	10,000.00	(Essar Centre for Two Days)
Sponsorship	1,500.00	
Ad Sales	1,000.00	
Concessions	250.00	
OBA (\$25 PER TEAM)	800.00	32 teams @ \$25 per team
Game Fees	6,260.00	
TOTAL	\$23,310.00	

Expense

Social Caterer	1,000.00	
Gas (Staff Vehicles)	120.00	
Officials Game fees	5,120.00	
Gas	390.00	
Food	400.00	
Assign Fee	350.00	
Hotel Rooms	1,500.00	
OBA Staff Hotel Rooms	1,200.00	
Guest Speaker Hotel	150.00	
Food	50.00	
Gym Fees Essar Centre	10,000.00	(2 day rental)
SBSS	0.00	
SMC	0.00	
Superior	0.00	
White Pines	0.00	
Korah	0.00	
Algoma University	0.00	
Maintenance Fee	1,500.00	
Athlete Meal	1,500.00	
TOTAL	\$23,280.00	
Profit/Loss	\$30.00	

5(y)

FUNDING ASSESSMENT TEMPLATE
CONFERENCES AND MAJOR SPECIAL EVENTS REVIEW COMMITTEE
(for internal use only by committee)

Name of Event: 2013 OBA Under 15 Midget Girls Championships

Contact Person: Thomas Cory

Date(s) of Event: April 26-28, 2013

The following criteria has been developed to assist with the evaluation of applications submitted under the City of Sault Ste. Marie Event Funding Policy.

Accommodations: (Max points 25)

Visitor Days: **2,592** 1 point for every 20 visitor days

Total: 25

Participants: (Max points 10)

Out of Town Participants: 864 (1 point for every 100)

Total: 8

Reach of Event: (Max points 10)

Local	Regional	Provincial	National	International	
2	4	6	8	10	Total: 6

Media Exposure: (Max points 10)

Local	Regional	Provincial	National	International	
2	4	6	8	10	Total: 6

Event Held in Sault Ste. Marie before: (Max points 6)

Yes X	No	
3 points	6 points	Total: 3

5(y)

Page 2

Facilities required: (Max points 4)

Private: _____ (2 points)

City Operated: **YES** (4 points)

Total: 4

Season of Event: (Max points 14)

Jan-March

2

April

4

May-August

2

Sept-Oct

1

Nov-Dec

5

Total: 4

Event Type: (Max points 5)

Event places Sault Ste. Marie in context of innovations and leadership.

Yes: **X**

2

No _____

0

Total: 2

Event delegates will likely have a high miscellaneous spending beyond Conference.

Yes: **X**

3

No _____

0

Total: 3

Major Event: (Max points 10)

Total attendance of more than 4,000 visitor days.

Yes _____

10

No **X**

0

Total: 0

TOTAL:

61

80+	Events of a singular nature that provide substantial economic and profile benefits to the city of Sault Ste. Marie and warrant unique direct and indirect support structured to attract and service the event Maximum \$20,000
61 60-79	Events with a major economic impact on the City of Sault Ste. Marie and worthy of substantial direct support. Maximum \$10,000
40-59	Events with a significant economic impact that warrant some direct support as well as indirect support. Maximum \$ 5,000
15-39	Events that create a positive economic impact. Maximum \$ 2,000
<15	Events ineligible for direct support. Some support through services @ TSSM.

Jerry D. Dolcetti, RPP
Commissioner

Donald B. McConnell, MCIP, RPP
Planning Director



6(6)(a)
ENGINEERING & PLANNING DEPARTMENT

Planning Division

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

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: Application No. A-11-12-Z.OP

PURPOSE

The applicant, Premiere Landscaping & Garden Centre Inc. is requesting a Rezoning and Official Plan Amendment.

PROPOSED CHANGE

To permit the existing single detached dwelling and the outdoor storage of goods in association with a landscaping contractors yard, whereas existing Official Plan policies and the Zoning By-law does not permit development of this type north of the shield line.

Subject Property:

- Location – Located on the west side of Maki Road, approximately 425m (1,394') south of its intersection with Sixth Line West, civic no. 1465 Maki Road
- Size – Approximately 164m (538') frontage x 260m (853'); 5.26 ha (13 acres)
- Present Use – Outdoor storage of disassembled green houses
- Owner – Premiere Landscaping & Garden Centre Inc. c/o Peter Notte

BACKGROUND

Creation of Subject Property

The subject property was created by a severance in 1978, subject to a condition that the subject property "will not be used for residential purposes until such time as Maki Road has been assumed by the City and is being maintained by the City on a regular basis." The applicant argues that this condition permits residential development upon the subject property, whereas Legal Division has commented to the contrary. This matter is addressed later in this report.

Legal Action

This application is the result of legal action between the applicant and the City. It is alleged that the applicant constructed a single detached dwelling on the subject property, without the benefit of proper zoning or a building permit. It is further alleged that the applicant has stripped topsoil from the subject property and stored a large amount of debris in association with a landscaping contractor, without the benefit of proper zoning. Based upon follow-up inspections, it appears that the topsoil stripping activity has ceased and the applicant has removed a significant amount of debris from the property.

History of Maki Road

Prior to 2002, the primary function of Maki Road was to provide access to approximately 120 homes/cottages in the Red Rock/Dennis Township area. At that time the City provided summer maintenance only, while the Red Rock Road Board and Ministry of Transportation provided winter maintenance.

In 2002, a \$117,000 grant was obtained from the Ministry of Northern Development and Mines to install new culverts, upgrade the granular surface and implement drainage improvements. The upgrades focused upon the 5.6km portion between Allard Lake and the City limit. At that time, Brookfield Power also provided substantial improvements to the road, in order to provide better access to the Prince Wind Farm project.

Brookfield Power also offered to contribute the approximate cost of winter maintenance. The roadway was assumed and Council approved an agreement whereby Brookfield Power pays the City \$12,000 to maintain the roadway during winter months. This agreement is still in place.

Previous Council Reports

On March 19, 2012 City Council passed the following resolution:

"Resolved that the report of the Planning Division dated 2012 03 19 concerning Application No. A-11-12-Z.OP - filed by Premiere Landscaping and Garden Centre Inc. be received and that this application be deferred until July 2012; and further that staff report back to City Council with respect to the possibility of allowing limited residential development within certain parts of the Shield Zone."

On September 10, 2012, Council deferred the application to the October 9th meeting, because the Applicant was unable to attend the September 10th meeting.

ANALYSIS**Conformity with the Official Plan**

The subject property is located within the Rural Area north of the 'Shield Line', as shown on Land Use Schedule 'C' of the Official Plan. Rural Area Policy 4 notes that 'the area north of the Shield Line should not be developed for residential purposes.' Further, the requested use of the property for the outdoor storage of goods in relation to a landscaping contractor's yard is not permitted within the Rural Area land

as though the pond was either much smaller or did not exist prior to 1998. The 2008 airphoto shows a dramatically smaller pond, then that shown on the 2012 airphotos. The pond is likely the result of beaver activity.

As part of the new Zoning By-law in 2005, the Rural Precambrian Uplands Zone was created. This zone encompasses the area north of the 'Shield Line', which is characterized as the first outcroppings of exposed rock. Running in a northeast-southwest direction, the Shield Line is especially visible just north of Second Line near the west city limit. The 'Shield Line' is the southern limit of the Precambrian Shield.

Lands zoned Rural Precambrian Uplands (RP) may only be utilized for 'Conservation Uses', which are defined as "the use of land or water for the purposes of managing, preserving and enhancing the natural environment. Such uses may accommodate passive forms of recreation so long as the preservation of the natural features is maintained." The Zoning By-law further notes that buildings and structures are prohibited. Essentially the Shield Area is a 'no development' zone, although existing residences built prior to the adoption of the new Zoning By-law (2005) are recognized. Existing buildings and structures may be expanded or altered, and accessory buildings and structures may be constructed, as long as the use legally existed prior to the passing of the new Zoning By-law in November 2005.

The rationale for prohibiting development within the Shield Zone is that the overwhelming majority of the lots do not have frontage on a publicly owned and maintained right-of-way. There are also a number of development constraints within the Shield Area, including shallow soils, steep slopes and numerous wetlands.

Since the wind turbine project, a portion of Maki Road is now maintained by the City on a year round basis, and there are some lots that appear to have appropriate buildable areas.

When City Council originally heard this application (March 2012) it was recommended that it be deferred, to allow staff to review the possibility of amending the Official Plan to allow limited residential development on lots in the Shield Area, as long as they have frontage on a publicly owned and maintained roadway and can



support development, including the provision of on-site services such as well and septic systems.

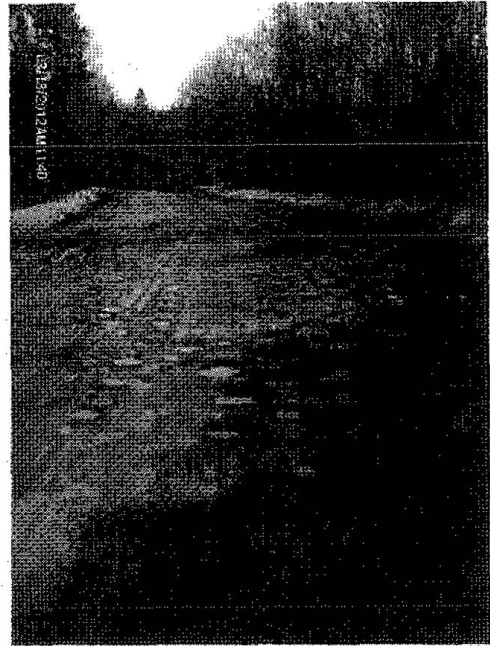
Upon further review, it appears that the deteriorated state of Maki Road, between Allard Lake and Sixth Line West is the biggest issue. As per the pictures, Maki Road is a gravel roadway. There is very little topsoil on top of

the underlying bedrock. Drainage is a major problem, and PWT has advised that creating ditches to accommodate water would require, at a substantial cost, blasting, given the exposed bedrock and lack of topsoil.

It is worth noting that the pictures were taken in the spring, when the roadway is at its worst. During summer and winter months the road base is much smoother.

The deteriorating road base requires constant maintenance, especially in the spring. The state of the roadway is further deteriorated by those utilizing Maki Road to reach homes located at 'Red Rock'.

The state of Maki Road has been contentious through the years. Many residents at Red Rock (who do not pay taxes to the City of Sault Ste. Marie) have been requesting that the City upgrade Maki Road. Further development along Maki Road would undoubtedly result in greater pressure for road upgrades. A recent estimate indicates that it would cost approximately \$1million to upgrade a roughly 5.6km portion of Maki Road to Class 'B' standards.



On-site development constraints aside, there are approximately 16 vacant lots with frontage on Maki Road, between Allard Lake and its intersection with Sixth Line West. Given the significant investment of a new home, one can foresee additional requests for upgrades to the roadway. This has certainly been the case as year-round homes have been constructed at Red Rock. The taxes generated from 16 new residences would not cover the upgrade costs. Community Improvement charges could be utilized, but that cost would be overly onerous, especially upon existing residents. Another alternative is to subsidize the costs from general revenues; however further improvements to this road are not a priority.

It is recommended that City Council deny this application, as further development (both residential and a Contractor's Yard) along this portion of Maki Road is not appropriate. Approval of this application would set precedence, resulting in additional development and additional demand for upgrades to the roadway.

Agency Consultation

The following departments/agencies commented on the application as part of the consultation process:

- See attached letters – Legal Division, PWT, Building Division, SSMRCA
- No objections/comments – Engineering Division, EDC, PUC, CSD, Municipal Heritage Committee, Fire Services, Accessibility Advisory Committee

This application is the result of legal action. The applicant constructed a residence and utilized the property in association with a landscaping contractor's yard, without the benefit of a permit or proper zoning. The applicant argues that there is an agreement registered on title which permits the illegally constructed dwelling. As part of a severance approval, an agreement was registered on title in 1979 stating that the subject property "will not be used for residential purposes until such time as Maki Road has been assumed by the City and is being maintained by the City on a regular basis." The applicant argues that because the roadway has been assumed and is maintained by the City, the residence is automatically a permitted use. The attached correspondence from the Legal Division notes that this agreement 'does not mean the property will automatically be rezoned to residential once the City assumes and maintains Maki Road. Rather it is a precondition before rezoning can be considered. The owner is still required to go through the entire rezoning process and the rezoning may or may not be granted.'

Public Works and Transportation object to any residential development along this portion of Maki Road. PWT is responsible for the seasonal maintenance of the road and the roadway is not to City standard for further residential development. A recent estimate to upgrade the road to surface treatment is approximately \$1 million.

Building Division notes that the agreement registered on title in 1979 has no merit at this time. The attached correspondence also notes that the applicant has never filed a formal application for a building permit, prior to erecting the existing dwelling upon the subject property. This matter was brought to the Building Divisions' attention via a complaint in April 2010, noting that topsoil was being stripped from the land. Based upon a site visit, there was some land stripping activity, a large amount of debris and the building. A follow-up inspection revealed that the topsoil stripping operation has ceased, and screening equipment has been removed from the site. The majority of the debris has also been cleared from the site.

Comments from the SSMRCA note that the subject property is under the jurisdiction of the Conservation Authority and as such, a permit is required. Subsequent discussions with Conservation Authority staff reveal that a permit was never applied for, prior to commencing with the topsoil stripping operation or the construction of the building.

Public Comments

When this application was originally submitted, one nearby property owner visited the Planning office and noted that he owned several properties in the area, and was unaware that residential development was not permitted. A Ward Councillor also noted receiving a number of comments of this nature. Planning staff recommended that City Council defer the original application so that staff could review the impacts of permitting limited residential development on the portion of Maki Road that is zoned 'Rural Precambrian Uplands'. More specifically, a 5.6km stretch commencing from Allard Lake to the west City limit.

Two letters (attached) of objection have been received. The first letter is from the abutting owner to the west. Mr. Nash's property is separated from the applicant's

property by a 30' easement. The objection is based largely on the applicant's request to store goods in association with a contractor's yard. The storage of hazardous materials with the potential to contaminate Mr. Nash's well, and noise/emissions associated with machinery and equipment are cited as concerns. In brief, a landscaping contractor's yard, or the storage of goods in association with a contractor's yard is not an appropriate use in this quiet, natural and largely undeveloped area.

The second letter is from the Algoma Retriever Association, owners of 1809 Sixth Line West, which is located on the southwest corner of Maki Road and Sixth Line West, approximately 100m northwest of the subject property. Since the early 60's, the property has been utilized to train dogs for field trial competitions and hunting. The property hosts a number of field trials and ongoing training for local members. The property is also approved by the Police Services Board to discharge firearms within city limits. Blank loads are discharged to simulate a shot during hunting. The Retriever Association is concerned that further development could impact their use of the property. Activities include noises such as gun blasts, barking dogs, whistles and loud voice commands. There is also significant traffic and roadside parking during field trial events. Nearby residential development would result in land use conflicts. Considered 'sensitive land uses', residential development would impact the Retriever Association's continued use of the property. Noise and traffic associated with field trials would impact those homes, and therefore, the existing use, which has legally continued since the early 60's, should be protected from further residential encroachment.

IMPACT

Approval of this application would result in more applications to permit development (primarily residential) along the northern stretches of Maki Road. More development would result in greater pressure to upgrade the roadway. The limited number of lots that could be developed would not generate enough taxes to fully fund the required upgrades, and as such, the remaining costs would need to be funded from the existing budget.

SUMMARY

Legal issues and site specific concerns (wetland and fish habitat) aside, it is recommended that City Council deny this application. The current state of the roadway is poor, and the estimated upgrade cost is approximately \$1 million. Given the limited development potential, the roughly 16 lots that could be developed would not generate enough tax revenue to cover these costs. It is not appropriate for the general tax base to subsidize these costs, and it would be too onerous on the limited number of existing property owners to fund.

A recently published article on sootoday.com (*Roads, roads and more roads...in Ward 6*: Published August 28, 2012) notes that on August 23, 2012 a ratepayers meeting was held to discuss issues facing Ward 6. According to the article, "the 5.6km gravel portion of Maki Road topped the list of road issues." More development will further exacerbate this situation. One could argue that those who decide to build and live in this area

would do so with full knowledge and acceptance of the existing state of the roadway, however, experience has shown that in many instances this is not the case.

Current Official Plan mapping also identifies a wetland and fish habitat on the subject property. In both cases, Official Plan policies require an Environmental Impact Study, prior to development, to address possible impacts to the function of the wetland and watercourse. Such studies were not completed.

The issues and upgrade costs that would result from increased development along this portion of Maki Road is the main issue; however site specific concerns cannot be ignored.

STRATEGIC PLAN

Although maintenance of this portion of Maki Road is ongoing, the Strategic Plan does not identify Maki Road for major upgrades. Furthermore, the City's Capital Works Plan does not identify Maki Road for any future major upgrades. Given that further development would likely result in greater pressure for substantial road upgrades, approval of this application would impact the Strategic Plan by requiring the Municipality to include and budget for a major upgrade to Maki Road.

RECOMMENDATION

That City Council deny the applicant's request to rezone and re-designate the subject property to legalize the existing dwelling unit, and permit the outdoor storage of goods in association with a landscaping contractor's yard on the subject property.

Respectfully submitted,


Peter Tonazzo, MCIP, RPP
Planner

Recommended for approval,


Donald B. McConnell, MCIP, RPP
Planning Director

Recommended for approval,


Jerry Dolcetti, RPP
Commissioner Engineering & Planning

PT/ps

attachment(s)

RECOMMENDED FOR APPROVAL


Joseph M. Fratesi
Chief Administrative Officer

Pat Schinners

From: Don McConnell
Sent: March 04, 2012 9:41 AM
To: Pat Schinners
Subject: FW: A-11-12-Z-OP 1465 Maki Road

From: Nuala Kenny
Sent: February 28, 2012 10:10 AM
To: Don McConnell
Cc: Orsalina Naccarato; Matthew Caputo
Subject: A-11-12-Z-OP 1465 Maki Road

I have reviewed the above noted zoning application and my comments are as follows:

The owner is currently facing charges under the zoning by-law, the property standards by-law and the Building code. Rezoning will not remedy the property standard's or building code violations.

There is an agreement registered on title from 1979. It states that the subject property "will not be used for residential purposes until such time as Maki Road...has been assumed by the City and is being maintained by the City on a regular basis." This does not mean the property will automatically be rezoned to residential once the City assumes and maintains Maki Road. Rather it is a precondition before rezoning can be considered. The owner will still have to go through the entire rezoning process and the rezoning may or may not be granted.

Please let me know if you need anything further.

Nuala M. Kenny
City Solicitor
Corporation of the City of Sault Ste. Marie
www.cityssm.on.ca
www.celebrate100saultstemarie.com
Celebrating 100 years as a city in 2012!
n.kenny@cityssm.on.ca

S. Hamilton Beach, P. Eng
Deputy Commissioner



Larry Girardi
Commissioner

August 30, 2012

Donald McConnell
Planning Director

Subject: Application Number A-11-12-Z.OP
Request for an Amendment to the Official Plan and Zoning By-law

Applicant: Premiere Landscaping and Garden Centre Inc.

Subject Property: 1465 Maki Road

Staff from Public Works and Transportation has reviewed this application and we object to any residential development in this area. PWT is responsible for the seasonal maintenance of this road and the roadway is not to City standard for residential development. A recent estimate to upgrade the road to surface treatment is approximately \$1 million.

If you have any further questions please contact me at (705) 759-5207.

A handwritten signature in black ink, appearing to read "Susan Hamilton Beach".

Susan Hamilton Beach, P. Eng.
Deputy Commissioner
Public Works and Transportation

c.c. Dan Perri, EIT

6(6)(a)

Pat Schinners

From: Don Maki
Sent: February 15, 2012 11:59 AM
To: Peter Tonazzo; Don McConnell; Pat Schinners
Subject: RE: RE: Rezoning Application A-11-12-Z.OP - Peter Notte - 1465 Maki Road

Hi Peter/Don

I had brought the agreement to the attention of the legal department and they were of the opinion that the agreement made no merit at this time. You should seek a written confirmation of this from legal. Thus we proceeded with legal action. Mr. Notte had never filed a formal application for a permit. This matter was first brought to our attention via a complaint that the owner was stripping top soil from the land in April of 2010. There was some land stripping activity as well as a large amount of debris and a newly erected structure that could be used as a dwelling on the property. No permits have been issued or applied for. We are also taking legal action for the condition of the yard. We have conducted an inspection of this property last week and the owner has significantly cleaned the property. We will do a follow-up inspection when the snow leaves to ensure compliance. The by-law enforcement officer states that the soil stripping operation has now ceased. Screening equipment has been removed.

Don

Don Maki CBCO
Chief Building Official
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, ON P6A 5X6
Phone (705) 759-5399
d.maki@cityssm.on.ca

www.cityssm.on.ca
www.celebrate100saultstemarie.com
Celebrating 100 years as a city in 2012!

From: Peter Tonazzo
Sent: February 15, 2012 9:50 AM
To: Nuala Kenny; Jerry Dolcetti; Susan Hamilton Beach; Dan Perri; Don Maki; Nick Apostle; 'Kevin Bell'; Tom Dodds; Paul Milosevich; 'Linda Whalen'; Joe Cain; Lynn Rosso; 'Landry, Edouard (MAH)'
Subject: RE: Rezoning Application A-11-12-Z.OP - Peter Notte - 1465 Maki Road

Hello,

Please find attached additional information pertaining to the above referenced application. More specifically, Section 17 of the application notes a previous severance contained an agreement that the applicant feels releases the subject property from applicable zoning provisions and Official Plan policies. This agreement is attached.

Regards,

Peter Tonazzo, MCIP, RPP
Planner
City of Sault Ste. Marie
99 Foster Dr.
Sault Ste. Marie, ON
P6A 5X6
Tel: 705.759.2780
Fax: 705.541.7165
p.tonazzo@cityssm.on.ca

6(6)(a)

Pat Schinners

From: Marlene McKinnon <mmckinnon@ssmrca.ca>
Sent: February 21, 2012 12:12 PM
To: Pat Schinners
Cc: Peter Tonazzo; Frank Tesolin (Home); Linda Whalen
Subject: SSMRCA Response - A-11-12-Z.OP

February 21, 2012

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

Conservation Authority Comments:

Application # **A-11-12-Z.OP**
 Premiere Landscaping & Garden Centre Inc.
 1465 Maki Road
 Sault Ste. Marie

The subject property is located in an area under the jurisdiction of the Conservation Authority with regard to the O. Reg.176/06 for Development, Interference with Wetlands and Alterations to Shoreline and Watercourses. The subject property and the proposed severed lot will require a permit for any development.

The subject property is not under consideration of the Drinking Water Source Protection Program of the Conservation Authority with regard to Drinking Water Source Protection.

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

Marlene McKinnon

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

William Robert Nash (Property Owner)
1511 Maki Road
Sault Ste. Marie, Ontario P6A 6K4
March 12, 2012



Peter Tonazzo, Planner
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, Ontario P6A 5X6

Dear Mr. Tonazzo;

I have recently been notified via Notice of Application # A-11-12-Z-OP for the applicant, "Premier Landscaping & Garden Centre Inc.", for the request to have the subject property (1465 Maki Road) re-zoned and the existing plan amended to allow for the existence of a single detached dwelling and use of the property for the purpose of storage of goods in association with a landscaping contractor yard. I have several concerns about this application as to how any resulting change to zoning or planning will affect my property and quality of life.

My property and the applicants property is separated by a mere 30 foot wide city-owned easement. This easement also contains the remnants of an old logging road, which myself and my family have used for ease of access to extreme ends of our property since the late 1950's. I have a small cleared access way which runs from my driveway to this easement/roadway. From this easement/roadway, I have been able to occasionally observe the activities, by happenchance, occurring on the subject property over the last several years. Several observations have become a concern to me in light of the previously mentioned application for re-zoning, and I list those concerns as follows:

1 - A large portion of the property in the application is in a wetland area which shares much of its topography with my property.. I feel any commercial/industrial development of this property could be detrimental to the habitat of dozens of animals and birds which are indigenous to this area. One of the reasons I moved to this rustic rural area was the lure of being able to observe and enjoy the many nuances of nature, which could be adversely affected by any commercial/industrial development in this area.

2 - My water well, that provides me with potable water, extends a mere 60 feet below ground level. I am concerned that any commercial/industrial development on the subject property could lead to contamination of my well water, and create a health hazzard to the users of my well water, as well as a financial burden to me should I require a new water well to be drilled.

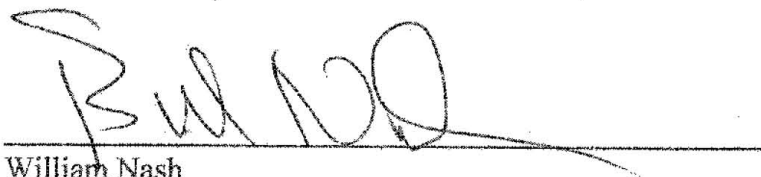
3 - The use of large machinery consistent with a landscaping contractor yard is often loud and un-muffled, which would affect the quiet environment which I have become accustomed to enjoying. The prolonged use of such machinery also produces excess toxic emissions which could adversely affect my health. Such machinery can also leak toxic fluids that could affect my well water and the ecosystem and the natural habitat for dozens of local animals and birds. The storage of fluids for the maintenance and operation of these machines can also be subject to leakage and contamination of the soil.

4 - The use of the property consistent with a landscaping contractors yard may also allow the storage of various materials and chemicals. These materials and chemicals could be toxic and possibly leak or naturally leach into the soil, which could possibly contaminate my well water and adversely affect the local wetland and the habitat of the local animals and birds.

For the above reasons, I oppose the re-zoning of this property to allow the use of the existing dwelling in conjunction with the use of the property consistent with the needs of a landscaping contractor yard.

Thank you for giving me this opportunity to present my concerns to you.

Sincerely,



William Nash
1511 Maki Road

cc: Mayor and Council of the City of Sault Ste. Marie

RECEIVED 66(a)
MAR 12 2012
Planning Division

**Algoma Retriever Association
P.O. Box 20037
150 Churchill Blvd.
Sault Ste. Marie, Ontario P6A 6W3**

Mr. Peter Tonazzo, Planner
City of Sault Ste. Marie
99 Foster Drive
Sault Ste Marie, Ontario
P6A 5X6

March 12, 2012

Re: Planning Application A-11-12-Z.OP, 1465 Maki Road

We are writing to you today to outline our concerns related to the above noted request for an Official Plan amendment and Rezoning application.

The Algoma Retriever Association is a not for profit corporation and the owner of the property located at 1809 Sixth Line W. (Approximately 40 acres on the southeast corner of Sixth Line West and Maki Road). Our property lies immediately to the northwest of the subject property. Our property was purchased in the early 1960's by the founding members of our Association such as Hon. James Kelleher, Judge G. D. Holder, Dr. Levy and others. Our Association was formed as a dog training club focusing on Labrador Retrievers and the like, to be used in field trial competitions and as hunting dogs. Our Association constitution supports the use of a trained retriever while hunting to conserve wild game.

Since the early 1960's our property has been used to support our members training needs and provide the members dogs with a safe training grounds complete with fields and water. Each year we host a Canadian Kennel Club approved field trial, where competitors from across North America come to compete and earn championship points. This event brings in approximately 70 to 100 competitors each year from out of town. Our property is the headquarters for the field trial and events are run there every Civic Holiday weekend. In addition the club members use the property from spring to fall for their own training activities. Our property has been approved by the Police Services Board for the legal discharge of firearms within City limits. Blank loads are used in the firearms while dog training to simulate a shot during hunting. This is something the Association has been doing on this property for over 50 years.

Our understanding is that development on properties in this area is currently not permitted under the current official plan or zoning. We would prefer that this area remain rural. Our activities of dog training include noises such as gun blasts, dogs barking, whistles and loud voice commands. There is also a significant increase in traffic and vehicles parked on the road side along with many people and their dogs walking to and from their parked vehicles during our field trials.

Our concern is that development in this area may result in complaints against us for doing what our Association has been doing on our property for over 50 years, in a very rural setting. If council should allow this or any other future development in the area we would hope that the property owners understand the use of our property. (If you build by the airport, then don't complain about the airplanes).

If any clarification is required on our concerns, please do not hesitate to contact myself at the number below or Jim Ralph at 705-949-2629.

(b)(6)(a)

Yours truly, on behalf of the Algoma Retriever Association



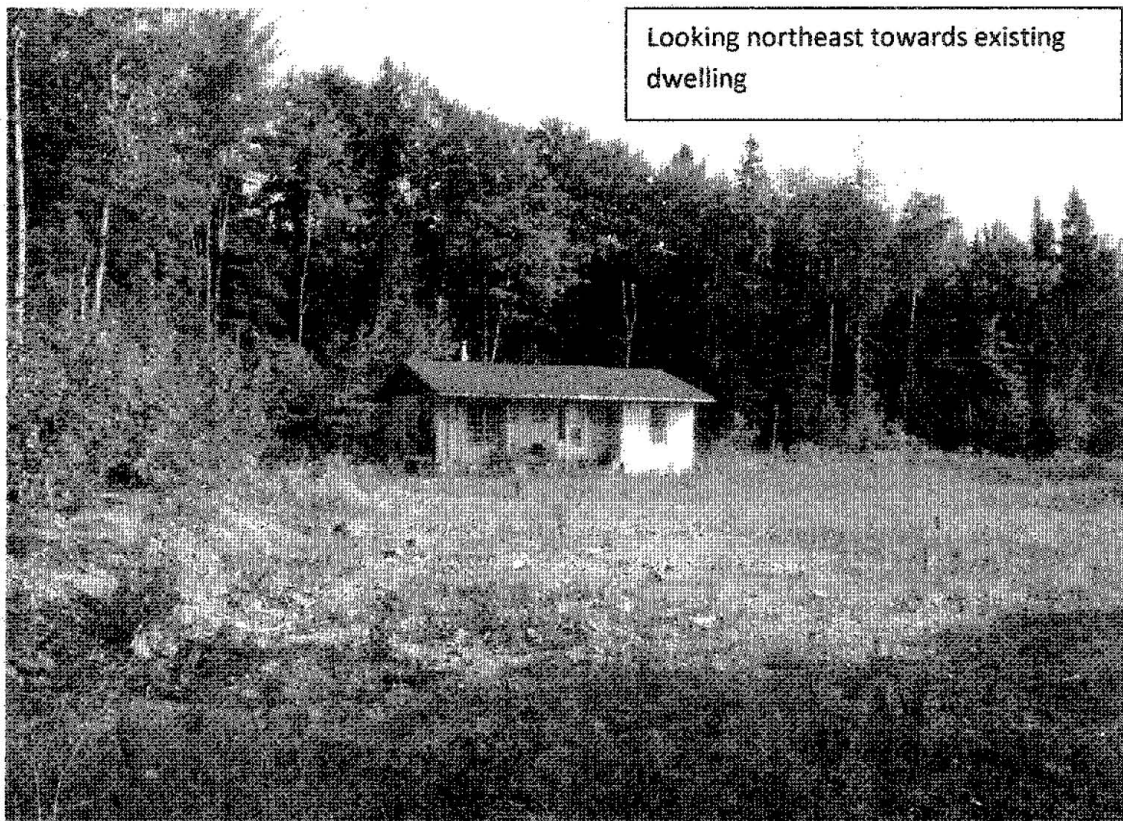
Mike Marinovich,
Secretary/Treasurer

705-941-5773 (work)

cc. Mr. Malcom White, City Clerk
Mr. Joe Krmpotich, Councillor, ward six
Mr. Frank Manzo, Councillor ward six

6(6)(a)

Looking northeast towards existing dwelling

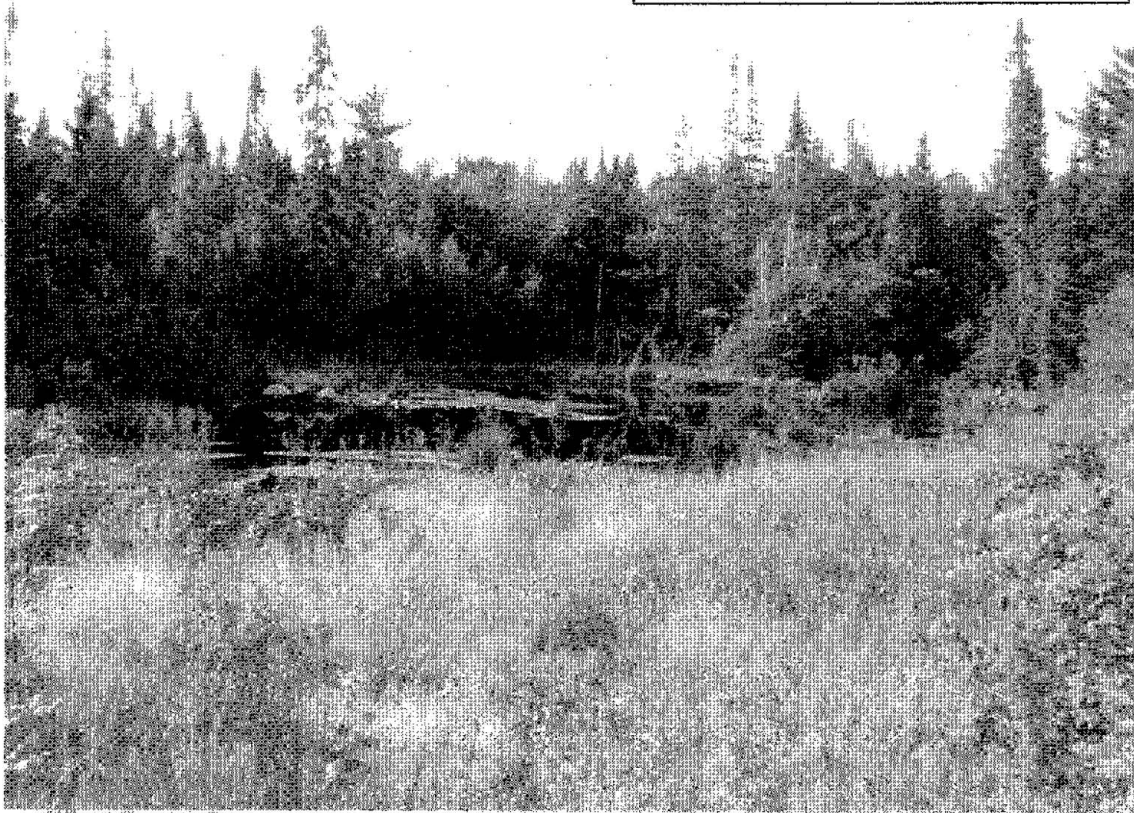


Pictures Taken: August 31, 2012

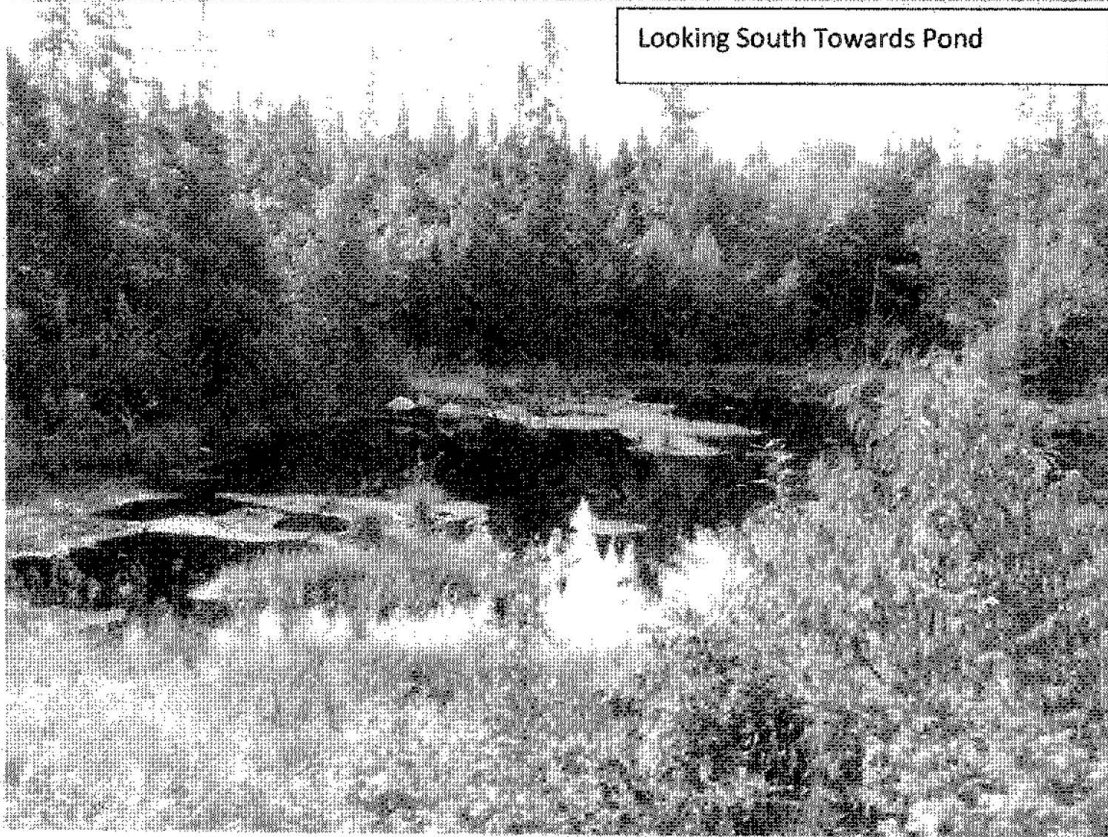


66X(a)

Looking South Towards Pond



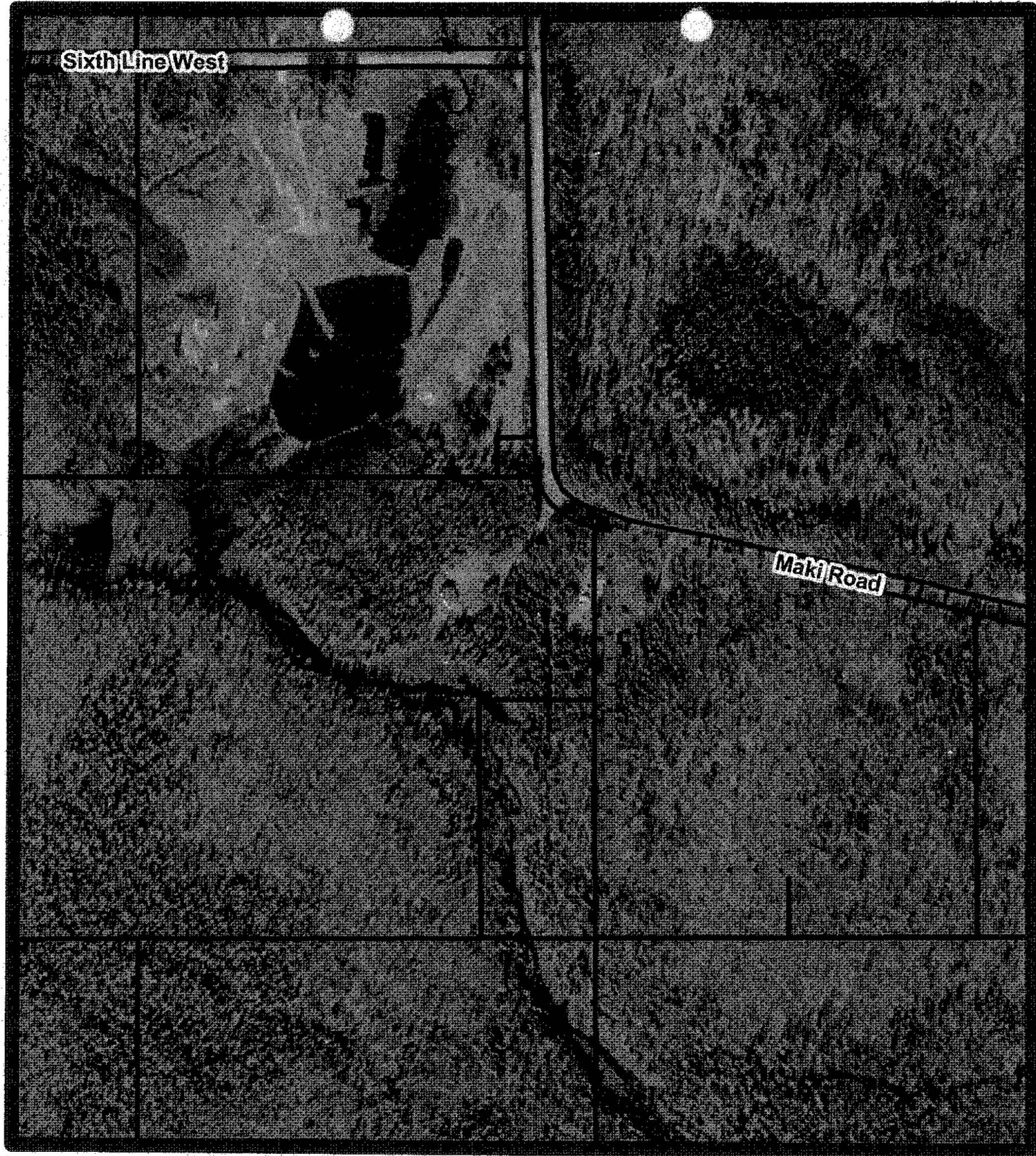
Looking South Towards Pond



6(6)(a)

Looking East towards Accessory Buildings

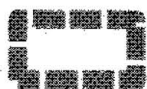




2008 ORTHO PHOTO

Planning Application A-11-12-Z-OP

1465 Maki Road

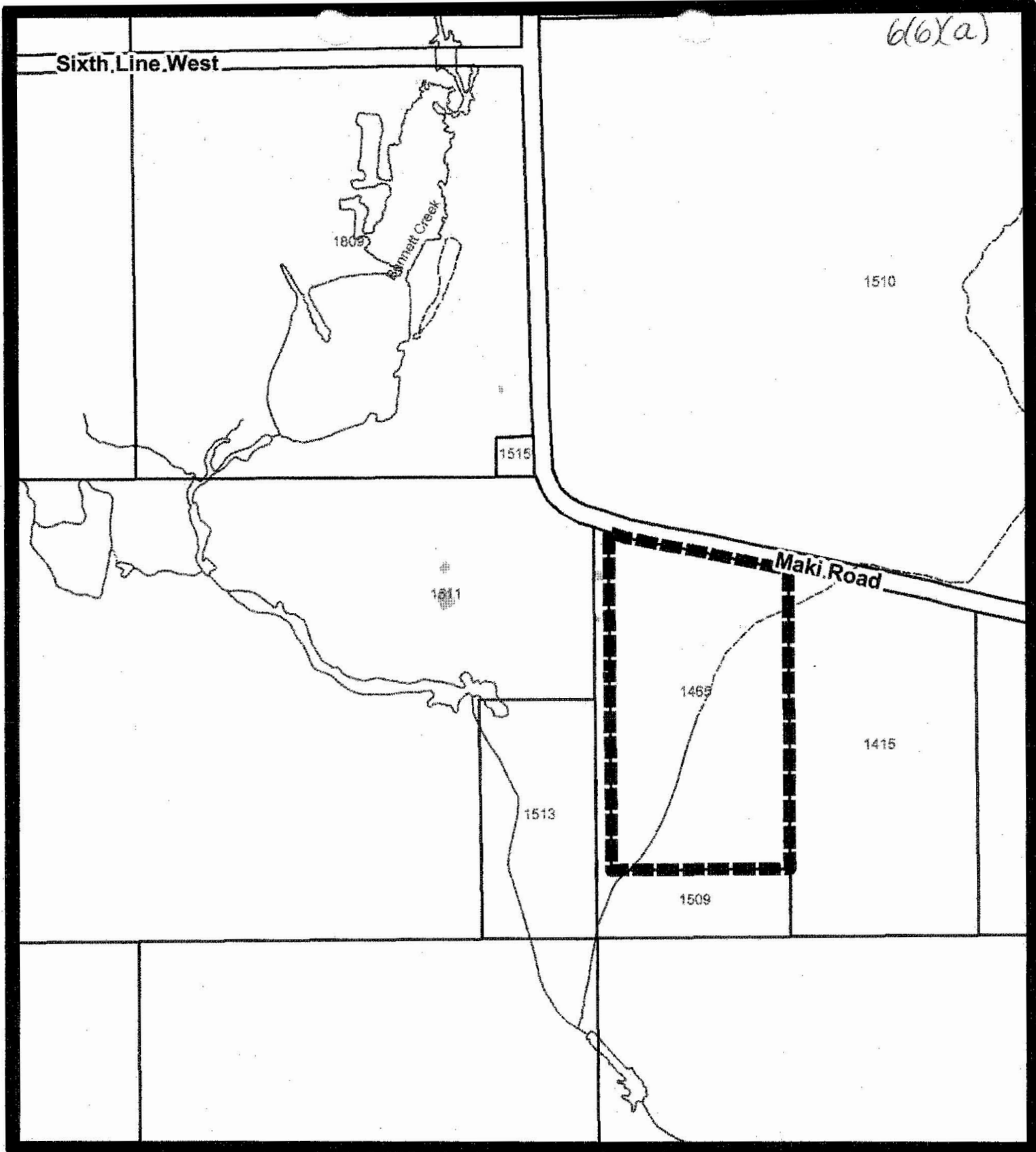


Subject Property = 1465 Maki Road



Metric Scale
1 : 4500

Maps Mail Label ID
501 & 2-56 A-11-12-Z



SUBJECT PROPERTY MAP

Planning Application A-11-12-Z-OP

1465 Maki Road



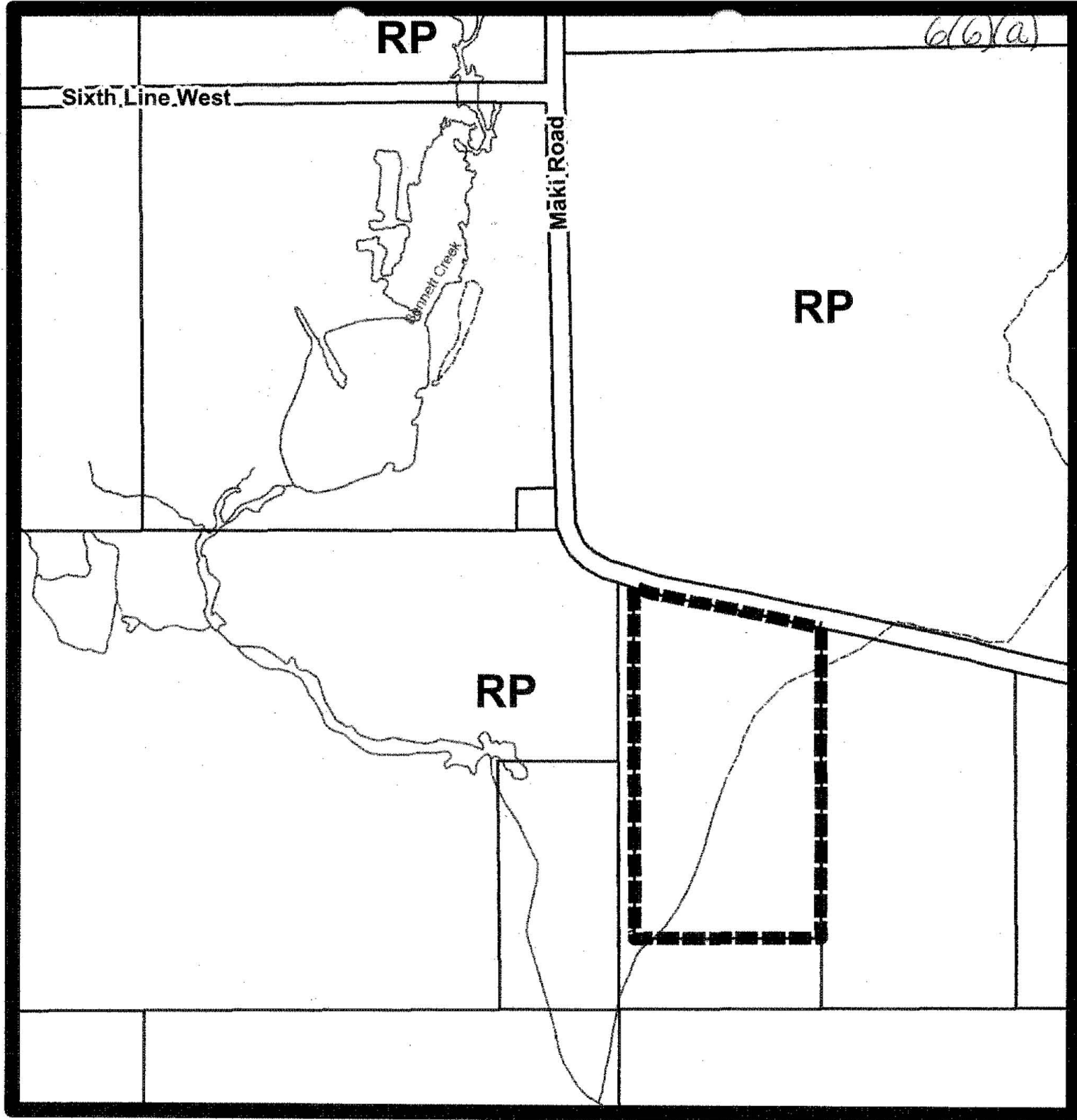
Subject Property = 1465 Maki Road



Metric Scale
1 : 4500

Maps
501 & 2-56

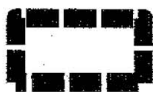
Mail Label ID
A-11-12-Z



ZONING MAP

Planning Application A-11-12-Z-OP

1465 Maki Road



Subject Property = 1465 Maki Road



RP - Rural Precambrian Uplands Zone



Metric Scale
1 : 4500

Maps
501 & 2-56

Mail Label ID
A-11-12-Z

6(6)(b)

Jerry D. Dolcetti, RPP
Commissioner

Donald B. McConnell, MCIP, RPP
Planning Director



ENGINEERING & PLANNING DEPARTMENT

Planning Division

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

2012 10 09

Mayor Debbie Amaroso and
Members of City Council

RE: Digital Signs By-law

PURPOSE

The Signs By-law Committee is requesting City Council's approval of the proposed Digital Signs By-law. If approved, it is also recommended that Council end the current moratorium on digital sign applications.

BACKGROUND

On September 26, 2011, City Council passed the following resolution:

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

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

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

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

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

On May 28, 2012, a Draft Digital Signs By-law was brought to City Council for approval. At that meeting, the Chamber of Commerce voiced a number of concerns with the proposed By-law. City Council deferred the matter so that the Signs By-law Committee could meet with Chamber Representatives to discuss their concerns.

On June 25, 2012, City Council passed the following resolution:

"Resolved that the report of the Planning Division dated 2012 06 25 concerning the Digital Signs By-law be received and that City Council defers approval of the Digital Signs By-law and extends the current moratorium on digital signage to September 24, 2012; and

That City Council authorize the Committee to have the proposed Digital Signs By-law reviewed by the Transportation Master Plan Consultant."

ANALYSIS

Background Research

The following Municipal Digital Sign By-laws were studied as part of the review, including:

- Toronto
- Saskatoon
- Nanaimo
- Oakville
- Clarington
- Calgary
- Pitt Meadows
- Traverse City
- Fredericton
- St. Johns
- Sudbury
- Pittsburgh
- Philadelphia
- Timmins
- Edmonton
- Windsor
- North Bay

General Findings

- Most Municipalities prohibit flashing, scrolling, fading or depicting movement, including video.
- All Municipalities regulate duration of message, brightness and transition of message.
 - Minimum duration of message times generally range from 6-15 seconds.
 - Transition of messages must occur in less than 1 second.
 - The overall effect is that sign messages must be static for a set period, and then change quickly to a new static message, with little or no effects of the change, such as scrolling, fading or flashing.
- Most Municipalities require automatic light sensors to ensure that sign brightness is continually adjusted to ambient lighting conditions.
- All By-laws reviewed had general prohibitions upon signs emitting sound or being interactive in any way.
- All By-laws reviewed differentiate and regulate on-site vs. off-site advertising.
- All By-laws contained general clauses noting that digital signage cannot block or reduce the visibility of a traffic control signal/device. This included depicting images that could be misinterpreted as an emergency vehicle or traffic control device/sign.

Public Consultation

- February 23 – A Draft By-law was circulated to local sign industry stakeholders for comment – Feedback from this circulation was minimal, including:
 - Perceived inconsistency in enforcement.
 - The minimum message duration of at least 1 minute was seen as too restrictive.
- April 2 – Draft By-law provided to City Council for information.
 - Public notice was sent to sign industry stakeholders and advertised in the Sault Star and Sault This Week.
- April 25 – Public Open House. The Open House was attended by approximately thirty people, primarily local business owners and the signs industry. Most of the attendees either had existing digital signs or were considering purchasing and installing a digital sign. In general, the comments at that meeting were quite critical of the draft regulations. Much of the regulations are focused on public safety. The group generally felt that the urban landscape is littered with distractions and that overly cautious regulations were not warranted. The following six (6) main issues were identified:
 - Minimum Duration of Message – 1 minute is too long
 - Off-site vs. On-site advertising – The By-law should not restrict what can be advertised.
 - Prohibition of flashing/scrolling/fading/video – The By-law should allow digital signs to be utilized to their fullest capabilities.
 - Setbacks from Intersections – Safety Review. The By-law should not require a proponent to hire a qualified professional to conduct a safety review. This is onerous upon the Applicant and un-warranted.
 - Prohibition of Digital Portable Signs – The group questioned why portable signage could not be made digital.
 - Prohibition of Projected Signage – It was suggested that rather than prohibit projected signage, such signage could be permitted on a case-by-case 'trial' basis.
- Written Feedback – A total of ten (10) letters were received from various stakeholders, including business owners, the signs industry and the general public. It is worth noting that written comments were far less critical of the Draft By-law than those in attendance at the open house, however duration of message (proposed to be >1minute) was consistently cited as a concern.
- Anecdotal Feedback – The regulation of signage is a polarizing endeavour. The ability to advertise is crucial to the success of any business. Furthermore, the success of any sign company is directly based on the volume of signs which they are able to install and maintain. Therefore, formal feedback from stakeholders has been forthcoming. Formal feedback from the general public has not been so forthcoming. Staff has had a number of discussions with members of the public who feel that digital signs are a distraction, however for the most part, such input has not been formally submitted.

- May 28 – A Draft By-law is proposed for City Council's consideration. City Council defers the matter so that the Signs By-law Committee can meet with Chamber representatives to discuss concerns with the proposed by-law.
- Meeting With The Chamber of Commerce – On June 13, 2012 the Committee met with representatives from the Chamber of Commerce. In general, the Chamber felt that the by-law was too restrictive. More specifically, the following concerns were discussed:
 1. The minimum duration of message of fifteen (15) seconds is too long. Ten (10) second duration is suggested.
 2. The prohibition of flashing, fading, scrolling and video does not allow full use of the available technology.
 3. The requirement for a safety review for signs located within close proximity to an intersection will add costs and is not warranted or required.

The Signs By-law Committee is not willing to recommend reducing the minimum duration of message or to remove the prohibition on flashing, fading, scrolling and video. Furthermore, the Committee does not recommend eliminating the requirement for a safety review of digital signs proposed within 30m of signalized and 15m of non-signalized intersections.

At the meeting, it was also suggested by a Chamber representative that the removal of regulations pertaining to on-site and off-site advertising could have significant consequences, resulting in a proliferation of digital signs. It was suggested that the Committee rethink the current approach as it pertains to regulating on-site and off-site advertising.

At a subsequent meeting with Planning staff, the outgoing President of the Chamber of Commerce suggested that the Chamber could support regulating on-site vs. off-site advertising; however formal correspondence from the Chamber has not been submitted to date.

At the initial meeting on June 13, 2012, as well as the subsequent meeting with Planning staff, it was noted that the By-law as proposed was not as overly restrictive as initially communicated.

- Meeting with Bruce Wilson & Danny Alessandrini – At the request of Mr. Wilson, on September 12, 2012, the Committee met with Bruce Wilson and Danny Alessandrini, who owns and operates a digital sign at the corner of Queen and Gore Streets. The topic was regulating on-site vs. off-site advertising and essentially why the Committee was concerned with such regulations.

Discussion of Public Comments

- Minimum Duration of Message – Of the By-laws reviewed, the minimum duration of message generally ranged from six to fifteen seconds; however there were some at thirty seconds and one minute. Agreeing that originally proposed one

minute is out of line with most of the other By-laws, the Committee proposes to reduce the minimum duration of message to fifteen seconds.

- Off-site vs. On-site Advertising – Of the By-laws reviewed, most regulated off-site vs. on-site advertising. Off-site advertising is the advertising of goods and services which are not available on the site in which the sign is located. Existing Signs By-law 2005-166 regulates off-site vs. on-site by defining 'billboards' as off-site advertising and only permitting them in certain areas, Trunk Road, Second Line West, Great Northern Road, Bruce Street and not more than twenty five billboards within the downtown. Therefore, billboards are not permitted outside of these areas, and thus, neither is off-site advertising.

The Municipal Act grants the Municipality the authority to directly regulate sign content as it pertains to off-site and on-site advertising. The rationale for such regulations is to curb a proliferation of signage and billboards. The second argument is that a lack of regulations could result in a company advertising on a sign adjacent to a direct competitor. Although at the public open house local business owners were quite critical of this regulation, written comments from national and local digital sign companies were not. One could surmise that digital sign companies doing business in other communities throughout Ontario and Canada have had to deal with such regulations for some time.

Having said this, it is also recognized that such regulations could be difficult to interpret and enforce. For example, public service announcements might be a positive by-product of digital signage. It is also recognized that restricting on-site vs. off-site severely reduces the financial viability of investing in such signage. The argument of aesthetics and reducing sign clutter is philosophical and could be difficult to impose on sign and business owners within the local context. Finally, it is not the Municipalities goal to regulate competition.

The regulation of on-site vs. off-site advertising has proved to be a very contentious issue, which applies to more than just digital signage. The Committee has heard strong arguments both in favour and against such regulations. The Digital Signs By-law as proposed, does not directly regulate on-site vs. off-site advertising, however current sign regulations pertaining to billboards still apply. Therefore, during the interim, digital signs located outside of the areas where billboards are permitted will not be able to advertise goods and services that are available off-site (off-site or third party advertising). The Committee will review on-site vs. off-site advertising as part of a larger review of the remainder of the Signs By-law.

- Prohibition of flashing/scrolling/fading/video – The majority of the By-laws reviewed prohibited flashing, scrolling, fading, video and any movement beyond a rapid (less than 1 second) transition between different messages. At the public open house it was recommended that such a prohibition was not appropriate.

The Signs By-law Committee feels that it is appropriate in order to reduce potential distraction to motorists. Furthermore, such prohibitions are in line with the overwhelming majority of existing Municipal Digital Signs By-laws. Apart

from older digital signs and specific areas such as Yonge/Dundas Square, Toronto, there are very few digital signs which depict moving, flashing or scrolling images. Therefore, the Draft By-law continues to prohibit flashing, scrolling, fading and video.

- Setbacks from Intersections – Safety Review – The original Draft By-law required proponents to hire a qualified professional to conduct a 'safety review' for any digital signs proposed to be located within 100m of a signalized intersection or 50m of a non-signalized intersection or rail crossing. As a result of numerous comments provided, the By-law proposed on May 28, 2012, included reduced setback distances of 30m from a signalized intersection and 15m of a non-signalized intersection. The Signs By-law Committee had considerable discussion on the reduced setbacks. Staff from Public Works and Transportation did not feel that the reduced setbacks were appropriate, and some stakeholders, including the Chamber of Commerce, felt that the By-law should not contain any setback requirements from intersections.

Given the impasse, a review of the current Draft Digital Signs By-law was included in the Transportation Master Plan Terms of Reference. HDR Corporation was the successful candidate to complete the Master Plan. As qualified traffic experts, HDR's attached correspondence provides a number of comments on the Draft By-law. Although specific recommendations are discussed in greater detail below, it is HDR's expert opinion that the originally proposed 100m setback from a signalized intersection and 50m setback from a non-signalized intersection or rail crossing be adopted.

The current setbacks are consistent with Ottawa's Draft By-law, Ministry of Transportation (MTO) policies relating to digital signs on highways and the interim policy provided by Martin Rendl and adopted by City Council last summer. There is currently much debate as to whether or not digital signs pose a safety concern when located near intersections. The issue is distraction at or near 'driver decision points' such as intersections. A number of studies were submitted as a result of public notice. Each attached study concludes that digital signage is not a distraction and can be located near intersections. There also exist numerous studies which conclude that digital signage does in fact cause an undue distraction.

At the Open House it was also suggested that City staff should conduct the safety review. This is inconsistent with current Municipal practises. Under most circumstances, Municipal organizations are review agencies, even where By-laws, codes, regulations or guidelines exist. In the case of digital signage, where a generally recognized regulation does not exist, it is imperative to have a qualified professional review the proposal if it is within close proximity to an intersection.

It is recognized that many Municipalities do not contain minimum setback distances from intersections, however they all contain a clause stating that proposed signs shall not cause an undue distraction or reduce the effectiveness of any traffic control devices, to the satisfaction of the Commissioner of Public

Works and Transportation or Chief Building Official. The original Sign's By-law contains such a clause, however in a number of instances, Public Works staff recommended against digital signs proposed very close to intersections, and the signs were approved by City Council. There exists potential liabilities where signs or any other 'distractions' are permitted to be located in close proximity to intersections or 'driver decision points'. Legal staff advises that reducing HDR's expert recommendation could increase potential liabilities in the event of an accident near an intersection where a nearby digital sign is sited as either the main or contributing cause of the accident.

- Prohibition of Digital Portable Signs – Portable signs can be easily and quickly located and relocated on any property, thus making enforcement difficult. In many cases, the Municipality identifies an illegal portable sign and notifies the owner, who simply re-locates the sign, often without a permit and in contravention of the existing By-law. The situation then repeats itself. Building staff has spent countless resources attempting to enforce portable sign regulations, resulting in perceived enforcement inequalities. The prohibition of digital portable signs is therefore recommended, given the aforementioned difficulties with enforcement.

Given cost and vandalism concerns, it is not anticipated that a large number of digital portable signs would be forthcoming.

- Prohibition of Projected Signage – The original Draft By-law prohibited projected signage. The technology employed to project digital signage onto a building, structure or any surface is quite accessible and portable. Special regard must be given to where the projector is located and how projected light may impact motorists. Furthermore, projected signage has the potential to be very large. Having said this, the Committee agrees that such signage could be appropriately located on a case-by-case basis. Consequently, a process for approving projected signage on a case-by-case basis has been included in the proposed By-law.
- Digital Signage Installed on Vehicles – In recent months a local company has been supplying digital reader boards to be installed on top of vehicles. It has been suggested that the Digital Signs By-law could regulate such signage. The Committee feels that such regulations would exceed local jurisdiction and is most appropriately dealt with by the Province under the Highway Traffic Act. Consequently, the proposed Digital Signs By-law will not regulate the installation of digital signage on vehicles.
- Applicability: By-law will not be Retro-active – As per the Municipal Act, the By-law is not retro-active. Existing lawful digital signs that do not meet the regulations contained in the proposed Digital Signs By-law may continue to operate in the same manner. There are also a number of recently approved digital signs with special agreements/regulations. Where an agreement or site specific regulation is more restrictive than a regulation within the proposed by-law (such as duration of message or on-site vs. off-site), the digital sign may

begin to operate in accordance with the proposed by-law as approved by City Council.

Comments from HDR Corporation – Traffic Master Plan Consultants

As approved by City Council, the attached review of the Draft By-law was completed by HDR Corporation. Generally speaking The Traffic Consultants feel that the proposed By-law is appropriate, and achieves the overall goal of public safety. The comments are summarized as follows:

- Part 3.1.d – It is recommended that the clause pertaining to blocking or reducing the visibility of traffic control signals, traffic signs or other traffic control devices be expanded to note that digital signage cannot block any part of the roadway as it relates to all users, including automobile, cyclists and pedestrians. This change has been made.
- Part 3.2 Message Transition <1second – Given the capabilities of these modern digital devices, it is suggested that message transitions of less than one (1) second seem long, given the capabilities of the modern digital devices. A message transition of less than 0.25 recommended. The overall goal is that message transitions are instant. The message transition has therefore been reduced from less than one (1) second to less than 0.25 seconds.
- Part 3.6 Setbacks from Intersections – The Consultant recommends that digital signage within 100m of a signalized and 50m of a non-signalized intersection be prohibited. As previously discussed, the Committee agrees with the recommended setback distances, but rather than prohibit signage from locating within 100m or 50m of a respective intersection, it is recommended that such proposals be accompanied by a 'safety review', completed by a qualified professional. Conducted on a case-by-case basis, the safety review will provide site specific scientific rationale for either approving or denying a digital sign application in close proximity of an intersection. The Committee feels this is more appropriate than a one size fits all prohibition.
- Part 3.7 Maximum Size for Roof, Wall or Window Signs – The Consultant recommends that where roof, wall or window signs communicate a maximum size as a percentage of the façade, window or roof of the building in which it is located, an absolute maximum size shall also be communicated.

Upon review of other Digital Sign's By-laws, it is noted that most other Municipalities do not communicate an absolute size. It is recommended that maximum size requirements remain as a percentage of the surface in which they are located. This will ensure an appropriate size and scale between such signage and the wall, roof or window they are affixed to.

- Additional Clause: By-law Does Not Apply to Signs which are Not Visible From the Roadway – The Consultant recommends that language be included to note that the By-law will not apply to signs located where they are not visible or intended to be visible from any street. Although one of the key focuses of this

By-law is to ensure road safety, not applying the By-law to signs that are not visible from the roadway could result in digital signs with flashing or video, in very close proximity to residential areas. For example, there could be digital signs posted on buildings adjacent to drive thru facilities. It is therefore appropriate to continue to regulate digital signs that are not visible from the roadway, from the standpoint of any impacts to nearby residences. Such signs could be reviewed on a case-by-case basis, under the current clause allowing the Planning Director to approve minor amendments to the By-law. In these cases, variances would be deemed minor if the proposed signage is not visible from the roadway, and appropriately setback, or not directly facing an existing dwelling, even if they are within the specified setback from an intersection.

Overview of Changes

Below is brief summary of the changes between the by-law that was proposed to Council on May 28th and the current proposed by-law.

	Draft By-law Proposed May 28th	Current Draft Proposed By-law
Part 3.6: Setbacks from Intersections	30m from signalized intersections 15m from non-signalized intersections Measured from the edge of the intersection	100m from signalized intersections 50m from non-signalized intersections Measured from the centre of the intersection
Part 3.3a: Message Transition	Less Than 1 second	Less than 0.25 seconds
Part 3.7: Max. size for a digital sign mounted to a roof, wall or window	Roof Sign – 20% of roof area Wall Sign – 15% of façade area Window Sign – 50% of total window area	Roof Sign – 20% of roof area or 8m ² , whichever is lesser Wall Sign – 15% of façade area or 8m ² whichever is lesser Window Sign – 50% of total window area or 8m ² whichever is lesser

Monitoring and Updates

Planning staff, in conjunction with various City Departments and stakeholders is committed to conducting an annual review and update of the proposed Digital Signs By-law. Not unlike the Zoning By-law, continually reviewing and updating the provisions ensures that the regulations are current to changing technology, industry standards and development trends.

IMPACT

There are no significant financial impacts to the Municipality resulting from the approval of this request.

STRATEGIC PLAN

Approval of this request is not related to any activity identified in the City's Corporate Strategic Plan.

SUMMARY

For every study that says digital signs are a distraction, there is a study that says they are not. One perspective is that without regulation, digital signage poses a distraction. The other perspective is that 'accidents happen' and it is not necessarily digital signs that cause the distraction. There are a number of studies that support both perspectives, and critics point out that a truly independent comprehensive study has yet to be completed.

The proposed Digital Signs By-law was originally drafted with a cautious eye toward public safety. Public consultation has resulted in a number of substantial changes, with special regard for allowing local businesses and entrepreneur's to take full advantage of this technology, while at the same time maintaining public safety. Based on a review of Municipal Digital Sign By-laws from throughout Canada and the United States, the Committee is confident that the proposed By-law is in line with the regulations of other jurisdictions.

City Council originally deferred a decision on the Draft Digital Signs By-law for two reasons. First, to allow staff time to meet with the Chamber of Commerce. As previously described, during two meetings with a Chamber representative and Planning staff it was noted that the By-law as proposed was not as overly restrictive as initially communicated to City Council. It is however difficult to determine the opinions of the Chamber Board or their varied membership. Since the initial meeting on June 13, 2012 staff has attempted to get a written opinion from the Chamber, however up until the drafting of this report nothing has been received.

The By-law was also deferred to allow for an expert review of the By-law. HDR Corporation, the successful Consultant for the City's Transportation Master Plan conducted a review, resulting in a number of amendments. The biggest difference between this Draft By-law and the one proposed on May 28, 2012 is the increase in the setbacks from intersections, as recommended by the Consultant.

RECOMMENDATION

That City Council approves the proposed Digital Signs By-law and repeals the moratorium on digital signage.

Respectfully Submitted,



Peter Tonazzo, MCIP, RPP
PLANNER

Recommended for approval,



Donald B. McConnell, MCIP, RPP
Planning Director

Recommended for approval,



Jerry Dolcetti, RPP
Commissioner Engineering & Planning

PT/ps

attachment(s)

RECOMMENDED FOR APPROVAL



Joseph M. Fratesi
Chief Administrative Officer



6(6)(b)

DRAFT DIGITAL SIGNS BY-LAW

1 INTERPRETATION

- 1.1 Notwithstanding the provisions of Signs By-law 2005-166, this by-law shall exclusively regulate *digital signs and digital fuel price indicator signs*.
- 1.3 Where a specific provision of this by-law conflicts with a specific provision of by-law 2005-166, the provision contained herein shall prevail.

2 DEFINITIONS

- 2.1 **Billboard Sign** – An outdoor sign that advertises goods and services that are not available upon the same property or premises in which the sign is located.
- 2.2 **Digital Sign** – Means any sign that is remotely changed on or off site and incorporates a technology or method allowing *sign copy* to be changed without having to physically or mechanically replace the *sign face* or its components. Such signage may include but is not limited to the following:
- LED, LCD, Plasma screens and projectors which may depict and/or project text, pictures and/or videos
 - Digital readerboards which depict moving or static text only

Exclusion – *Digital Fuel Price Indicator Signs*

- 2.3 **Digital Fuel Price Indicator Sign** – A portion of a sign in association with a fuel sales use, as defined by zoning by-law 2005-150, as amended, which contains a digital display of current fuel prices only.
- 2.4 **Sign** – A device or structure used or capable of being used as a visual medium to attract attention to a specific subject matter for identification, information or advertising purposes.
- 2.5 **Sign Copy** – Any colour, graphic logo, symbol, word, numeral, text, image, message, picture or combination thereof displayed on a sign face.
- 2.6 **Sign Face** – is the interior area of a sign, excluding the frame portion of the sign.



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3 REGULATIONS FOR *DIGITAL SIGNS*

3.1 General Prohibitions

No *digital sign* shall:

- a. Flash, scroll or fade, during the transition of *sign copy* as described later in this by-law, including any lighting or backlighting effects;
- b. Emit sound or be interactive in any way;
- c. Depict or display *sign copy* that could be misinterpreted as an emergency vehicle or traffic control device;
- d. Block or reduce the visibility of any part of the road, road users (vehicles, cyclists or pedestrians, traffic signals, traffic signs or other traffic control devices);
- e. Contain the words or phrases 'Stop', 'Go Slow', 'Caution', 'Danger', 'Warning', 'Emergency', 'Yield' or 'Detour', unless such word or phrase is part of the name of a business or product and is displayed solely to identify such business or product;
- f. Be a portable sign as defined by Signs by-law 2005-166;
- g. Be projected onto a building structure or any surface, unless approved by the Commissioner of Engineering and Planning, or designate, as outlined in Section 5 of this by-law.
- h. Be located or encroach upon a public right of way, unless permitted herein or by Streets by-law 2008-131 as amended.

3.2 Duration of Message

Digital sign copy shall be displayed continuously in a static manner and without change for a period of time that is not less than **15 seconds**.

3.3 Transition of Messages

Sign copy may change if the transition:

- a. Is no longer than **0.25 seconds** in duration;
- b. Is a change of the entire *digital sign copy area*;
- c. Does not consist of partial, incremental or sequential changes of the *sign copy area*; and,
- d. Does not display any visible effects including but not limited to motion, fading, dissolving, flashing, intermittent or blinking light, scrolling or the illusion of such effects.

3.4 Brightness

- a. All *digital signs* shall be equipped with an automatic light sensor to adjust the brightness level of the *sign copy area*. The sensor must be set so that brightness levels do not exceed 3.23 lux (0.3 foot candles) above ambient light conditions as measured using a Lux meter at a preset distance depending on sign area. The



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measurement distance shall be calculated with the following formula: The square root of the sign area x 100. Example using a 5m² sign: $\sqrt{(5\text{m}^2 \times 100)} = 22.3\text{m}$.

- b. Notwithstanding maximum brightness levels, the sign shall not cause undue glare to the satisfaction of the Chief Building Official.

3.5 Location

- a. *Digital signs* are permitted in commercial, Industrial, Institutional and Parks and Recreation Zones as outlined in Zoning By-law 2005-150. *Digital signs* are also permitted in accordance with the billboard regulations set out in Signs by-law 2005-166, unless otherwise noted in this By-law.
- b. Unless otherwise noted in this By-law, *digital signs* shall adhere to the size, setback and sight triangle regulations set out in by-law 2005-166.
- c. *Digital signs* shall be setback a minimum of 22m from a residential zone.

3.6 Setbacks from Intersections

Where a *digital sign* is to be located within **100m** of a signalized intersection or **50m** of a non-signalized intersection of two publicly owned roadways or a railway crossing, prior to the issuance of a permit, a safety review must be conducted by a Professional Engineer, to the satisfaction of the Commissioner of Public Works and Transportation. The distances shall be measured from the lot lines abutting the intersection.

- a. The safety review shall identify why the sign is acceptable at the location being proposed, as well as any mitigating measures aimed at reducing potential risks, based upon but not limited to the following items:
 - i. Crash history
 - ii. Traffic and pedestrian volumes
 - iii. Roadway speed
 - iv. Existing and expected driver workload
 - v. Relative geometric complexity of the roadway and/or intersection.

The distance from any intersection shall be measured from the centre of the intersection.



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3.7 Specific Digital Sign Regulations

Sign Types where Digital Sign Copy is Permitted	Maximum Size	Maximum Projection From Wall (Where Applicable)	Minimum Clearance above established grade	Maximum number of Digital Signs per Lot	Minimum setbacks, maximum height and sight triangle regulations, minimum separation between signs and any other provisions not specifically mentioned in this by-law.
Billboard Sign	20m ²	N/A	3m	Not more than 1 digital sign per lot.	Same as those outlined for specific sign types in By-law 2005-166
Canopy, Awning, Marquee	N/A	N/A	3m		
Ground Sign	7.5m ²	N/A	No minimum.		
Projecting Sign	1m ²	0.3m	3m		
Roof Sign	20% of roof area or 8m ² , whichever is lesser.	0.3m	3m		
Wall Sign	15% of facade area or 8m ² , whichever is lesser.	0.3m	3m		
Window Sign	50% of total window area or 8m ² , whichever is lesser.	N/A	3m		

4 REGULATIONS FOR DIGITAL FUEL PRICE INDICATOR SIGNS

Nothing in this by-law shall restrict the use of *Digital Fuel Price Indicator Signs* so long as they are in association with, and located upon the same site as a fuel sales use. Not more than 2 *digital fuel price indicator signs* are permitted. Each *digital fuel price indicator sign copy* area may not exceed 0.5m² (5.3sq.ft).

5 REGULATIONS FOR DIGITAL SIGNS THAT ARE PROJECTED ONTO A BUILDING, STRUCTURE OR ANY OTHER SURFACE.

- a. Prior to the issuance of a signs permit for any digital signs that are to be projected onto a building, structure or any other surface, the written approval of the Planning Director is required. The review will be based upon consultation with relevant city departments and outside agencies, including but not limited to:
 - i. Public Works and Transportation
 - ii. Building Division
 - iii. Legal Department – For Municipal property
 - iv. Community Services Department – For Municipal property
 - v. PUC Services Inc.



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- b. An application to project digital signage onto any building, structure or surface, shall be submitted to the Planning Division, and must be accompanied by:
 - i. Application fee of \$150
 - ii. A site plan showing:
 1. Size and location of the projected sign
 2. Location of projector
 - iii. Written confirmation from the property owner, agreeing to the application to permit a projected digital sign, as well as projecting equipment.
- c. If the application is denied, the applicant may request a Council decision.

6 ADDITIONAL REGULATIONS FOR ALL DIGITAL SIGNS

- a. *Digital signs* shall be designed so as to cease operation in the case of a malfunction.
- b. Except in the case of a *billboard sign*, digital signs may not display *off-site advertising*.

7 APPLICATION REQUIREMENTS

Applications for *digital signs* must include the following, in addition to the application requirements set out in Signs by-law 2005-166:

- a. One copy of a scaled drawing for each side of the sign, giving all dimensions and areas, as well as colours and materials used.
- b. One copy of a site plan showing the proposed location of the sign in relation to sight triangles, signalized and non-signalized intersections and lot lines.
 - i. If applicable, a safety review, completed by a qualified Professional Engineer, as outlined above.
- c. One signed copy of Appendix A which includes the following statements:
 - i. The applicant has read, understands and agrees to adhere to the regulations contained in the following sections of this by-law:
 - General Prohibitions
 - Duration of Message
 - Transition of Messages
 - Brightness

8 PENALTY

Every person who contravenes the provisions of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act.



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APPENDIX A

APPLICANT AFFIDAVIT FOR DIGITAL SIGNS

I hereby affirm and certify that the sign being installed under this permit application will adhere to the requirements of the City of Sault Ste. Marie Digital Signs By-law, including but not limited to:

1. The sign will display 'static' messages for a period of at least 15 seconds.
2. The transition between sign copy will take less than 1 second. Such transition will be a change of the entire digital sign copy area, without any effects such as flashing, fading or scrolling.
3. The digital sign will be equipped with an automatic light sensor, set so that brightness levels do not exceed 3.23 lux above ambient light conditions.

I _____ (print name) have read and understand the requirements and restrictions set out in the Digital Signs By-law.

X _____

Date: _____

September 27, 2012

Project # 6976

Mr. Peter Tonazzo, MCIP, RPP
Planner
City of Sault Ste. Marie
99 Foster Drive
Sault Ste. Marie, ON P6A 5X6

Dear Mr. Tonazzo:

**Re: City of Sault Ste. Marie
Proposed Digital Signs By-law**

At the request of the City of Sault Ste. Marie, I have reviewed the proposed digital signs by-law and have documented my findings in this letter.

Research conducted here in Canada has shown how video signs can distract drivers and draw their attention away from the road environment. The authors of the Canadian research have stated that *"On the basis of the eye fixation study and the public survey data, it is apparent that video advertising can distract drivers inappropriately and lead to individual crashes"*.¹

Research in the US on digital billboards has concluded that: *"The overall conclusion, supported by both the eyegance results and the questionnaire results, is that the digital billboards seem to attract more attention than the conventional billboards and baseline sites (as shown by a greater number of spontaneous comments regarding the digital billboards and by longer glances in the direction of the billboards)."2*

The proposed digital signs by-law appears to have been written with the aim of ensuring that digital signs in Sault Ste. Marie do not lead to any increase in crashes. Ensuring road safety is a reasonable goal and this by-law therefore seems very appropriate given the research. With this goal in mind, the following are suggestions for consideration regarding the proposed digital signs by-law.

1. *Part 3.1.d Block or reduce the visibility of a traffic signal, traffic sign or other traffic control device;* The road and environment conveys critical information to the driver, therefore, consider expanding this section as follows:

¹ Smiley, A., Bhagwant, P., Bahar, G., Mollett, C., Lyon, C., Smahel, T., Kelman, L. Traffic Safety Evaluation of Video Advertising Signs. Transportation Research Record: Journal of the Transportation Research Board. Issue Number 1937. pp 105-112. 2005.

² Lee, S. E., McElheny, M. J., Gibbons, R. Driving Performance and Digital Billboards. Virginia Tech Transportation Institute. 2007.

Part 3.1.d Block or reduce the visibility of any part of the road, road users (vehicles, cyclists, or pedestrians), traffic signals, traffic signs or other traffic control devices;

2. Part 3.2. Message duration of 15 seconds is of a sufficient duration such that the sign will not change often enough to divert attention. With a duration of 15 seconds it is not expected that the sign will change more than once for a passing driver.
3. Part 3.3.a. *Is no longer than 1 second in duration.* This does seem long for a modern digital device. Calgary uses a 0.25 second duration.
4. Part 3.4.a. *3.23 lux (0.3 foot candles) above ambient light conditions.* This level should provide adequate brightness from the point of view of advertisers as recommended in a presentation by the Outdoor Advertising Association of America (which recommends 3.23 lux, OAAA Digital Lighting Webinar, July 15, 2008).
5. Part 3.6. Intersections require a high amount of driver attention because of the number of conflicts with other road users and the need to decide which way to go. A driver's full attention is needed at intersections and anything which diverts attention is a potential safety concern.

Digital signs are designed to divert attention and research by Smiley et. al. has demonstrated that the signs do in fact grab drivers' attention. Drivers have limited available attentional resources available for non-driving tasks under complex situations such as navigating through an intersection. Therefore, under most scenarios, if not all, the findings of a safety review of a digital sign at an intersection can be predicted. A safety review would likely conclude that the sign has the potential to contribute to a crash.

An alternative approach to the requirement for a safety review would be to prohibit digital signs within the vicinity of an intersection. For comparison purposes, it is worth reviewing the practices of other jurisdictions. The City of Calgary's by-law does not allow for digital signs within 30m of an intersection.³ MTO prohibits the use of billboards within 46 m of at-grade intersections within urban areas.⁴ The City of Ottawa's draft proposal is to prohibit digital signs within 100m.⁵ Therefore, consider prohibiting digital signs within the vicinity of an intersection instead of requiring a safety review. Also, the size of the setback may be a function of the road operating speed such that higher speeds correspond to larger setbacks. A conservative approach to the size of the setback would be to place digital signs outside the decision making area of the intersection and to match the guidance provided by OTM Book 6.

³ <http://www.calgary.ca/PDA/DBA/Pages/Calgary-Land-Use-by-law-1P2007/Calgary-Land-Use-Bylaw-1P2007.aspx>

⁴ <http://www.mto.gov.on.ca/english/engineering/management/corridor/sign-policy/page5.shtml#s6>

⁵ http://ottawa.ca/en/city_hall/planningprojectsreports/public_consult/digital_billboards/proposals/index.htm

Table 3: Minimum Advance Placement of Condition A Warning Signs (Requiring Driver Judgment)

Posted Speed (km/h)	Minimum Advance Distance (m)
30	115
40	140
50	195
60	225
70	250
80	280
90	310
100	335

A digital sign posted outside of the distance listed in Table 3 can be considered to be outside the decision making area of an intersection. A smaller setback corresponds with a greater expected impact of the digital sign on the intersection. Therefore, consider using a setback larger than 30m for signalized intersections or 15m for unsignalized intersections.

The question then becomes how much further of a setback is appropriate? The distances in Table 3 are very conservative and would amount to an outright ban of the digital signs within an urban area. The area of influence is non-linear in that a sign right at the intersection has a much greater impact than a sign at the edge of the decision making area. The further a digital sign is kept from the center of an intersection, the greater the potential safety benefit. Given that there are also potential political, marketing, economic, and tourism benefits of digital signs, it is reasonable to consider a setback of around 100 m for signalized intersections and 50 m for unsignalized intersections. These setback distances are selected based upon the current practices used by other jurisdictions and the other restrictions put forth by the bylaw (specifically, no video or moving content, limited size, limited brightness, and long message duration) which when combined should limit the amount of additional collision risk.

6. Part 3.7. The maximum sizes for digital signs on the roof, wall, or window, are set as a percentage of the surface. Consider language that also limits the size by an absolute size such as "20% of roof area or 20m², whichever is smaller".
7. The focus of this by-law is to ensure road safety. Consider including language that this sign by-law does not apply to signs located where they are not visible or intended to be visible from any street.

Respectfully,

HDR Corporation



Maurice Masliah, Ph.D.

Senior Researcher | Professional Associate

6(6X D)

June 25, 2012

To: Mayor Debbie Amaroso and Members of City Council

Re: Digital Signs By-law

Good Evening,

I wanted the opportunity to convey our thoughts and position with respect to the Digital Sign By-law draft.

Digital Advertising Network Inc, a division of E.C.Boone Limited is in the business of digital advertising. We are hopeful of conducting business within Sault Ste Marie in the very near future.

First off, I wanted to commend your city for taking a proactive approach in attempting to establish guidelines with respect to digital signs. I first met with Peter Tonazzo on April 26th, 2012 to discuss the digital sign by-law draft. It was quite apparent that Peter and staff had spent a considerable amount of time and effort on the topic. I forwarded my comments to Peter with respect to the draft of the by-law. In general, our feelings are that the by-law is somewhat restrictive, but with that said, it SHOULD be.

Digital billboard signs are built and installed to attract attention. It is paramount in our opinion that these signs do not distract motorists and convey there message in the same fashion as "static" traditional outdoor billboards, such as the numerous examples throughout Sault Ste Marie and cities across the country. Digital technology allows for a much more crisp vibrant message to be displayed. Furthermore, digital signs allow for the ability to include more advertisers on an ongoing basis.

Digital Advertising Network was looking forward to having this draft by-law in place in Sault Ste Marie and I attended the council meeting back on May 28th in the hopes that the by-law would be adopted so that the framework was

established and thus would allow for Digital Advertising Network to find a suitable location(s) within this framework.

At the May 28th council meeting, a representative from the Sault Ste Marie Chamber of Commerce addressed council and requested that the by-law be deferred so to allow further consultation in that the by-law was too restrictive in certain areas.

As per the report from Peter Tonazzo received last Friday June 22nd, further consultation took place in a meeting on June 13th, 2012 with representatives from the Chamber of Commerce and specific areas of concern were addressed, namely

- Duration of message
- Prohibition of flashing, fading, scrolling and video not being permitted does not allow the full use of digital technology
- The requirement for a safety review for signs located within close proximity to an intersection will add costs and is not warranted or required.

In addressing these topics, our view is that although the duration of message is longer than many municipalities currently allow, it is acceptable. Secondly, we do concur that prohibiting flashing, fading, scrolling, video streaming etc does not allow for the full use of the digital technology, in no way would Sault Ste Marie want digital signs to be able to utilize the full scope of their technology. Constant static messages that are allowed to change immediately is the only view that should be taken. Allowing any of these other elements would in our opinion be a potential distraction to motorists which is not an option. I have attached a link that depicts in our opinion how digital sign technology should be utilized when it pertains to motorists. Lastly, with regard to the requirement of a safety review for signs proposed in close proximity to an intersection, it will add costs but we feel it is absolutely warranted by the city to request such a review. There should be no price tag placed on the topic of safety for motorists and pedestrians. Cities are unique and different with their individual traffic patterns in various areas and should be governed as such when it comes to digital signs. In fact, it may be beneficial to incorporate a clause similar to that within the proposed draft that deals with brightness (section 3.4) that states digital signs that are proposed in

close proximity to an intersection must satisfy safety concerns of the Chief Building Official in consultation with the traffic and engineering departments.

I also wanted to address the topic of current and existing digital signs within Sault Ste Marie. I find it quite troubling that the Sault Ste Marie Chamber of Commerce is the party that initially requested council to defer the digital draft by-law at its May 28th council meeting. All the while, there is a digital sign upon their property which is continually promoted to businesses to solicit advertising on said sign.

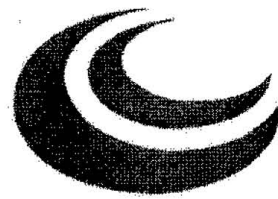
Naturally, I would assume that if indeed the Chamber is of the opinion that this proposed by-law be further deferred that they will do the honourable thing of turning off their own digital sign until the by-law is adopted.

So as to summarize, we would like to see the by-law adopted in its current form at this evening's council meeting.

Respectfully,

Jeff McCoy

Digital Advertising Network



6(6)(b)
**SAULT STE. MARIE
CHAMBER
OF COMMERCE**

Presentation to Sault Ste. Marie City Council – May 28th 2012

Re: Proposed Digital Signs By-Law

Good Evening, Your Worship Mayor Amoroso and City Councillors, thank you for accepting our request to speak with you about this important issue for Sault Ste. Marie's business community. My name is Robert Reid and I am the President of the Sault Ste. Marie Chamber of Commerce. As many of you know, in my professional life I am a professional engineer and while I am no expert on digital signs, I deal with risk and liability issues daily which is at the heart of our concerns with the proposed by-law.

I want to begin by saying that there are many things that the Chamber supports in this proposed by-law and we were pleased to see that there were changes made from the previous version that were in line with suggestions that had been made by the Chamber and some of our members directly. This is a difficult issue to regulate and we are glad to see City staff attempting to move the issue forward.

However, there are several critical points that have been suggested by the public that have not found their way into the by-law.

The Chamber is generally concerned that the proposed by-law is unnecessarily restrictive on the capabilities of the technology of digital signs and does not deal with technological advancement as newer signs are available to the market. In addition there are three specific concerns that I will explain in a moment.

Staff's report to council on this issue is very comprehensive and notes the concerns that have not been addressed:

- Minimum duration of message: The Chamber supports 10 second intervals, not the 15 seconds noted in the report;
Prohibition of flashing/scrolling/fading/video: This is the key issue to using the technological capability of the signs and the Chamber generally supports letting the signs use their full capabilities. This is the key area that requires more consultation with industry stakeholders.
- Setbacks from intersections – Safety Review: This is an issue that simply adds costs to the process of installing a sign and is not required. As noted in the report, there is a debate in the industry about the "safety" impact of signs and until there is a clear need for the review, it should not be imposed through the by-law.

The impact statement from Staff's report to council on this issue states: "There are no significant impacts resulting from the approval of this request." The Chamber disagrees with this statement and feels that impeding the full use of the technology that is available impacts the business' ability to advertise and promote its own goods and services or the goods and services of others. Limiting a business' marketing ability is a significant impact. As well, adding costs to the project for a professional engineer's review could have a significant impact in that the cost of the sign will be significantly increased.

An excerpt from the Summary section of Staff's report to council on this issue states: "...with special regard for allowing local businesses and entrepreneur's to take full advantage of this technology,". We have already shown how the technological capabilities of the signs are being limited by this proposed by-law.

As a result, the Chamber feels that the proposed by-law is too restrictive and needs further consultation before it should be enacted.

We are asking Council to defer tonight's decision until City Staff have an opportunity to meet with the Chamber and a group of industry representatives that can deal with the specifics of the issues related to digital signs. The Chamber would be pleased to host that discussion and could assemble a representative group of industry stakeholders from our membership. Given the existing moratorium on new applications we are prepared to act swiftly to resolve these issues and get a revised by-law back to Council quickly.

Thank you again for your time this evening and we look forward to working together to reach a positive conclusion to this important issue.

Respectfully Submitted by,

A handwritten signature in dark ink, appearing to read "Robert Reid". The signature is stylized with a large, looped "R" and a cursive "Reid".

Robert Reid, P. Eng. MBA
President – 2011/2012

Peter Tonazzo

From: John Dick <j.dickhdequip@gmail.com>
Sent: March 30, 2012 1:57 PM
To: Peter Tonazzo
Subject: Digital Sign

Dear Peter,

I have reviewed the Digital Sign by-law and there are a 1 item that stands out particularly "Duration of Message". The digital sign copy shall be displayed continuously in a static manner and without change for period of 1 minute. Accordingly to the sign supplier of message from 6 sec, 15 sec, to 30 second. One minute intervals are far to long of a period. I propose if possible for our sign on the hwy 15 - 30 sec intervals, due to hwy traffic & speeds driven. I can see the 1 min interval in the downtown business core due to traffic lights / intersections.

Peter for your information below:

At 15 seconds as timed on Hwy 17 E allowed for 16 cars gone by as of couple of minutes ago. Here we are dealing with 2 lanes of traffic and traffic not stopped by Lights or intersections.

Thanks Peter,

Jr.

--
John Dick Jr
Sales Marketing Manager NA, CA, SA
HD Equipment Sales & Service
967 Trunk Road
Sault Ste. Marie, ON Canada P6A5K9
Tel: 705.759.1133 / 123
Fax: 705.759.4521
Email: hdequip@soonet.ca
Website: www.AstencookNorthAmerica.com
www.AstencookCentralAmerica.com
www.AstencookSouthAmerica.com

Peter Tonazzo

From: Ross Muzylo <ross.muzylo@outdooropportunities.com>
Sent: April 24, 2012 2:20 PM
To: Peter Tonazzo
Cc: allan.peck@outdooropportunities.com
Subject: Draft digital sign regulations

Dear Peter:

Further to our telephone conversation today we have read the draft digital signs By-law and wish to make the following comments.

1. We agree with the comments attributed to you in the Sault Star namely, "Digital signs are fairly expensive and that may deter someone from purchasing one." A ten foot by twenty foot digital billboard costs in the neighbourhood of \$90k. As a result, it would only be suitable in high traffic areas to warrant this type of expenditure.
2. In order for digital signs to be economically viable would require at least a 6 to 10 second interval between messages. Given the speed of vehicular traffic, a static 6-second digital message would be similar in duration to viewing a traditional static billboard.

Respectfully, we would ask you to consider a change to section 3.2 of the draft regulations to reflect a more appropriate duration in the case of billboard signs

Also, would you kindly arrange to have our company placed on your contact list with respect to agendas, minutes and upcoming meetings concerning your sign by-law?

Yours truly,

Ross Muzylo
President
Outdoor Opportunities Inc.
Agents for Canadian Pacific Railway
(905) 763-7552

ross.muzylo@outdooropportunities.com

6(6)(b)

Peter Tonazzo

From: Peter McLarty <pjmclarty@shaw.ca>
Sent: April 25, 2012 10:17 PM
To: Peter Tonazzo
Subject: Digital Signs

Hi Peter

If the paper was accurate I like the proposal.

Comments:

1. They should not be near busy intersections where they distract from turn signals...e.g. the present one near Leon's 2. They should "fade" on and off. The sudden flash causes a visual distraction to drivers..
 3. I like the idea of an extended "on" period...30 to 60 seconds 4. I don't know how you regulate brightness... but it should be "limited".
- The Toyota sign is too bright after dark.

Regards

Peter McLarty

755 Fifth Line EAst

Peter Tonazzo

From: Matt <superior7@shaw.ca>
Sent: April 30, 2012 8:30 AM
To: Peter Tonazzo
Subject: FW: sign bylaw

Peter
RE: Digital Sign bylaw

On behalf of Superior 7 Advertising, we are pleased with the current draft by-law.
Off site advertising has to be taken serious with no exceptions or else this will become a problem, and a proliferation of sign pollution. Superior 7 Adv has had to follow these by-laws, and expect everyone else to as well, also we need to make sure that once the by-laws is passed it needs to be enforced.
Good job!

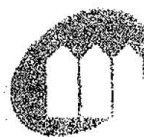
Matt Patreau
Superior 7 Advertising
705 946 4357

From: Blayn [<mailto:info@resolutionprint.com>]
Sent: Friday, April 27, 2012 2:15 PM
To: 'Matt'
Subject: sign bylaw

Hey I read thru the bylaw and I think its pretty good. The only thing I question is the 1 minute length of the ads. I think 6-10 sec min is the norm.
Also they have nothing in regards to size of displays (Max sign size) unless that falls under the existing bylaw for size.

Blayn Morley
Superior 7 Advertising
Tel: 705.946.4357
Cell: 705.257.2472
Fax: 705.946.1428
Email: info@resolutionprint.com

No virus found in this message.
Checked by AVG - www.avg.com
Version: 10.0.1424 / Virus Database: 2411/4967 - Release Date: 04/29/12



The Mortgage Centre

Real Estate Stop
& The Mortgage Centre
2 Queen St. W.
Sault Ste. Marie, ON
P6A 1A2

April 27, 2012

Phone: 705-949-STOP
(7867)
Fax: 705-942-2116
Mortgage Centre
Fax: 705-942-9050

City of Sault Ste. Marie
Att: Mr. Peter Tonazzo, MCIP, RPP
Planner
99 Foster Drive
Sault Ste. Marie, ON

Mr Tonazzo:

Firstly, I know I speak for all the stakeholders when I say thank you for the opportunity to discuss the proposed bylaw for new digital sign erection in Sault Ste Marie. It is unfortunate that more staff and Committee/Council Members were not able to attend this forum as I think this bylaw will shape the future of a "New Signage" era in Sault Ste Marie.

There were several very relevant points which were made at the meeting which I hope you will take back and give strong consideration to during the formulation process for this new bylaw.

As I understand, the City's major concerns are 1/ safety and 2/ aesthetics/conformity.

I believe the biggest stumbling block for most of the participants is that the proposed by-law for any "newly erected" digital sign provides for a rather lengthy minimum transition time of one minute.

The question asked at the meeting was why this extraordinarily long period of time is being imposed, when the industry standard is anywhere in the range of 5-10 seconds.

.../2



Email: Sold@RealEstateStop.com Websites: www.RealEstateStop.com www.AlgomaMortgage.com

-2-

Has any research revealed that a longer transition will result in increased public safety, or a significant reduction of motor vehicle/pedestrian accidents? If such research does exist, are the statistics quantitatively significant enough to denote the necessity for implementation of such a restrictive rule in the bylaw?

As per your request I have provided a copy of a "Sign Accident Study" which was presented to Toronto Community Council-2006 which suggests otherwise.

In my opinion, the inclusion of such a restriction will cause the end user to purchase a less sophisticated and less attractive sign, as the enhanced features of higher quality signs would be rendered useless, resultantly deeming the investment in such technology redundant. Had I been aware of the restrictions the City intended to impose on digital signage, I most definitely would not have purchased the caliber of sign that I did.

Giving my full support to the ambient light component of the by-law, I agree that digital signs should possess a dimming component so as not to "overlight" any area. Having said that, I would argue as such, that the portable roadside signs pose more of a safety hazard than digital signage due to the vibrance of their neon lettering and the choices of words used to overtly attract attention of drivers; for example, "Stop!", or "LOOK!". Conversely, digital signs allow for a more tasteful and less blatant means of communication.

It should also be duly noted that each installation of electronic Digital signage will enhance City beautification and modernization by resulting in less need for the unsightly portable road advertising signs.

The second concern I have is over a "billboard" bylaw which seems to be married with the digital sign bylaw.

I understand that there is an old bylaw which restricts the number of downtown billboards and I understand the bylaw was designed to maintain the aesthetics of the downtown core.

-3-

My question is, if the City has given authorization for a digital sign to be erected in the downtown core, how can the restrictions of the billboard bylaw be imposed on the said sign after approval has already been granted? This concept is both confusing and contradictory. Not only does this interfere with business and "freedom of expression", but unfairly disadvantages the end user from utilizing off site activity for these signs. The billboard bylaw should be considered before installation of a digital sign is granted, rather than being used to the detriment of the ratepayer/entrepreneur after the fact to impose upon and restrict the usage of the sign.

Taking into consideration the fact that digital signs can be as small as 1 ft x 1 ft, whereas a billboard stands at typically 10ft x 20ft, this by-law should be deemed irrelevant and inapplicable to the regulation of digital signs.

Lastly I am hopeful that any new bylaw will be instituted with an "open for business" approach as you can see the business community is reaching out to the City in the hopes to be able to utilize this new and exciting technology as a business development tool as so many other North Americans have.

I am prepared to personally provide any input that you may require and will assist any committees/council members and staff with any information/contacts I have developed since the installation of the LED Sign at 2 Queen St. W.

Thank you for your consideration

Sincerely,

THE REAL ESTATE STOP INC.

Danny Alessandrini, *AMP*
Broker of Record/Owner

Attachments

April 23, 2012

Planning and Engineering Department
Attn: Peter Tonazzo
The Corporation of the City of Sault Ste Marie
99 Foster Drive
Sault Ste Marie, ON P6A 5N1

Re: Comments regarding the proposed digital sign bylaw

To Whom This May Concern:

We would like to provide the following comments regarding the proposed digital sign bylaw.

First and foremost we would like to applaud the city for its draft, as it is apparent much research and work has been put into it so far. In fact, overall, the draft is a step in the right direction for regulation of this valuable medium. We simply have a few suggestions for changes that we feel could be made to better regulate such signs.

Message Duration

It was stated in a recent newspaper article that the proposed bylaw is in-line with the majority of regulations throughout North America. With that being stated, requiring messages to remain static for a period of one minute is far out of the norm for regulations of these signs; especially for recently-passed regulations of digital signs.

Yes, it is true that one can find more restrictive message duration regulations for such signs, but the vast majority of municipalities that have considered regulation of this technology have passed message durations of six to eight seconds or less. Examples in Canada include Edmonton (six-second message duration with the allowance of animation in some cases), Toronto (10 seconds), Richmond Hill (three seconds), London (five seconds) and more. We have also included a list of message durations for cities throughout the U.S., for your reference.

Furthermore, the vast majority various safety studies that have been performed regarding digital signs have been performed on signs with message durations ranging from five to 10 seconds. None of the studies have found that digital signs did anything to reduce the safety of adjacent roadways. In fact, while not formally released, the U.S. Federal Highway Administration did release its executive summary and a memorandum about its soon-to-be released digital sign traffic safety study. They went so far as to state that such signs were "well below accepted 'concern' thresholds." We have included those documents for your reference as well.

Therefore, regarding message duration, we would suggest implementing regulations that are more in-line with regulations throughout North America, by implementing a six-second hold time rather than a 60-second hold time.

Digital Sign Separation from Intersections and Railways

The proposed regulations would require that all digital signs within 100 metres of a signalized intersection or within 50 metres of a non-signalized intersection and/or railway crossing submit a safety study conducted by a Professional Engineer.

To our understanding, the proposed requirements are based on the assumption that digital signs could prevent people from identifying and responding to train crossings and intersections.

This is simply not the case on all counts. In fact, a study performed in Toronto and published by the *Transportation Research Record: Journal of the Transportation Research Board*, No. 1937, 2005, titled "Traffic Safety Evaluation of Video Advertising Signs," stated on page 107: "No evidence was found that glances at video signs reduced the proportion of glances at traffic signs or signals."

It is important to note that the abovementioned study was an analysis of signs running full-motion video. Such use is not typical for digital signs; nor would the proposed regulations permit such usage.

It is important to note, as stated above, numerous studies have been performed regarding digital signs; many of those studies dealt with digital signs running at a five- to 10-second hold time, i.e., signs with messages changing at intervals more frequently than the proposed regulations would permit. Regardless of proximity to other digital signs and regardless of proximity to intersections, no study has found these signs to be hazardous.

We would also like to point out that one would be hard-pressed to find a location that is not within 50 metres of an intersection. Therefore, such requirements would essentially force all prospective digital sign owners to purchase a safety analysis, as a substantial additional cost (professional engineers are not cheap). As with the proposed message duration requirements, this requirement is far out the realm of common regulation.

We understand that the city would like to ensure such signs produce a little of an impact as possible. However, such regulations are unneeded, and place a huge financial burden on businesses.

Brightness

On a final note, we would, again like to applaud the city for implementation of standard brightness regulations of 3 Lux above ambient light. We would simply like to encourage the city to insert the prescribed measuring distances into the bylaw, as the distance from where one were to measure a digital sign depends on how large the sign is.

(b)(6)(b)(7)

DAKTRONICS

We have included the standards from which such regulations were based for your reference.

Also accompanying this letter, you will find some suggested changes to your proposed draft. We hope you find it beneficial in future revisions to your digital sign bylaw.

Daktronics, Inc. is the world leader in the design and manufacture of electronic display systems. We are dedicated to helping regulators implement provisions catering to both business owners and community tastes.

Please let me know if you have any questions or concerns.

Sincerely,
DAKTRONICS, Inc.



Terra Fisher
Signage Legislation
605-691-1285



DAKTRONICS

Peter Tonazzo

From: jeffmccoy@digitaladvertisingnetwork.ca
Sent: May 09, 2012 1:36 PM
To: Peter Tonazzo
Subject: follow up - draft digital sign by-law

Hi Peter,

Apologies for getting this e-mail to you later than I had anticipated. Had to deal with some other matters out of town and it fell from my to do list.

Thank you again for taking the time to meet with me back on Apr 26th. It was great to meet you and I look forward to further discussion pertaining to the digital sign element of the by-law.

Peter, I wanted to commend you on what is obviously an extensive amount of research and work that has gone into the drafting of this digital sign component of the by-law. It is refreshing to see a city taking a proactive approach to an area of outdoor advertising that is growing and changing.

I have listed below my comments to the draft by-law for your review;

3.2 Duration of Message - changing of messages should be allowed to change somewhere in the vicinity of 15-30 seconds as opposed to 1 minute as proposed.

3.4 Brightness - You may want to add a clause that the level of brightness must not cause undue glare and meet with the satisfaction of the Chief Building Official as opposed to a specific lux.

3.5 Location - It would be my opinion that you consider more stringent regulations with respect to Hwy 17. Some portions of this road that fall within City limits and may be permitted under proposed guidelines are not conducive to digital ads as they would possibly distract attention from motorists on a busy road whereby drivers must be alert for wildlife as well. Traffic counts would be attractive to potential advertisers and industry but again in my opinion would be potentially too distracting on a road where speeds would get above the 80 km hour posted rate.

3.6 Setbacks from Intersections - It would be my opinion to involve City Engineer as well so as to not be subject to bias from "hired gun".

Hope some of the above may be helpful.

Feel free to contact me anytime. I can be reached at (416) 553-3813.

Best of luck with upcoming council meeting. Is the draft by-law still slated on the agenda to be heard this coming Monday May 14th?

Thank you again for your time Peter, talk to you soon.

Jeff McCoy
Digital Advertising Network Inc
10 Pippy Place
St. John's, NL
A1B 3N7
1 855 731-7370 Toll free
416 553-3813 Mobile

Draft Digital Signs By-law Open House Comments

Please use back of page if additional space is required

Name J. Ingram Phone 705.945.0007 Email TurnCitySigns@live.com

My Concern Regarding the By-law: If we don't have a blanket amount
of meters a digital sign has to be away from an intersection, it, or
not, then how come my static Mobile sign must stay away a selected
distance? Whether you think a mobile sign or digital sign is more
distracting or not, when it comes to an intersection I would like to see
a by-law that fits for both. I think an engineered selected distance for
digital signs isn't fair for all.

A point was brought up regarding these permits being too stringent and
that these business men would hold up the laws, if they were less strict.
There are bad apples in any sort of industry. I'm not anti-digital sign,

(66Xb)

these permits need to exist to make sure these rules are kept ^{by business men,} not
the other way around. ~~Business~~

- Final point, there needs to be some sort of ~~Permitting~~.

- Perhaps we should have something where ~~the~~ those with Digital Signs should
keep maintained. LCD Tiles should be replaced when burnt out.

(b)(6)(b)

SUBJECT:

Briefing on Findings of "A Study on the Effects of Commercial Electronic Variable Message Signs (CEVMS) on Driver Attention and Distraction."

#17-90
Turner-Fairbanks Office of Research, Development, and Technology
(November 2010 Final Report)

QUESTION:

What, if any, Federal action is necessary to address operational and legal issues relating to State regulation of CEVMS under The Highway Beautification Act of 1965 (as amended), 23 U.S.C. 131 (HBA) in response to the research findings?

MAJOR ISSUE SUMMARY:

The study found:

- Drivers are exhibiting positive behaviors in regard to external stimuli by "keeping their eyes on the road" more than 80% of the time.
- The identifiable time spent viewing CEVMS or fixed signs was well below accepted "concern" thresholds.

Despite careful language explaining these findings, when taken out of context, they can be interpreted to support the opposing interests of both the industry (CEVMS are not distractions and should be more widely allowed) and scenic groups (FHWA's implicit endorsement of the industry's position and in direct contradiction to Secretary LaHood's serious concerns about driver distraction.)

Our September 25, 2007 Interim Guidance provided that States may permit CEVMS signs if they interpret them as not being contrary to the HBA's prohibition and are permitted under their State-Federal Agreement. Substantial controversy at local government and State levels has resulted in moratoria on CEVMS and heightened expectations pending the outcome of the FHWA study. Recently, there has been a dramatic increase in pressures on States to permit CEVMS due to technological/economic issues.

The study findings will require FHWA to take direct action to formally issue guidance that reiterates the standards proposed in our Interim Guidance and also aligns with the research results. This Guidance may be issued in either a policy Memorandum or in the Federal Register. (Per Administrator's recommendation)

This Memorandum will:

- Defend the HBA's prohibition of billboards that employ flashing, intermittent, or moving light(s)
- Support State DOT efforts to maintain "effective control" and prohibit CEVMS in accordance with their State-Federal Agreements

66(b)

- Improve the consistency nation-wide of State's compliance with the prohibition
- Reiterate and clarify FHWA's stance and responsibilities under the HBA and provide State regulators with our support
- Clarify what states should consider prior to enacting legislation or regulations that would permit CEVMS signs along their control routes:
 - Duration of Message - each display is generally between 4 and 10 seconds; 8 seconds is recommended.
 - Transition Time between messages is generally between 1 and 4 seconds; 1-2 seconds is recommended.
 - Brightness - Adjust brightness in response to changes in light levels so their brightness does not affect the safety of the motoring public.
 - Spacing- If allowed, not less than minimum spacing requirements for signs under the Federal-State Agreement (FSA), or greater if necessary to ensure the safety of the motoring public.
 - Locations – Same as where allowed for signs under the FSA except such locations where determined inappropriate to ensure safety of the motoring public.

Action Needed/Timeline: HEP is proposing to formally issue guidance that reiterates the standards proposed in the 2007 Interim Guidance that are within a range of acceptability, and are based upon the research results. This may be issued as a policy memorandum Guidance Document upon formal release of the research report. This may be followed by formal issue of an FHWA Notice in the Federal Register if the Administrator so recommends.

Other Materials: Information on the Federal outdoor advertising control program is available from FHWA at http://www.fhwa.dot.gov/realestate/out_ad.htm.

POINT OF CONTACT: Janis Gramatins, Acting Director, Office of Real Estate Services, ext. 6-2030.

SUPERVISOR: Gloria Shepherd, Associate Administrator, Office of Planning, Environment and Realty, ext. 6-6221

Driver Visual Behavior in the Presence of Commercial Electronic Variable Message Signs (CEVMS) Summary of Conclusions

This study was conducted to investigate the effect of CEVMS outside the public right-of-way regulated by the Highway Beautification Act of 1965 on driver visual behavior. The study used an instrumented vehicle with an eye tracking system to measure where drivers were looking when driving past CEVMS and standard billboards. The CEVMS and standard billboards were measured with respect to luminance, location, size, and other relevant variables to extensively characterize these visual stimuli. Unlike previous studies on digital billboards, the present study examined CEVMS as deployed in two US cities that did not contain dynamic video or other dynamic elements. These billboards changed content approximately every 8 to 10 seconds. In addition, the eye tracking system had nearly a two-degree level of resolution that provided significantly more accuracy in determining what objects the drivers were looking at compared to an earlier study. Two experiments are reported that were conducted in two separate cities employing the same methodology but taking into account differences with respect to such variables as daytime or nighttime driving and the complexity of the roadway visual environment. The results and conclusions from the present study are presented in response to the three main research questions listed below.

1. Do drivers look at CEVMS more than at standard billboards?
2. Are there long glances to CEVMS that would be indicative of a decrease in safety?
3. Do drivers look at CEVMS and standard billboards at the expense of looking at the road ahead?

Key Research Questions:

1. Do drivers look at CEVMS more than at standard billboards?
 - In general drivers devoted more glances to CEVMS than to standard billboards; however, there were no significant decreases in the proportion of time to the road ahead (i.e., eyes on the road) that could be directly attributed the CEVMS at the measured luminance and contrast levels.
 - In Study 1, drivers looked at CEVMS proportionally twice as much as standard billboards (3% vs. 1.5%), but there was no difference in the time spent looking at the road ahead (83% and 84%, respectively).
 - In Study 2, the only condition in which drivers looked at CEVMS proportionally more than at standard billboards was at night in low visually complex environments (4.5%).
 - Looking at the number of glances to advertising (per sign), the results from both studies show substantially more glances to CEVMS than to standard billboards both during the day and night conditions.

	Day		Night	
	CEVMS	Standard	CEVMS	Standard
Study 1	3.57	1.82	2.62	1.37
Study 2	4.26	1.60	3.11	0.92

(d)(6)(b)

- Regardless of study location or type of billboard, the mean percent of time drivers spent looking at target billboards was less than 5 percent.
- Whereas Study 1 showed a greater proportion of glances to CEVMS situated in high visually complex surroundings relative to low visually complex surroundings, Study 2 showed the opposite: a greater proportion of glances to CEVMS situated in low visually complex surroundings relative to high visually complex surroundings.
 - In the high visual complexity area of Study 1 there were two CEVMS and so there was overall more visual complexity but also more opportunity for drivers to look at CEVMS.
- Study 1 showed a greater proportion of glances to CEVMS during the day than at night whereas Study 2 showed the most attention to CEVMS at night (under low visual complex conditions).
 - The difference in Study 2 is largely due to the "bright beacon in the night" effect of the CEVMS in low visually complex surroundings.

2. Are there long glances to CEVMS that would be indicative of a decrease in safety?

- Across both studies, the longest glances were less than 1.3 seconds.
- The average glance durations were 0.07 sec and 0.097 sec for the two studies, respectively.
- The proportions of glances above three threshold levels are shown in the table below. The maximum glance duration observed across both studies was 1.28 seconds.

	Proportion of Glances to Advertising		
	Above .75 sec	Above 1.0 sec	Above 1.6 sec
Study 1	1.0%	.37%	0%
Study 2	1.2%	.65%	0%

- The NHTSA 100-car study showed a significant increase in crash odds at 2 second glances. An older analysis concluded 1.6 seconds is a duration threshold that is associated with increased risk. The most conservative threshold in the literature is .75 seconds, which is based on standard perceptual-reaction times.

3. Do drivers look at CEVMS and standard billboards at the expense of looking at the road ahead?

- No, the differences between time spent looking at CEVMS and standard billboards were not reflected in the time spent looking at the road ahead.
 - The only factor that reduced driver gazes to the road ahead was the visual complexity of the overall environment. More visually complex environments reduced time spent looking at the road ahead.
 - This is evidence to support restricting the concentration of roadside information sources: whether regulatory signs and/or advertisements (regardless of CEVMS or standard billboards).

6(6)(b)



Signs Do Not Cause Traffic Accidents
(Correcting a Misconception)

Submission by:

Moneta Media & Marketing Inc.
593 Osler Court, Newmarket, Ontario L3X 2P4
Phone / Fax: (416) 238 - 2594

For:

Toronto and East York Community Council

Date:

September 19, 2006

Purpose:

This is to correct the pervasive misconception and myth that signs, including the latest in electronic animation signs, are a cause of traffic accidents, which they are not.

Moneta conducted research into this issue for this submission. We appreciate this opportunity to provide this input for your consideration.

Do Outdoor Signs Contribute to Traffic Accidents?

- Toronto Star Newspaper, October 4, 2005. Driven to Distraction, Drivers on Phones as Bad as Drunks.

... The top distractions:

- Events, objects or people outside of the car
- Other passengers, such as a crying child or argumentative spouse
- A moving object (inside vehicle) such as a bee or an unsecured package
- Eating or drinking
- Adjusting a radio or CD

The statistics were compiled between 2000 and 2003 from national crash data compiled by the US Department of Transportation.

Video billboards also came under the microscope. Alison Smiley, President of Human Factors North, said her company studied reaction to video billboards at three Toronto intersections: Yonge Bloor, Spadina-Dundas and Bay-College.

Ms. Smiley concluded by saying "accident rates didn't change with the installation of those (video) billboards".

- In the Executive Summary section of the **1980 Annual Report** prepared by the (US) Federal Highway Administration, entitled: Safety and Environmental Design Considerations in the use of Commercial Electronic Variable-Message Signage, we quote:

"...the available evidence remains statistically insufficient to scientifically support (a demonstrable relationship between commercial electronic variable message signs and accidents)"

- * The body of research is best summarized in the Outdoor Advertising Association of America's Signs and Traffic Safety Issue Portfolio, from which we provide the following three quotes.

"Traffic safety experts have studied the relationship between outdoor advertising and traffic accidents, since the 1950's, finding no authoritative evidence that billboards are linked to traffic accidents".

"The US Department of Transportation, state transportation agencies and property / casualty companies' statistics on fatal accidents indicates no correlation between billboards and traffic accidents."

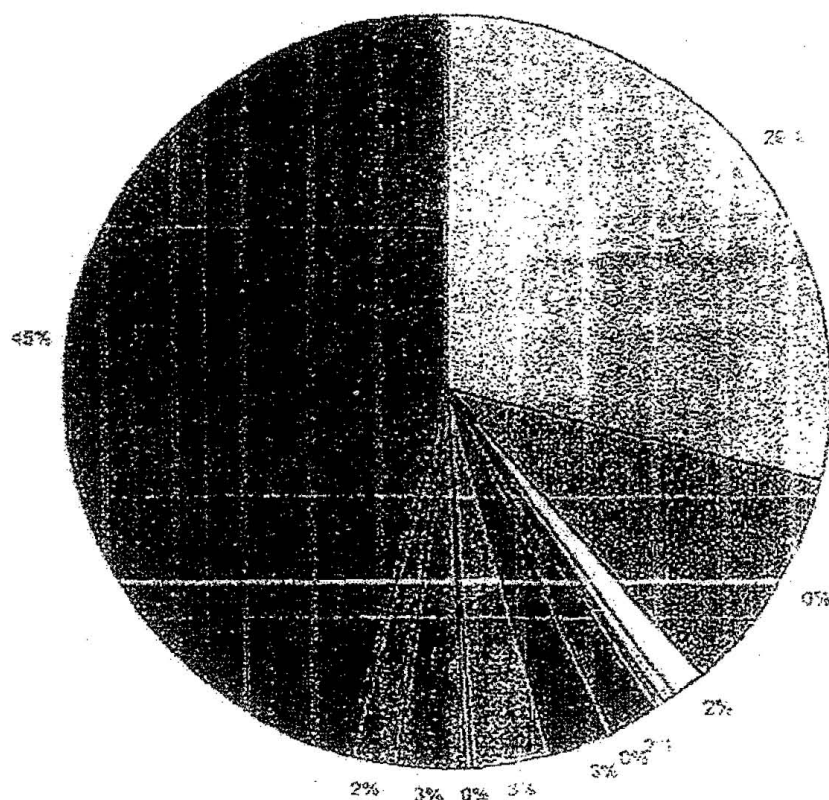
"A sampling of local (US) law enforcement agencies found no evidence that drivers' accidents were caused by billboard."

Driver Inattention / Operational Issues:

- * The U.S. National Highway Traffic Safety Association: 40th Annual Proceedings, Association for the Advancement of Automotive Medicine, October 1-9, 1996, Vancouver, Canada, pages 379, 380 & 381.

In 1992 the US National Highway Traffic Safety Association began employing the National Accident Sampling System crash data statistics. The purpose was to obtain more in-depth information on driver inattention related crash causes. The crash data analyzed 2,636,000 run-away crashes and 4,644,000 involved driver crashes. (See results in attached charts) It is important to note that outdoor advertising is not named as a human factor in driver inattention accidents.

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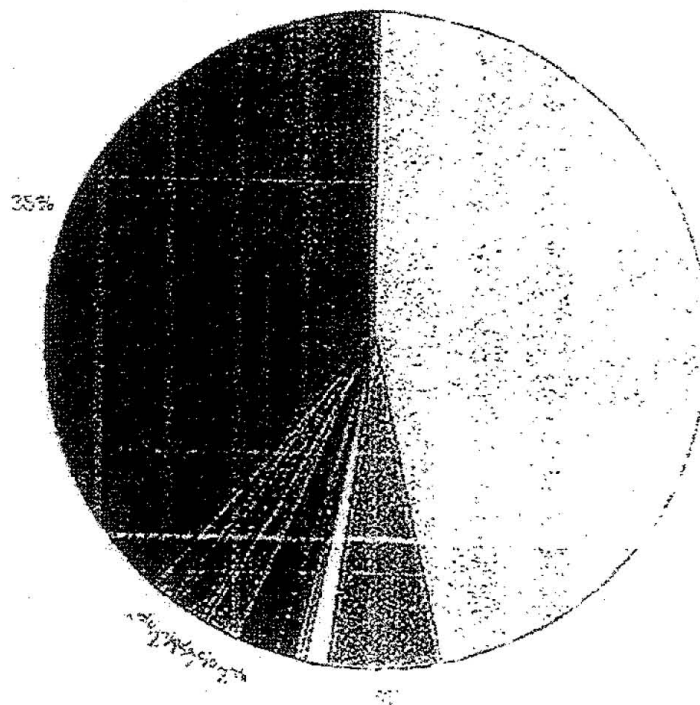


- Source: 60th Annual Proceedings, Association for the Advancement of Automotive Medicine, October 7-9th, 1996, Vancouver, Canada, Pages 372-381

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1995 American National Highway Traffic Safety Association Crash Data Statistic Analysis
Tow-away Crashes Analyzed 2,639,030. Involved Driver Crashes Analyzed 1,614,000

Percentage of Crashes Involving
Inattention/Distracted-related Crash Causes Involving Drivers



- L Dist acted by other occupants (specified) 0.9%
 LI Dist acted by moving object in vehicle (specified) 0.3%
 O Dist acted while driving, talking or listening to cellular phone (location and type of phone specified) 0.4%
 II Dist acted while adjusting driver's controls 0.7%
 III Dist acted while adjusting radio/cassette CD (specified) 1.2%
 CII Dist acted while using other device/object in vehicle (specified) 0.1%
 BII Dist acted by animal or person, road or event (specified) 2%
 I Dist acted while driving 6.1%
 K Dist acted - unknown or was unknown 1.5%
 DII Dist action speeded up 1.1%
 DIII Dist action slowed down 3.7%

¹²It is important to note that outdoor advertising is not regarded as a "harassment factor" in "Cover letter" on criminal record.

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The most in depth study to that date ever performed in the United States on crash causation, found that "recognition failure" was involved with 56% of crash cases. There were five principal forms of "inattention":

- * Looked, but did not see = faulty surveillance (23%).
- * Inattention, pre-occupation with competing thoughts (15%).
- * Internal distraction: attention to competing event or object inside vehicle (9%).
- * Driver drowsiness and fatigue (2%)
- * External distraction: attention to competing event, activity or object outside of the vehicle (4%).

The 4% belonging to External Distractions can be further defined as attention to traffic information signs, people in nearby cars or on roadside, geographical objects, sunsets, mountains, water and many external distractions other than outdoor advertising.

- * Australian Road Research Board Report Summary, July 1984, page 1-3, Laboratory study by Johnston & Cole, 1976.

It concluded that drivers have an ability to shed irrelevant information and the general effect of the distraction is not great. After conducting five major route studies no usable cause and effect relationships were established such that one could say that advertising signs constitute a traffic hazard.

- * Highway Safety Research Centre, University of North Carolina, Chapel Hill, N.C., October 1974. Bill Hunter, Highway Safety Research Associate. Volumes 8, Number 6, page 1.

This study computerized the accident report narrative for nearly 200,000 North Carolina traffic crashes. The computer scanned the narratives and printed out all with key words or phrases: "Billboard signs, eyes off the road, advertising, looked away and distracted."

Results: The computer produced a number of narratives concerning driver distraction. None were produced which could clearly indicate that billboards were the cause of distraction in these crashes.

Legal Cases:

- (US) Federal and state courts have concluded that there is no evidence that billboards impair traffic safety. We quote only two of the many supporting court citations supplied in the OAAA document:

" Wisconsin Circuit Court, City of Green Bay vs. George French: Green Bay has failed to come forward with any evidence that billboards actually impair traffic safety ..."

" District Court City and County of Denver, Combined Communications Corp. vs. City and County of Denver: On the subject of traffic safety the plaintiffs called as witnesses three highly-qualified, nationally recognized witnesses. Based upon the testimony of the witnesses presented to this Court the following facts were established beyond any reasonable doubt. No properly run or controlled study, whether done in the field or in the laboratory, has ever established that outdoor advertising devices are a factor in the causation of traffic accidents or that their removal would enhance traffic safety".

6(6)(b)

FOARE

THE FOUNDATION FOR OUTDOOR ADVERTISING RESEARCH AND EDUCATION

EMBARGOED UNTIL 7/11/07

Contact:

FOARE

Alexandra Walsh

301-523-3318

awalsh@oaaa.org

VTTI

Sherri Box

540-231-1549

sbox@ctr.vt.edu

Tantala

Michael Tantala

215-289-4600

mtantala@tantala.com

Ground-breaking Studies Determine Accidents Not More Likely To Occur Because of Digital Billboards

Washington D.C., July 11, 2007 --The combined results of two separate studies that examine crash causation and statistical data and driver performance in relation to digital billboards were released today. The research offers conclusive evidence that traffic accidents are no more likely to happen in the presence of digital billboards than in their absence.

The crash causation and statistical data study was conducted by Tantala Associates, a multi-disciplined, professional, consulting-engineering firm. The researchers conducted both a temporal and spatial analysis of the statistics of traffic and accident data near all seven existing digital billboards on Interstate routes in Cuyahoga County, Ohio, in periods of 18 months before and after the billboards were converted from conventional to digital.

"The analysis and statistics in Cuyahoga County demonstrate that digital billboards have no statistically significant relationship with the occurrence of accidents," said Albert M. Tantala, P.E. "Accidents are no more likely to occur near digital billboards than on highway sections without them."

The temporal analysis, or the incidence of traffic accidents near the digital billboards, was examined for an equal length of time before and after the billboards were converted to digital. The purpose was to establish if traffic accidents occurred more or less frequently with the presence of digital billboards.

The spatial analysis established statistical measures of the association, based on their locations, between two sets of data, in this case accidents and digital billboards. The results were analyzed for a variety of scenarios relating the

number of accidents to the number of billboards and the distance from a billboard that a driver is potentially within the influence of a billboard.

The human factors study was conducted by the Center for Automotive Safety Research at Virginia Tech's Transportation Institute (VTTI), one of the nation's premier research institutions on transportation and driving performance. This research concluded that driving performance measures in the presence of digital billboards are comparable with those associated with everyday driving. These performance measures included eyeglance patterns, speed maintenance and lane keeping.

"The digital billboards we studied can be considered safety-neutral in design and operations from a human factors perspective," according to Dr. Suzanne Lee of VTTI, the project's principal investigator. "The findings were consistent across several measures."

The VTTI study was conducted in Cleveland, Ohio. It followed the model of a previous study conducted by VTTI in 2004 which showed no measurable effects of conventional billboards on eyeglance patterns, speed maintenance or lane keeping. In the current study, 36 drivers, unaware of the purpose of the study, drove an instrumented vehicle on a 50-mile loop route along interstates and surface (non-interstate) streets in Cleveland. Along the route, participants encountered digital billboards, conventional billboards, comparison sites (those you might encounter in everyday driving, such as on-premise signs located at businesses) and baseline sites with no signs.

Eyeglance results showed no differences in the overall glance patterns or frequency of glances between the sites, but drivers did take longer glances in the direction of digital billboards. However, the mean glance length towards the digital billboards was less than one second, which is generally considered to be an acceptable amount of time for a glance away from the forward roadway.

Some participants returned for a nighttime session to explore the potential effects of the digital billboards at night. The findings were very similar to the daytime results.

Both studies were commissioned by the Foundation for Outdoor Advertising Research and Education (FOARE). "The industry and the public needed a targeted, empirical assessment to determine if digital billboards impact driver performance," said FOARE Chairman Paul Cook. "FOARE undertook these studies because no other government or private research exists that specifically examines a cause and effect link between outdoor digital billboards and driver behavior."

About VTTI

The Virginia Tech Transportation Institute is the largest university-level research center at Virginia Tech and is dedicated to the development and dissemination of advanced transportation knowledge. Research is focused on evaluation and deployment of advanced technology in areas of safety and human factors driving, among others. VTTI employs over 225 research faculty, staff and students and serves as the largest supporter of undergraduate and graduate students at Virginia Tech. The Institute is one of the country's three Federal Highway Administration Intelligent Transportation Systems research centers of excellence.

About Tantala Associates

Tantala Associates is a multi-disciplined, professional, consulting-engineering firm with an established practice for more than 40 years. The firm provides a unique union of research, consulting and design solutions, offering expertise in numerous practice areas encompassing civil engineering, transportation and risk management. The firm provides research and engineering to a diverse clientele spanning government, industry and academe.

About FOARE

The Foundation for Outdoor Advertising Research and Education is a 501(c)(3) charitable foundation. FOARE supports research and provides an educational forum and structure to assess new and emerging issues related to the outdoor advertising industry. The foundation also provides academic scholarships for students enrolled in undergraduate and graduate-level studies based on economic need, academic standing and field of study.

###

The executive summaries of these studies are attached. The full reports are available on VTTI's website at (www.vtti.vt.edu), Tantala Associates' website at www.tantala.com, and OAAA's website at (www.oaaa.org).

(b)(6)(b)

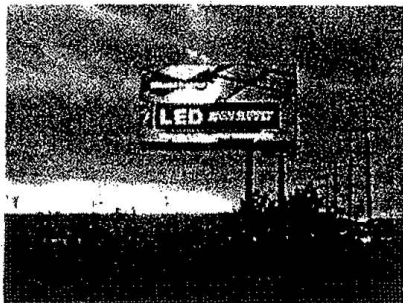


Specializing in LED Display Technologies!

Call Today 1-866-989-SIGN

Public Safety Is A Critical Concern For LED Sign Supply Inc.

We have designed our digital billboard products to meet and exceed all industry guidelines for brightness and content transition effects.



Each display is equipped with light sensors that dim the sign to appropriate day and night settings, as well as safe modes to ensure that display never exceeds appropriate light output levels.

Studies have been completed by traffic engineers where they analyzed possible impacts of signs with this technology. It was deduced from this research that they are safety neutral and there is no negative impacts of this sign to the public.

The light sensors on the digital signs are able to sense 1000 levels of ambient light such that lighting on the signs is automatically and seamlessly adjusted so as to prevent images that are too bright. This dimming process cannot be observed by the naked eye.

1. The digital signs manufactured by the company are equipped with multiple sensors such that even if the primary light sensor malfunctions, there is a back-up system in place that forces the sign to adjust the brightness based on the anticipated level of daylight at a given time of year at a specific location.
2. The transition between advertisements can be done in a number of different ways. The type of transition used by LED Sign Supply is a fading transition in which one advertisement is subtly transitioned into another without a noticeable flashing effect.
3. Based on traffic safety studies, digital signs have a safety neutral impact in terms of the incidents of motor vehicle accidents at locations containing digital signs.
4. Digital advertising signs have been widely adopted for purposes such as Amber Alerts and have been used effectively for that purpose.
5. The proposed sign makes use of the LED technology using RGB (red / green / blue pixel system)

Multiple research studies have examined the effect of digital billboards on public safety. These research studies support our experience in showing that these displays have no adverse effect on the traveling public.

LED SIGN SUPPLY INC.
BAY 4, 2807 -107TH AVENUE S.W. CALGARY, AB, T2Z 4M2
WWW.LEDSIGNSUPPLY.COM

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2012-187

AGREEMENT: (E2.3) A by-law to authorize the execution of an agreement between the City and GENIVAR Inc. for the urban stormwater control and management study in the amount of \$109,676.93 (including 1.76% PVAT) with funds to come from the 2013 and 2014 capital budget, and the Public Works and Transportation capital from current approved budget (study-Bellevue duck pond circulation).

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

1. **EXECUTION OF DOCUMENTS**

The Mayor and the City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to an agreement in the form of Schedule "A" attached dated the 9th day of October, 2012 and made between the City and GENIVAR Inc. for the urban stormwater control and management study in the amount of \$109,676.93 (including 1.76% PVAT).

2. **SCHEDULE "A"**

Schedule "A" attached forms part of this by-law.

3. **FUNDING**

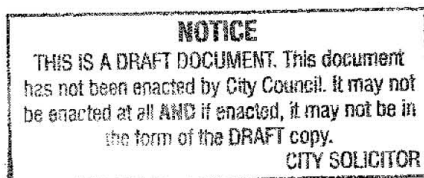
Funds are to come from the 2013 and 2014 capital budget, and the Public Works and Transportation capital from current approved budget (study-Bellevue duck pond circulation).

4. **EFFECTIVE DATE**

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

PASSED in open Council this 9th day of October, 2012.

MAYOR – DEBBIE AMAROSO



CITY CLERK – MALCOLM WHITE

Schedule "A"

10(a)

- 1 -

**AGREEMENT
FOR
PROFESSIONAL CONSULTING SERVICES**

MEMORANDUM OF AGREEMENT dated the 9th day of
October A. D. 2012

-BETWEEN-

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

Hereinafter called the 'Client'

THE PARTY OF THE FIRST PART

-AND-

GENIVAR Inc.

Hereinafter called the 'Consultant'

THE PARTY OF THE SECOND PART

- WHEREAS the Client intends to conduct a **Stormwater / Snowmelt Monitoring Study which will include the establishment of baseline information and a preliminary assessment on the impacts on the St. Marys River and remedial measures to mitigate the identified impacts.**

hereinafter called the 'Project' and has requested the Consultant to furnish professional services in connection therewith;

NOW THEREFORE WITNESSETH that in consideration of the covenants contained herein, the Client and the Consultant mutually agree as follows:

ARTICLE 1 - GENERAL CONDITIONS**1.01 Retainer**

The Client hereby retains the services of the Consultant in connection with the Project and the Consultant hereby agrees to provide the services described herein under the general direction and control of the Client.

In this Agreement the word Consultant shall mean professionals and other specialists engaged by the Client directly and whose names are party to this Agreement.

1.02 Services

The services to be provided by the Consultant and by the Client for the Project are set forth in Article 2 and such services as changed, altered or added to under Section 1.08 are hereinafter called the 'Services'.

1.03 Compensation

The Client shall pay the Consultant in accordance with the provisions set forth in Article 3. For the purposes of this agreement, the basis of payment shall be as specified in Article 3.2.

1.04 Staff and Methods

The Consultant shall perform the services under this agreement with that degree of care, skill and diligence normally provided in the performance of such services as contemplated by the agreement at the time such services are rendered and as required by the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein. The Consultant shall employ only competent staff who will be under the supervision of a senior member of the Consultant's staff.

1.05 Drawings and Documents

Subject to Section 3.2.2 of Article 3, drawings and documents or copies thereof required for the Project shall be exchanged between the parties on a reciprocal basis. Documents prepared by the Consultant for the Client, including record drawings, may be used by the Client, for the Project herein described. In accordance with Article 1.06, the client indemnifies the Consultant for unauthorized use of the documents and deliverables.

1.06 Intellectual Property

All concepts, products or processes produced by or resulting from the Services rendered by the Consultant in connection with the Project, or which are otherwise developed or first reduced to practice by the Consultant in the performance of his Services, and which are patentable, capable of trademark or otherwise, shall be considered as Intellectual Property and remain the property of the Consultant.

The Client shall have permanent non-exclusive royalty-free license to use any concept, product or process, which is patentable, capable of trademark or otherwise produced by or resulting from the Services rendered by the Consultant in connection with the Project and for no other purpose or project.

1.07 Records and Audit

- (a) In order to provide data for the calculation of fees on a time basis, the Consultant shall keep a detailed record of the hours worked by staff employed for the Project.
- (b) The Client may inspect timesheets and record of expenses and disbursements of the Consultant during regular office hours with respect to any item which the Client is required to pay on a time scale or disbursement basis as a result of this Agreement.

- (c) The Consultant, when requested by the Client, shall provide copies of receipts with respect to any disbursement for which the Consultant claims payment under this Agreement.

1.08 Changes and Alterations and Additional Services

With the consent of the Consultant the Client may in writing at any time after the execution of the Agreement or the commencement of the Services delete, extend, increase, vary or otherwise alter the Services forming the subject of the Agreement, and if such action by the Client necessitates additional staff or services, the Consultant shall be paid in accordance with Section 3.2.1 for such additional staff employed directly thereon, together with such expenses and disbursements as allowed under Section 3.2.2. In the event that the client delays the project then the consultant shall have the right to renegotiate the agreement.

1.09 Suspension or Termination

Either party may at any time by notice in writing to the other party, suspend or terminate the Services or any portion thereof at any stage of the project. Upon receipt of such written notice, the Consultant shall perform no further Services other than those reasonably necessary to close out his Services. In such an event, the Consultant shall be entitled to payment in accordance with Section 3.2. for any of the Consultant's staff employed directly thereon together with such expenses and disbursements allowed under Section 3.2.

If the Consultant is practicing as an individual and dies before his Services have been completed, this Agreement shall terminate as of the date of his death, and the Client shall pay for the Services rendered and disbursements incurred by the Consultant to the date of such termination.

1.10 Indemnification

The Consultant shall indemnify and save harmless the Client from and against all claims, actions, losses, expenses, costs or damages of every nature and kind whatsoever which the Client, his employees, officers or agents may suffer, to the extent the Consultant is legally liable as a result of the negligent acts of the Consultant, his employees, officers or agents in the performance of this Agreement.

The Client agrees to hold harmless, indemnify and defend the Consultant from and against any and all claim, losses, damages, liability and costs of defense arising out of or in any way connected with the presence, discharge, release or escape of contaminants of any kind, excluding only such liability as may arise out of the negligent acts of the Consultant in the performance of consulting services to the Client within this project.

1.11 Insurance

The Client will accept the insurance coverage amount specified in this clause section (a) as the aggregate limit of liability of the Consultant and its employees for the Client's damages.

a) Comprehensive General Liability and Automobile Insurance

The Insurance Coverage shall be \$2,000,000 per occurrence and in the aggregate for general liability and \$2,000,000 for automobile insurance. When requested, the Consultant shall provide the Client with proof of Comprehensive General Liability and Automobile Insurance (Inclusive Limits) for both owned and non-owned vehicles.

b) Professional Liability Insurance

The Insurance Coverage shall be in the amount of \$1,000,000 per claim and in the aggregate. When requested, the Consultant shall provide to the Client proof of Professional Liability Insurance carried by the Consultant, and in accordance with the Professional Engineers Act (RSO 1990, Chapter P. 28) and regulations therein.

c) Change in Coverage

If the Client requests to have the amount of coverage increased or to obtain other special insurance for this Project then the Consultant shall endeavour forthwith to obtain such

increased or special insurance at the Client's expense as a disbursement allowed under Section 3.2.

It is understood and agreed that the coverage provided by these policies will not be changed or amended in any way nor cancelled by the Consultant until thirty (30) days after written notice of such change or cancellations has been personally delivered to the Client.

1.12 Contracting for Construction

Neither the Consultant nor any person, firm or corporation associated or affiliated with or subsidiary to the Consultant shall tender for the construction of the Project, or have an interest either directly or indirectly in the construction of the Project.

1.13 Assignment

Neither party may assign this Agreement without the prior consent in writing of the other.

1.14 Previous Agreements

This Agreement supersedes all previous agreements, arrangements or understandings between the parties whether written or oral in connection with or incidental to the Project.

1.15 Approval by Other Authorities

Unless otherwise provided in this Agreement, where the work of the Consultant is subject to the approval or review of an authority, department of government, or agency other than the Client, such applications for approval or review shall be the responsibility of the Consultant, but shall be submitted through the offices of the Client and unless authorized by the Client in writing, such applications for approval or review shall not be obtained by direct contact by the Consultant with such other authority, department of government or agency.

1.16 Principals and Executives

The use of Principals and Executives on a time basis by the Consultant will be in accordance with Section 1.23.1 (b).

1.17 Sub-Consultants

The Consultant may engage others as sub-consultants for specialized services provided that prior approval is obtained, in writing, from the Client and may add a mark-up of not more than 5% of the cost of such services to cover office administration costs when claiming reimbursement from the Client plus the cost of the additional insurance incurred by the Consultant for the specialized services.

1.18 Inspection

The client, or persons authorized by the Client, shall have the right, at all reasonable times, to inspect or otherwise review the Services performed, or being performed, under the Project and the premises where they are being performed.

1.19 Publication

The Consultant agrees to obtain the consent in writing of the Client before publishing or issuing any information regarding the Project.

1.20 Confidential Data

The Consultant shall not divulge any specific information identified as confidential, communicated to or acquired by him, or disclosed by the client in the course of carrying out the Services provided for herein. These obligations of confidentiality shall not apply to information which is in the public domain,

which is provided to the Consultant by a third party without obligation of confidentiality which is independently developed by the Consultant without access to the Client's information, or which is required to be disclosed by law or by court order. No such information shall be used by the Consultant on any other project without the approval in writing of the client.

1.21 Dispute Resolution

- (a) If requested in writing by either the Client or the Consultant, the Client and the Consultant shall attempt to resolve any dispute between them arising out of or in connection with this Agreement by entering into structured non-binding negotiations with the assistance of a mediator on a without prejudice basis. The mediator shall be appointed by agreement of the parties. If a dispute cannot be settled within a period of ninety (90) calendar days with the mediator, the dispute shall be referred to and finally resolved by arbitration under the rules of the province having jurisdiction or by an arbitrator appointed by the agreement of the parties.
- (b) No person shall be appointed to act as mediator or arbitrator who is in any way interested, financially or otherwise, in the conduct of the work on the Project or in the business or other affairs of either the Client or the Consultant.
- (c) The award of the arbitrator, including an award for costs if applicable, shall be final and binding upon the parties.
- (d) The provisions of The Arbitration's Act, R.S.O., 1991, Chapter 17, as amended shall apply.

1.22 Time

The Consultant shall perform the Services expeditiously to meet the requirements of the Client and shall complete any portion or portions of the Services in such order as the Client may require.

The Client shall give due consideration to all designs, drawings, plans, specifications, reports, tenders, proposals and other information submitted by the Consultant, and shall make any decisions which he is required to make in connection therewith within a reasonable time so as not to delay the work of the Consultant.

1.23 Estimates, Schedules and Staff List

1.23.1 Preparation of Estimate of Fees, Schedule of Progress and Staff List

Schedule A to this Agreement includes the following:

- (a) An estimate of the total fees to be paid for the Services.
- (b) A Staff list showing the number, classifications and hourly rate ranges for staff, Principals and Executives, for which the Consultant will seek payment on a time basis.

1.23.2 Subsequent Changes in the Estimate of Fees, Schedule of Progress and Staff List

The Consultant will require prior written approval, from the Client for any of the following changes:

- (a) Any increase in the estimated fees beyond those approved under Subsection 1.23.1 (a).
- (b) Any change in the number, classification and hourly rate ranges of the staff provided under Subsection 1.23.1 (b).

1.23.3 Monthly Reporting of Progress

When requested by the Client, the Consultant shall provide the Client with a written report showing the portion of the Services completed in the preceding month.

ARTICLE 2 - SERVICES**2.1 Consultant's Services for the Project**

The Consultant shall provide the Services for completion of the Study as required and as directed by the Client. In general, the Study includes four separate components as follows:

- i) Storm Sewer Outfall Sampling;
- ii) East End Snow Dump Assessment;
- iii) Bellevue Park Pond Assessment; and,
- iv) Spill Containment at Outfalls, and Reporting.

The Consultant's work on the project shall include the following:

2.1.1 Storm Sewer Outfall Sampling

- 1. Preparatory work and selection of sampling locations;
- 2. Sampling will be conducted at ten (10) storm outfall locations, commencing in 2013;
- 3. Normal sampling and laboratory testing will take place for eight (8) events per year, for a 2-year duration for a total of 16 events;
- 4. First flush sampling and laboratory testing will take place for four (4) events per year, for a 2-year duration for a total of 8 events; and,
- 5. On an annual basis, the data will be compiled and an Annual Report prepared and submitted summarizing the test results.

2.1.2 East End Snow Dump Assessment

- 1. Review operations on site with the City's Department of Public Works and Traffic;
- 2. Installation of three (3) groundwater monitoring wells on site to a depth of approximately 10 metres each to document groundwater flow patterns and allow sampling of near-surface groundwater quality. This will allow an assessment of potential groundwater discharges to the river and potential impacts from this source. Groundwater will be sampled and tested three (3) times per year (spring, summer and fall) for a duration of two (2) years, commencing in 2013;
- 3. Surface water sampling and analysis during snow-melt conditions. Samples of snow-melt run-off will be obtained and tested at an accredited laboratory for parameters of concern relating to potential impacts to the St. Marys River. Parameters to be tested will include suspended solids, metals, sodium, chlorides, and oil/grease. Sample waters will also be subjected to a particle size distribution analysis for possible future use in the design of any solids removal remedial works. Snow-melt run-off will be sampled twice per year at two (2) sampling locations each event for a duration of two (2) years commencing in 2013;
- 4. Sampling and testing of sediments left on site following snow-melt. This will provide baseline information for potential contaminants in run-off to the St. Marys River. Sediments will be sampled once per year following snow-melt at three (3) sample locations per year for a duration of two (2) years commencing in 2013;
- 5. Compilation of all data and preliminary quantification of the impacts to the river; and,
- 6. Preliminary assessment of remedial measures to mitigate identified impacts to the river and report.

2.1.3 Bellevue Park Pond Assessment

- 1. Review of available information and meetings with regulatory agencies;
- 2. Detailed site survey and Base Plan preparation;
- 3. Sampling and laboratory testing of inlet, pond and outlet waters for parameters of concern including total coliforms, e-coli, total solids, nutrients, metals, and oil/grease. This will provide baseline information for the assessment of any remedial activities and to measure the

- 7 -

performance of any implemented work. Sampling and testing will be conducted for four (4) sampling events with four (4) samples per event, all in 2013; and,

4. Assessment of remedial actions to improve water quality. A preliminary assessment will be conducted of potential remedial actions to address water quality and aesthetic issues associated with the site.

2.1.4 Spill Containment at Outfalls and Reporting

1. Conduct a review of potential spill response measures for each outfall including recommendations for spill response equipment to be used and any capital upgrades that may be necessary at the outfalls.
2. Complete Annual and Final Reporting to the Great Lakes Sustainability Fund. The Annual Reporting shall be completed no later than 30 days after the end of each Fiscal Period and provide an annual progress report on the Project, and progress made in achieving the results. Final Reporting shall be completed no later than 30 days after the GLSF Agreement End Date and provide a Project Performance Report with Project highlights, description of outcomes with respect to results, quantitative and qualitative description of the accomplishments /success of the Project, challenges faced and solutions found, information on results (negative or positive) that were not anticipated and lessons learned.

2.2 Services to be provided by Client

1. Access to and, where necessary, copies of existing reports, correspondence, approvals, plans, profiles, or other topographic information showing or pertaining to existing conditions within the Project area;
3. Registered land plans, legal documents and surveys, where necessary, defining the property limits of existing rights-of-way and other parcels of land affected by the Project;
4. General direction of the Consultant in the provision of the Services and approvals from time to time as necessary during the currency of this Agreement;
5. Any information, Functional Study or Investigation undertaken for the Project or any adjoining property;
6. Arrange and make provision for the Consultant's entry and ready access to property (public and private) as well as to the site of the Project, as necessary to enable him to perform his services; and,
7. Designate in writing an individual to act as his Representative who will transmit instructions to and receive information from the Consultant.

The Consultant shall be entitled to rely upon the information, direction and approvals provided by the Client pursuant to clauses 1 through 4 hereof, inclusive as being accurate in the performance of the Consultant's Services under this Agreement.

ARTICLE 3 - FEES AND DISBURSEMENTS**3.1 Definitions**

For the purpose of this Agreement, the following definitions shall apply:

(a) Cost of the Work:

- (i) The "Cost of the Work" shall mean the total cost of the Project including all materials, equipment, sales taxes, labour and contractor's overhead and profit, necessary to complete the work for which the Consultant prepares designs, drawings or specifications, for which he is responsible. Where sales taxes are not included in the cost of the work, the fee shall be adjusted upwards by the factor equivalent to the sales taxes. The adjusted fee may be computed to the nearest one-tenth of one percent (1/10%).
- (ii) Wherever the client furnishes labour or other service which is incorporated in the work, the current price of labour or other service when the work was executed shall be used to compute the Cost of the Work.
- (iii) Whenever used materials or equipment is furnished by or on behalf of the Client, the fair market value of such materials or equipment, as though it was purchased new, shall be used to compute the Cost of the Work.
- (iv) In computing the Cost of the Work, no deductions shall be made on account of any penalties or damages claimed by the Client from any contractor or on account of any other sum withheld from any contractor.
- (v) The Cost of the Work shall not include any fees and disbursements due to the Consultant, the Client's engineering and office expenses, or cost of land.

(b) Site:

Site includes the actual work site and other locations where the checking of materials, equipment and workmanship is carried out.

3.2 Basis of Payment**3.2.1 Fees Calculated on a Time Basis**

3.2.1.1 The Client shall pay the Consultant a fee, calculated on a time basis, for that part of the Services described in Article 2. Fees on a time basis for all staff shall be hourly rates based on job classifications in accordance with Schedule A attached.

For a project of over one (1) year duration, or for projects which become extended beyond one (1) year in duration, the consultant may from time to time seek approval from the client to adjust hourly rates and such approval shall not be unreasonably withheld.

3.2.1.2 Time Expended

All time expended on the assignment, whether in the Consultant's office, at the Client's premises, or elsewhere, and including travel time, shall be chargeable. This also includes, but is not limited to, stenographic and clerical staff engaged in the preparation of documents such as reports and specifications.

3.2.2 Reimbursable Expenses

In addition to the fee, the Consultant shall be reimbursed at cost, plus an administrative charge of 5%, plus the cost of additional insurance incurred by the Consultant, for all expenses properly incurred by him in connection with the project, including but not limited to: vehicle use charges, travelling and living expenses, long distance telephone charges, facsimile transmission charges, printing and reproductions, progress photography, advertising for tenders, special delivery and express charges, overtime premium costs, and the cost of providing and maintaining site offices, supplies and equipment, chemical and physical tests.

3.3 Payment

3.3.1 Fees Calculated on a Time Basis

The Consultant shall submit an invoice to the Client for all Services completed in the immediately preceding month. Interest at the rate of 1% percent monthly will be paid on the total outstanding unpaid balance commencing 30 days after the Client has received the Consultant's invoice.

SIGNED, SEALED AND DELIVERED

in the presence of:) _____
) _____
) _____
) _____
) _____
) _____
) _____

CONSULTANT, GENIVAR Inc.

The signatory shall have the authority to bind the corporation or company for purposes of this agreement


(Signature)

Larry Jackson, P.Eng.
(Name)

Manager, Sault Ste. Marie
(Title)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

The signatory shall have the authority to bind the municipality or its agency for purposes of this agreement

Mayor: Debbie Amoroso

Clerk: Malcolm White

SCHEDULE A**1. Fee Estimate**

The estimated total fees for the assignment, including all expenses and disbursements are shown in the following table. The Total Fee for the assignment is an Upset Limit for the specified Scope of Work and will not be exceeded without the approval of the Corporation of the City of Sault Ste. Marie.

Description of Services	Scope of Work	Estimated Fee	Upset Limit
Storm Sewer Outfall Sampling	Agreement Section 2.1.1	\$32,240.00	
East End Snow Dump Assessment	Agreement Section 2.1.2	\$56,850.00	
Bellevue Park Pond Assessment	Agreement Section 2.1.3	\$16,690.00	
Spill Containment at Outfalls and Reporting	Agreement Section 2.1.4	\$2,000.00	
Total Upset Limit			\$107,780.00

Fees do not include H.S.T.

2. Billing Rates

Billing rates for personnel assigned to this project, based on their job description / classification are provided in the following table.

Job Description / Classification	Billing Rates
Senior Manager/Specialist	\$130 - \$170/hr
Senior Engineer / Project Manager	\$110 - \$130/hr
Intermediate Engineer	\$90 - \$110/hr
Junior Engineer	\$65 - \$85 / hr
Senior Technician / Designer	\$75 - \$110 / hr
Intermediate Technician / Designer	\$65 - \$75 / hr
CAD Operator	\$65 - \$80 / hr
Junior Technician	\$50 - \$65 / hr
Secretarial	\$45 - \$60 / hr

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2012-184

OFFICIAL PLAN AMENDMENT: A by-law to adopt Amendment No. 193 to the Official Plan (GNR Business Centre Limited).

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 21 of the Planning Act, R.S.O. 1990, chapter P.13 and amendments thereto, ENACTS as follows:

1. The Council hereby adopts Amendment No. 193 to the Official Plan for the Sault Ste. Marie planning area in the form attached hereto.
2. Subject to any referrals under the Planning Act, this by-law shall come into force on the date of its final passing.

PASSED in open Council this 9th day of October, 2012.

MAYOR – DEBBIE AMAROSO

CITY CLERK – MALCOLM WHITE

staff/cf/zoning/OP,Zoning,special/2012-184

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

10(b)

**AMENDMENT NO. 193
TO THE
SAULT STE. MARIE OFFICIAL PLAN**

PURPOSE:

This Amendment is a map amendment to Schedule "C" of the Official Plan, as well as a text amendment to the commercial policies of the Official Plan.

LOCATION:

PT Lot 7 RCP H744 Tarentorus PT 5-8 1R7067, PIN 31561-0077 (LT), located at the southwest corner of Great Northern Road and Ro-Von Court. That being Civic Address 773 Great Northern Road.

BASIS:

This Amendment is necessary in view of the request to rezone the subject property to permit the lands to be utilized for commercial purposes and to consolidate the current land use designation from Industrial and Commercial, to Commercial.

Furthermore, the proposal to utilize the entire building for medical offices does not conform to Commercial Policy 4, as it relates to the subject property.

Council now considers it desirable to amend the Official Plan re-designating the subject property from "Industrial" and "Commercial" to "Commercial".

DETAILS OF THE ACTUAL AMENDMENT & POLICIES RELATED THERETO:

Schedule "C" to the Sault Ste. Marie Official Plan is hereby amended re-designating those lands shown on the attached schedule from "Industrial" and "Commercial" to "Commercial".

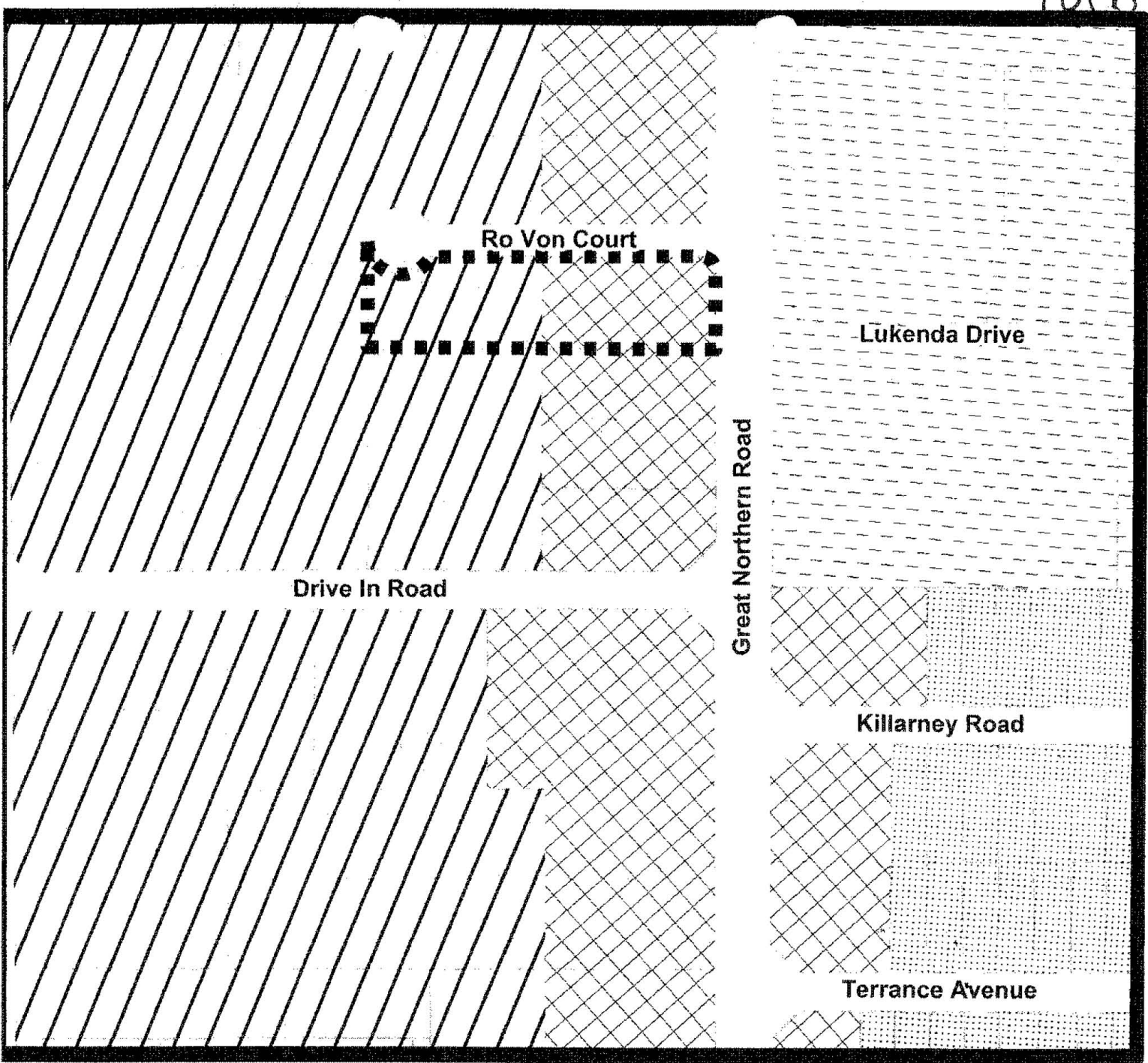
And;

130. Notwithstanding Commercial Policy 4, the property described as PT Lot 7 RCP H744 Tarentorus PT 5-8 1R7067, PIN 31561-0077 (LT), located at the southwest corner of Great Northern Road and Ro-Von Court. That being Civic Address 773 Great Northern Road, may be occupied by medical offices, throughout the entire building.

INTERPRETATION

The provisions of the Official Plan as amended from time to time will apply to this Amendment.

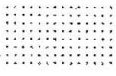
10(b)



OFFICIAL PLAN MAP
PLANNING APPLICATION: A-27-12-Z-OP
773 GREAT NORTHERN ROAD

OFFICIAL PLAN
AMENDMENT
NUMBER 193

■ ■ ■ ■ ■ Subject Property = 773 Great Northern Road

Official Plan Land Use  Commercial
Land Use Designation  Institutional
 Residential  Industrial



Metric Scale
1 : 3000

Maps 98 & 1-112 Mail Label ID A-27-12-Z

10(c)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW 2012-186

RESOLUTIONS: (E2.1) A by-law to authorize the execution of one (1) Municipal Council Support Resolution to support one (1) solar photovoltaic application being submitted to the Ontario Power Authority Feed-In-Tariff Program.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to section 9 of the *Municipal Act, 2001*, S.O. 2001, c. 25, **ENACTS** as follows:

1. **EXECUTION OF DOCUMENT**

The Mayor and the City Clerk are hereby authorized for and in the name of the Corporation to execute and affix the seal of the Corporation to one (1) Municipal Council Support Resolution in the form of Schedule "A" hereto attached and dated the 9th day of October, 2012, to support one (1) solar photovoltaic application being submitted to the Ontario Power Authority Feed-In-Tariff Program.

2. **SCHEDULE "A"**

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

3. **EFFECTIVE DATE**

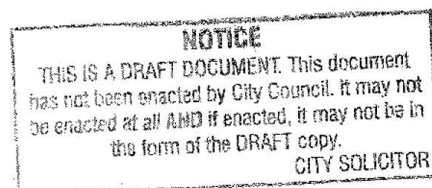
This by-law takes effect on the day of its final passing.

PASSED in open Council this 9th day of October, 2012.

MAYOR – DEBBIE AMAROSO

CITY CLERK – MALCOLM WHITE

cf LEGAL\STAFF\BYLAWS\2012\2012-186 FIT COUNCIL RESO





Schedule "A"

120 Adelaide Street West, Suite 1600
Toronto, Ontario M5H 1T1
T 416-967-7274
F 416-967-1947
www.powerauthority.on.ca

PRESCRIBED FORM/TEMPLATE: MUNICIPAL COUNCIL SUPPORT RESOLUTION

Section 6.1(d)(i) - FIT Rules, Version 2.0

OPARP/FIT-015r1

Capitalized terms not defined herein have the meanings ascribed thereto in the FIT Rules, Version 2.0.

Resolution NO: _____

Date: 9-Oct-12 _____

WHEREAS _____ Sault College _____ (the "Applicant") proposes to construct and operate a
_____ rooftop solar _____

(the "Project") on _____ 443 Northern Avenue East _____ (the "Lands") in
_____ Sault Ste. Marie _____

_____ under the Province's FIT Program;

AND WHEREAS the Applicant has requested that Council of _____ Sault Ste. Marie _____
indicate by resolution Council's support for the construction and operation of the Project on the Property;

AND WHEREAS, pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Local Municipalities will be awarded Priority Points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts;

NOW THEREFORE BE IT RESOLVED THAT:

Council of the _____ City of Sault Ste. Marie _____ supports without reservation the
construction and operation of the Project on the Lands.

This resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

(Note: signature lines for councilors or other representatives, as appropriate)

FIT reference number: FIT-F611059
(Note: Must be inserted by Applicant to complete Application)

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

BY-LAW NO. 2012-185

ZONING: A by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 773 Great Northern Road.

THE COUNCIL of The Corporation of the City of Sault Ste. Marie, pursuant to Section 34 of the *Planning Act*, R.S.O. 1990, chapter P.13 and amendments thereto, **ENACTS** as follows:

1. 773 GREAT NORTHERN ROAD: CHANGE FROM H2.S (HIGHWAY) ZONE WITH A "SPECIAL EXCEPTION" TO H2.S (HIGHWAY) ZONE WITH AN AMENDED "SPECIAL EXCEPTION"

The zone designation on the lands described in Section 2 of this by-law, which lands are shown on Maps 98 and 1-112 of Schedule "A" to Zoning By-law 2005-150, is changed from H2.S (Highway) zone with a "Special Exception" to H2.S (Highway) zone with an amended "Special Exception".

2. BY-LAW 2005-151 AMENDED

Section 2(214) of By-law 2005-151 is amended by deleting subsections 1, 2 and 3 and replacing with the following:

- "1. Computer Related - uses to include sales, service, training and accessory uses to a maximum gross floor area of 929m²,
2. Office Uses – to a maximum gross floor area of 1022m²,
3. Retail trade,
4. Medical Clinic Uses,
5. Warehousing, wholesaling and distribution centres, and
6. If all or a portion of the existing western one third (1/3) of the building is to be converted into accommodation services or a medical clinic use, a sound attenuation study to the satisfaction of the Planning Director must be provided.

The required landscaping within the required exterior side yard is reduced to 0%. The required parking spaces may be located within the required exterior side yard."

3. SCHEDULE "A"

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

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

4. CERTIFICATE OF CONFORMITY

It is hereby certified that this by-law is in conformity with the Official Plan for the City of Sault Ste. Marie, authorized and in force on the day of the passing of this by-law.

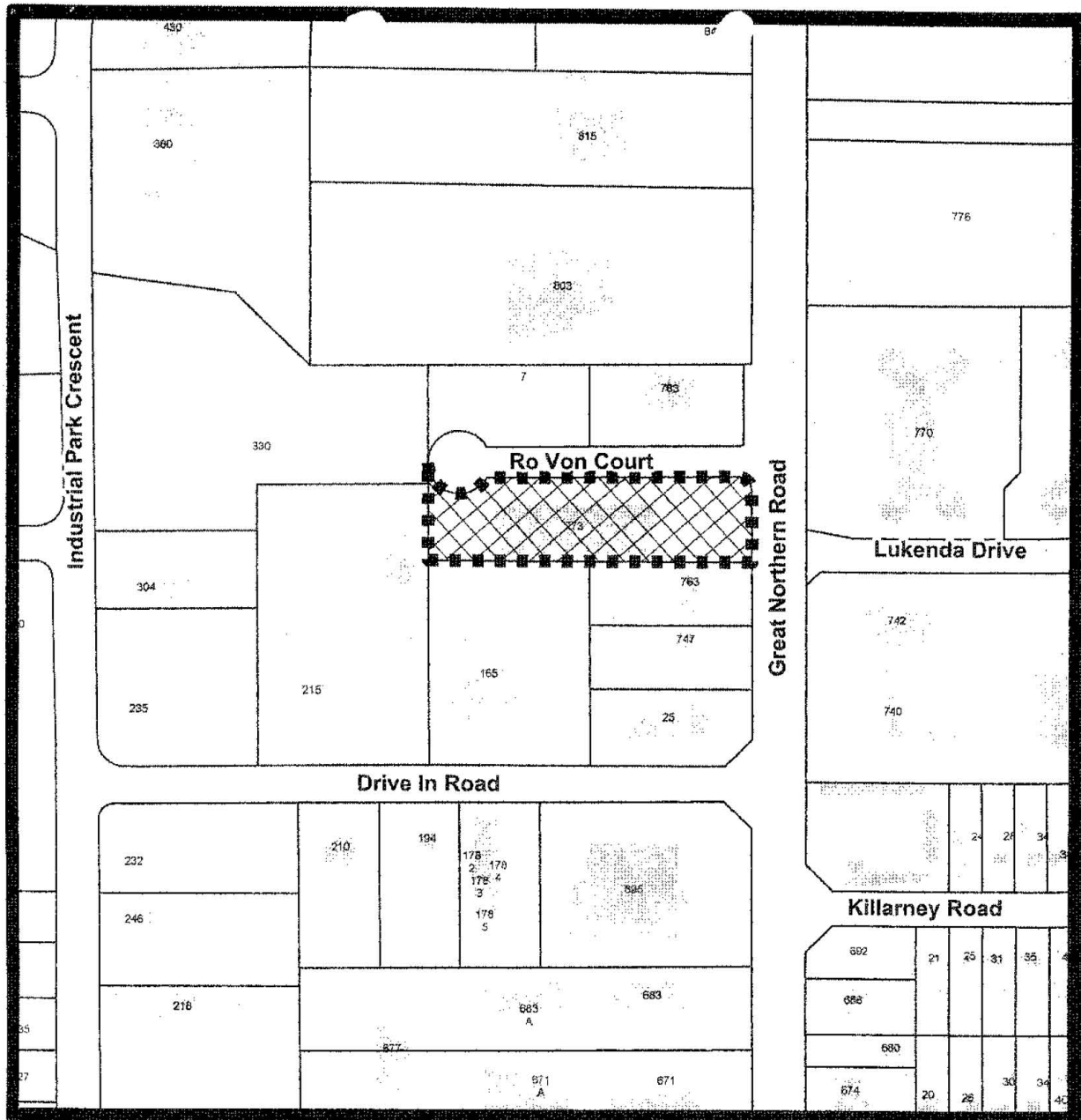
PASSED in Open Council this 9th day of October, 2012.

MAYOR – DEBBIE AMAROSO

CITY CLERK – MALCOLM WHITE

cf staff/zoning/9. Zoning & OP with special exception/2012-185 GNR

SCHEDULE "A" TO BY-LAW 2012-185 AND SCHEDULE 321 TO BY-LAW 2005-151 OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE BE PASSED IN OPEN COUNCIL THIS 9th DAY OF OCTOBER, 2012.



SUBJECT PROPERTY MAP
PLANNING APPLICATION: A-27-12-Z-OP
773 GREAT NORTHERN ROAD



Subject Property = 773 Great Northern Road

Subject Property



Metric Scale
 1 : 3000

Maps
 98 & 1-112

Mail Label ID
 A-27-12-Z

ADDENDUM

REGULAR MEETING OF CITY COUNCIL

2012 10 09

4:30 P.M.

COUNCIL CHAMBERS

3. APPROVE AGENDA AS PRESENTED

Mover: Councillor P. Mick

Seconder: Councillor L. Turco

Resolved that the Addendum #1 for the 2012 10 09 City Council meeting as presented be approved.

4. DELEGATIONS/PROCLAMATIONS

PART ONE – CONSENT AGENDA

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

- z) A letter from the City of Thunder Bay concerning the recent donation by Sault Ste. Marie to their community is attached for the information of Council.

PART TWO – REGULAR AGENDA

6. REPORTS OF CITY DEPARTMENTS, BOARDS AND COMMITTEES

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

(6) PLANNING

- a) **Application No. A-11-12-Z.OP – Premiere Landscaping and Garden Centre Inc. – 1465 Maki Road**

Additional correspondence is attached for the consideration of Council.

- b) **Digital Signs By-law**

Additional correspondence is attached for the consideration of Council.

(7) PUBLIC WORKS AND TRANSPORTATION

(8) BOARDS AND COMMITTEES

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

- b) Mover: Councillor S. Butland

Seconder: Councillor

Whereas Starwood Energy Group is expanding their current solar farm on Black Road; and

Whereas Heleine Inc. is a local company that manufactures solar panels;

Now Therefore Be It Resolved that Council recommend to Starwood Energy Group that they give serious consideration to acquiring solar panels from the local supplier, Heleine Inc.

- c) Mover: Councillor S. Butland

Seconder: Councillor

Resolved that appropriate staff report at the 2012 10 22 Council meeting on the possibility of evaluating municipal building roofs for the potential installation of solar panels, such report to include a list of possible buildings, cost estimates and possible sources of funding.

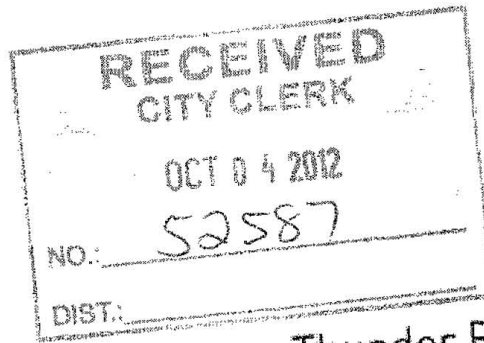
8. COMMITTEE OF THE WHOLE FOR THE PURPOSE OF SUCH MATTERS AS ARE REFERRED TO IT BY THE COUNCIL BY RESOLUTION

9. ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE

10. CONSIDERATION AND PASSING OF BY-LAWS



United Way
Thunder Bay
Change starts here.



5(z)
1093 Barton Street
Thunder Bay, ON
P7B 5N3

Tel: (807) 623-6420
Fax: (807) 623-6180

email@unitedway-tbay.on.ca
www.unitedway-tbay.on.ca

September 28, 2012

City of Sault Ste Marie
PO Box 580
Sault Ste. Marie, ON P6A 5N1

Thunder Bay & Area
DISASTER
RELIEF FUND

Dear City of Sault Ste Marie:

Thank you for your gift to the 2012 Thunder Bay Disaster Relief Fund. These dollars which have been designated to the Disaster Relief Fund will support those individuals who have been affected by the flood. The province of Ontario will match donations 2:1 – \$1 becomes \$3. All administration costs are covered by the provincial government.

The flood of May 28, 2012 has been a devastating event for thousands of people in Thunder Bay and area. Many individuals and organizations quickly provided aid and for that we are grateful. Your dollars will help to return their lives back to a functional level.

The United Way of Thunder Bay is proud to be partnering with the Thunder Bay and Area Disaster Relief Committee. **Thank you** again for helping to restore our neighbors.

Sincerely,

Joanne Kembel

Executive Director

United Way of Thunder Bay
Committee

Wayne Fletcher

Chair

Disaster Relief

74 Lawson Ave.,
Sault Ste Marie, Ont.
Sept. 4, 2012.

City of Sault Ste Marie,
Mr. Peter Torazzo, Planner.

We, Douglas & Leal Patrick, object
to the proposed change to 1465 Maki
Rd. Application A-11-12 Z. CP.

The Zoning By-Law does not
permit the change and we agree with
them.

As our property is directly across the
road, we would not like to see that
property cluttered with equipment, large
vehicles and assorted clutter.

We feel it would affect the value
of our property.

D. & L. Patrick

Leal Patrick



October 5, 2012

Mr. Don McConnell, Planning Director
Planning Division
Engineering and Planning Department
Level 5, Civic Centre
99 Foster Drive
Sault Ste. Marie, Ontario
P6A 5X6

Dear Mr. McConnell:

We write in follow up regarding the version of the Proposal Digital Sign By-Law presented to City Council in May 2012.

Having discussed this at our Chamber of Commerce Board of Directors meeting on September 27, 2012, the Chamber Board has agreed that although we are not 100% in agreement with the Proposed Digital Sign By-law, we do agree that it is in everyone's best interest to move forward.

We respectfully request to remain engaged in the various signage reviews that are being proposed and feel that our members can make a meaningful contribution to the process. Please contact Shelley Barich, Chamber General Manager for the contact information for Chamber staff or members to sit on any future committees that are formed.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Robert Reid'.

Robert W. Reid
Immediate Past President

RWR/sb
c.c. Jamie Calcco, 2012-2013 Chamber President