



Town of
East Gwillimbury

Fernando Lamanna, B.A., Dipl. M. M., CMO

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VIA EMAIL

May 29, 2019

Chris Raynor, Regional Clerk
Regional Municipality of York
17250 Yonge Street
Newmarket, ON
L3Y 6Z1

Dear C. Raynor:

RE: Bill 108 Amendments- Town of East Gwillimbury Resolution

For your information and records, at its regular meeting held on May 22, 2019 the Council of the Town of East Gwillimbury enacted as follows:

WHEREAS the legislation that abolished the Ontario Municipal Board and replaced it with the Local Planning Appeal Tribunal received unanimous – all party support; and

WHEREAS all parties recognized that local governments should have the authority to uphold their provincially approved Official Plans; to uphold their community driven planning; and

WHEREAS Bill 108 will once again allow an unelected, unaccountable body make decisions on how our communities evolve and grow; and

WHEREAS the Town of East Gwillimbury requests that the proposed changes to the Planning Act provide greater deference than that previously afforded to local, municipal decisions on development applications, by restoring the test under the Planning Act that appeals must be on the basis that the municipal decision is not consistent with the Provincial Policy Statement, fails to conform with a provincial plan, or fails to conform with the Town and Regional Official Plan(s); and

WHEREAS the Town of East Gwillimbury requests that the tribunal framework restore the previous ability for participants in Local Planning Appeal Tribunal hearings to provide in person evidence in a hearing; and

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WHEREAS the Town of East Gwillimbury recognizes that proposed grouping together of a variety of community services, including parkland dedication, under community benefits charge framework, which is subject to a monetary cap, will limit a municipality's ability to continue to provide parks and a range of community services and facilities at a consistent and equitable level of service across the municipality, and requests that the previous Development Charge "soft services" be maintained and separated from the community benefits charge under the proposed Bill 108; and

WHEREAS on August 21, 2018 Minister Clark once again signed the Memorandum of Understanding with the Association of Municipalities of Ontario and entered into "...a legally binding agreement recognizing Ontario Municipalities as a mature, accountable order of government."; and

WHEREAS this Memorandum of Understanding is "enshrined in law as part of the Municipal Act" and recognizes that as "...public policy issues are complex and thus require coordinated responses...the Province endorses the principle of regular consultation between Ontario and municipalities in relation to matters of mutual interest"; and

WHEREAS by signing this agreement, the Province made "...a commitment to cooperating with its municipal governments in considering new legislation or regulations that will have a municipal impact"; and

WHEREAS Bill 108 will impact 15 different Acts - Cannabis Control Act, 2017, Conservation Authorities Act, Development Charges Act, Education Act, Endangered Species Act, 2007, Environmental Assessment Act, Environmental Protection Act, Labour Relations Act, 1995, Local Planning Appeal Tribunal Act, 2017, Municipal Act, 2001, Occupational Health and Safety Act, Ontario Heritage Act, Ontario Water Resources Act, Planning Act, Workplace Safety and Insurance Act, 1997.

BE THEREFORE RESOLVED THAT:

The Town of East Gwillimbury express serious concerns with Bill 108 which in its current state may have negative consequences on community building and proper planning; and

The Town of East Gwillimbury supports the positive changes within Bill 108 such as:

- 1. Removing the requirement for low risk projects to undertake environmental assessments;*
- 2. Appointing more Local Planning Appeal Tribunal adjudicators to deal with appeals;*
- 3. Streamlining the planning process provided that the planning processes are streamlined at both the provincial and local levels;*

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4. *The removal of the 10% discount for determining development charges for hard services; and*

The Town of East Gwillimbury call upon the Government of Ontario to pause the legislative advancement of Bill 108 to enable fulsome consultation with Municipalities to ensure that its objectives for sound decision making for housing growth that meets local needs will be reasonably achieved; and

THAT a copy of this Motion be sent to the following individuals:

- Honourable Doug Ford, Premier of Ontario;*
- Honourable Christine Elliott, Deputy Premier;*
- Honourable Steve Clark, Minister of Municipal Affairs;*
- Honourable Andrea Horwath, Leader of the New Democratic Party;*
- Local MPP C. Mulroney;*
- All other MPPs in York Region; and*
- The Association of Municipalities of Ontario (AMO).*

If you have any further questions feel free to contact the undersigned.

Yours truly,



Fernando Lamanna, B.A., CMO, Dipl. M.M.
Municipal Clerk

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