



AGENDA

REGULAR COUNCIL MEETING
Council Chambers
Friday, April 24th, 2020 – 1:00 p.m.

NOTE: A Closed Session will commence at the end of the meeting.

1. **Call the Meeting to Order**
Moment of Silence in tribute to the families of the victims of the mass shooting in Nova Scotia
2. **Approval of Agenda**
3. **Declaration of Pecuniary Interest and the General Nature Thereof**
4. **Delegations/Presentations**
 - (a) **Delegations**
 - (i) Julie Thur re: [Island Lake Boat Launch](#)
 - (b) **Presentations - Nil**
5. **Minutes**
 - (a) **Adoption of Minutes**
 - (i) **Regular Meeting**, [Draft Minutes – April 3rd, 2020](#)
 - (ii) **Special Meeting**, [Draft Minutes – April 14th, 2020](#)
 - (b) **Receive Committee Minutes - Nil**
6. **Committee Resolutions for Consideration - Nil**
7. **Public Meetings (Pursuant to the *Planning Act*) - Nil**
8. **Public Meetings (Pursuant to the *Municipal Act*) - Nil**
9. **Unfinished Business – Nil**
10. **Reports and By-laws**
 - (a) **Building**
 - (i) **By-law No. 2020-xx re: Building Permit Fees**
 - (b) **Planning**
 - (i) **Report and Resolution re: [Deeming By-laws \(GASKELL/PRICHARD/WILSON\)](#)**
 - (ii) **By-law No. 2020-xx re: [Deeming By-law \(Lot 14, Plan M-89\)](#)**
 - (iii) **By-law No. 2020-xx re: Deeming By-law (Lot 15, Plan M-89)**
 - (iv) **By-law No. 2020-xx re: Deeming By-law (Lot 17, Plan M-89)**
 - (v) **By-law No. 2020-xx re: Deeming By-law (Lot 20, Plan M-89)**
 - (vi) **By-law No. 2020-xx re: Deeming By-law (Lot 21, Plan M-89)**
 - (vii) **Report and Resolution re: [Original Shore Road Allowance Purchase \(BOLDUC\)](#)**
 - (viii) **By-law No. 2020-xx re: [Stop up, Close and Sell part of Original Shore Road Allowance in from of Lot 18, Concession 2, Lot 6, Plan M-100, geographic Township of Proudfoot \(BOLDUC\)](#)**
 - (ix) **By-law No. 2020-xx re: [Deeming By-law \(BOLDUC\)](#)**

- (c) Operations**
 - (i) **Transfer Station Report** – [for the period March 27, 2020 to April 14, 2020](#)
 - (ii) **Report and Resolution re:** [Back-Hoe Tender](#)
 - (iii) **Report and Resolution re:** [Bridges](#)
 - (iv) **Report and Resolution re:** [Equipment Bids](#)
- (d) Administration**
 - (i) **Discussion and Resolution re:** Rent for MNR room
- (e) Treasury**
 - (i) **Report and Resolution re:** [Payment Register](#)
 - (ii) **Discussion and Resolution re:** Date for next Budget Meeting
- (f) Fire and Emergency Services**
 - (i) **Report re:** [Fire Chief, Fire Department Report for Regular Council Meeting on April 24, 2020](#)
- (g) Facilities and Buildings**
 - (i) **Report and Resolution re:** [Surplus Equipment](#)
- (h) Council Presentations**
 - (a) **Mayor Ballantyne re:**
 - (i) **Discussion and Resolution re:** Swimming Lessons
 - (ii) **Discussion re:** Air B & B's

11. Correspondence

- (a) Action Items**
 - (i) **Municipality of McDougall re:** [Request for support - Public Health funding](#)
 - (ii) **Township of Armour re:** Travel Restrictions to [Small Communities](#); [Post-Secondary Education Students](#) in Health Care Placements
- (b) Information Items - Nil**

12. Other Business - Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding: Labour Relations or Employee Negotiations

14. Business Arising from Closed Session

15. Confirming By-Law

By-Law 2020-xx being a By-law to confirm the proceedings of Council at its Special Meeting held on April 14th, 2020 and at its Regular Meeting held on April 24th, 2020.

16. Adjournment



8 Main Street, P.O. Box 38 Kearney, ON P0A 1M0

Telephone: 705 636-7752

Fax: 705 636-0527

Email: admin@townofkearney.ca

NAME: JULIE THUR

MAILING ADDRESS: 1142 WINDERMERE RD.
UTTERSON, ON

PHONE NO: 705-787-5230

COUNCIL MEETING DATE: APRIL 24, 2020


GENERAL NATURE OF DELEGATION: ISLAND LAKE BOAT LAUNCH

A WRITTEN COPY OF THE PRESENTATION IS REQUIRED WITH ALL DELEGATION REQUESTS

The personal information contained in communications directed to Council and its Advisory Committees is collected under the authority of the Municipal Act, 2001, as amended, and will be used to assist Council and Committee Members in their deliberations. Questions about this collection should be addressed to the Town Clerk at 8 Main Street, Box 38, Kearney, Ontario, P0A 1M0, by telephone 705 636 7752, or by email brenda.fraser@townofkearney.ca.

Communications addressed to Council and its Advisory Committees will become part of the public record and will be placed on a public agenda and made available electronically through the Town of Kearney internet website. Anonymous communications sent to Council or to its Committees will NOT be accepted.

I acknowledge that personal information contained within my communication(s) may become part of the public record and may be made available to the public through the Council/Committee process.


(initials)

SIGNATURE: 

DATE: April 21, 2020

April 24, 2020 Meeting of Council – Township of Kearney

- Local Residents accessing their property on Island Lake
- No change in use of amenities when you are a local resident
- No travel to the Town of Kearney proper
- Being denied access to property I pay taxes on
- Winter maintenance and storm maintenance
- General Property maintenance
- Residents on the lake at least 50% are local to the area
- Norm Miller response to email
- Understanding of the basic reasons for the Town of Kearney Council decision to close access
- Property tax rebate due to denial of access by Town of Kearney
- Council representation of tax payers
- Notification by the Town of Kearney re: access to our property
- Town of Kearney posting of signs that say Island lake Launch is for residents of the lake not a public access. Therefore it is not a public amenity so it should not be shut down.
- Asking Council what their decision is based on
- Provincial recommendation of non – essential travel. Not a Provincial mandate.
- Social distancing of people launching boats and using access
- Covid-19 Safety at cottages
- Township of Perry and Town of Huntsville, Township of Lake of Bays, Town of Bracebridge, Town of Gravenhurst launches are still open for use for access to properties
- Other points arising from discussion



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

REGULAR COUNCIL MEETING

VIA Remote Access

Council Chambers

Friday, April 3rd, 2020

1:00 p.m.

Council Members Present: Mayor Carol Ballantyne
Councillors: Cheryl Philip, Mike Rickward, Liz Stermsek and Paul Ziraldo

Staff Present: Brenda J. Fraser, CAO|Clerk|Treasurer
Keven Beaucage, Deputy Clerk, Deputy Treasurer
Brian Horsman, Chief Building Official

1. **Call the Meeting to Order**

Res. No. 1/03/04/2020 Liz Stermsek, Paul Ziraldo

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney on April 3rd, 2020 be declared open and called to order at 1:03 p.m. **CARRIED**

2. **Approval of Agenda**

Res. No. 2/03/04/2020 Cheryl Philip, Mike Rickward

BE IT RESOLVED that the Agenda of the Regular Council Meeting of the Corporation of the Town of Kearney on April 3rd, 2020 be adopted as circulated. **CARRIED**

3. **Declaration of Pecuniary Interest and the General Nature Thereof**

Councillor Mike Rickward declared a pecuniary interest with regard to Cheque # 29711 – Fire Department purchase, with the reason being: Family Business.

4. **Delegations/Presentations**

(a) **Delegations - Nil**

(b) **Presentations – Nil**

5. **Minutes**

(a) **Adoption of Minutes**

(i) **Regular Meeting, Draft Minutes – March 13th, 2020**

(ii) **Public Meeting, Draft Minutes – March 13th, 2020**

(iii) **Special Meeting, Draft Minutes – March 23rd, 2020**

Res. No. 5(a)(i)-(iii)/03/04/2020 Liz Stermsek, Paul Ziraldo

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves the Minutes of the Council Meeting(s) as follows:

(i) **Regular Meeting, Draft Minutes – March 13th, 2020**

(ii) **Public Meeting, Draft Minutes – March 13th, 2020**

(iii) **Special Meeting, Draft Minutes – March 23rd, 2020** **CARRIED**

(b) **Receive Committee Minutes**

(i) **Almaguin Highlands Health Centre Committee: Draft Minutes – March 6, 2020**

Res. No. 5(b)(i)/03/04/2020 Mike Rickward, Cheryl Philip

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney receive the following Advisory Committee Minutes:

(i) **Almaguin Highlands Health Centre Committee: Draft Minutes – March 6, 2020**

CARRIED

6. **Committee Resolutions for Consideration**

(a) **Kearney and Area Public Library Board re: Appointments**

Res. No. 6(a)/03/04/2020 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, appoints Shawn Armstrong-Quenneville and Anne Dault as members for the Kearney and Area Public Library Board. **DEFERRED**

7. **Public Meetings (Pursuant to the *Planning Act*)** – Nil

8. **Public Meetings (Pursuant to the *Municipal Act*)** - Nil

9. **Unfinished Business** – Nil

10. **Reports and By-laws**

(a) **Building**

(i) **Discussion re: Building Permit Fees**

Having received no comments and hearing no representations at this meeting with respect to the proposed change in fees imposed for applications for a building permit, Council proceeded with the following Resolution.

Res. No. 10(a)(i)/03/04/2020 Cheryl Philip, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in accordance with the recommendation in the 'Annual Report on Building Permit Fees' submitted by CBO Brian Horsman, authorizes a revision to the Building Permit Fee Schedule as follows:

- No change to Schedule 'B' of Building By-law 2019-19
- Increase the Cost Guideline from \$15.00 to \$16.00 per thousand
- Revise Cost Guidelines in Schedule B of By-law 2019-19 to add: Building without a permit, fees are doubled.

AND FURTHER Council accepts the Annual Report on Building Permit Fees dated March 13, 2020. **CARRIED**

(b) **Planning**

(i) **Discussion and Resolution re: Public Meeting Notices and Participation as a result of the COVID-19 Pandemic**

Res. No. 10(b)/03/04/2020 Paul Ziraldo, Cheryl Philip

WHEREAS the Province of Ontario has declared an emergency under the Emergency Management and Civil Protection Act as a result of the COVID-19 pandemic;

AND WHEREAS Council has resolved that during a declared emergency situation, Council shall allow electronic participation by members of Council to allow for continuity of the Town's business;

AND WHEREAS members of the public may also be given permission to participate electronically in the Council meeting, albeit limited to the 'Public' portion of the meeting;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney directs that the business of the Town shall continue as scheduled by way of electronic participation;

AND FURTHER be it noted that Planning Applications shall continue to be processed with the Notice of the Public Meeting clearly identifying that public participation during the COVID-19 declared Pandemic, shall be by way of electronic participation and/or comments submitted in writing. **CARRIED**

(c) **Operations**

(i) **Transfer Station Report** – for the period March 4, 2020 to March 24, 2020 – **Report only.**

(d) **Administration**

(i) **Discussion and By-law No. 2020-xx re: By-law Enforcement Officer contract extension**

Res. No. 10(d)(i)/03/04/2020 Cheryl Philip, Liz Stermsek

By-law No. 2020-13, Being a By-law to authorize the signing of an Amending Agreement between the Corporation of the Town of Kearney and Caitlin Deevey, be read a first, second and third time and numbered 2020-13 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the Corporation, and engrossed in the By-law Book. **CARRIED**

(ii) **Discussion and Resolution re: Fitness Instructors – March payment**

Res. No. 10(d)(ii)/03/04/2020 Paul Ziraldo, Mike Rickward

WHEREAS the Government of Ontario declared an emergency under the Emergency

Management and Civil Protection Act as a result of the COVID-19 pandemic;
AND WHEREAS the Town of Kearney has therefore closed all municipal buildings to the public;
AND WHEREAS as a result of this closure, the fitness classes have been suspended until such time as the declared emergency has ended, allowing the reopening of the Kearney Community Centre;

AND WHEREAS, without due notice, the fitness instructors were prohibited access to the venue for their classes;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney hereby determines that the fitness instructors shall be paid for the end of March 2020.

CARRIED

(e) Treasury

(i) Report and Resolution re: Payment Register

Res. No. 10(e)(i)/03/04/2020 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney has received the 'List of Accounts' and has no objections to be noted with regard to Cheques #29665 to #29752 in the total amount of \$467,686.32.

CARRIED

(ii) Report re: Information – Circumstances created by COVID - 19

Res. No. 10(e)(ii)/03/04/2020 Cheryl Philip, Mike Rickward

WHEREAS Council deferred consideration of tax relief options pending a Staff report;

AND WHEREAS a number of considerations are available;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney, in an effort to provide tax reprieve for Kearney ratepayers, directs that,

DURING THE DECLARED COVID-19 PANDEMIC:

Tax Installment due dates of April 30, 2020; August 31, 2020 and October 30, 2020 shall remain in effect

Or

Change Installment due dates to _____,
_____, and _____;

Effective April 1, 2020, until Dec., 31, 2020, Late Payment Penalty shall be calculated at the rate per month of: 0% .5% 1% 1.25%;

Late payment Penalty % as determined above, shall be applied to:

all outstanding taxes

current taxes (2020)

taxes in arrears (2019 and prior);

Individual approved payment plans for properties two years in arrears with penalty and interest calculated at 1.25% monthly.

CARRIED

(f) Fire and Emergency Services

(i) Report re: Fire Chief, Fire Department Report for regular Council meeting on April 3, 2020. – Report only.

(g) Facilities and Buildings - Nil

(h) Council Presentations - Nil

11. Correspondence

(a) Action Items - Nil

(b) Information Items - Nil

12. Other Business – Nil

13. Closed Session

Council will enter into a Closed Session for discussion regarding:

(a) Personal matters about an identifiable individual, including municipal or local board employees (x2)

Res. No. 13(a)/03/04/2020 Paul Ziraldo, Liz Stermsek

BE IT RESOLVED that the Council of the Corporation of the town of Kearney enters into Closed Session in accordance with Section 239, (1), (2), (3) and (3.1) of the Municipal Act, c. 25, S.O. 2001, as amended, at 1:55 p.m. for discussion regarding:

(a) Personal matters about an identifiable individual, including municipal or local board employees (x2)

CARRIED

Res. No. 13(b)/03/04/2020 Cheryl Philip, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reconvene in Open Session. Closed Session adjourned at 3:02 p.m.

CARRIED

14. Business Arising from Closed Session

Mayor Ballantyne reported on matters discussed in Closed Session.

15. Confirming By-Law

By-Law 2020-xx being a By-law to confirm the proceedings of Council at its Public Meeting held on March 13th, 2020, at its Special Meeting held on March 23rd, 2020 and at its Regular Meeting held on April 3rd, 2020.

Res. No. 15/03/04/2020 Cheryl Philip, Paul Ziraldo

By-law No. 2020-14, Being a By-law to confirm the proceedings of Council at its Public Meeting held on March 13th, 2020, at its Special Meeting held on March 23rd, 2020, and at its Regular Meeting held on April 3rd, 2020, be read a first, second and third time and numbered 2020-14 and that the said By-law be signed by the Mayor and Clerk, sealed with the Seal of the Corporation, and engrossed in the By-law Book.

CARRIED

16. Adjournment

Res. No. 16/03/04/2020 Mike Rickward, Cheryl

BE IT RESOLVED that the Regular Council Meeting of the Corporation of the Town of Kearney adjourn at 3:07 p.m. to meet again at 1:00 p.m. on April 24th, 2020 in the Council Chambers, Kearney, Ontario.

CARRIED

**THE CORPORATION OF THE
TOWN OF KEARNEY**

Carol Ballantyne, Mayor

Brenda J. Fraser, Clerk



The Corporation of the Town of Kearney

8 Main Street Box 38 Kearney ON P0A 1M0

MINUTES

SPECIAL COUNCIL MEETING REMOTE ACCESS - Council Chambers Tuesday, April 14th, 2020 1:00 p.m.

Council Members Present: Mayor Carol Ballantyne
Councillors: Cheryl Philip, Mike Rickward, Liz Stermsek and Paul Ziraldo

Staff Present: Brenda J. Fraser, Clerk Administrator
Keven Beaucage, Deputy Clerk, Deputy Treasurer

1. **Call the Meeting to Order**
Res. No. 1/14/04/2020 Liz Stermsek, Paul Ziraldo
BE IT RESOLVED that the Special Council meeting of the Corporation of the Town of Kearney on April 14th, 2020 be declared open and called to order at 1:02 p.m. **CARRIED**
2. **Disclosure of Pecuniary Interest and the General Nature Thereof – None noted.**
3. **Resolutions for Consideration**
 - 3.1 **Boat Launches**
Discussion of Council resulted in the following two Resolutions.
Res. No. 3.1(a)/14/04/2020 Mike Rickward, Cheryl Philip
BE IT RESOLVED that the Council of the Corporation of the Town of Kearney determines that our public boat launches are deemed a recreational amenity and shall be closed to the public until further notice, in accordance with COVID-19 regulations/legislation;
AND FURTHER that special consideration may be given to permanent residents with water access only, on a case by case basis, by means of an exemption letter from the Town Office. **CARRIED**
 - Res. No. 3.1(b)/14/04/2020 Paul Ziraldo, Liz Stermsek**
WHEREAS Tulloch Engineering is managing the rehabilitation projects for our boat launches at Perry Lake and at Sand Lake;
AND WHEREAS Legislation passed by the Ontario Government ordering the closure of all 'non-essential' businesses does not apply to Municipalities, however, it is noted that Municipalities do have to close *some* operations (public libraries, recreational facilities) from an earlier, separate order of government;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney determines that, as Kearney is not prohibited by the two Regulations ordering the closure of all 'non-essential' businesses, the rehabilitation projects for the Perry Lake Boat Launch and for the Sand Lake Boat Launch shall continue as per the Tender documents;
AND FURTHER that the Mayor and Clerk are hereby authorized to endorse Contract No. 18-4055-06 and Contract No. 18-4055-07. **CARRIED**
 - 3.2 **Auditor's request**
Discussion of Council resulted in the following Resolution.
Res. No. 3.2/14/04/2020 Cheryl Philip, Mike Rickward
WHEREAS our Auditors annually review, on site, our Closed Session Minutes as part of their Year-End Audit;
AND WHEREAS as a result of the COVID-19 Pandemic, our Year-End Audit is being conducted remotely;
AND WHEREAS our Auditors have provided two options for reviewing Closed Minutes;
NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Kearney determines that the Confidential Minutes be reviewed during a site visit once everything returns to normal. **CARRIED**
 - 3.3 **Public Statement**
Discussion of Council supported postint a message from Council on our Town Website.
4. **Closed Session**
Res. No. 4.1/14/04/2020 Paul Ziraldo, Liz Stermsek
BE IT RESOLVED that in accordance with Section 239, (1), (2), (3) and (3.1) of the Municipal Act, c. 25, S.O. 2001, as amended, the Council for the Corporation of the Town of Kearney will convene in Closed Session at 1:30 p.m. for discussion regarding:
 - (a) Personal matters about an identifiable individual, including municipal or local board employees
(x 2) **CARRIED**

Res. No. 4.1(b)/14/04/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney reconvene in Open Session and report on matters discussed in Closed Session. Closed Session adjourned at 2:15 p.m. **CARRIED**

Mayor Ballantyne reported on matters discussed in Closed Session.

5. Adjournment

Res. No. 5/14/04/2020 Paul Ziraldo, Mike Rickward

BE IT RESOLVED that the Special Meeting of the Corporation of the Town of Kearney adjourn at 2:20 p.m. to meet again at 1:00 p.m. on April 24, 2020 in the Council Chambers, Kearney, Ontario.

CARRIED

THE CORPORATION OF THE TOWN OF KEARNEY

Carol Ballantyne, Mayor

Brenda J. Fraser, Clerk



8 Main Street, P.O. Box 38 Kearney, ON P0A 1M0
Telephone: 705 636-7752 Fax: 705 636-0527 Email: planning@townofkearney.ca

MEMORANDUM

TO: MAYOR AND COUNCILLORS

FROM: LINDA MOYER, PLANNING TECHNICIAN

SUBJECT: DEEMING BY-LAWS (GASKELL/PRICHARD/WILSON)

DATE: APRIL 24, 2020

RECOMMENDATION:

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves By-laws 2020-XX, 2020-XX, 2020-XX, 2020-XX and 2020-XX being By-laws to deem Lots 14, 15, 17, 20 and 21, Plan No. M-89 not to be lots on a Registered Plan of Subdivision for Planning Act purposes. (GASKELL/ PRICHARD/WILSON)

BACKGROUND:

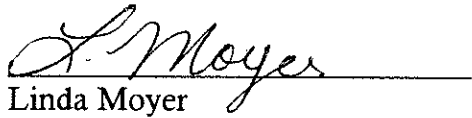
The shore road allowances in front of Lots 14, 15, 16, 20 & 21 on Plan M-89 located in Part of Lot 13, Concession 3 in the Township of Proudfoot were originally surveyed in 1984. A By-law was passed to stop up, close and sell the lands and was registered on title, but the lands were never transferred. The owners would now like to complete the purchase of the shore road allowances in front of the lots.

An application was made to purchase the shore road allowances in front of Lots 20 & 21, Plan M-89, to correct an encroachment of an existing building from Lot 20 onto the shore road allowance. To ensure that the shore road allowances merge with their corresponding lots, the applicant has applied to have the lots deemed not to be lots on a registered plan of subdivision for Planning Act purposes. Further, title to Lot 21 has been changed to ensure that the lot does not merge with the adjacent Lot 20.

Application was also made by the owners of Lots 14, 15 & 16, Plan M-89 to purchase the original shore road allowances in front of the lots. There is currently a cottage belonging to the owner of Lot 15 located on the shore road allowance in front of Lot 16. A consent application for a lot addition from Lot 16 to Lot 15 was made to ensure that the portion of shore road allowance requested to be purchased is situated in front of the lot.

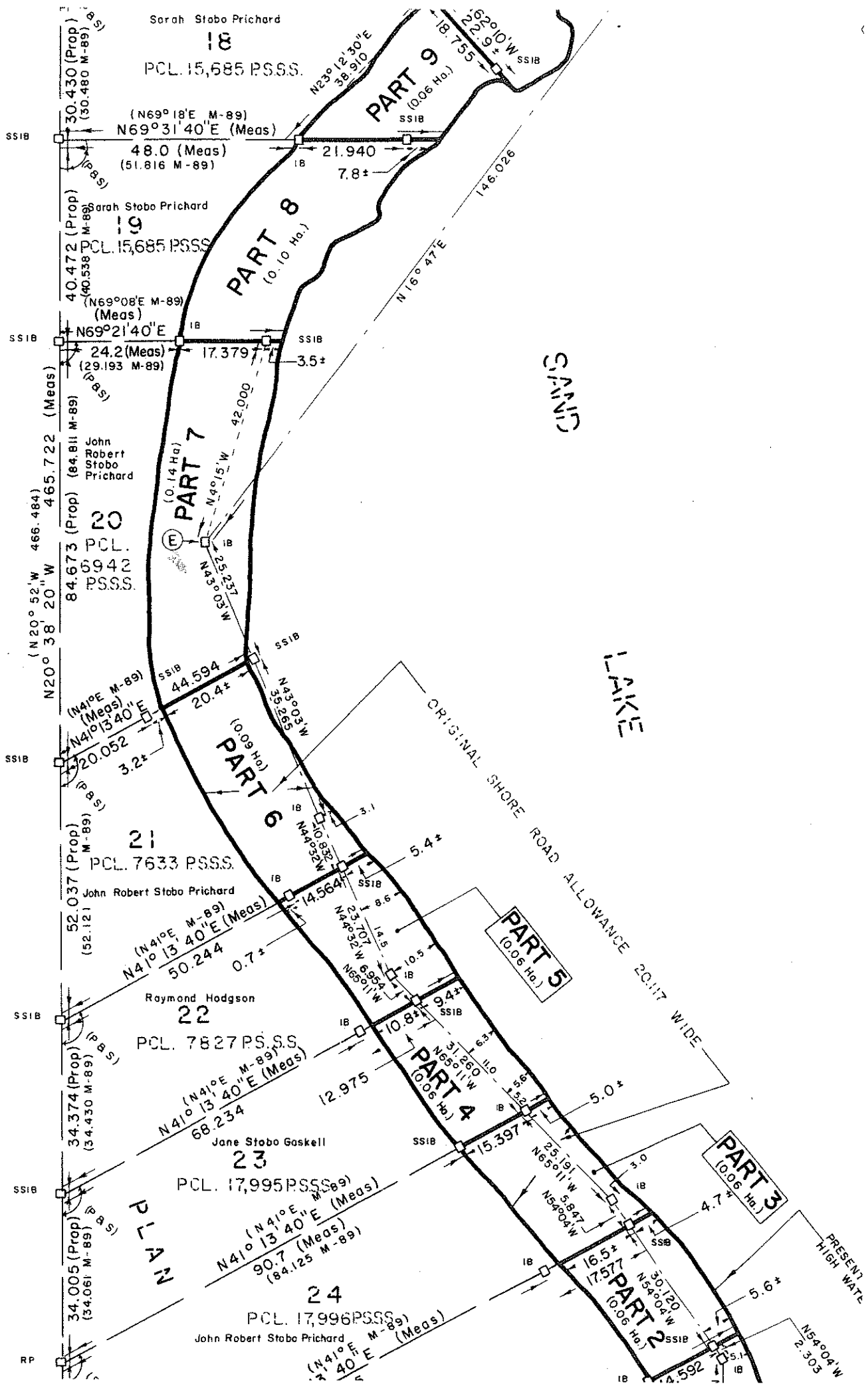
Further, as there are buildings located on the lot line between the remainder of Lot 16 and Lot 17, it was recommended that the lots be joined.

In order that the lot addition merges with the benefitting lands, the remainder of Lot 16 merges with Lot 17, and the shore road allowances merge with their corresponding lots, it is necessary that By-laws be passed to deem the lots not to be lots on a registered plan of subdivision.

A handwritten signature in cursive script, reading "L. Moyer", is written over a horizontal line.

Linda Moyer
Planning Technician

LOT 12



OBSERVED REFERENCE POINTS (ORP) DERIVED FROM GPS OBSERVATIONS USING THE PRECISE POINT POSITIONING (PPP) SERVICE, UTM ZONE 17, NAD83 (CSRS) (1987.0), COORDINATES TO MMAL ACCURACY PER SEC. 14 OF O. REG. 216/19 AT A 95% CONFIDENCE LEVEL.

POINT	NORTHING	EASTING	DESCRIPTION
B	505444.250	841158.081	FA. RP
E	505392.658	841015.189	IB
F	505460.026	840871.827	FA. RP 13
H	505488.482	841087.805	FA. RP 18

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CONVEYERS OR BOUNDARIES SHOWN ON THIS PLAN

METRIC CONVERSION :
DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

GRID SCALE CONVERSION
DISTANCES ARE GROUND AND CAN BE CONVERTED TO GRID BY MULTIPLYING BY THE COMBINED SCALE FACTOR OF 0.999707

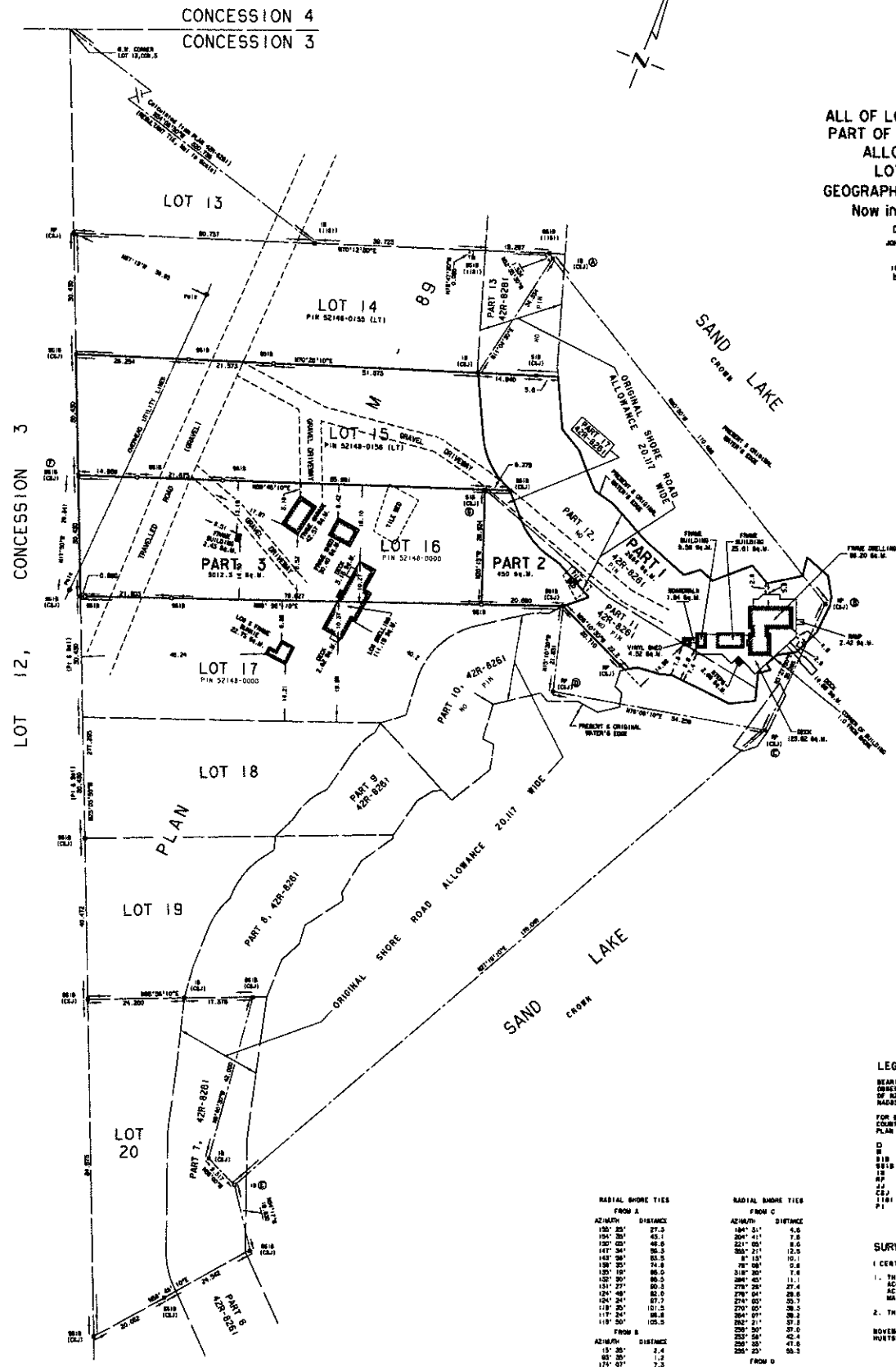
I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT
DATE: NOVEMBER 12, 2018
JOHN E. JACKSON O.L.S.

PLAN 42R-

RECEIVED AND DEPOSITED DATE: _____

REPRESENTATIVE FOR THE LAND REGISTRY FOR THE LAND TITLES DIVISION OF PARRY SOUND (M-42)

PART	LOT	CON. PLAN	PIR
1	PART OF THE ORIGINAL SHORE ROAD ALLOWANCE IN FRONT OF LOT 13	CON-3	NO PIR
2	ALL OF LOT 13	PLAN M-89	ALL OF 52148-0000 (L1)
3			



PLAN OF SURVEY OF
ALL OF LOTS 15 & 16, PLAN M-89 and
PART OF THE ORIGINAL SHORE ROAD
ALLOWANCE IN FRONT OF
LOT 13, CONCESSION 3
GEOGRAPHIC TOWNSHIP OF PROUDFOOT
Now in the TOWN OF KEARNEY

DISTRICT OF PARRY SOUND
JOHN E. JACKSON SURVEYING LIMITED
SCALE - 1 : 1 000
10 0 20m

LEGEND

BEARINGS ARE UTM GRID, DERIVED FROM SIMULTANEOUS GPS OBSERVATIONS FROM MONUMENT B TO E, HAVING A BEARING OF 862.240000 UTM ZONE 17 (11° WEST LONGITUDE) NAD83 (CSRS) (1987.0).

FOR BEARING COMPARISONS A ROTATION OF 2°20'30" COUNTER CLOCKWISE HAS BEEN APPLIED TO BEARINGS ON PLAN 42R-8261.

ID DENOTES MONUMENT PLANTED
 B DENOTES BENCHMARK FOUND
 SIB DENOTES STANDARD IRON BAR
 SIBS DENOTES SHORT STANDARD IRON BAR
 IB DENOTES IRON BAR
 RP DENOTES ROCK POST
 RP DENOTES ROCK POST
 CSJ DENOTES COOTE, JACKSON, HILLY & JEMMETT LIMITED
 I161 DENOTES O. E. HARRIS O.L.S.
 P1 DENOTES PLAN 42R-8261

RADIAL SHORE TIES FROM A

AZIMUTH	DISTANCE
150° 30'	27.5
154° 30'	45.1
150° 00'	56.8
147° 30'	56.3
138° 30'	51.5
130° 30'	51.8
120° 30'	66.0
120° 30'	66.0
121° 27'	80.3
124° 48'	85.0
124° 24'	87.7
118° 30'	101.5
117° 24'	88.8
118° 30'	105.5

RADIAL SHORE TIES FROM B

AZIMUTH	DISTANCE
15° 30'	2.4
82° 30'	1.2
124° 07'	7.3
188° 30'	14.1
201° 15'	17.2
252° 24'	21.2
187° 30'	21.8
252° 04'	24.4

RADIAL SHORE TIES FROM C

AZIMUTH	DISTANCE
180° 51'	4.8
204° 41'	7.8
221° 05'	8.6
201° 00'	12.5
8° 13'	10.1
78° 08'	0.4
318° 30'	7.4
285° 05'	11.1
278° 28'	27.4
278° 04'	28.6
274° 05'	33.7
270° 00'	38.5
254° 07'	38.3
242° 21'	37.3
232° 50'	37.0
232° 58'	42.4
236° 35'	47.8
236° 23'	55.3

RADIAL SHORE TIES FROM D

AZIMUTH	DISTANCE
240° 35'	3.1
235° 40'	12.4
214° 00'	21.4
208° 14'	38.3
180° 52'	25.3
200° 58'	37.4
208° 14'	38.3
208° 00'	45.8
202° 21'	34.7
209° 21'	41.3

SURVEYOR'S CERTIFICATE

I CERTIFY THAT :

- THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT AND THE REGULATIONS MADE UNDER THEM.
- THE SURVEY WAS COMPLETED ON OCTOBER 28, 2018.

NOVEMBER 12, 2018
MUNTSVILLE, ONTARIO

JOHN E. JACKSON
ONTARIO LAND SURVEYOR

JOHN E. JACKSON SURVEYING LIMITED
9 MAIN STREET WEST, SUITE 101
MUNTSVILLE, ONTARIO
PIN 5C5

Phone: (705) 789-8265 Fax: (705) 789-8248
Drawn by: R.M. Files: B.S.M.P. Plan: 2-PR-3-7

NOTE:
THE PRESENT WATER'S EDGE OF SAND LAKE AS ESTABLISHED BY SURVEY AND SHOWN ON THIS PLAN HAS BEEN ACCEPTED AS BEING THE BEST AVAILABLE EVIDENCE OF THE EDGE OF THIS LAKE AS IT EXISTED AT THE TIME OF THE ORIGINAL SURVEY OF THE TOWNSHIP OF PROUDFOOT.

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 14, Plan M-89, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-89 was registered on the 12th day of August, 1953;

AND WHEREAS the owner of Lot 14, Plan M-89 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of *the Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. Deeming

Lot 14, Plan M-89 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the Planning Act, R.S.O. 1990, c. P. 13, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said Planning Act.

2. Notice

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 15, Plan M-89, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-89 was registered on the 12th day of August, 1953;

AND WHEREAS the owner of Lot 15, Plan M-89 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of the *Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the *Planning Act*;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. **Deeming**

Lot 15, Plan M-89 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the *Planning Act, R.S.O. 1990, c. P. 13*, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said *Planning Act*.

2. **Notice**

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 17, Plan M-89, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-89 was registered on the 12th day of August, 1953;

AND WHEREAS the owner of Lot 17, Plan M-89 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of *the Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. **Deeming**

Lot 17, Plan M-89 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the Planning Act, R.S.O. 1990, c. P. 13, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said Planning Act.

2. **Notice**

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 20, Plan M-89, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-89 was registered on the 12th day of August, 1953;

AND WHEREAS the owner of Lot 20, Plan M-89 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of *the Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. **Deeming**

Lot 20, Plan M-89 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the Planning Act, R.S.O. 1990, c. P. 13, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said Planning Act.

2. **Notice**

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 21, Plan M-89, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-89 was registered on the 12th day of August, 1953;

AND WHEREAS the owner of Lot 21, Plan M-89 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of *the Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. **Deeming**

Lot 21, Plan M-89 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the Planning Act, R.S.O. 1990, c. P. 13, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said Planning Act.

2. **Notice**

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s



8 Main Street, P.O. Box 38 Kearney, ON P0A 1M0
Telephone: 705 636-7752 Fax: 705 636-0527 Email: planning@townofkearney.ca

MEMORANDUM

TO: MAYOR AND COUNCILLORS
FROM: LINDA MOYER, PLANNING TECHNICIAN
SUBJECT: DEEMING BY-LAW (BOLDUC)
DATE: APRIL 24, 2020

RECOMMENDATION:

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves By-law 2020-XX being a By-law designating Lot 6, Plan M-100 not to be a lot on a Registered Plan of Subdivision for Planning Act purposes. (BOLDUC)

BACKGROUND:

Application was made to purchase the original shore road allowance (Part 1, 42R-21374) in front of Lot 6, Plan M-100. The By-law is currently before Council for their consideration.

It is recommended that a Deeming By-law be passed so that when the lands are registered in the same name, they will merge in title and cannot be transferred separately.



Linda Moyer
Planning Technician

THE CORPORATION OF THE TOWN OF KEARNEY

BY-LAW 2020-XX

Being a Deeming By-law to designate Lot 6, Plan M-100, not to be a lot on a Registered Plan of Subdivision for Planning Act purposes

WHEREAS Plan M-100 was registered on the 22nd day of March, 1955;

AND WHEREAS the owner of Lot 6, Plan M-100 has applied to the municipality to have the lot deemed not to be a lot on a Registered Plan of Subdivision pursuant to Section 50(4) of *the Planning Act, R.S.O. 1990, c. P. 13*, as amended, so that the lot will not be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the Planning Act;

NOW THEREFORE the Council of the Corporation of the Town of Kearney enacts as follows:

1. Deeming

Lot 6, Plan M-100 in the geographic Township of Proudfoot, now in the Town of Kearney, pursuant to Section 50(4) of the Planning Act, R.S.O. 1990, c. P. 13, is deemed not to be a lot on a Registered Plan of Subdivision for the purposes of Section 50(3) of the said Planning Act.

2. Notice

Within thirty (30) days of the passing of this By-law, the Clerk shall give to each person appearing on the last revised Assessment Roll as the owner of land to which this By-law applies, notice of the passing of this By-law. This notice shall be sent to the last known address and set out the date that Council will hear representations from such lot owners or their agents with respect to the passage of this By-law.

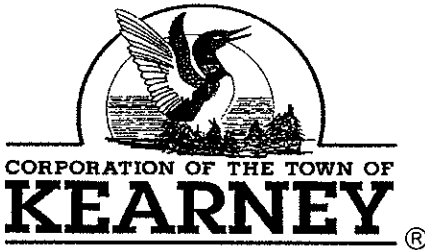
BY-LAW READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS THE 24th day of April, 2020.

THE CORPORATION OF THE TOWN OF
KEARNEY

Carol Ballantyne, Mayor

Brenda Fraser, Clerk

c/s



8 Main Street, P.O. Box 38 Kearney, ON P0A 1M0

Telephone: 705 636-7752

Fax: 705 636-0527

Email: planning@townofkearney.ca

MEMORANDUM

TO: MAYOR AND COUNCILLORS

FROM: LINDA MOYER, PLANNING TECHNICIAN

SUBJECT: ORIGINAL SHORE ROAD ALLOWANCE PURCHASE (**BOLDUC**)

DATE: APRIL 24, 2020

RECOMMENDATION:

BE IT RESOLVED that the Council of the Corporation of the Town of Kearney approves By-Law No. 2020-XX, being a By-law to stop up, close and sell part of the original shore road allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, Geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, described as Part 1, Plan 42R-21374. (**BOLDUC**)

BACKGROUND:

An application has been received to purchase part of the original shore road allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, Township of Proudfoot.

Notice was circulated to the abutting landowners, Public Works, Hydro One and Bell Canada for comment. Notice was posted on the lands for a minimum of four weeks and posted on the website for the Town.


No objections or concerns were received from the abutting property owners, the agencies circulated or from the public.

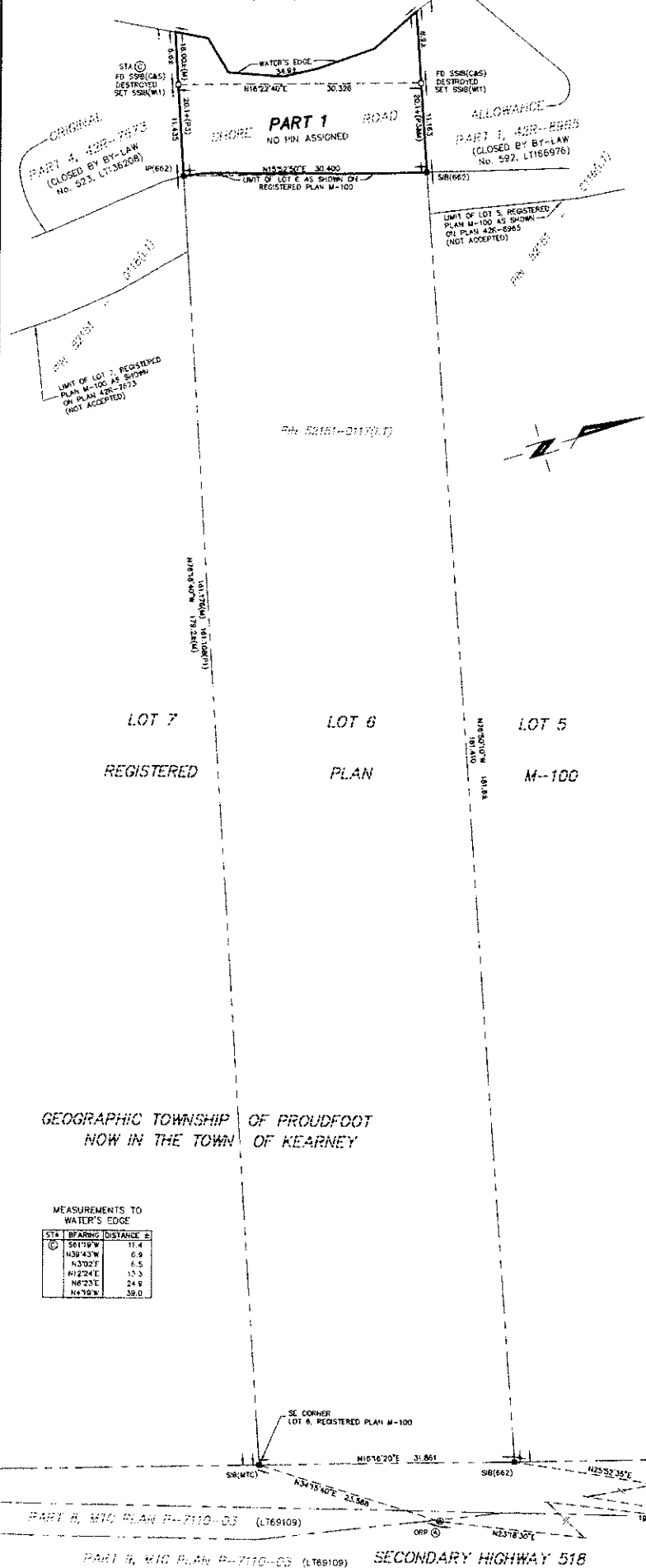
Staff have no concerns with the sale of the shore road allowance. It is recommended that a deeming by-law be passed to ensure that the Lot 6, Plan M-100 and shore road allowance merge in title.




Linda Moyer
Planning Technician

SAND LAKE
(CROSSING)

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.		PLAN 42R-21374
RECEIVED AND DEPOSITED		
MARCH 16th, 2020 DATE		March 16, 2020 DATE
 NANCY HARRIS-HEAR ONTARIO LAND SURVEYOR		"C. Buthneau" REPRESENTATIVE FOR THE LAND REGISTRAR FOR THE LAND TITLES DIVISION OF PARRY SOUND NO. 42
SCHEDULE		
PART	LOT	CONVEYOR/PLAN
1	PART OF THE ORIGINAL SHORE ROAD ALLOWANCE IN FRONT OF LOT 18, CONCESSION 2	NO PIN ASSIGNED



PLAN OF SURVEY OF
PART OF THE ORIGINAL SHORE ROAD ALLOWANCE
IN FRONT OF
LOT 18, CONCESSION 2
GEOGRAPHIC TOWNSHIP OF PROUDFOOT
NOW IN THE TOWN OF KEARNEY
DISTRICT OF PARRY SOUND

SCALE 1:300

 TULLOCH GEOMATICS INC., O.L.S.
 2019

BEARING NOTE:
 BEARINGS ARE UTM GRID, DERIVED FROM SIMULTANEOUS GPS OBSERVATIONS FROM MONUMENTS A TO B HAVING A BEARING OF N23°18'30"E, UTM ZONE 17 (81° WEST LONGITUDE) NAD83 (CSPS) (2010.0).

METRIC:
 DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.
 GRIDMETRIC DISTANCES SHOWN HEREON CAN BE CONVERTED TO UTM GRID BY MULTIPLYING BY A COMPILED SCALE FACTOR OF 0.999966.

CONVERGENCE NOTE:
 A CONVERGENCE (ROTATION) FACTOR OF 174"40" COUNTER CLOCKWISE HAS BEEN APPLIED TO THE ASTRONOMICAL BEARINGS OF UNDERLYING PLANS 42R-7673 AND 42R-8985 TO ACCOUNT FOR DIFFERENT REFERENCE MERIDIANS.

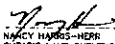
WATER NOTE:
 THE LIMIT OF SAND LAKE AS SHOWN HEREON IS THE BEST AVAILABLE EVIDENCE OF THE ORIGINAL WATER MARK OR WATER'S EDGE EXISTING AT THE TIME OF THE ORIGINAL SURVEY OF THE GEOGRAPHIC TOWNSHIP OF PROUDFOOT.

INTEGRATION COORDINATE TABLE		
OBSERVED REFERENCE POINTS DERIVED FROM GPS OBSERVATIONS USING THE PRECISE POINT POSITIONING (PPP) SERVICE, UTM ZONE 17, NAD83 (CSPS)(2010.0) COORDINATES TO RURAL ACCURACY FOR SEC. 14(2) OF OREG. 218/10		
POINT ID	NORTHING	EASTING
ORP (A)	5053628.215	843764.571
ORP (B)	5053608.128	843872.086

COORDINATES CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH THE CORNERS OR BOUNDARIES SHOWN ON THIS PLAN

- LEGEND:**
- DENOTES FOUND MONUMENT
 - DENOTES PLANTED MONUMENT
 - SB DENOTES STANDARD IRON BAR 0.025 x 0.025 x 1.22
 - SSB DENOTES SHORT STANDARD IRON BAR 0.025 x 0.025 x 0.81
 - IP DENOTES IRON PIPE
 - RA2 DENOTES 1/2 SEARS O.L.S.
 - MTC DENOTES MINISTRY OF TRANSPORTATION AND COMMUNICATION
 - ORP DENOTES OBSERVED REFERENCE POINT
 - U DENOTES MEASURED
 - S DENOTES SET
 - CT DENOTES CALCULATED FROM
 - W1 DENOTES WITNESS MONUMENT
 - P DENOTES PLAN 42R-7673
 - P1 DENOTES PLAN 42R-8985
 - P2 DENOTES REGISTERED PLAN M-100
 - FD DENOTES FOUND

SURVEYOR'S CERTIFICATE
 I CERTIFY THAT:
 (1) THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM
 (2) THE SURVEY WAS COMPLETED ON THE 4th DAY OF SEPTEMBER, 2019


 NANCY HARRIS-HEAR
 ONTARIO LAND SURVEYOR


OCTOBER 28th, 2019
 PARRY SOUND, ONTARIO

MEASUREMENTS TO WATER'S EDGE

STA	Bearing	DISTANCE
1	S51°19'W	11.4
2	N38°43'W	6.9
3	N30°27'	6.5
4	N12°41'E	15.3
5	N6°23'E	24.8
6	N4°18'W	38.0

SE CORNER
 LOT 8, REGISTERED PLAN M-100



 TULLOCH GEOMATICS	TULLOCH GEOMATICS INC. 5 SECORD ST. 1 705 746 8404 PARRY SOUND, ON F. 705 746 7885 P2A 1A9 885 238 8883
	DRAWN BY: DL FILE: 122785

**THE CORPORATION OF THE TOWN OF KEARNEY
BY-LAW NO. 2020-XX**

Being a By-law to stop up, close and sell part of the Original Shore Road Allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, in the geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, described as Part 1, Plan 42R-21374 (BOLDUC)

WHEREAS pursuant to Section 27(1) of the Municipal Act, S.O. 2001, c.25, as amended, municipalities are given authority over highways within their jurisdiction;

AND WHEREAS the Original Shore Road Allowance which is the subject matter of this By-law is within the jurisdiction of this municipality.

AND WHEREAS pursuant to the Municipality's Procedures for Notices By-law No. 2007-61, the Clerk of this Corporation did cause a Notice of the proposed By-law to be published and posted in accordance with the requirements of the said By-law.

NOW, THEREFORE BE IT ENACTED AS A BY-LAW OF THIS CORPORATION AS FOLLOWS:

1. Stop Up and Close - This Council does hereby stop up and close as a public highway, that part of the original shore road allowance being more particularly described in Schedule "A" attached hereto.
2. Surplus Property - The said lands described in Schedule "A" are declared to be surplus to the requirements of this Municipality.
3. Authorization for Sale - This Council does hereby authorize the sale of the said lands described in Schedule "A", to the adjacent owners therefore, for a consideration of \$3,145.50 plus HST, and excluding legal and municipal administrative charges.
4. Sale of Land By-law - Compliance with the Notice provisions of By-law 2007-61, will be deemed to be in compliance with the Notice provisions of this Municipality's Sale of Land By-Law 2005-34.
5. Execution of Documents - The Mayor and/or the Clerk are hereby authorized to execute all documents required for registration in connection with the transfer of title or the giving of easements relating to the lands described in Schedule "A".
6. Clerk's Affidavit - There shall be attached to this By-law, as Schedule "B", an affidavit by the Clerk or designate of this Corporation, setting out:
 - a) the procedures taken for the giving of Notice pursuant to By-law 2007-61; and;
 - b) the procedures taken for notice to Public Utilities and Ministries.

THIS BY-LAW READ A FIRST, SECOND AND THIRD TIME, THIS THE 24th DAY OF APRIL, 2020

**THE CORPORATION OF THE
TOWN OF KEARNEY**

Carol Ballantyne, Mayor c/s

Brenda Fraser, Clerk

SCHEDULE "A"

Part of the Original Shore Road Allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, and being described as Part 1, Plan 42R-21374.

SCHEDULE "B"

THIS IS SCHEDULE "B" TO BY-LAW 2020-XX FOR THE CORPORATION OF THE TOWN OF KEARNEY

CLERK'S AFFIDAVIT

I, Brenda Fraser, Clerk of The Corporation of the Town of Kearney, make oath and say as follows:

This Deponent

I am the Clerk of the Corporation of the Town of Kearney and as such have knowledge of the facts hereinafter deposed to.

Publication and Posting

Pursuant to By-law 2007-61 and Resolution 11(b)(ii)/26/04/2013, I did cause notice of the proposed By-law by the Corporation to stop up, close and sell that parcel of land described as Schedule "A" of the By-law 2020-XX.

- a) to be posted in two (2) of the most public places in the immediate neighbourhood of the said road allowance for a period of twenty eight (28) days; and/or
- b) to be posted at the Kearney Community Centre; and/or
- c) to be posted on the Town's website, if in operation.

Copy of Notice

Attached to this my Affidavit as Exhibit "A" is a copy of the Notice as posted.

Additional Notification

Notice of the proposed road closing was sent to Public Works Canada, Hydro One Networks Inc. and Bell Canada and no concerns were submitted.

Representations to Council

The proposed By-law came before Council at its regular meeting on the 24th day of April, 2020 and at that time no person made any claim that the effect of the By-law would be to deprive them of the right of motor vehicle access to or from their land, and that all persons who applied to be heard, were heard.

SWORN before me at the
Town of Kearney, this the _____ day of
April, 2020

Brenda Fraser, Clerk

A Commissioner for taking Affidavits, etc.

EXHIBIT "A"

This is Exhibit "A" to the Affidavit of Brenda Fraser, Clerk of The Corporation of the Town of Kearney.

THE CORPORATION OF THE TOWN OF KEARNEY

PUBLIC NOTICE

RE: Part of the Original Shore Road Allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, Geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound. **(BOLDUC)**

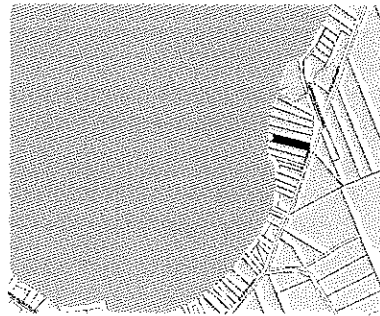
TAKE NOTICE that pursuant to Section 27(1) of the Municipal Act the Council of the Corporation of the Town of Kearney proposes to enact a by-law to stop up, close and sell the following road allowance:

Part of the Original Shore Road Allowance in front of Lot 18, Concession 2, Lot 6, Plan M-100, Geographic Township of Proudfoot, now in the Town of Kearney, District of Parry Sound, and being described as Part 1 on the draft reference plan.

AND TAKE FURTHER NOTICE THAT the proposed by-law will come before the Council of the Corporation of the Town of Kearney at its regular meeting at the Kearney Community Centre in the Council Chambers at 8 Main Street, Kearney, Ontario on Friday, the 24th day of April, 2020 at the hour of 1:00 p.m., and at that time Council will consider written submissions or hear anyone in person, or by his/her counsel, solicitor or agent, who claims that his/her land will be prejudicially affected by the by-law, and who applies to be heard.

A copy of the draft reference plan is available for inspection at the Town office.

DATED at the Town of Kearney, this the 20th day of March, 2020.



Town of Kearney
8 Main Street, P.O. Box 38
Kearney, ON P0A 1M0

For more information contact:

Linda Moyer, Planning Technician

Tel: 705-636-7752

Fax: 636-0527

Email: planning@townofkearney.ca

*This is Exhibit "A" mentioned and referred
to in the Affidavit of Brenda Fraser*

SWORN before me this _____ day of April, 2020

A Commissioner, etc.

Date	Pick Up	Kearney	\$	Sand La	\$	Notes
27-Mar		98		47	\$60	60C
28-Mar		68		52	\$35	5M 10F 20C
29-Mar		69		48	\$30	5M 4F 20C
30-Mar	15	73		46	\$20	20C
31-Mar		102		38		
03-Apr		122		54		
04-Apr		114		63	\$30	5B 14F10C
05-Apr		131		54	\$20	5M 14C
06-Apr	22	124		57	\$40	5M 35C
07-Apr		111		48	\$20	20C
10-Apr	Good	Friday	Stat	Holiday		
11-Apr		167		119	\$200	15M 5F 150S 30C
12-Apr	Easter	Sunday	Stat	Holiday		
13-Apr		118		63		
14-Apr		11		33		
Total					\$455	

Rec'd phone call from Waste Connections on Thurs., Apr. 9 re: needles found @ Townsite. Ross & I picked up needles and put in box. Had office make "NO SHARPS" signs for bins.

Marked increase in # of residents since mid-March

Martin Filmore

THE CORPORATION OF THE TOWN OF KEARNEY

STAFF REPORT

TO: Mayor and Council
FROM: Ross Gattozzi, Operations Manager
SUBJECT: Backhoe Tender
DATE: April 24, 2020

Recommendation:

WHEREAS the Council of the Corporation of the Town of Kearney requested a tender in regards to the purchase of a new Backhoe which closed April 17, 2020.

AND WHEREAS three (3) tenders were received:

1. Toromont (2020 model) at a Cost of \$178, 427.00
2. Brandt (2020 model) at a Cost of \$183,500.70
3. Tracks and Wheels (2018 model) at a Cost of \$169,272.87

AND WHEREAS Staff has reviewed the tender options and provided the information to Council ;

NOW THEREFORE BE IT RESOLVED that Council authorizes the purchase of the 2020 CAT Backhoe from Toromont at a cost of \$178,427.00

Background

During the March 23, 2020 Special Council Meeting, Council passed a resolution authorizing Staff to tender for the purchase of a new Backhoe. This tender closed April 17, 2020, and three tenders were received.

Considerations

Each tender offers specific benefits, timelines and considerations. Staff have reviewed each submission in regard to the following:

1. Backhoe Specifications met
2. Timeline for Delivery
3. Warranty

Based on these three factors, Staff recommends the Cat 420F2 from Toromont at a cost of \$178,427.00

Respectfully submitted by: 

THE CORPORATION OF THE TOWN OF KEARNEY

STAFF REPORT

TO: Mayor and Council
FROM: Ross Gattozzi, Operations Manager
SUBJECT: Cashman Creek Bridge
DATE: April 24, 2020

Recommendation:

WHEREAS the Council of the Corporation of the Town of Kearney requested Tulloch Engineering to provide designs for a replacement structure for the Cashman Creek Bridge on Hwy 518 East;

AND WHEREAS Tulloch provided five (5) design options;

AND WHEREAS Staff has reviewed the design options and provided the information to Council ;

NOW THEREFORE BE IT RESOLVED that Council choses _____ Precast Arch Structure at a estimated cost_1,300,000_____

Background

During the March 25, 2020 Regular Council Meeting, Council passed a resolution authorizing Tulloch Engineering to design a replacement structure for the Cashman Creek Bridge on Hwy 518 East. Tulloch has completed their work and submitted 5 design options for the Town to consider.

Considerations

After my review of the Engineer's work, I offer the following suggestions:

My 1st recommendation would be the Precast Arch Structure on page 6 at a price of \$1,300,000. Reason being that it's 12-14-week duration time for construction. I say this because there are no routes to the other side other than coming from Burks falls which would make Fire Services, Transfer station, contractors and commuting challenges for rate payers. As well, it will impact businesses both in Town and on Sand Lake.

My 2nd recommendations for the new bridge would be option 1 Steel Girder with Concrete Deck. This bridge is the same as the other 2 on 518. This bridge work would be 16 to 20week construction project at \$1,100,000.

Respectfully submitted by:



Ross Gattozzi

THE CORPORATION OF THE TOWN OF KEARNEY

STAFF REPORT

TO: Mayor and Council
FROM: Ross Gattozzi, Operations Manager
SUBJECT: Equipment Bids
DATE: April 24, 2020

Recommendation:

WHEREAS the Council of the Corporation of the Town of Kearney authorized Staff to advertise for Equipment Bids for the rental of equipment & operators for the 2020 Construction season

AND WHEREAS three (3) bids were received;

NOW THEREFORE BE IT RESOLVED that Council authorizes Staff to utilize those bids received during the 2020 Construction season as the Operations Manager deems appropriate


Background

During the March 13, 2020 Regular Council Meeting, Council passed a resolution authorizing Staff to advertise for Equipment Bids for the rental of equipment & operators. This tender closed April 17, 2020, and three tenders were received. Please see attached.

Considerations

Each tender offers specific benefits, costs and considerations. Staff have reviewed each submission and will further organize the bids to best make use of the equipment offered, using only what is appropriate and necessary, depending on the needs of the Town.

Respectfully submitted by:



Report Date
2020-04-17 10:38 AM

Town of Kearney
List of Accounts for Approval
As of 2020-04-17
Batch: 2020-00020

Page 1

Payment #	Date	Vendor Name	Reference	Payment Amount
Bank Code: AP - GENERAL AP				
Computer Cheques:				
29753	2020-03-30	Abell Pest Control	April/20 pest control <i>KCC</i>	135.70
29754	2020-03-30	Aird & Berlis LLP	Legal fees-61 Main St	141.82
29755	2020-03-30	Bell Mobility Inc.	P/W 2 cell phones Mar/20 + <i>KCC cell</i>	156.04
29756	2020-03-30	Bell Canada	Mar/20 telephone <i>ALL DEPTS</i>	716.16
29757	2020-03-30	Stacy Chittenden	November 2019 Yoga	260.00
29758	2020-03-30	Clark-Kavanagh Homes Inc	P/W 2020 Thompson Steamer	17,458.50
29759	2020-03-30	ClayMar Electric	KCC elec plug-new stove	389.57
29760	2020-03-30	Cupe Local 1813	Mar/20 CUPE Union dues	510.00
29761	2020-03-30	Dist. Parry Sound Soc. Ser.	DSSAB 2nd Q	40,516.68
29762	2020-03-30	Brian Horsman	Feb-Mar/20 kms <i>BLDG DEPT</i>	346.26
29763	2020-03-30	Huron Alarm & Fire Security	KCC Monitoring Apr-June	581.67
29764	2020-03-30	Manulife Financial	Apr/20 Manulife	1,866.04
29765	2020-03-30	Moore Propane Ltd.	P/W propane	261.54
29766	2020-03-30	Municipal Planning Services	Planner fees-LPAT Heise	497.20
29767	2020-03-30	Near North Business Machines	Mar/20 copier maint agmt <i>ADMIN & LIBRARY</i>	249.46
29768	2020-03-30	North Bay/Parry Sound District	Apr/20 Health Unit Levy	2,259.25
29769	2020-03-30	Northern Nerds	Admin sys bk-up <i>COMPUTERS</i>	336.18
29770	2020-03-30	Novexco	Admin office supplies	83.74
29771	2020-03-30	OFS Fire System Inspection	KCC suppression sys-quote	271.20
29772	2020-03-30	OMERS	March/20 OMERS	11,675.02
29773	2020-03-30	Carol or Peter Parker	Interim Tax overpayment	338.45
29774	2020-03-30	S&S Commercial Kitchen Repairs	Seniors new stove install	1,396.90
Total for AP:				80,447.38

Moved by:

Seconded by:

Be it resolved that Council has received and have no objections to be noted for Cheque #29753 to #29774 in the amount of \$80,447.38.

Mayor

Clerk/CAO/Treasurer

CHIEFS REPORT

April 17th, 2020.

Training

We have currently suspended our training and are implementing web-based training. There have been crews of two coming to the firehall to ensure our wildland equipment is working and in good repair.

I am keeping Firefighters up to date on the ever changing COVID19 updates.

Fire Prevention

I have updated Hunters Bay on the restricted fire zone. As usual ratepayers can contact me through the firehall or email.

Equipment

The First Response unit has had the studded tires removed. The Pumper and Tanker tires have been re-tourqed as per specifications. Trucks are up to date with the certifications. Equipment is running well.

I am attending several phone meetings re the COVID 19 through or mutual aid group, regional fire, Office of the Fire Marshall and the Chiefs Association and Parry Sound Ambulance. Armour allows me to listen in to any CEMC meetings and updates as they arise.

We have had one medical call and one fire complaint.

Our Chiefs meetings are web based at this time.

I am participating on many COVID 19 information calls.

Inventory has been taken on all our safety supplies I sourced out face shields in Bracebridge. I have picked them up and distributed to the five Fire Departments and have a stock of sixty in our firehall. We have redistributed medical supplies to the other department's so all have supplies to respond to calls as required.

I can be reached on my cell at 705 571 3761 or at the Firehall or via email.

Sincerely;

Paul Schaefer

Fire Chief, Town of Kearney

THE CORPORATION OF THE TOWN OF KEARNEY

STAFF REPORT

TO: Mayor and Council
FROM: Cindy Filmore
SUBJECT: Surplus Equipment - Stoves
DATE: April 24, 2020

Recommendation:

WHEREAS Staff were directed to sell by tender the surplus propane stoves;

AND WHEREAS the tender was run, closed March 30, 2020, and received no bids;

AND WHEREAS the tender was extended to April 20, 2020, and only one bid was received, which did not meet the minimum bid requirements;

NOW THEREFORE BE IT RESOLVED that Council choses _____

Background

During upgrades to the equipment of the Kearney Community Centre, the propane stoves of both the gym kitchen and the Senior's kitchen were replaced. This rendered the previous stoves as surplus equipment, and in keeping with procedures, these items were put up for sale by Tender. The first round of tenders ended on March 30, 2020, but no bids were received. The second round of tenders ended April 20, 2020, and despite Facebook enquiries, only one tender was received.

Considerations

The tender received for the April 20, 2020 tender closing date did not meet the minimum tender amounts. The Town had set a bid of \$250 for the small stove, and \$1000 for the large (commercial) stove, where were loosely based on sale ad for similar stoves (e.g. Kijiji) and presumed scrap value. Since the onset of the COVID-19 pandemic, scrap metal prices have plummeted, as have the many other markets.

Respectfully submitted by:

Cindy Filmore

RESOLUTION NO.: 2020-44



DATE: April 15, 2020

CARRIED: ✓

DEFEATED: _____

MOVED BY:

Councillor Gregory

DIVISION LIST

FOR

AGAINST

Councillor Constable

Councillor Gregory

SECONDED BY:

Councillor Malott

Councillor Malott

Councillor Ryman

Mayor Robinson

THAT the Council for the Municipality of McDougall supports the attached resolution of the Town of Parry Sound requesting that public health be funded through regular provincial taxation, not municipal property taxation.

AND FURTHER BE IT RESOLVED THAT a copy of this resolution be sent to all 22 Municipalities in the District of Parry Sound for endorsement with copies forwarded to the Minister of Health, Minister of Long Term Care, MPP Norm Miller, MPP Vic Fedeli, Ontario Health Board Chair, FONOM Chair, NOMA Chair, AMO Chair, and the North Bay Parry Sound District Health Unit.

MAYOR



THE CORPORATION OF THE TOWN OF PARRY SOUND
RESOLUTION IN COUNCIL

NO. 2020 - 016 .

DIVISION LIST

YES NO

DATE: March 3, 2020

- Councillor V. BACKMAN
- Councillor P. BORNEMAN
- Councillor R. BURDEN
- Councillor B. HORNE
- Councillor B. KEITH
- Councillor D. McCANN
- Mayor J. McGARVEY

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

MOVED BY:

Paul Borneman

SECONDED BY:

[Signature] *[Signature]*

CARRIED: DEFEATED: _____ Postponed to: _____

That Council of the Corporation of the Town of Parry Sound supports the Township of Strong's resolution requesting that public health be funded through regular provincial taxation, not municipal property taxation, per the following:

Whereas the North Bay Parry Sound District Health Unit has advised municipalities of the following changes in the funding formula:

- change from 25/75 municipal/provincial to 30/70 for mandatory programs, and;
- change from 100% provincial funding to 30/70 for a number of other related programs;

And Whereas these changes will result in a 42% increase in the municipal levy, commencing in 2021, with no increased service delivery;

And Whereas small rural Northern Ontario municipalities do not have the financial resources to fund this 42% increase due to:

- sparse populations and small tax bases making it difficult to raise the requisite funds, and also provide core mandated municipal services to residents; and
- residents' annual income being well below the provincial poverty level, with many on fixed incomes and raising municipal property taxes will create significant hardship;

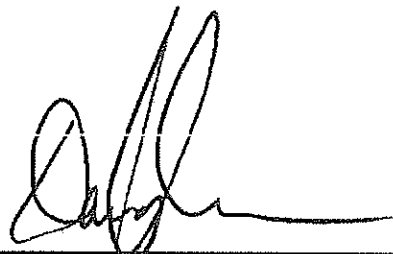

hence, the Town of Parry Sound states that it requests the Corporation remain under the auspices of the North Bay Parry Sound District Health Unit, and under the Rural & Northern Ontario designation;

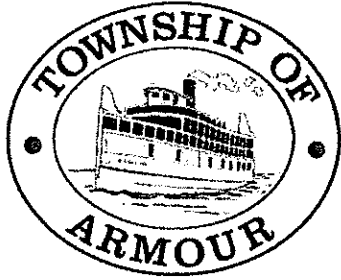
And Whereas the Province of Ontario is currently reviewing the mandate and operations of Public Health Units;

Therefore be it resolved that the Town of Parry Sound requests that Jim Pine, Facilitator of the Public Health Modernization consultations, review the current funding formula for Public Health and Rural & Northern Ontario municipalities; proposing exemptions, for the province to implement for 2021;

And that the Town of Parry Sound contends that Public Health, as a pillar of our Ontario Health Care system, be funded through regular provincial taxation, not municipal property taxation;

And Further That this resolution be distributed to all 22 Municipalities in the District of Parry Sound for endorsement with copies forwarded to the Minister of Health, Minister of Long Term Care, MPP Norm Miller, MPP Vic Fedeli, Ontario Health Board Chair, FONOM Chair, NOMA Chair, AMO Chair, and the North Bay Parry Sound District Health Unit.


~~Deputy Mayor Vanessa Backman~~ 
Doug McCANN.



OFFICE OF THE REEVE

DISTRICT OF PARRY SOUND

56 ONTARIO STREET
PO BOX 533
BURK'S FALLS, ON
POA 1C0

(705) 382-3332

(705) 382-2954

Fax: (705) 382-2068

Email: rmacphail@armourtownship.ca

Website: www.armourtownship.ca

April 16th, 2020

Honorable Christine Elliott, Minister of Health
College Park 5th Floor, 777 Bay St
Toronto, ON M7A 2J3

Honorable Stephen Lecce, Minister of Education
5th Floor, 438 University Ave
Toronto, ON M7A 2A5

Re: Post-Secondary Education Students in Health Care Placements

Dear Honorable Christine Elliott & Honorable Stephen Lecce,

The Township of Armour is a small municipality with a population of 1,414 in rural Parry Sound, Ontario. At this time, during a pandemic, the Township is very concerned that some of our post-secondary education students in health care may lose their school year.

Our concern is that the students in health care, who were in a placement when the pandemic started, were sent home when the schools were closed. Some of these students are now either volunteering or have been asked to assist in hospitals and/or health care centres.

The Township of Armour would like to request that your government assess this matter and return these students to their placements or, as an alternative, credit these students the time there are putting in at hospitals or health centres as a placement so that they may graduate. By doing so, graduating students will be able to start their careers in the health care system and increase the number of front line workers we desperately need to fight this pandemic.

Respectfully yours,

Robert MacPhail, Reeve
Township of Armour



OFFICE OF THE REEVE

DISTRICT OF PARRY SOUND

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PO BOX 533
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(705) 382-2954

Fax: (705) 382-2068

Email: reeve@armourtownship.ca

Website: www.armourtownship.ca

April 16th, 2020

Honorable Doug Ford, Premier of Ontario
Legislative Building
Queen's Park
Toronto ON M7A 1A1

Re: Travel Restrictions to Small Communities

Dear Premier Ford,

The Township of Armour is a small municipality with a population of 1,414 in rural Parry Sound, Ontario. Although we are a community that relies a great deal upon our seasonal residents, both in terms of municipal revenue and on support for our local businesses, at this time we are asking the province for support in controlling an influx to our area, particularly for citizens who have other options in their primary community.

Our concerns are as follows:

1. We do not have the health facilities or equipment to treat a large number of patients if COVID-19 is brought into our area. Our closest hospital is in Huntsville and it only has 9 respirators available.
2. Getting reliable internet access in rural Ontario is a problem. With the influx of people coming into our area and the need for our children to learn on their computers, the internet is even less reliable and it is becoming a problem for everyone.
3. We have ongoing short-term cottage and Air B & B rentals which are operating in our area while our campgrounds and cottage resorts are closed, but the Almaguin OPP informed the municipality that they are only enforcing the no more than five (5) people in a group and isolation orders.
4. With the change of the seasons, it will be difficult to keep people from our parks and recreation facilities. Small municipalities do not have the resources available to enforce the closing of these facilities. We share one By-law Enforcement Officer between three municipalities.
5. The governments are asking us to do our best to flatten the curve and to stay home, but by allowing people to travel from the cities to small rural areas, you are effectively spreading COVID-19 into our communities.

This pandemic highlights the Almaguin Region's longstanding concerns in healthcare, housing, lack of resources and rural internet. Therefore, we are asking your government to implement travel restrictions which will prevent those living in large cities from coming into our small underserved communities, regardless if they own seasonal properties. This will give smaller communities and cottage country a fighting chance against COVID-19.

Respectfully yours,

Robert MacPhail, Reeve
Township of Armour