



**THE CORPORATION OF THE TOWNSHIP OF HORTON  
COUNCIL MEETING – MAY 16<sup>TH</sup>, 2023 – 4:00 P.M.  
HORTON MUNICIPAL CHAMBERS  
2253 JOHNSTON RD.**

**1. CALL TO ORDER**

**2. LAND ACKNOWLEDGEMENT**

*“As we gather today, I would like to acknowledge, on behalf of Council and our community that we are meeting on the traditional territory of the Algonquin People. We would like to thank the Algonquin People and express our respect and support for their rich history, and we are extremely grateful for their many and continued displays of friendship. We also thank all the generations of people who have taken care of this land for thousands of years.”*

**3. DECLARATION OF PECUNIARY INTEREST**

**4. CONFIRMATION OF COUNCIL AGENDA**

**5. APPOINT ACTING CLERK – NICHOLE DUBEAU**

**6. DELEGATIONS &/OR PUBLIC MEETINGS – NONE**

**7. MINUTES FROM PREVIOUS MEETINGS**

7.1 May 2<sup>nd</sup>, 2023 – Regular Council

**PG.3**

**8. BUSINESS ARISING FROM MINUTES**

**9. COMMITTEE REPORTS:**

**9.1 GENERAL GOVERNMENT**

▪ **CHAIR WEBSTER**

9.1.1 Treasurer’s Report

**PG.5**

**9.2 PLANNING COMMITTEE**

▪ **CHAIR CAMPBELL**

9.2.1 April Building Report

**PG.7**

9.2.2 Planning Files Update

**PG.8**

**9.3 RECREATION COMMITTEE**

▪ **CHAIR HUMPHRIES**

9.3.1 Chair’s Report – April

**PG.11**

**10. CORRESPONDENCE SUMMARY**

**10.1 INFORMATION CORRESPONDENCE**

10.1.1 CAO/Clerk Information Memo

**PG.13**

**10.2 ACTION CORRESPONDENCE – NONE**

**RETURN TO AGENDA**

**11. BY-LAWS**

11.1 2023-27 2023 Final Tax Levy By-law

**PG.14**

11.2 2023-28 Unopened Road Allowance Agreement – Robertson

**PG.16****12. NOTICE TO FILE MOTION FOR NEXT COUNCIL MEETING**

12.1 Notice of Motion Filed by Deputy Mayor Webster

**PG.20****13. COUNCIL/STAFF MEMBERS CONCERNS****14. RESOLUTIONS****15. IN CAMERA (Closed) SESSION (as required)**

15.1 Pursuant to Section 239(2) (b) of the Municipal Act,

(b) Personal matters about an identifiable individual, including municipal or local board employees – Fire Department Community Risk Assessment

**16. CONFIRMING BY-LAW 2023-29****PG.21****17. ADJOURNMENT**

**THE CORPORATION OF THE TOWNSHIP OF HORTON**

REGULAR COUNCIL MEETING  
MAY 2<sup>ND</sup>, 2023

There was a Regular Meeting of Council held in the Council Chambers on Tuesday May 2<sup>nd</sup>, 2023. Present were Mayor David Bennett, Deputy Mayor Tom Webster, Councillor Doug Humphries, and Councillor Daina Proctor. Staff present was Hope Dillabough, CAO/Clerk, Nathalie Moore, Treasurer, Allan Cole, Fire Chief, and Nichole Dubeau, Executive Assistant – Recording Secretary.

Councillor Glen Campbell sent his regrets.

**1. CALL TO ORDER**

Mayor Bennett called the meeting to order at 4:00 p.m.

**2. LAND ACKNOWLEDGEMENT**

Mayor Bennett read the Land Acknowledgement in its entirety.

**3. DECLARATION OF PECUNIARY INTEREST**

There was no declaration of pecuniary interest.

**4. CONFIRMATION OF COUNCIL AGENDA**

Moved by Councillor Proctor

**RESOLUTION NO. 2023-97**

Seconded by Councillor Humphries

**THAT** Council adopt the Agenda for the May 2<sup>nd</sup>, 2023 Regular Council Meeting.  
**Carried**

**5. DELEGATIONS &/or PUBLIC MEETINGS – NONE**

**6. MINUTES**

6.1 April 18<sup>th</sup>, 2023 – Regular Council

6.2 April 18<sup>th</sup>, 2023 – Public Budget Meeting

Moved by Councillor Humphries

**RESOLUTION NO. 2023-98**

Seconded by Deputy Mayor Webster

**THAT** Council approve the following Minutes:

- April 18<sup>th</sup>, 2023 – Regular Council
- April 18<sup>th</sup>, 2023 – Public Budget Meeting

**Carried**

**7. BUSINESS ARISING FROM MINUTES**

There was no business arising from the minutes.

**8. IN CAMERA (CLOSED) SESSION (AS REQUIRED)**

Moved by Councillor Humphries

**RESOLUTION NO. 2023-99**

Seconded by Deputy Mayor Webster

**THAT** Council went into a Closed Session Meeting at 4:02 p.m. to discuss the following items pursuant to Section 239(2) (i) of the Municipal Act;

- (i) Educational or training sessions – Strategic Plan Kick-Off Education & Training Session

**Carried**

Moved by Councillor Proctor

**RESOLUTION NO. 2023-100**

Seconded by Councillor Humphries

**THAT** Council came out of Closed (In-Camera) Session at 5:23 p.m. and discussed items pursuant to Section 239(2) (i) of the Municipal Act pertaining to:

**RETURN TO AGENDA**

- (i) Educational or training sessions – Strategic Plan Kick-Off Education & Training Session

**Carried**

**9. BYLAWS – NONE**

**10. NOTICE TO FILE MOTION FOR NEXT COUNCIL**

Deputy Mayor Webster requested a motion for the next meeting regarding a report for Council members meeting attendance, and that this be brought forward semi-annually.

**11. COUNCIL/STAFF MEMBERS CONCERNS**

CAO/Clerk Hope Dillabough reminded Council of the joint Council meeting with the Town of Renfrew, Townships of Admaston/Bromley, and Greater Madawaska regarding the Renfrew and Area Health Services Village. She also stated that the Public Meeting for the Tomlinson Pit will be June 15<sup>th</sup> at the Community Centre and a notice has been sent out to residents and agencies.

**12. RESOLUTIONS – NONE**

**13. CONFIRMING BYLAW**

Moved by Councillor Humphries

**RESOLUTION NO. 2023-101**

Seconded by Deputy Mayor Webster

**THAT** Council enact By-law 2023-26– Confirming By-Law.

**Carried**

**14. ADJOURNMENT**

Mayor Bennett declared the meeting adjourned at 4:24 p.m.

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MAYOR David M. Bennett

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CAO/CLERK Hope Dillabough



## Township of Horton COUNCIL / COMMITTEE REPORT

<b>TREASURER'S REPORT</b>	<b>Date:</b>	May 16, 2023
	<b>Council/Committee:</b>	Council
	<b>Author:</b>	Nathalie Moore, Treasurer
	<b>Department:</b>	General Government

### **RECOMMENDATIONS:**

**THAT** Council receive the Treasurer's Report dated May 16, 2023, as presented.

### **BACKGROUND:**

Council, Staff and Public Advisory members were presented the final budget on April 18, 2023. The 2023 Budget was adopted with a levy of \$2,682,003, which represents a 2.5% levy increase.

The County of Renfrew circulated their by-law depicting their tax rates for 2023. Therefore, all lower-tier municipalities can move forward with calculating their rates. A deadline of June 15, 2023 has been given to all municipalities to input their data into OPTA as the data sets cannot be released until all 17 municipalities have submitted and the County of Renfrew verifies and signs off. With Horton's tax rate by-law being passed today, they will be inputted for review in ample time of the deadline.

Notable expenses in April were \$35,574.00 for OPP costs, \$11,839.58 to B.R. Fulton for street sweeping services, \$13,929.91 to M & L Supply for extrication equipment that is housed on truck 9614 and \$11,300 to With Chela Inc. for the commencement of Horton's Strategic Plan project.

With year end being complete, Mr. Richards of MacKillican & Associates will attend the Council meeting on June 20, 2023 to present the audited financial statements for 2022.

### **ATTACHMENTS:**

The departmental summary of revenues and expenditures to April 30, 2023.

*Prepared By: Nathalie Moore, Treasurer  
Reviewed By: Hope Dillabough, CAO/Clerk*

**RETURN TO AGENDA**

	<u>APRIL 2023</u>	<u>APRIL 2022</u>
<b>GENERAL GOVERNMENT</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(2,778,393.00)	(2,749,958.00)
EXPENSES	289,020.00	269,253.00
<b>PROTECTION</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(54,422.00)	(1,950.00)
EXPENSES	195,135.00	117,128.00
<b>TRANSPORTATION / STORM SEWER</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(1,350.00)	(600.00)
EXPENSES	262,715.00	278,462.00
<b>ENVIRONMENT</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(9,337.00)	(21,691.00)
EXPENSES	130,444.00	131,408.00
<b>RECREATION</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(18,974.00)	(8,033.00)
EXPENSES	94,849.00	77,783.00
<b>LIBRARY / HEALTH SERVICES</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	-	-
EXPENSES	-	8,323.00
<b>PLANNING</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(1,610.00)	(1,800.00)
EXPENSES	1,700.00	797.00
<b>FIRE DEPARTMENT</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(1,629.00)	-
EXPENSES	38,952.00	49,105.00
<b>BUILDING</b>	<b>ACTUAL</b>	<b>ACTUAL</b>
REVENUE	(10,428.00)	(16,812.00)
EXPENSES	17,245.00	16,966.00

**RETURN TO AGENDA**

Township Of Horton

**APRIL 2023 BUILDING REPORT**

Month	No. of Permits	2023 Value of Permits	2022 Value of Permits	2021 Value of Permits	Renos/Add Comm/Res	Garages/Storage Bldg Comm/Res	New Res	New Comm	Demos	Total SQ. FT	Stop Work Orders Issued
January	0	\$ -	\$0	\$ -							
February	4	\$ 1,258,600	\$1,635,000	\$ 785,000		2	2			7,641	0
March	3	\$ 663,000	\$1,083,200	\$ 1,340,000	1	1	1			6,375	0
April	7	\$ 1,865,000	\$879,000	\$ 2,291,300	2		3		2	13,100	0
May			\$1,765,000	\$ 1,391,000							
June			\$2,220,400	\$ 348,000							
July			\$149,000	\$ 540,000							
August			\$641,000	\$ 1,355,000							
September			\$1,500,000	\$ 1,021,000							
October			\$825,000	\$ 996,000							
November			\$0	\$ 3,130,500							
December			\$0	\$ 80,000							
<b>TOTALS</b>	<b>14</b>	<b>\$ 3,786,600</b>	<b>\$10,697,600</b>	<b>\$ 13,277,800</b>	<b>3</b>	<b>3</b>	<b>6</b>	<b>0</b>	<b>2</b>	<b>27,116</b>	<b>0</b>

RETURN TO AGENDA

## Open Planning Files as of May 12, 2023

File Name	File No.	No. of Severances	Date Rec'd by County	Date Deemed Complete by County	Date Rec'd by Township	Date of Last Item Sent to County	Status of File
2497095 Ontario Inc (Corey Scheel)	B79/19	1	03-Oct-19	Oct 3, 2021 but signed Oct 30, 2019	04-Nov-19	20-Feb-20	No movement on File
2497095 Ontario Inc (Corey Scheel)	B62/19	1	30-Jul-19	30-Jul-19	01-Aug-19		No movement on File
Sullivan Holdings (Arnprior) Inc	B163/21	1	27-Sep-21	Sept 27, 2021 but signed Dec 3	08-Dec-21	11-Jan-21	Notice of Decision rec'd April 27/22- applicant to complete conditions
Ron & Shirley Kasaboski	B158/21	1	20-Sep-21	Sept 20, 2021 but signed Nov 18	08-Dec-21	20-Dec-21	Notice of Decision rec'd April 27/22 -Applicant to complete conditions
Douwe Bakker	B155/21 B156/21 B157/21	3	10-Sep-21	Sept 10, 2021 but signed Dec 3	06-Dec-21	11-Jan-22	Notice of Decision rec'd April 7/22 - Applicant to complete conditions
Jennifer Armstrong	B127/21	1	03-Aug-21	Aug 3, 2021 but signed Oct 17	29-Nov-21	21-Dec-21	Notice of Decision rec'd March 9/22 -Applicant to complete conditions
Jamie Eady	B139/21 B140/21 B141/21 B142/21	3	13-Aug-21	Aug 13, 2021 but signed Nov 3	04-Nov-21	25-Nov-21	Consents Complete
David & Linda Schinkel	B34/22 B35/22 B36/22	3	28-Feb-22	Feb 28, but signed May 31, 2022	15-Jun-22	15-Jul-22	Consents Complete
Michael Leblanc & Agatha Sebastian	B120/22	1	07-Jun-22	07-Jun-22	14-Jun-22	20-Jun-22	Notice of Decision rec'd September 8/22- applicant to complete conditions
Marc Hamel & Michelle Groleau	B49/22 B50/22 B51/22	3	08-Mar-22	March 8, 2022 but signed June 16, 2022	23-Jun-22	15-Jul-22	Consents Complete
Melvyn Mielke	B12/22	1	21-Jan-22	20-Apr-22	21-Apr-22	12-May-22	Notice of Decision rec'd August 19/22- applicant to complete conditions
Douwe Bakker	B121/21 B122/21	2	28-Jul-21	July 28, 2021 but signed Oct 19	25-Oct-21	02-Nov-21	Notice of Decision rec'd Feb 13/23 - applicant to complete conditions



## Open Planning Files as of May 12, 2023

File Name	File No.	No. of Severances	Date Rec'd by County	Date Deemed Complete by County	Date Rec'd by Township	Date of Last Item Sent to County	Status of File
Douwe Bakker	B123/21 <del>B124/21</del> B125/21 B126/21	3	28-Jul-21	July 28, 2021 but signed Oct 19	25-Oct-21	02-Nov-21	Amended Applications rec'd Dec 5/22 & B124 Abandoned
Jamie Prince & Tina Hunt	B188/21 B189/21 B190/21	3	18-Nov-21	Nov 18, 2021 but signed Mar 29, 2022	31-Mar-22	06-Apr-22	B190/21 Complete Notice of Decision rec'd Nov 24/22 - applicant to complete conditions for B188 & B189
Jan de Bruyn	B27/22	1	14-Feb-22	11-May-22	12-May-22	25-May-22	Notice of Decision rec'd September 9/22- applicant to complete conditons
Eric & Marion Draper	B58/22 B59/22	2	06-May-22	22-Jun-22 07-Jul-22	22-Aug-22	25-Aug-22	Consents Complete
Bernard & Lydia Pleau	B74/22	1	12-Apr-22	12-Apr-22	22-Aug-22	13-Sep-22	Notice of Decision rec'd Nov 2/22 - applicant to complete conditions
Ila Ferguson	B104/22 B105/22 B106/22	3	19-May-22	17-Jun-22	15-Sep-22	27-Sep-22	Notice of Decision rec'd Nov 29/22 - applicant to comeplete conditions
Danny Leblanc & Karen Sholea	B124/22 B125/22	2	15-Jun-22	15-Jun-22	18-Oct-22	04-Nov-22	Notice of Decision rec'd April 20/23 - applicant to complete conditions
Darcy & Cheryl Warren	B178/22 B179/22	2	06-Oct-22	06-Oct-22	14-Dec-22	20-Mar-23	Municipal documents sent to Cty
Dan & Lyn Ripley	B183/22	1	17-Oct-22	17-Oct-22	15-Dec-22	19-Dec-22	Notice of Decision rec'd Apr 12/23
William Juby & Robert Barker	B222/22	1	01-Dec-22	01-Dec-22	10-Mar-23	13-Mar-23	Municipal documents sent to Cty
D.C. Hawkins Holdings Ltd	B02/23 B03/23 B04/23	3	01-Jan-23	07-Feb-23	16-Mar-23	12-May-23	Municipal documents sent to Cty

RETURN TO AGENDA

## Open Planning Files as of May 12, 2023

File Name	File Type	File Status
Tomlinson Ltd.	Zoning By-law Amendment	Public Meeting June 15/23
Melvyn Mielke	Zoning By-law Amendment	Application sent to Cty
Morris Eady	Minor Vairance	Council to have site visit and public meeting - No movement on file since 2021



## Township of Horton

### COUNCIL / COMMITTEE REPORT

<b>Title:</b>  Recreation Chair's Report – April 20 <sup>th</sup> , 2023	<b>Date:</b>	May 16, 2023
	<b>Council/Committee:</b>	Council
	<b>Author:</b>	Amanda Ryan, Receptionist/Clerk
	<b>Department:</b>	Recreation

### RECOMMENDATIONS:

THAT Council accept the Recreation Committee Chair's Report as information.

### BACKGROUND:

#### Fencing Around Ice Surface

Public Works Manager Adam Knapp explained what he recommends that the committee do to acquire someone to put up the fencing around the rink surface.

Moved by Sharon Bennett

Seconded by Claire Rouble

**THAT** Public Works Manager Adam Knapp put out an informal RFQ for fencing to be erected around the rink of the community centre.

**Carried**

#### Smart Serve Course

Ms. Ryan reviewed her report.

#### Signage for Millenium Trail

Ms. Ryan reported that there has been no further action has been taken.

#### Rink Update

Chair Humphries stated that the ice is out. Ms. Ryan commented that there were hardly any donations this year, however rentals were up due to other rinks being temporarily inoperable and the longer season because of favourable weather.

#### Easter Event Report

Public Advisory Member Rouble stated that there were 91 children in attendance. She believes that people are still a little nervous about crowds. Chair Humphries stated the event was well advertised.

#### Trivia Night

Ms. Ryan reviewed her report and stated it was a fun night. Ms. Ryan informed the committee on the ideas that came forth on the night of the event, as well as that Jason Marshall expressed interest in being the emcee and gathering the questions for the night.

#### Kitchen Make up Air Report

Manager of Public Works Adam Knapp briefly reviewed his report.

**RETURN TO AGENDA**

Moved by Nellie Kingsbury  
Seconded by Claire Rouble

**THAT** the Recreation Committee agree with Staff and recommend to Council that a Kitchen Make Up Air System in the Community Center and a Heat Recovery Ventilator in the arena change rooms be installed at an estimated \$80,000.

**AND THAT** upon completion of the detailed designs of the systems Staff are directed to release an RFQ to install the systems as soon as practicable.

**FURTHER THAT** funding be allocated from the remainder of the \$100,000 allocation to Recreation from the working funds reserve, after the digital sign is acquired.

**AND THAT** this be an estimated upset allocation of \$40,000.

**AND FURTHER THAT** any funding additionally required above the upset allocation be sourced from the Recreation Reserves.

**Carried**

Deep Fryer Commissioning Report

Public Works Manager Adam Knapp reviewed his report and discussion commenced.

Moved by Nellie Kingsbury  
Seconded by Sharon Bennett

**THAT** the Recreation Committee recommend to Council that a new propane deep frying unit be purchased for an estimated cost of \$1,500 from the operating budget, equipment repairs / replacement, and the decommissioned unit be declared surplus and sold on GovDeals with the proceeds directed to the Recreation Reserves.

**Carried**

Pigeons

Public Works Manager Adam Knapp informed the committee that damage is being done to the insulation of the building by the pigeons. With the informal RFQ to be executed, the issue should be rectified.

Canada Day Event

Ms. Ryan stated that it is time to start planning the Canada Day Event. A list was created of items and persons assigned to each task.

**ALTERNATIVES:** N/A

**FINANCIAL IMPLICATIONS:** Costs associated to the Kitchen Make up Air System, funding from reserves be used.

**CONSULTATIONS:** N/A

**Prepared by:** Amanda Ryan, Receptionist/Clerk

**Reviewed by:** Hope Dillabough, CAO/Clerk

**RETURN TO AGENDA**



# THE CORPORATION OF THE TOWNSHIP OF HORTON

## Memo from the CAO/Clerk as of May 12, 2023.

INFORMATION provided **NOT** included in the  
Regular Council meeting package of May 16, 2023.

### **INFORMATION EMAILED**

1. Emergency Management and Civil Protection Act Compliance
2. Calendars

**RETURN TO AGENDA**

**CORPORATION OF THE  
TOWNSHIP OF HORTON**

**BY-LAW 2023-27**

**BEING A BY-LAW TO ESTABLISH THE 2023 TAX RATES  
AND TO FURTHER PROVIDE FOR PENALTY AND INTEREST  
IN DEFAULT OF PAYMENT THEREOF FOR 2023.**

**WHEREAS** Section 290 of the Municipal Act, 2001, provides that the Council of a local municipality shall in each year prepare and adopt estimates of all sums required during the year for the purposes of the municipality including amounts sufficient to pay all debts of the municipality falling due within the year; amounts required for any Board, Commission or other body;

**AND WHEREAS** the Council of the Corporation of the Township of Horton adopted By-Law No. 2023-27 on the 16<sup>th</sup> day of May 2023, being a By-Law to Adopt the Estimate of Sums required for 2023;

**AND WHEREAS** Section 312(2) of the Municipal Act, 2001, provides that the Council of a local municipality shall adopt estimates for the year, pass a by-law to levy a separate tax rate on the assessment of each property class for local municipal purposes.

**AND WHEREAS** Section 308 of the Municipal Act, 2001, requires tax rates to be established in the same proportion to tax ratios per By-Law No. 45-23 as adopted by Renfrew County Council on the 26<sup>th</sup> day of April 2023.

**AND WHEREAS** reductions in certain tax rates for prescribed classes or subclasses of property are to be applied as per Renfrew County By-Law No. 46-23 as adopted by Renfrew County Council on the 26<sup>th</sup> day of April 2023.

**AND WHEREAS** Section 343, of the Municipal Act, 2001, provides that a local municipality shall send a tax bill to every taxpayer at least 21 days before any taxes shown on the tax bill are due.

**AND WHEREAS** Section 345(1), of the Municipal Act, 2001, provides that a local municipality may pass a by-law to impose late payment charges for the non-payment of taxes or any instalment by the due date.

**NOW THEREFORE** the Council of the Township of Horton hereby enacts as follows:

1. **THAT** the tax rates for the year 2023 to be applied on the taxable and payment-in-lieu assessment according to the last revised assessment roll shall be as follows:

RESIDENTIAL/FARM	0.00573182
MULTI-RESIDENTIAL	0.01114036
FARMLAND	0.00143295
MANAGED FOREST	0.00143295
COMMERCIAL	0.01040153
COMMERCIAL VACANT/EXCESS	0.01040153
COMMERCIAL NEW CONSTRUCTION	0.01040153
COMMERCIAL NEW CONSTRUCTION EXCESS	0.01040153
INDUSTRIAL	0.01413985
INDUSTRIAL VACANT/EXCESS	0.01413985
INDUSTRIAL NEW CONSTRUCTION	0.01413985
LANDFILL	0.00681551
PIPELINE	0.00763937

2. **THAT** the tax rates to be levied for the County of Renfrew for upper tier purposes be applied against the whole of the assessment for rateable property as per Renfrew County By-Law 47-23 as adopted by Renfrew County Council on the 26<sup>th</sup> day of April 2023 and any subsequent by-laws adopted by the County of Renfrew for the year 2023.

**RETURN TO AGENDA**

3. **THAT** the tax rates to be levied for School Board purposes be applied against the whole of the assessment for rateable property as per O.Reg. 400/98 made under the Education Act.
4. **THAT** every owner shall be taxed according to the tax rates in this by-law and such taxes shall become due and payable in two instalments being fifty percent of the final levy shall become due and payable on the 31<sup>st</sup> day of August 2023 and the balance of the final levy shall become due and payable on the 30<sup>th</sup> day of November 2023.
5. **THAT** there shall be imposed a penalty for non-payment thereof taxes on a due date or any instalment thereof, the amount of 1.25% of the amount due and unpaid on the first day of default, and an additional penalty of 1.25% shall be added on the first day of each calendar month thereafter in which default continues.
6. **THAT** the collector may mail or cause the same to be mailed to the residence or place of business of such person indicated on the last revised assessment roll, a written or printed notice specifying the amount of taxes payable.
7. **THAT** the Treasurer or designate is hereby empowered to accept part payment from time to time on any account of any taxes due.
8. **THAT** taxes are payable to the Township of Horton, 2253 Johnston Rd. RENFREW, ON K7V 3Z8.
9. **THAT** this By-Law shall come into full force and take effect upon the passing thereof.

**BE IT FURTHER ENACTED**, that all By-Laws or parts thereof, and all or any Resolutions of Council contrary thereto, or inconsistent herewith, be and the same are hereby repealed.

**READ a first and second time this 16<sup>th</sup> day of May 2023.**

**READ a third and final time and passed this 16<sup>th</sup> day of May 2023.**

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MAYOR David Bennett

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CAO/CLERK Hope Dillabough

**THE CORPORATION OF  
THE TOWNSHIP OF HORTON  
BY-LAW NO. 2023-28**

Being a by-law to authorize an agreement between the  
Corporation of the Township of Horton and Stacey Robertson

**WHEREAS** Council wishes to enter into an agreement with Stacey Robertson to permit use of the unopened road allowance between Part Lot 19 Concession 6 and between Part Lot 19 Concession 7.

**NOW THEREFORE** the Council of the Corporation of the Township of Horton enacts as follows:

**THAT** the Mayor and CAO/Clerk be authorized to enter into the agreement attached hereto as 'Schedule A' and forming a part of this by-law with Stacey Robertson and that the said agreement be registered on title.

**THAT** this by-law shall come into effect upon the passing thereof.

**READ** a First and Second Time this 16<sup>th</sup> day of May, 2023.

**READ** a Third Time and passed this 16<sup>th</sup> day of May, 2023.

\_\_\_\_\_  
MAYOR David M. Bennett

\_\_\_\_\_  
CAO/CLERK Hope Dillabough

**RETURN TO AGENDA**



## Schedule 'A'

**THIS AGREEMENT MADE IN DUPLICATE**

This \_\_\_\_\_ day of \_\_\_\_\_, 2023

BETWEEN: Stacey Robertson  
(hereinafter called the "Owners")

PARTY OF THE FIRST PART

AND

**THE CORPORATION OF THE TOWNSHIP OF HORTON**  
(hereinafter called the "Township")

PARTY OF THE SECOND PART

**WHEREAS** the Owner is owner of Part of Lot 19, Concession 6 in the Township of Horton, as set out in Appendix 1 hereto annexed to this agreement, and is desirous of improving the unopened road allowance leading to their lands and being part of the road allowance between Lot 19 Concession 6 and between Lot 19, Concession 7;

**AND WHEREAS** the Township is the Owner of the road allowance between Lot 19 Concession 6 and Lot 19, Concession 7 being an unopened road allowance;

**AND WHEREAS** Council has authorized the Mayor and CAO/Clerk to enter into the agreement pursuant to By-law 2023-28;

**NOW THEREFORE** this Agreement witnesseth that in consideration of the premises and mutual covenants herein contained, the Parties hereto covenant and agree as follows:

1. During the pleasure of Council, the Owner shall be permitted to undertake such works as are necessary upon the road allowance between Lot 19 Concession 6 and Lot 19, Concession 7 aforesaid to such extent as they see fit in order to construct a road as a means of access to their lands being part of Lot 19, Concession 6 within the Township of Horton. The works as aforesaid shall include such items as removal of rocks, trees and stumps and the placing of gravel on the road allowance and relocating any existing fences.
2. The Owner acknowledges that the Owner shall be solely responsible for determining the location of the unopened road allowance and ensuring that the proposed improvements are contained wholly within the road allowance.
3. The Owner acknowledges that entering into this Agreement is not deemed to be an assumption of the unopened road allowance and that the Township shall not be responsible for maintenance or repair of the road allowance or any improvements thereto nor assume any liability in that regard.
4. The Owner shall use the unopened road allowance only for normal access to and from the said lands by persons, vehicles and animals and acknowledges that members of the public have the right to pass and repass on the road allowance.
5. The Owner shall not erect any gates or barriers on the road allowance.
6. The Owner agrees that in respect of the said lands, the Owner shall not be entitled to nor shall the Owner demand any municipal services available to lands fronting on an opened public highway maintained by the Township, and that such services may include road maintenance, winter snow plowing, garbage pick-up, school bus service etc.
7. The Owner shall be responsible for all charges and costs in connection with the matters referred to in paragraph 1 above including but not limited to all construction and material costs.

**RETURN TO AGENDA**

- 8. The Owner shall ensure that any improvements made to the unopened road allowance shall be made to accommodate emergency vehicle access.
- 9. The Owner shall consent to the registration of this Agreement on title of their lands.
- 10. The Township shall not be responsible for any maintenance or improvements of the works undertaken by the Owner whatsoever.
  - a. The Owners undertake to hold harmless and agree to indemnify the Township against any liability whatever incurred by it by reason of it permitting the Owners to construct and improve the unopened road allowance as aforesaid, said indemnity to include all claims, actions and demands whatsoever including but not limited to claims, actions and demands by third parties or those claiming under them arising out of the owner's or anyone else's use of the said lands and the Township's ownership of the said lands.
  - b. In the event that liabilities are incurred by the Township by reason of their entry into this Agreement, the Owners shall indemnify the Township from all claims, damages, costs, expenses, and actions arising out of such liability.
  - c. In the event that the Township subsequently determines to open the unopened road allowance as aforesaid as a public travelled road, the Owners shall not object and shall turn over to the Township free of charge all the works undertaken by him.
  - d. The Owners agree to obtain an acknowledgement from any subsequent owner accepting and agreeing to fulfill the terms of this Agreement and the Owner agrees to obtain from such subsequent owner, if any, an undertaking to obtain a like acknowledgement and acceptance from any subsequent purchaser of the property.
  - e. The Owners agree that this agreement does not bind the Township to any rezoning, official plan amendments and issuance of building permits.

**THIS AGREEMENT SHALL** inure to the benefit of and be binding upon the parties hereto and their respective heirs, executors, administrators, successors, successors in title and assigns.

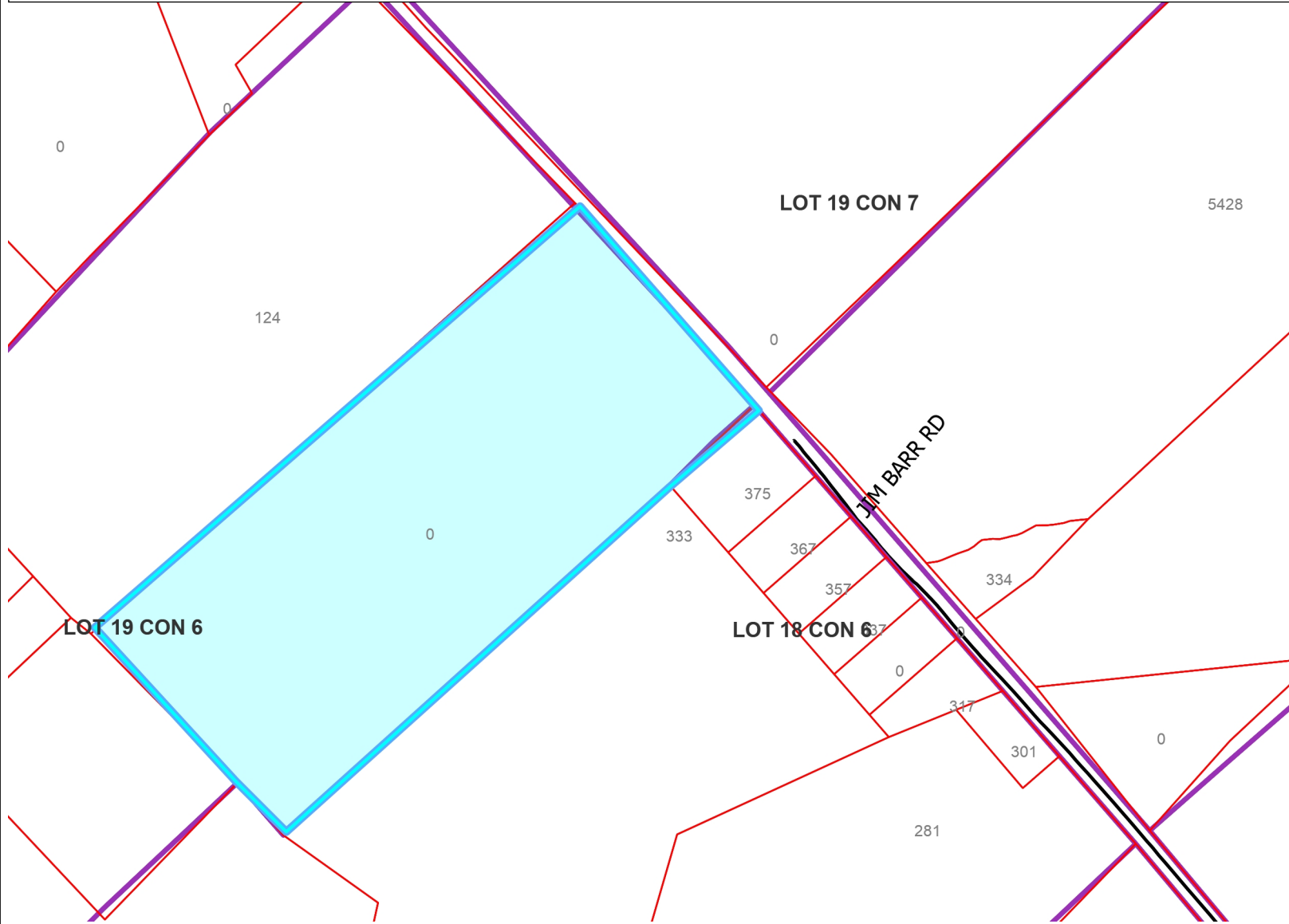
**IN WITNESS WHEREOF** the Parties hereto have hereunder set their hand and the corporate seal on the day and date written above.

**SIGNED, SEALED AND DELIVERED**

in the presence of

	)	
<b>Witness</b>	)	<b>Stacey Robertson</b>
	)	
	)	
	)	
	)	
	)	<b>THE CORPORATION OF THE</b>
	)	<b>TOWNSHIP OF HORTON</b>
	)	
	)	
	)	<b>Per: MAYOR David M. Bennett</b>
	)	
	)	
	)	<b>Per: CAO/CLERK Hope Dillabough</b>

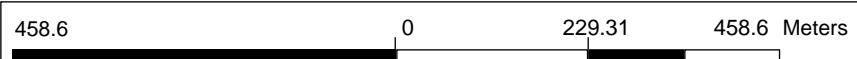
- Property Parcels
- Lots & Concessions
- Roads**
  - County Road
  - Crown Road
  - Municipal Maintained Road
  - Municipal Seasonal Road
  - Off-Ramp
  - On-Ramp
  - Private Road
  - Proposed Road
  - Provincial Highway
  - Quebec Road
  - Water Access Only



Depending on the number of layers visible not all may be shown in the legend.

**Notes**

This map is illustrative only. Do not rely on it as being a precise indicator of routes, locations of features, nor as a guide to navigation. The County of Renfrew shall not be liable in any way for the use of, or reliance upon, this map or any information on this map.



WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere  
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1: 9,028 

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**RETURN TO AGENDA**



## Township of Horton COUNCIL / COMMITTEE REPORT

<b>Title:</b>  Notice of Motion Filed by Deputy Mayor Webster	<b>Date:</b>	May 16 <sup>th</sup> , 2023
	<b>Council/Committee:</b>	Council
	<b>Author:</b>	Hope Dillabough On behalf of Deputy Mayor Webster
	<b>Department:</b>	Council

### **RECOMMENDATIONS:**

THAT Council agree to publish a Council and Committee Attendance Report semi-annually within a Council package as well as post on the Township of Horton's website.

### **BACKGROUND:**

A Notice of Motion was filed by Deputy Mayor Webster at the May 2<sup>nd</sup>, 2023, Regular Council Meeting for the purpose of Council voting on a recommendation to have an attendance report for Council and Committees to be published semi-annually and posted on the Township's website and also within a Council package.

Staff consulted with Tony Fleming of Cunningham Swan, the Township's Integrity Commissioner and he commented that there is no issue as there is no personal information under MFIPPA (*Municipal Freedom of Information and Protection of Privacy Act*) so there's no reason not to make it public. This is common practice among municipalities.

**ALTERNATIVES:** Not publish a report.

**FINANCIAL IMPLICATIONS:** N/A

### **CONSULTATIONS:**

Deputy Mayor Webster  
Tony Fleming, Cunningham Swan

**Prepared by:** Hope Dillabough, CAO/Clerk

**RETURN TO AGENDA**

**CORPORATION OF THE TOWNSHIP OF HORTON****BY-LAW NO. 2023-29****A BY-LAW TO CONFIRM PROCEEDINGS OF  
THE COUNCIL OF THE TOWNSHIP OF HORTON  
AT THE REGULAR COUNCIL MEETING HELD MAY 16<sup>TH</sup>, 2023**

**WHEREAS** Subsection 5(1) of the Municipal Act, 2001, S.O. 2001, Chapter 25, as amended, provides that the powers of a municipal corporation are to be exercised by its Council;

**AND WHEREAS** Subsection 5(3) of the said Municipal Act provides that the powers of every Council are to be exercised by by-law;

**AND WHEREAS** it is deemed expedient and desirable that the proceedings of the Council of the Corporation of the Horton at this meeting be confirmed and adopted by by-law;

**THEREFORE** the Council of the Township of Horton enacts as follows:

1. That the actions of the Council at the meeting held on the 16<sup>th</sup> day of May, 2023 and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where the prior approval of the Ontario Municipal Board or other body is required, hereby adopted, ratified and confirmed as if all such proceedings were expressly embodied in this by-law.
2. That the Head of Council and proper officers of the Corporation of the Township of Horton are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain appropriate approvals where required, except where otherwise provided, and to affix the Corporate Seal of the Corporation of the Township of Horton to all such documents.
3. That this By-Law shall come into force and take effect upon the passing thereof.

READ a first and second time this 16<sup>th</sup> day of May, 2023.

READ a third time and passed this 16<sup>th</sup> day of May, 2023.

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MAYOR David M. Bennett

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CAO/CLERK Hope Dillabough

**RETURN TO AGENDA**