

REGULAR COUNCIL AGENDA

C-16/2024

Wednesday, October 2, 2024

9:00 AM

Town of Pelham Municipal Office - Council Chambers

20 Pelham Town Square, Fonthill

The Town of Pelham is holding hybrid meetings of Council and Committee in accordance with Procedure By-law 4507(2022). Public access to meetings will be provided in-person at the location indicated on the agenda, via Livestream: www.youtube.com/townofpelham/live and subsequent publication to the Town's website at www.pelham.ca.

Pages

- 1. Call to Order and Declaration of Quorum**
- 2. National Anthem**
- 3. Land Recognition Statement**

We begin this meeting by acknowledging the land on which we gather is the traditional territory of the Haudenosaunee and Anishinaabe peoples, many of whom continue to live and work here today. This territory is covered by the Upper Canada Treaties and is within the land protected by the Dish With One Spoon Wampum agreement. Today this gathering place is home to many First Nations, Metis, and Inuit peoples and acknowledging reminds us that our great standard of living is directly related to the resources and friendship of Indigenous people.

- 4. Approval of the Agenda**
- 5. Disclosure of Pecuniary Interests and General Nature Thereof**

6. Hearing of Presentation, Delegations, Regional Report

6.1 Delegations

- 6.1.1 Niagara Regional Police Service** 6 - 16
Chief Fordy
Inspector Dave Gomez
- 6.1.2 Delegations for Budget Open House**
- 6.1.2.1 Amy Redekop - Budget Request for New Park Equipment at Lookout Subdivision** 17 - 22
Amy Redekop
- 6.1.2.2 Special Olympics Welland/Pelham - Budget Request for Bocce Ball Courts** 23 - 40
Greg Belmore, Community Coordinator
- 6.1.2.3 Pelham Art Festival - Request for Grant Money** 41 - 49
Tammy van den Brink and Mia Ferrara,
Pelham Art Festival
- 6.1.2.4 Pelham Minor Baseball Association - Budget Request for Facility Alterations** 50 - 53
Matt Peters, President of Pelham Minor
Baseball Association
- 6.1.2.5 Fenwick Pickleball Courts - Budget Request for Improvements** 54 - 54
Ron Hall
- 6.1.2.6 Pelham Active Transportation Committee - General Funding Request**
Brian Baty, Chair
- 6.1.2.7 Additional Public Speakers**

Speakers from Gallery

- 7. Adoption of Council Minutes
 - 7.1 RC-15/2024 - Regular Council - September 18, 2024 55 - 60
 - 7.2 SC-03/2024 - Special Council - September 25, 2024 61 - 62
- 8. Request(s) to Lift Consent Agenda Item(s) for Separate Consideration
- 9. Consent Agenda Items to be Considered in Block
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 - 1. PCOW-06/2024 - Public Meeting under the Planning Act - September 11, 2024
 - 9.2 Minutes Approval - Committee of Council
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 - 9.3 Information Correspondence
 - 9.4 Regional Municipality of Niagara Correspondence for Information or Action
 - 9.4.1 Provincial Offences Court - Request for Board Appointment for 2025 67 - 68
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- 11. Presentation and Consideration of Reports
 - 11.1 Members of Council Reports
 - 11.2 Staff Reports Requiring Action
 - 11.2.1 Proposed Animal Control By-law, 2024-0213-Town 71 - 88

Solicitor

- | | | |
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| 11.2.2 | Community Sport and Recreation Infrastructure Fund – Stream 1 Repair and Rehabilitation Grant, 2024-0220-Corporate Services | 89 - 90 |
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| 11.2.4 | Beatification Options for the Pelham Arches Concrete Bases, 2024-0214-Public Works | 93 - 106 |

12. Unfinished Business

13. New Business

14. Presentation and Consideration of By-Laws 107 - 110

1. 64-2024 - Being a by-law to appoint Andrew McMurtrie as a Provincial Offences Officer for the Corporation of the Town of Pelham.

2. 65-2024 - Being a by-law to appoint David Christensen as Acting Chief Building Official and a Building Inspector for the Corporation of the Town of Pelham.

3. 66-2024 - Being a by-law to appoint Sarah Conidi as Deputy Clerk for the Corporation of the Town of Pelham.

4. 67-2024 - Being a By-law to remove the Holding (H) Provision enacted by By-law No. 4465 (2022) for the lands located at 690 Quaker Road, legally described as Part of Township Lot 177, Geographic Township of Thorold, Part 1 on Registered Plan 59R-16661, Town of Pelham, Regional Municipality of Niagara.

15. Motions and Notices of Motion

15.1 Councillor Olson Motion re: Specification of Design and Build Projects

Mover: Councillor Olson

Seconder: Councillor Hildebrandt

WHEREAS the Town of Pelham is committed to undertaking capital projects in a cost-effective and efficient manner;

AND WHEREAS design-build procurement can, under appropriate circumstances, enhance project efficiency by integrating the design and construction phases under a single contract;

AND WHEREAS the design-build approach can offer potential savings, simplify communication, expedite project delivery, and support the timely completion of capital projects when feasible;

AND WHEREAS Council acknowledges that a design-build method may not be appropriate in all instances;

NOW THEREFORE BE IT RESOLVED THAT Council direct staff to report on the process for design-build procurement of capital projects in the Town of Pelham

AND FURTHER THAT staff provide a comprehensive report to Council in early Q1 of 2025, outlining the benefits and limitations of design-build procurement, offering recommendations for its application, proposing amendments to Procurement Policy No. S402-00 to incorporate guidance on the use of design-build for capital projects.

16. Resolution to Move In Camera

17. Rise From In Camera

18. Confirming By-Law

111 - 111

19. Adjournment

Please fill out and return no later than 12 p.m. noon ten (10) days prior to the Meeting you wish to appear. Completed forms, including presentation materials are to be submitted to the Clerk’s department and can be dropped off or emailed to clerks@pelham.ca

Name or Organization or Firm: Niagara Regional Police Service	
Name and Title of Presenter(s): Inspector Dave Gomez	
Address: 5700 Valley Way, Niagara Falls, ON	
Telephone: 905-688-4111 Ext. 1025002	Email: mandy.asher@niagarapolice.ca

Date of Meeting Requested: October 2

How will you attend Council? In-person Electronically

*The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	Policing
If not for information, identify the desired action requested:	

Have you previously spoken on this issue? Yes No

If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No

Delegations are required to provide the Clerk’s department presentation materials for publication in Council’s agenda package. Materials must be provided no later than 12 p.m. noon ten (10) days prior to the Meeting.

I have read and understand the Delegation Protocol attached to this form and understand that the information contained on this form, including any attachments submitted, will become public documents and listed on the Town’s meeting agenda and posted to the Town’s website. I also understand that as a participant of this meeting, I will be recorded and further understand that this recording will be posted to the Town of Pelham’s YouTube Channel.

Mandy Asher Digitally signed by Mandy Asher
Date: 2024.06.21 15:10:26 -04'00'

Signature

6/21/24

Date

Delegation Protocols

The Clerk shall list a maximum of four (4) delegations per meeting. Delegations will be considered on a first come first serve basis, unless prioritized otherwise at the discretion of the Clerk, in consultation with the Chief Administrative Officer.

The purpose of the delegation process is to allow residents to make their views known to Council, based on the requirements of the Town of Pelham Procedural By-law. The views of interested citizens are valued and input is welcome, along with comments and constructive suggestions. Council must consider a large number of issues and concerns at any given time, thus the following protocol is observed:

1. The delegate shall arrive to the meeting by 8:45 am.
2. A presentation by a delegate, who is a member of the public, shall be a maximum of five (5) minutes (whether the Delegation consists of an individual or a group). A presentation by a delegate, who is a member of Town or Regional staff, shall be a maximum of twenty (20) minutes.
3. Where the delegate is a group of persons, a primary speaker is to be assigned to address Council.
4. Discussion topics, other than the subject matter of the written request to appear as a delegation, will not be permitted. Subsequent delegations on the same topic, without significant new information, will not be permitted.
5. A delegate shall not speak disrespectfully, use offensive language and/or disobey the rules of procedure or a decision of the Chair. Remarks or questions concerning topics identified within Section 28.7 of the Procedural By-law shall be immediately ruled out of order. A subsequent offense during the same presentation will result in the speaker forfeiting their right to speak. The Chair reserves the right to immediately end the delegation if the remarks are considered severe.
6. Upon completion of remarks, the speaker(s) will remain in position to allow for any questions from Members. Members may ask questions for clarification purposes. After completion of any questions, the speaker will be asked to be seated or will be placed into the waiting room of the Zoom meeting.
7. Delegations will not be permitted on items that will be the subject of an upcoming or closed public meeting pursuant to the *Planning Act*, unless exceptional circumstances apply, which have been reviewed and approved by Council. Persons should present their concerns and opinions at the scheduled Public Meeting where their comments can be considered along with other submissions.

Niagara Regional Police Service

Town of Pelham

NRPS Mission Statement

The Niagara Regional Police Service is dedicated to serving and protecting residents and visitors within the Regional Municipality of Niagara.

In partnership with the community, we shall provide quality policing services with integrity, diligence, and sensitivity.

Police Programs in Niagara

Chief's Office

Chief's Office – Corporate Administration

- Deputy Chief Operations
- Deputy Chief Support Services
- Corporate Communications
- General Council
- Corporate Strategy and Innovation

Executive Services

- Human Resources
- Labour Relations and Career Development
- Training
- Recruiting
- Member Support Unit, Corporate Psychologist
- Professional Standards Unit
- Policy & Risk Management
- Video Unit

District Operations

Duty Office

Frontline Patrol/Detective
Offices

District Crime Analysts

Mobile Crisis Rapid Response
Team (MCRRT)

CORE Unit

Equity, Diversity, and Inclusion
Unit

Emergency Services

- Canine
- Marine
- Underwater Search & Recovery Unit
- Explosives Disposal Unit
- Emergency Task Unit
- V.I.P Operations
- Crisis Negotiators
- Traffic Enforcement Unit
- Traffic Reconstruction Unit

Investigative Services

- Special Investigative Services
- Biker Enforcement Unit
- Mobile Surveillance Unit
- Covert Operations Unit
- Major Drugs Unit
- Opioid Enforcement and Education Unit
- Homicide / Cold Case Unit
- Forensic Services Unit
- Central Fraud Unit
- Polygraph Unit
- CrimeStoppers
- Domestic Violence Unit
- Sexual Assault Unit
- Human Trafficking Unit
- Child Abuse Unit
- Internet Child Exploitation (ICE)
- ViCLAS/Powercase
- Offender Management Unit
- Firearms Unit
- Technological Crimes Unit

Police Programs in Niagara Cont'd

Corporate Services

- Finance
- Corporate Records
- Facilities
- Fleet
- Quartermasters
- Evidence Management Unit

Technology Services

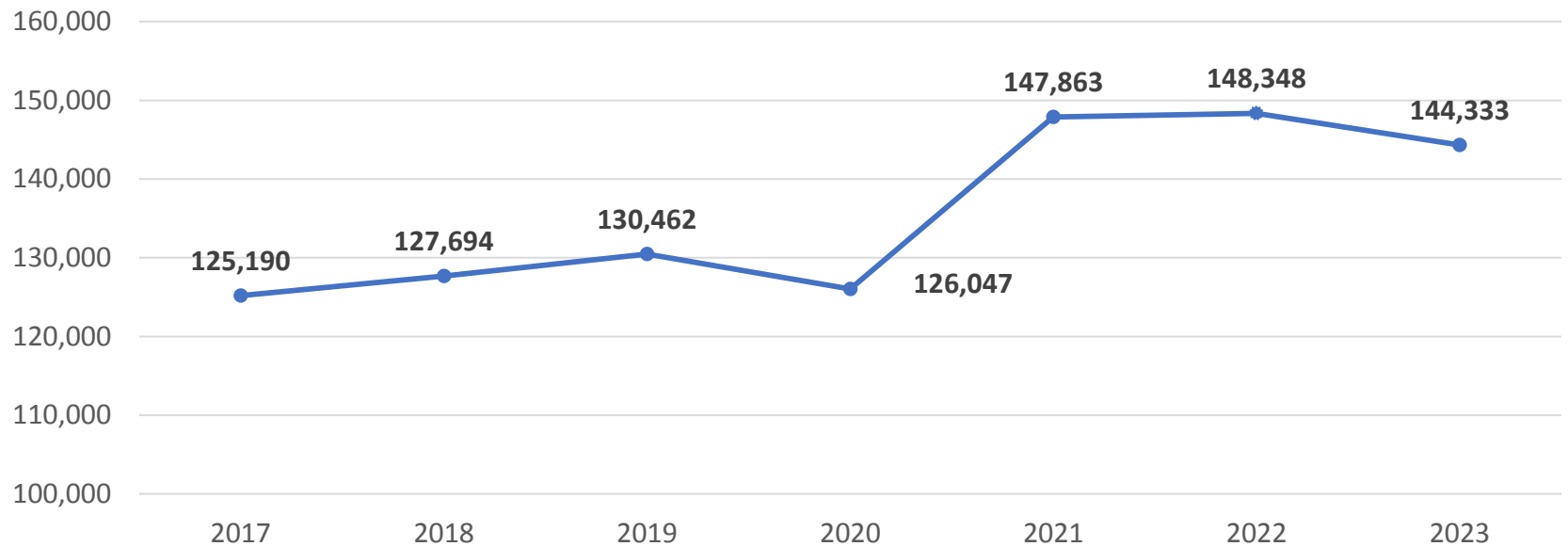
- Client Services and Service Management
- Network Infrastructure – Network Infrastructure
- Network Infrastructure - Telecommunications Services
- Business Systems & Applications
- Operations Systems & Applications

Operational Support

- Court Services
- Prisoner Management Unit
- Quality Assurance Unit
- Communications/Dispatch Unit
- 911
- RTOC
- Mobile Support Unit

Statistical Trends

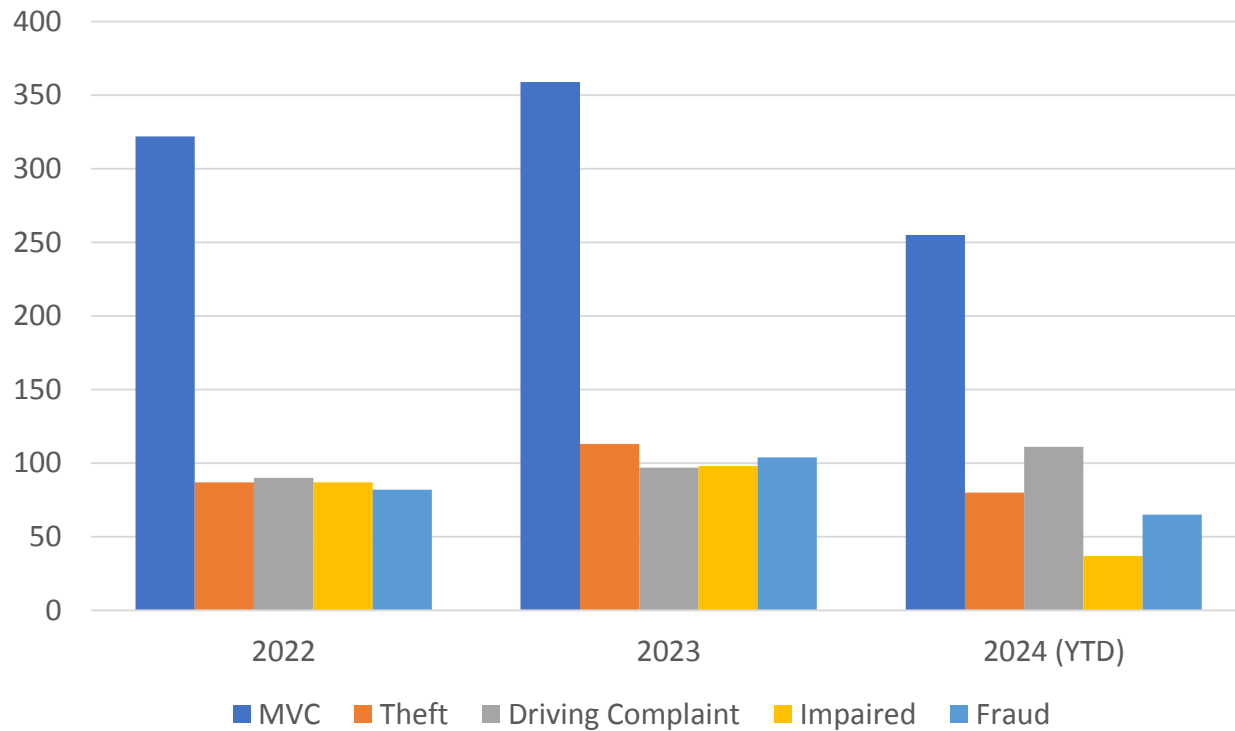
NRPS Calls for Service



Calls for service in 2023 totaled 144 333, a 2.7% decrease compared to 2022.

Pelham Top Calls for Service

2022 – 2024 (Year to Date)



Banker Education Initiative

Goal:

Increase awareness at local branches to educate front line staff on large cash withdrawals, particularly with elderly clients.

Method:

Central Fraud Unit detectives attended most financial institutions in the Niagara Region in December 2022. Interaction with branch managers to discuss fraud concerns and obtain contact information. Created email group (90 participants) to share concerns about local fraud trends.

Outcome:

2022
125 Reported Incidents
\$840,000 Losses

2023
49 Reported Incidents
\$339,000 Losses

Pelham

Traffic/Speed Enforcement

- 347 Provincial Offence Notices issued in 2023 related to speed violations, along with 91 warnings.
- Focused Speed Enforcement
 - Proactive patrol focus on rural areas
- Collaborative partnership with Niagara Region “Vision Zero”
 - Aims to make roads safer and eliminate injuries/fatalities across the Niagara Region
- Community Safety Zone
 - Highway 20 East (Regional Road 20) between Rice Road and Pinecrest Court

Crime Prevention & Community Engagement

- Lock it or Lose it campaign
- Park and Premise Checks



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Name or Organization or Firm:	
Name and Title of Presenter(s): Amy D'Amico	
Address: [REDACTED]	
Telephone: [REDACTED]	Email: [REDACTED]

Date of Meeting Requested: October 2 2024

How will you attend Council? In-person Electronically

*The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	Upgrade of Park Equipment in the Lookout Subdivision
If not for information, identify the desired action requested:	Add new equipment for all ages of children.

Have you previously spoken on this issue? Yes No

If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No

Delegations are required to provide the Clerk’s department presentation materials for publication in Council’s agenda package. Materials must be provided no later than 12 p.m. noon ten (10) days prior to the Meeting.

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Amy D'Amico
Signature

September 23 2024
Date











Please fill out and return no later than 12 p.m. noon ten (10) days prior to the Meeting you wish to appear. Completed forms, including presentation materials are to be submitted to the Clerk's department and can be dropped off or emailed to clerks@pelham.ca

Name or Organization or Firm: <i>Special Olympics Welland Pelham</i>	
Name and Title of Presenter(s): <i>Greg Belmore A/Community Coordinator</i>	
Address: [REDACTED]	
Telephone: [REDACTED]	Email: <i>welland.coordinator@specialolympicsontario.ca</i>

Date of Meeting Requested: *Oct 2nd 2024*

How will you attend Council? In-person Electronically
 *The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	<i>Permanent Bocce Courts.</i>
If not for information, identify the desired action requested:	<i>The Town of Pelham is being requested to construct 4 permanent Bocce Courts for recreational use</i>

Have you previously spoken on this issue? Yes No
 If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No
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Greg Belmore
Signature

2024.07.30
Date

West Lincoln Bocce Courts

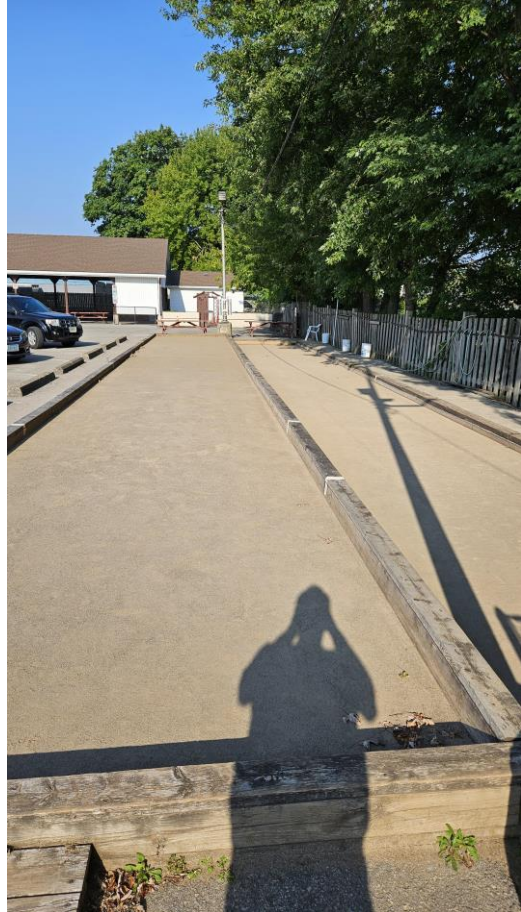






Cassa Dante Bocce Courts





Vale Centre Bocce Courts



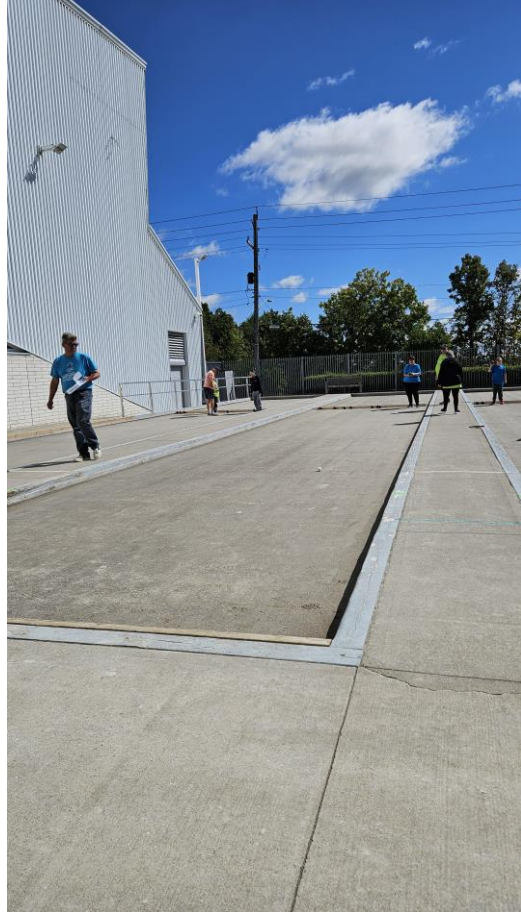






Bocce Players







Good morning, I represent the Special Olympics Welland Pelham Bocce Club. We have approximately 25 participants in our bocce program which runs weekly from June to August.

I am here to make a request to the Town of Pelham for the construction of 4 permanent 12'x 60' gravel and fines, bocce courts similar to those at Casa Dante in Welland, Port Colborne or West Lincoln which could be called 'home' for our bocce club.

Our Special Olympics athletes range in all ages and abilities, and for some, the grass courts present a challenge due to the unevenness of the ground and height of the grass.

While we currently play on the 3 grass courts at Centennial Park in Fenwick. We are requesting the construction of 4 gravel and fines bocce courts, as there are usually too many athletes to play at one time on the 3 that are provided.

For this season we have split our group into 2 time slots each Thursday evening, so that everyone can enjoy playing their whole time slot, rather than sit out for parts of an hour in order to play.

We are also expecting that with proper bocce courts, our membership will continue to grow.

Bocce is a sport anyone in the community can play, it is simple to learn, easy to play and requires a minimal amount of equipment.

Bocce is an especially good sport for those with disabilities and the elderly. On proper courts it provides light cardio exercise without causing excessive strain.

Bocce gives people an opportunity to get out and socialize with other people in the community.



As the local population is aging, many seniors are looking for activities to keep themselves active and provide a healthy lifestyle, bocce is a natural fit.

Weather permitting, the bocce courts could be used for a much longer period than June to August.

It is a sport which could be promoted to senior residences, service clubs and the community in general. Bocce is an activity which could be easily added to your 55+ program in Pelham.

With permanent courts in Pelham, bocce tournaments could be held, promoting the facility even further.

One last thing, if you do decide to build bocce courts, I as a senior would really appreciate a location with lots of shade.

Thank you for your consideration of our request. I would be pleased to answer any questions at this time.

Delegation-Request-Form---...



Done



Request to Appear Before Council Administration Services

Please fill out and return no later than 12 p.m. noon ten (10) days prior to the Meeting you wish to appear. Completed forms, including presentation materials are to be submitted to the Clerk's department and can be dropped off or emailed to clerks@pelham.ca

Name or Organization or Firm: Pelham Art Festival	
Name and Title of Presenter(s): Tammy van den Brink & Mia	
Address: [REDACTED]	
Telephone: [REDACTED]	Email: [REDACTED]

Date of Meeting Requested: _____

How will you attend Council? In-person Electronically
*The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	Request for grant money
If not for information, identify the desired action requested:	As a committee in our 38th year in Pelham, we require some financial assistance to replace the art boards to continue the art show in order to give back to our community.

Have you previously spoken on this issue? Yes No
If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No
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Signature

September 12, 2024

Date



Pelham Art Festival

Premier Art Show
Celebrating 38 years in 2025!

pelhamartfestival.ca

OUR HISTORY

The Pelham Art Festival began with a dream and with action.

In 1985, a group known as the Friends of the Fonthill Library produced the idea of holding a backyard art show and sale to raise funds in support of the local library.

Pelham Art Club member Lois Schonewille, and her husband, offered their comfortable backyard as the venue for the first show.

With that, the planning commenced.

OUR HISTORY

In June of 1986, on a sunny Sunday afternoon from 1 to 5 p.m., visitors enjoyed a fabulous backyard art show with artwork hung on easels and on the fence surrounding the pool, and this was considered the first show.



IMPACT ON THE COMMUNITY

Total Visitors

over
2,000 visitors
per weekend

Student Scholarships

\$1000 annual Scholarships
are awarded (per person) to selected
graduating fine art students
at E.L. Crossley and Notre Dame

Giving Back

Pelham Art Festival has donated
over \$485,000 back to the community
since it's inception in 1986.

Total Sales Last Year

\$70,000

ART SHOW PANELS

Each year, the Pelham Art Festival sets up panels (or grids) for each artist's booth to display their work. These panels need to be stored away somewhere new after next year's festival.





ART SHOW PANELS

Next year, our options include:

Rentals

- An annual cost to rent (only for the weekend of the festival)
- Includes delivery

\$ 7,500

Storage Off-site

- An annual cost to store
- Does not include delivery costs to and from the Pelham Arena

\$ 5,000

**Thank you
for listening.**



**Pelham
Art Festival**

**Premier Art Show
*Celebrating 38 years in 2025!***

pelhamartfestival.ca

Please fill out and return no later than 12 p.m. noon ten (10) days prior to the Meeting you wish to appear. Completed forms, including presentation materials are to be submitted to the Clerk's department and can be dropped off or emailed to clerks@pelham.ca

Name or Organization or Firm: Pelham minor baseball association	
Name and Title of Presenter(s): Matt Peters, president PMBA	
Address: [REDACTED]	
Telephone: [REDACTED]	Email: Pres@pmba.ca

Date of Meeting Requested: Oct 2, 2024

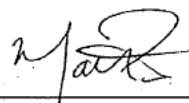
How will you attend Council? In-person Electronically
 *The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	Baseball facility changes
If not for information, identify the desired action requested:	Alteration of facilities at Centennial Park to further accomodate baseball activities. Safety enhancements at Centennial, Harold Black and North Pelham parks.

Have you previously spoken on this issue? Yes No
 If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No
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 Signature

Sept 13, 2024

 Date



TOWN OF PELHAM BUDGET REQUEST MEETING
presentation materials

TO; Town of Pelham, Council

FROM; Pelham Minor Baseball Association

Matt Peters (President) - pres@pmba.ca [REDACTED]

DATE; To be presented Oct 2, 2024 at Town Council's public budget input meeting

Dear Town of Pelham Council;

Thanks again to you and your staff for supporting our community with services and facilities in Pelham for another great year of youth baseball!

As the Town of Pelham is our most important partner in delivering on our mission (<https://www.pmba.ca/content/about-us>), we feel it mutually prudent to engage in open discussions about the future of baseball in our community so we can share in planning for future success. In general, we are interested in discussing strategies that focus on developments that will enhance our capacity and safety. Capacity improvements will allow more community members to enjoy baseball, plus increase our ability to host more, larger and better tournament events which would draw in people from outside of Niagara. Safety improvements are critical to the retention of ball players and creating more positive experiences for young athletes. A big part of safety improvements also relates to preparing for increasing weather and climate challenges. We have compiled some suggestions on how we can work to accomplish these tasks.

Facility Adjustments

We would like to work towards consolidating more of our PMBA activities into the current facilities at Centennial Park, Fenwick. The C3 field and batting cages are fantastic facilities that we are all very proud of, but there are a few small requests we'd like to be considered for their optimization. The C1 diamond needs some general upgrades and some safety improvements. C2 is currently set-up as a softball diamond and we'd like to see that transitioned into a baseball focused facility. Here are the details of these requests;

PMBA

Pelham Minor Baseball Association



Batting Cage:

- Addition of lighting for safe operation in lower lighting. This will increase our potential usage times, especially for our older age groups and for spring/fall training in our rep programs.

C3:

- Drainage can be optimized to reduce weather cancellations
 - tile drains should be considered around the back of the diamond where the diamond has been sloped to drain to already. This water needs a better route out off the field and this would accomplish this. There is a drainage ditch close by that should be fine to utilize as an output.
- Consider trialing simple tarps on the heavily impacted areas of mound and plate as they seem to hold water more than other areas

C1:

- Reimagining of dugout layouts for increased safety. Batters warming up swing bats very close to spectators. Our main concern is with our young spectators (siblings, etc.) that use that area to travel between the game and the playground.
- 11U mound

C2 / Harold Black Park:

- We recommend that the C2 diamond should transition from a gravel adult softball diamond to a sand/clay youth baseball diamond.
- Currently there is 1 full sized diamond in Pelham and it is located at Harold Black Park. This diamond is very tired and needs work. Before the Town invests in a renovation here, we suggest reimagining its future use.
- “full sized” is 90’ bases and 60’6” mound. 15U aged players and above would play at this sized diamond.
- We would like to see C2 designed to host 15U+ aged divisions with the ability to run younger age groups when needed (predominantly practices and tournaments)
- This plan hinges on converting the Harold Black diamond over to an adult softball diamond.
- The commissioner of the local softball league (Joe, 905-736-0561) supports this plan and sees how his league would benefit from consolidating their programs at Harold Black park
- This would require lights to be installed at Harold Black Park HBP2
- The baseball coach of E.L Crossley (Shawn, 905-964-7240) supports this plan and sees how the highschool baseball program would benefit from this transition

PMBA

Pelham Minor Baseball Association



Other general requests;

- As a follow-up to our budget request from last year, there are a few infrastructure projects that we are still very interested in pushing forward as soon as possible;
 - Systematic resurfacing of all gravel diamonds to sand/clay
 - Includes 2 North Pelham diamonds and 2 Centennial diamonds
 - All dugouts should get overhead protection from the elements (sun, rain)

The PMBA board and coach/parent volunteers are proud of our facilities and are dedicated to the up-keep of the diamonds. We are willing to perform basic maintenance duties to help keep diamonds in top shape. This of course would be in conjunction with the rec department and would require extra communication and training to ensure we do things right. The rec department has been made aware of our willingness in this regard.

We understand that budgets and timelines will not allow all projects to be successfully implemented, but we respectfully list our requests for discussion for the 2025 season and beyond. Furthermore, we are open and willing to work with the Town of Pelham for mutual benefit as potential government funding programs become available to help offset project costs.

Again, our not-for-profit board of volunteers would like to thank you for your commitment to baseball in our community and we look forward to open and progressive conversations regarding these requests.

Best Regards,

The Pelham Minor Baseball Association Board of Directors, represented by Matt Peters



Please fill out and return no later than 12 p.m. noon ten (10) days prior to the Meeting you wish to appear. Completed forms, including presentation materials are to be submitted to the Clerk's department and can be dropped off or emailed to clerks@pelham.ca

Name or Organization or Firm:		<i>Pickleball Courts / Fenwick</i>	
Name and Title of Presenter(s):		<i>Ron Hall</i>	
Address:		[REDACTED]	
Telephone:	[REDACTED]	Email:	[REDACTED]

Date of Meeting Requested: _____

How will you attend Council? In-person Electronically
*The delegate shall notify the Clerk at least five (5) business Days in advance.

Subject matter to be discussed:	<i>Pickleball / Fenwick Courts</i>
If not for information, identify the desired action requested:	<i>Paving of Roadway. Cement Pad with Shelter for shade. lights for evening play.</i>

Have you previously spoken on this issue? Yes No
If a group or individual has previously appeared as a delegate, a further delegation from the same group or individual on the same topic will not be permitted, unless there is significant new information to be brought forward.

Do you have presentation material or speaking notes? Yes No
Delegations are required to provide the Clerk's department presentation materials for publication in Council's agenda package. Materials must be provided no later than 12 p.m. noon ten (10) days prior to the Meeting.

I have read and understand the Delegation Protocol attached to this form and understand that the information contained on this form, including any attachments submitted, will become public documents and listed on the Town's meeting agenda and posted to the Town's website. I also understand that as a participant of this meeting, I will be recorded and further understand that this recording will be posted to the Town of Pelham's YouTube Channel.

Ron Hall
Signature

SEPT. 19 2024.
Date

REGULAR COUNCIL MINUTES

Meeting #: C-15/2024
Date: Wednesday, September 18, 2024
Time: 9:00 AM
Location: Town of Pelham Municipal Office - Council
Chambers
20 Pelham Town Square, Fonthill

Members Present: Mayor Marvin Junkin
Councillor Bob Hildebrandt
Councillor Wayne Olson
Councillor John Wink
Councillor Kevin Ker
Councillor Shellee Niznik

Regrets: Councillor Brian Eckhardt

Staff Present: David Cribbs
Bob Lymburner
Jason Marr
Jennifer Stirton
Vickie vanRavenswaay
Holly Willford
Jodi Legros
Pamela Duesling
Ryan Cook

1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 9:00am

2. National Anthem

3. Land Recognition Statement

Councillor Olson read the land recognition statement into the record.

4. Approval of the Agenda

The Mayor made remarks and congratulated Mike Zimmer on his upcoming retirement.

Moved By Councillor Bob Hildebrandt

Seconded By Councillor John Wink

BE IT RESOLVED THAT the agenda for the September 18, 2024 Regular meeting of Council be adopted, as circulated.

Carried

5. Disclosure of Pecuniary Interests and General Nature Thereof

There were no pecuniary interests disclosed by any of the members present.

6. Hearing of Presentation, Delegations, Regional Report

6.1 Presentations

6.1.1 Lincoln Pelham Public Library re: Library Renovation

Ms. Julie Andrews and Ms. Amy Guilmette of the Lincoln Pelham Public Library regarding proposed library renovations. Ms. Tina Ranieri-D'Ovidio, Architect provided further comments on proposed designs. Ms. Andrews and Ms. Guilmette answered various questions of Council.

Moved By Councillor Shellee Niznik

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT Council receive the Proposed Library Renovation Presentation from the Lincoln Pelham Public Library, for information.

Carried

7. Adoption of Council Minutes

Moved By Councillor Kevin Ker

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT the following minutes be adopted as printed, circulated and read:

1. C-14-2024 - Regular Council Meeting - September 4, 2024

Carried

8. Request(s) to Lift Consent Agenda Item(s) for Separate Consideration

None.

9. Consent Agenda Items to be Considered in Block

Moved By Councillor John Wink

Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the Consent Agenda items as listed on the September 18, 2024, Council Agenda be received and the recommendations contained therein be approved:

9. Consent Agenda Items to be Considered in Block

9.1 Staff Reports of a Routine Nature for Information or Action

9.1.1 Information Report - New Provincial Planning Statement, 2024, 2024-0194-Planning

BE IT RESOLVED THAT Council receive Report #2024-0194 New Provincial Planning Statement 2024, for information.

9.1.2 Town of Pelham New Official Plan - Status Update and Information Report, 2024-0203-Planning

BE IT RESOLVED THAT Council receive Report 2024-0203, Town of Pelham New Official Plan – Status Update and Information Report, for information purposes.

9.2 Action Correspondence of a Routine Nature

9.2.1 Request for Municipal Significance Designation for the Pelham Concert Series at Old Pelham Town Hall Presented by Sonic Unyon Records and Jill Primeau Productions

BE IT RESOLVED THAT Council designate the Pelham Concert Series at Old Pelham Town Hall Presented by Sonic Unyon Records and Jill Primeau Productions on September 29, 2024, October 26, 2024, November 16, 2024, and December 14, 2024, as municipally significant.

9.3 Advisory Committee Minutes for Information

9.3.1 Environmental and Climate Adaption Advisory Committee Minutes - July 22, 2024

BE IT RESOLVED THAT Council receive the Environmental and Climate Adaption Advisory Committee minutes dated July 22, 2024, for information.

9.3.2 Pelham Finance and Audit Committee Meeting Minutes - May 22, 2024

BE IT RESOLVED THAT Council receive the Pelham Finance and Audit Committee minutes dated May 22, 2024, for information.

Carried

10. Consent Agenda Item(s) Lifted for Separate Consideration, if any

11. Presentation and Consideration of Reports

11.1 Members of Council Reports

11.2 Staff Reports Requiring Action

11.2.1 Development Agreement Security Deposit Policy, 2024-0199-Town Solicitor

Moved By Councillor Shellee Niznik

Seconded By Councillor Kevin Ker

BE IT RESOLVED THAT Council receive Report #2024-0199 Development Agreement Security Deposit Policy Report, for information;

AND THAT Council approves Policy No. S300-04, the Development Agreement Security Deposit Policy.

Carried

11.2.2 Fire Station No.1 Architectural Design Project, 2024-0190-Public Works

Moved By Councillor Wayne Olson

Seconded By Councillor Bob Hildebrandt

BE IT RESOLVED THAT Council receive Report #2024-0190 Fire Station No.1 Architectural Design Project, for information;

AND THAT Council direct staff to move forward with Capital Project FAC-03-24 Fire Station No.1 Architectural Design;

AND THAT the design be completed as a standalone rebuild of the facility on the existing property (177 Regional Road 20 West), to accommodate a phased construction approach.

Carried

11.2.3 Haist Street Traffic Calming Pilot Update, 2024-0205-Public Works

Moved By Councillor Shellee Niznik

Seconded By Councillor John Wink

BE IT RESOLVED THAT Council receive Report #2024-0205-Public Works Haist Street Traffic Calming Pilot Update, for information;

AND THAT Council direct Staff to install permanent speed cushions on Haist Street north of Brewerton;

AND THAT Council direct staff to propose a budget adequate for the provision of traffic calming measures in the 2025 Capital Roads Budget.

Carried

12. Unfinished Business

13. New Business

14. Presentation and Consideration of By-Laws

Moved By Councillor John Wink
Seconded By Councillor Wayne Olson

BE IT RESOLVED THAT the Council of the Town of Pelham, having given due consideration to the following By-law do now read a first, second and third time and do pass same, and

THAT the Mayor and Clerk be and are hereby authorized to sign and seal the by-law:

- 1. 57-2024 - Being a by-law to appoint Andrew McMurtrie as Chief Building Official, By-law Enforcement Officer and Property Standards Officer for the Corporation of the Town of Pelham.**
- 2. 58-2024 - Being a by-law to appoint Jason Marr as a Drainage Superintendent for the Corporation of the Town of Pelham.**
- 3. 59-2024 - Being a By-law to exempt Blocks 139 and 152, 59M-505, municipally known as 72 and 74 Acacia Road, and 67 and 69 Marie Street, from Part Lot Control. Saffron Meadows Phase 3 (Mountainview Building Group). File No. PLC-05-2024**
- 4. 60-2024 - Being a by-law to accept a one-foot reserve being Parts 2 and 4, Plan 59R-18135, Part of Block 180, Registered Plan 59M-505, pursuant to the subdivision agreement for Phase 3 of Saffron Meadows Phase 3 Subdivision. File No. 26T19-02-2018.**
- 5. 61-2024 - Being a by-law to amend By-law 13-2023, confirming various appointments to Advisory Committees of the Town of Pelham for the 2022-2026 Term of Council and to appoint and remove members to the Pelham Cultural Advisory Committee and to remove members from the Pelham Finance and Audit Committee.**

Carried

15. Motions and Notices of Motion

15.1 Councillor Olson Notice of Motion re: Specification of Design and Build Projects

Councillor Olson stated he would bring a motion to the next meeting requiring projects under \$500,000.

16. Resolution to Move In Camera

17. Rise From In Camera

18. Confirming By-Law

Moved By Councillor Bob Hildebrandt
Seconded By Councillor Shellee Niznik

BE IT RESOLVED THAT the following By-law be read a first, second and third time and passed:

Being a By-law No. 62-2024 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Regular Meeting held on the 18th day of September, 2024.

Carried

19. Adjournment

The meeting was adjourned at 10:25 am.

Moved By Councillor Kevin Ker

Seconded By Councillor Shellee Niznik

BE IT RESOLVED THAT this Regular Meeting of Council be adjourned until the next regular meeting scheduled for October 2, 2024 at 9:00 am.

Carried

Mayor: Marvin Junkin

Town Clerk: Holly Willford

SPECIAL COUNCIL MINUTES

Meeting #: SC-03-2024
Date: Wednesday, September 25, 2024, 9:30 am
Location: Town of Pelham Municipal Office - Council Chambers
20 Pelham Town Square, Fonthill

Members Present Marvin Junkin
Bob Hildebrandt
Wayne Olson
John Wink
Kevin Ker
Shellee Niznik
Brian Eckhardt

Staff Present David Cribbs
Holly Willford
Brianna Langohr

1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 9:30 am.

2. Land Recognition Statement

The Mayor read the land acknowledgment into the record.

3. Approval of the Agenda

Moved By Brian Eckhardt

Seconded By Shellee Niznik

BE IT RESOLVED THAT the agenda for the September 25th, 2024 Special Meeting of Council be adopted as circulated.

Carried

4. Disclosure of Pecuniary Interest and General Nature Thereof

There were no pecuniary interests disclosed by any of the members present.

5. Resolution to Move in Camera

Moved By Kevin Ker

Seconded By Wayne Olson

BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider a matter under Section 239 (2) of the Municipal Act, as follows:

(b) personal matters about an identifiable individual, including municipal or local board employees; (d) labour relations or employee negotiations (1 item - Non-Union)

Carried

6. Rise From In Camera

Moved By John Wink

Seconded By Bob Hildebrandt

BE IT RESOLVED THAT Council adjourn the In Camera Session and that Council do now Rise: With No Report.

Carried

7. Confirming By-law

Moved By Bob Hildebrandt

Seconded By John Wink

BE IT RESOLVED THAT the following By-law be read a first, second and third time and passed:

Being a By-law No. 63-2025 to Adopt, Ratify and Confirm the proceedings of Council of the Town of Pelham at its Special Meeting held on the 25th day of September, 2024.

Carried

8. Adjournment

The meeting was adjourned at

Moved By Wayne Olson

Seconded By Bob Hildebrandt

BE IT RESOLVED THAT this Special Meeting of Council be adjourned until the next regular meeting scheduled for October 2, 2024 at 9:00 am.

Carried

Mayor Marvin Junkin

Town Clerk, Holly Willford

Recommendations of the Public Meeting under the *Planning Act* held September 11, 2024 – PCOW-06/2024

BE IT RESOLVED THAT COUNCIL HEREBY approves the following Recommendations Resulting from the Public Meeting under the *Planning Act* meeting of September 11, 2024:

- 1. THAT the agenda for the September 11, 2024, Public Meeting Under the Planning Act, Special Meeting of Committee of the Whole, be adopted as circulated.**
- 2. THAT Committee receive Report #2024-0189 for information as it pertains to File No. AM-06-2024;**

AND THAT Committee direct Planning staff to prepare the Recommendation Report on this topic for Council's consideration.

- 3. THAT Committee receive the applicant's presentation for information.**
- 4. THAT this Special Committee of the Whole, Public Meeting Under the Planning Act, be adjourned.**

**Committee of the Whole Meeting
Public Meeting under the Planning Act
Minutes**

Meeting #: PCOW-06/2024
Date: Wednesday, September 11, 2024
Time: 5:30 PM
Location: Town of Pelham Municipal Office - Council Chambers
20 Pelham Town Square, Fonthill

Members Present: Mayor Marvin Junkin, Councillor Wayne Olson, Councillor John Wink, Councillor Kevin Ker, Councillor Brian Eckhardt, Councillor Shellee Niznik

Staff Present: Shannon Larocque, Sarah Leach, Andrew Edwards, Pamela Duesling, Jodi Legros

1. Call to Order and Declaration of Quorum

Noting that a quorum was present, the Mayor called the meeting to order at approximately 5:30 p.m.

2. Land Recognition Statement

Councillor Ker read the land recognition into the record.

3. Adoption of Agenda

Moved By Councillor Wayne Olson

THAT the agenda for the September 11, 2024 Public Meeting Under the Planning Act, Special Meeting of Committee of the Whole, be adopted as circulated.

Carried

4. Disclosure of Pecuniary Interest and General Nature Thereof

There were no pecuniary interests disclosed by any of the members present.

5. Planning Act Application: AM-06-2024 Part of Thorold Township Lots 171-172, Part 1 on RP 59R-728 (Forest Park Plan of Subdivision)

The Deputy Clerk read the notice requirements into the record regarding the subject application.

5.1 Planning Report and Presentation, 2024-0189-Planning

Andrew Edwards, Town Planner provided an overview of the application before Council. A copy of the presentation is appended to the agenda package and is available through the Clerk.

5.2 Applicant's Presentation

Nicholas Godfrey from Upper Canada Consultants provided an overview of the application before Council. A copy of the presentation is appended to the agenda package and available through the Clerk.

5.3 Public Input

None.

The Deputy Clerk stated she checked the clerks@pelham.ca email address at 5:50 p.m. and confirmed no e-mails had been received concerning the subject application. She indicated the public comment portion of the application could be closed. The Committee agreed to close the public portion of the meeting and move to Committee input.

5.4 Committee Input

A Member of Council inquired about design assurance at this stage. William Heikoop from Upper Canada Consultants explained that while there is no guarantee the building will proceed with the proposed design, the developer is the same one responsible for Rosewood Crescent. He added that the intention is to maintain a consistent style with that development.

A Member of Council asked whether there is sufficient space alongside Lot 34 to allow access to the backyard. Andrew Edwards, Planner, clarified that Public Works' comments were related to the side yard swales, emphasizing that drainage should not be obstructed. The Member further asked if there is an easement on every lot. A. Edwards responded that easements are only present on specific lots. The Member questioned how easements are monitored over time. Shannon Larocque, Manager of Planning, explained that easements are registered and act as legal restrictions. She stated that while they generally require minimal oversight, follow-ups can occasionally lead to legal action. The Member asked whether building a fence within an easement is allowed. S. Larocque responded that since easements typically extend to the property line, fences can be built on the property line. However, she cautioned that any structure within an easement is built at the property owner's risk, as the Town may need to remove it for maintenance without obligation to replace it.

A Member of Council inquired about the width of the lots, driveways, and buildings. W. Heikoop explained that the lot frontages range from 14 to 22 meters. He also noted that the zoning regulations for driveways specify a maximum width of either 50% of the lot frontage or 7 meters, whichever is less. The Member then asked whether the application would set a precedent. S. Larocque clarified that the exceptions being considered are specific to the Forest Park subdivision. She

further explained that while the building height will not increase, it is proposed to be measured differently.

5.5 Presentation of Resolutions

Moved By Councillor John Wink

THAT Committee receive Report #2024-189 for information as it pertains to File No. AM-06-2024;

AND THAT Committee direct Planning staff to prepare the Recommendation Report on this topic for Council's consideration.

Carried

Moved By Councillor Kevin Ker

THAT Committee receive the applicant's presentation for information.

Carried

6. Adjournment

The meeting adjourned at 6:02 pm.

Moved By Councillor Shellee Niznik

THAT this Special Committee of the Whole, Public Meeting Under the Planning Act, be adjourned.

Carried

Mayor: Marvin Junkin

Deputy Clerk: Sarah Leach

September 18, 2024

Holly Willford, Town Clerk
Township of Pelham

Sent by email to: hwillford@pelham.ca

Dear Holly:

The Joint Board of Management, Niagara Region Courts, provides a forum for local area municipalities to co-ordinate the performance of their obligations in respect of the Memorandum of Understanding, the Local Side Agreement, and the Inter-municipal Agreement as they relate to Provincial Offences Court Administration.

As you may know, Board members are appointed by their respective municipality. There are four permanent Board members representing St. Catharines, Niagara Falls, Welland, and The Regional Municipality of Niagara. In addition, there are three members appointed annually, on a rotating basis, from the remaining nine local area municipalities, thus ensuring each municipality in this nine-member group has one representative for one year in a three-year period.

At its meeting of October 31, 2000, the Joint Board of Management, Niagara Region Courts, established a three-year rotation schedule (enclosed) for municipal representation on the Board. For the period of January 1, 2025 to December 31, 2025, the rotation schedule includes your municipality.

We are requesting that you advise in writing by November 30, 2024 the name and contact information for your staff appointee to the Joint Board of Management, Niagara Region Courts. Orientation is available to the appointee if requested.

Do not hesitate to contact me directly with any questions. I look forward to your reply.

Regards,



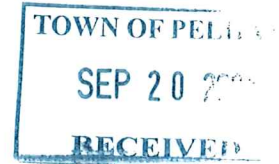
Miranda Vink
Associate Director, Court Services
miranda.vink@niagararegion.ca
905-687-6590 Ext. 1631

JOINT BOARD OF MANAGEMENT – NIAGARA REGION COURTS

Rotation Schedule

YEAR	PERMANENT MEMBERS	ROTATING MEMBERS
2024	<ul style="list-style-type: none"> • St. Catharines • Niagara Falls • Welland • Region of Niagara 	<ul style="list-style-type: none"> • Thorold • Wainfleet • West Lincoln
2025	<ul style="list-style-type: none"> • St. Catharines • Niagara Falls • Welland • Region of Niagara 	<ul style="list-style-type: none"> • Port Colborne • Pelham • Fort Erie
2026	<ul style="list-style-type: none"> • St. Catharines • Niagara Falls • Welland • Region of Niagara 	<ul style="list-style-type: none"> • Grimsby • Lincoln • N-O-T-L

Holly Willford
Town Clerk
Town of Pelham
20 Pelham Town Square
PO Box 400 Fonthill, ON
L0S 1E0



September 5, 2024

Re: Council Request to Reduce the Posted Speed on Effingham Street between River Road and Webber Road

Dear Ms. Willford

In response to a motion passed at Town Council on May 15, 2024, Region staff have reviewed the following:

- Feasibility of a speed reduction on Effingham Street between River Road and Webber Road from the current posted speed of 80km/hr to 60km/hr

It should be noted that posted speed versus the actual speed travelled by motorists is very closely linked to the road cross section and the surrounding land uses. Speeding may continue to be an issue regardless of the posted speed due to the rural nature of this road segment.

Staff have reviewed the current posted speed of 80 km/hr against our Council approved Speed Limit Policy. This policy looks at various road segment parameters including but not limited to surrounding land use, number of entrances, and traffic volume. After a review of the subject segment, it has been determined that 70 to 80 km/hr is the acceptable posted speed. Posting a speed limit lower than that recommended by our Speed Limit Policy will not lower operating speeds, resulting in lesser adherence to the speed limit.

As a result of the above noted review, staff are comfortable with a reduction in speed from the current posted speed of 80 km/hr to **70 km/hr**.

I trust the information above adequately addresses Council's request of July 18, 2023. Should you have any further questions please reach out at your convenience.

Thank you,



Frank Tassone, C.E.T.
Director Transportation Services

cc. Terry Ricketts (Niagara Region)
Ann-Marie Norio (Niagara Region)
Jason Marr , (Town of Pelham)

FT/md

L:\Tassone\COUNCIL\Council Communications\2024\Pelham\2024^09^05^LS^Council Inquiry^Speed
Reduction Effingham Street.Docx

Subject: Proposed Animal Control By-law

Recommendation:

BE IT RESOLVED THAT Council receive Report #2024-0213 – Town Solicitor, Proposed Animal Control By-Law, for information;

AND THAT Council approve, in principle, the proposed Animal Control By-law as presented;

AND THAT Council direct that the proposed Animal Control By-law be presented to Council for consideration at the next regular meeting of Council.

Background:

The *Municipal Act, 2001* authorizes the Town to pass by-laws respecting animals, including matters such as impounding animals-at-large and requiring dogs to be muzzled. The Town presently has multiple by-laws that pertain to animals, most of which pre-date the current statutory regime and/or have been amended several times. In addition, some of the by-laws overlap, which results in duplication and potential inconsistencies. As a result, staff have developed the proposed Animal Control By-law to facilitate ease of interpretation, application and enforcement.

Analysis:

Staff propose to repeal and replace all existing animal by-laws with the proposed Animal Control By-law for the following reasons:

1. To conform with the current Town standard by-law template;
2. To provide a single source for all animal regulations imposed by the Town;
3. To eliminate duplication and the risk of inconsistency between by-laws;
4. To clarify the procedure for muzzle order hearings; and
5. To simplify the language to facilitate understanding and promote compliance.

The proposed Animal Control By-law is appended to this report. It sets out general requirements for keeping animals, including procedures for animals found at large, identifies prohibited animals, and requires dogs and kennels to be licensed. The by-law defines dangerous dog and sets out procedure for muzzle order hearings. The by-law enables the Town to enforce contraventions through compliance orders, administrative penalties, or *Provincial Offences Act* charges.

Financial Considerations:

There are no direct financial implications associated with the proposed by-law.

Alternatives Reviewed:

Council may provide direction to retain the existing by-laws in lieu of proceeding with the proposed by-law. Council may also provide direction for revisions to the proposed by-law and refer the matter back to staff for edits or other changes.

Strategic Plan Relationship: Community Development and Growth

Clear guidance that is easily accessible to the community supports responsible animal ownership in the Town and promotes public safety.

Consultation:

The Senior Leadership Team, the Clerks Department and By-law Enforcement staff were consulted during the preparation of the proposed Animal Control By-law.

Other Pertinent Reports/Attachments:

Proposed Animal Control By-law.

Prepared and Recommended by:

Jennifer Stirton, BSc(Hons), LL.B.
Town Solicitor

Approved and Submitted by:

David Cribbs, BA, MA, JD, MPA
Chief Administrative Officer



The Corporation of the Town of Pelham

By-law No. XX-2024

Being a By-law to regulate animal care and control in the Town of Pelham and repeal By-law Nos. 462(1978), 1450(1992), 97-2010, 2174(2000), 2254(2001) and 3448(2013).

WHEREAS section 8 of the *Municipal Act, 2001*, S.O. 2001, c. 25 (“*Municipal Act, 2001*” or “the statute”) provides that the powers of a municipality under the statute or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality’s ability to respond to municipal issues;

AND WHEREAS section 8 of the *Municipal Act, 2001* further provides that a by-law under section 11 of the statute may provide for a system of licences;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the statute or any other Act;

AND WHEREAS section 11 of the *Municipal Act, 2001* provides that a lower-tier municipality has the authority to pass by-laws respecting the economic, social and environmental well-being of the municipality, the health, safety and well-being of persons and property, and by-laws respecting animals;

AND WHEREAS section 103 of the *Municipal Act, 2001* provides that a municipality may pass by-laws providing for the seizure, impoundment and sale of animals found trespassing or at large;

AND WHEREAS section 105 of the *Municipal Act, 2001* provides that where a municipality requires the muzzling of a dog, it shall hold a hearing in relation to the muzzle requirement at the request of the dog owner;

AND WHEREAS section 128 of the *Municipal Act, 2001* provides that a lower-tier municipality may prohibit and regulate with respect to public nuisances;

AND WHEREAS section 391 of the *Municipal Act, 2001* authorizes a municipality to impose fees and charges on persons for services or activities provided or done by or on behalf of the municipality;

AND WHEREAS sections 425 and 429 of the *Municipal Act, 2001* authorize a municipality to create offences for the contravention of its by-laws and to establish a system of fines for offences under its by-laws;

AND WHEREAS section 434.1 of the *Municipal Act, 2001* authorizes a municipality to establish a system of administrative monetary penalties to assist the municipality in promoting compliance with its by-laws;

AND WHEREAS section 436 of the *Municipal Act, 2001* provides that a municipality may pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine compliance with a by-law, direction or order of the municipality;

AND WHEREAS section 444 of the *Municipal Act, 2001* provides that where a municipality is satisfied that a by-law contravention has occurred, it may make an order requiring the person who caused or permitted the by-law contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity;

AND WHEREAS the Council of the Corporation of the Town of Pelham deems it necessary and desirable to regulate the care and control of animals in the Town of Pelham and to enact this By-law for that purpose;

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

1. Purpose

- 1.1. The purpose of this By-law is to regulate the care and control of animals in the Town of Pelham to protect and promote the health, safety and well-being of the municipality and its residents.

2. Definitions

- 2.1. In this By-law:

“Administrative Penalty” means an Administrative Penalty issued pursuant to Town of Pelham Administrative Penalty Process By-law for Non-Parking By-laws No. 68-2023, as amended from time to time.

“Agricultural Operation” means an agricultural operation as defined in the *Farming and Food Production Protection Act, 1998*, S.O. 1998, c. C.1.

“Animal” means any member of the animal kingdom other than a human and includes Cats, Dogs and Livestock as defined in this By-law.

“Animal Owner” means the Person that owns an Animal.

“Applicable Law” means all applicable by-laws of the Town and Niagara Region and all applicable provincial and federal statutes and regulations.

“At Large” means an Animal being at any place other than Property of which the Animal Owner or other Person that is Keeping the Animal is an Owner or Occupant and not under Control by the Animal Owner or other Person that is Keeping the Animal.

“Attack” means physical contact, other than accidental contact, by a Dog that results in physical injury or death to a Person or Domesticated Animal or damage to clothing worn by a Person and **“Attacks”** and **“Attacked”** have corresponding meanings.

“Bite” means a wound to the skin of a Person or Domesticated Animal that is caused by the teeth of a Dog and that results in a puncture or skin breakage and **“Bites”** and **“Bitten”** have corresponding meanings.

“By-law Enforcement Officer” means a by-law enforcement officer of the Town and includes the Director.

“Cat” means a Domesticated Animal in the Felidae (feline) family.

“Clerk” means the Clerk of the Town or designate.

“Control” means the physical restraint or confinement of an Animal by a Person by way of a secure enclosure on Private Property, a fixed tether on Private Property between two (2) and eight (8) metres in length that confines the Animal to the Private Property, or a leash not exceeding two (2) metres in length, and does not include sound or voice commands.

“Council” means the Council of the Town.

“Dangerous Dog” means a Dog with any of the behaviours or attributes set out in subsection 8.1 of this By-law.

“Director” means the Director of Fire and By-law Services of the Town or designate.

“Dog” means a Domesticated Animal in the Canidae (canine) family.

“Dog Licence” means a licence issued under this By-law to the Animal Owner of a Dog.

“Domesticated Animal” means an Animal of a species that has been adapted over time from a wild or natural state to a tame condition such that it lives in close association with and/or to the benefit of humans.

“Enforcement Authority” means the Director, a By-law Enforcement Officer, and any Person appointed or otherwise delegated the authority to administer and enforce this By-law.

“Fees and Charges By-law” means Town of Pelham By-law No. 4411 (2022), as updated or amended from time to time.

“Keep” means the ownership, possession or harbouring of an Animal by any Person and **“Keeping”** and **“Kept”** have corresponding meanings.

“Kennel” means a Kennel as defined in the Zoning By-law.

“Kennel Licence” means a licence issued under this By-law to a Person that operates a Kennel.

“Livestock” means Livestock as defined in the Zoning By-law.

“Muzzle” means a humane fastening or covering device placed over the mouth of a Dog that does not interfere with the Dog’s ability to breathe, drink or see when fitted and fastened over the mouth of the Dog, and that is of sufficient strength to prevent Bites.

“Muzzle Order” means a Notice to Muzzle or Order to Muzzle issued to the Animal Owner of a Dangerous Dog.

“Niagara Region” means the Regional Municipality of Niagara.

“Occupant” means a Person that lawfully occupies Property and includes Owners and lessees.

“Order” means an Order issued to a Person under this By-law and includes a Muzzle Order.

“Owner” means the registered owner of Property.

“Person” means an individual, corporation, partnership or association.

“Pound” means premises that are used for the detention, maintenance or disposal of Animals that are seized pursuant to this By-law and that are operated in accordance with the *Animals for Research Act, 1990, c. A.22* and operated in accordance with its regulations.

“Poundkeeper” means the Person that acts as poundkeeper for the Town pursuant to the *Pounds Act, R.S.O. 1990, c. P. 17*.

“Private Property” means Property Owned by a Person other than the Town, Niagara Region, the Province of Ontario or Canada.

“Prohibited Animal” means an Animal listed in Schedule “A”, which is appended hereto and forms part of this By-law.

“Property” means any land or premises within the Town.

“Provocation” when used in reference to an Attack or Bite means any abuse, assault, tormenting, unwanted physical contact or similar conduct by the Person or Domestic Animal that sustained the Attack or Bite.

“Public Property” means Property under the ownership or jurisdiction of the Town, Niagara Region, the Province of Ontario or Canada.

“Town” means the Corporation of the Town of Pelham or the geographic area of the municipality, as the context requires.

“Wild Animal” means an Animal that is not a Domesticated Animal and for which the natural habitat includes the Town.

“Zoning By-law” means Town of Pelham Comprehensive Zoning By-law No. 4481(2022), as enacted and amended from time to time.

3. General Prohibition

3.1. No Person shall Keep any Animal or cause or permit any Animal to be Kept except in accordance with this By-law and Applicable Law.

4. Animal Keeping Prohibitions

4.1. No Person shall Keep a Prohibited Animal or cause or permit a Prohibited Animal to be Kept.

4.2. Notwithstanding subsection 4.1 of this By-law, any Person who, on the date this By-law comes into effect, was lawfully Keeping a Prohibited Animal, is permitted to Keep the Prohibited Animal for the remainder of the natural life of the Prohibited Animal, subject to the following conditions:

- (a) the Animal Owner registers the Prohibited Animal with the Town by submitting written confirmation of the species of the Prohibited Animal, its approximate age and anticipated lifespan, the Property where the Prohibited Animal is Kept, and contact particulars for the Animal Owner;
- (b) the Prohibited Animal is confined to the Property where it is located except for necessary veterinary visits;
- (c) the Prohibited Animal is not displayed to the public;
- (d) the Prohibited Animal is not permitted to breed or reproduce;
- (e) the Prohibited Animal is Kept in an environment appropriate for the species as determined by an Enforcement Authority;
- (f) the Prohibited Animal is Kept in an enclosure appropriate for the species;

- (g) where the Prohibited Animal is a constrictor or a venomous reptile, it is Kept in an enclosure made of wood, fiberglass, plastic or metal that is situated inside a building and in an area of the building that is locked and secure;
 - (h) where the Prohibited Animal is a venomous reptile, the Animal Owner supplies antitoxins, if any, to the nearest hospital or urgent care clinic; and
 - (i) where the Prohibited Animal is a large undomesticated cat, it is Kept in an enclosure made of heavy gauge chain link fence three (3) to four (4) metres high and a fully enclosed top, which shall be surrounded by a second chain link fence two (2) metres outside the enclosure and not less than two (2) metres high, and equipped with warning signage on the outer fence that is visible to any Person approaching the enclosure.
- 4.3. The Person seeking to rely on the exemption set out in subsection 4.2 of this By-law bears the onus of establishing the exemption to the satisfaction of the Town.
- 4.4. No Person shall Keep any Wild Animal or cause or permit a Wild Animal to be Kept on Private Property.
- 4.5. No Person shall remove any Wild Animal or cause or permit the removal of any Wild Animal from Public Property unless the said removal is authorized by the Town and conducted in a humane and appropriate manner.
- 4.6. Notwithstanding subsections 4.4 and 4.5 of this By-law, where a Person finds a Wild Animal that is ill, injured or unable to fend for itself, the Person shall notify the Town as soon as possible and may Keep the Wild Animal until such time as it is surrendered to the Town or such other agency or facility as the Town may direct.
- 4.7. No Person shall Keep any Livestock on Private Property unless the Private Property is zoned to permit the Keeping of Livestock under the Zoning By-law or is permitted under Town of Pelham Backyard Hens By-law No. 44-2023.
- 4.8. Subsections 4.1, 4.4 and 4.7 of this By-law do not apply to Animals that are Kept:
- (a) by the Town;
 - (b) at a facility registered under the *Animals for Research Act*, R.S.O. 1990, c. A.22;
 - (c) at a veterinary facility accredited under the *Veterinarians Act*, R.S.O. 1990, c. V.3;
 - (d) by a Person licensed by the Province of Ontario or Canada to Keep any Prohibited Animal or Wild Animal;
 - (e) by a not-for-profit corporation or registered organization formed for and engaged in Animal rescue operations;
 - (f) at a Pound authorized by the Town;
 - (g) as part of an exhibition or event approved by the Town; or
 - (h) as part of an Agricultural Operation.

5. Animals At Large

- 5.1. No Animal Owner or Person who Keeps an Animal shall cause or permit the Animal to be At Large.
- 5.2. Any Animal found At Large may be seized by the Poundkeeper or an Enforcement Authority and delivered to a Pound authorized by the Town.
- 5.3. The Animal Owner of an Animal seized and delivered to a Pound pursuant to subsection 5.2 of this By-law is entitled to claim the return of the Animal upon payment of the applicable fee that is established by the Poundkeeper from time to time, and any other fees that may be levied against the Animal Owner pursuant to the *Pounds Act*, R.S.O. 1990, c. P. 17 ("*Pounds Act*").
- 5.4. If the Animal Owner of an Animal seized and delivered to a Pound pursuant to subsection 5.2 of this By-law fails to claim the return of the Animal within three (3) business days, the Poundkeeper may sell the Animal in accordance with the *Pounds Act*.
- 5.5. If the Animal Owner of a Dog or Cat seized and delivered to a Pound pursuant to subsection 5.2 of this By-law fails to claim the return of the Animal within three (3) business days, the Animal may be destroyed in accordance with the *Animals for Research Act*, R.S.O. 1990, c. A.22.

6. Licensing of Dogs

- 6.1. Every Animal Owner of a Dog residing in the Town shall obtain a Dog Licence for the Dog from the Town or its licensing agent, shall maintain the Dog Licence in good standing, and shall renew the Dog Licence annually.
- 6.2. Every application for a Dog Licence or a renewal of a Dog Licence shall be accompanied by the applicable fee established by the Town or its licensing agent from time to time.
- 6.3. Upon submission of the Dog Licence application and payment of the applicable fee, the Animal Owner shall be provided with a Dog Licence tag and shall keep it securely fixed to the Dog when the Dog is on Public Property.
- 6.4. Every Dog Licence issued pursuant to this By-law shall be serially numbered and a record of issuance shall be kept by the Town or its licensing agent. This record shall include, at a minimum, the name, address and email address of the Animal Owner, the name, breed, colour and sex of the Dog, and such other information as the Town or its licensing agent determines is required.
- 6.5. No Person shall provide false information when applying for or renewing a Dog Licence.
- 6.6. Every Dog Licence is specific to the Dog for which it is issued and is not transferable to any other Animal.

7. Kennels

- 7.1. No Person shall establish or operate a Kennel in the Town except as permitted under the Zoning By-law and in accordance with the requirements of this By-law and all Applicable Law.

- 7.2. Every Person who establishes or operates a Kennel in the Town shall obtain a Kennel Licence to operate from the Town or its licensing agent, shall maintain the Kennel Licence in good standing, and shall renew the Kennel Licence annually.
- 7.3. Every application for a Kennel Licence or a renewal of a Kennel Licence shall be accompanied by the applicable fee established by the Fees and Charges By-law, which shall not be refunded irrespective of the outcome of the application.
- 7.4. The application for a Kennel Licence or a renewal of a Kennel Licence shall contain the following:
 - (a) the name and contact particulars of the Kennel operator including address, telephone number and email address;
 - (b) the address of the Kennel;
 - (c) if the Kennel operator is not the Owner of the Property at which the Kennel is located:
 - i. the name and contact particulars of the registered Owner(s) the Property; and
 - ii. written approval of the Kennel Licence application by the registered Owner(s) of the Property;
 - (d) if the application is for a new Kennel, a site plan showing the location of the Kennel in relation to the boundaries of the Property at which the Kennel will be located and any other building or structure on the Property; and
 - (e) a copy of the current and valid registration of the Kennel operator with the Canadian Kennel Club Inc. or other kennel club recognized by the Town or its licensing agent;
 - (f) the maximum number of Dogs at the Kennel; and
 - (g) certification that the Kennel meets all Applicable Law and all applicable standards and requirements of the Town and of Niagara Region Public Health.
- 7.5. No Person shall provide false information when applying for or renewing a Kennel Licence.
- 7.6. Upon receipt of an application for a Kennel Licence or a renewal of a Kennel Licence, the Town or its licensing agent shall review it for completeness and may require the applicant to provide such additional information or documents as the Town or its licensing agent determines are reasonably necessary to complete the application.
- 7.7. Upon receipt of completed application, the Town or its licensing agent shall issue a Kennel Licence where satisfied that the Kennel meets the requirements of this By-law.
- 7.8. Notwithstanding subsection 7.7, the Town or its licensing agent may impose such terms and conditions on a Kennel Licence as they consider to be appropriate in the circumstances.
- 7.9. The Town or its licensing agent may refuse to issue or renew a Kennel Licence or may revoke a Kennel Licence where the Kennel fails to comply with this By-law, other Applicable Law and/or the terms and conditions of the Kennel Licence.

- 7.10. Every Licence issued pursuant to this By-law shall be serially numbered and a record of issuance shall be kept by the Town or its licensing agent. This record shall include, at a minimum, the name, address and email address of the Kennel Licence holder, the location of the Kennel, and such other information as the Town or its licensing agent determines is required.
- 7.11. Kennel Licences are specific to the Kennel and Kennel operator for which they are issued and are not transferable to any other Kennel or Kennel operator.

8. Animal Keeping Requirements

- 8.1. No Person shall cause or permit any Animal to bark, howl, whine, squawk or make other like sounds in a manner that contravenes Town of Pelham Noise By-law No. 4454(2022).
- 8.2. Any Person who Keeps a Dog shall immediately remove any waste left by the Dog on Public Property or Private Property, other than Private Property of which that Person is the Owner or Occupant, and shall deposit it in an appropriate waste receptacle.
- 8.3. Subsection 8.2 of this By-law does not apply where:
- (a) the Dog is a service animal as defined in the *Provincial Animal Welfare Services Act, 2019, S.O. 2019, c. 13* and the Person who Keeps the Dog is unable to remove the waste due to a visual or physical impairment; or
 - (b) the waste is left by a police Dog while it is working.

9. Dangerous Dogs

- 9.1. For the purposes of this By-law, a Dangerous Dog is a Dog that:
- (a) has a known tendency or disposition to Attack or Bite;
 - (b) is known to Attack or Bite without Provocation;
 - (c) has Attacked or Bitten a Person or Domesticated Animal without Provocation;
 - (d) approaches, follows or chases a Person or Domesticated Animal on Public Property in an aggressive or threatening manner with Provocation;
 - (e) has a known tendency or disposition to be aggressive or threatening;
 - (f) is trained as an attack or fighting Dog; and/or
 - (g) is Kept primarily for purposes of security or protection of any Person or Property.
- 9.2. Where an Enforcement Authority is satisfied that a Dog has Attacked or Bitten without Provocation, the Enforcement Authority shall issue a Muzzle Order to the Animal Owner that identifies the Dog as a Dangerous Dog and provides that:
- (a) the Dog is prohibited from being on Public Property or on Private Property of which the Animal Owner is not an Owner or Occupant unless the Dog is affixed by collar or harness to a chain or leash not more than two (2) metres in length and wears a Muzzle;

- (b) when the Dog is on Private Property of which the Animal Owner is an Owner or Occupant, the Dog shall be securely confined inside a building or within fully enclosed pen or other structure:
 - i. situated wholly on that Private Property;
 - ii. with dimensions of not less than two (2) metres by four (4) metres;
 - iii. constructed of materials and in a manner that prevents the Dangerous Dog from escaping and is capable of preventing entry by any other Person or Animal; and
 - iv. constructed of materials and in a manner that allows Persons to have lawful entry onto the Private Property without fear of Attack or Bite by the Dog;
- (c) the Animal Owner shall conspicuously display signage on Private Property of which the Animal Owner is an Owner or Occupant warning that there is a Dangerous Dog on the Property; and
- (d) the Animal Owner shall immediately notify the Poundkeeper if the Dog:
 - i. is unconfined or At Large;
 - ii. is involved in an Attack or Bite;
 - iii. has been sold or given away, in which case the Animal Owner shall provide contact information for the Person to whom the Dog was sold or given; or
 - iv. has died.

9.3. Subject to section 10 of this By-law, a Muzzle Order shall remain in effect for the remainder of the natural life of the Dangerous Dog.

10. Muzzle Order Hearings

- 10.1. An Animal Owner to whom a Muzzle Order is issued may, within fourteen (14) calendar days of the date of the Muzzle Order, request a hearing in accordance with this By-law.
- 10.2. The right of an Animal Owner to request a hearing is exercised by giving written notice to the Town in the form determined by the Clerk from time to time, which shall be accompanied by payment of the applicable fee as established under the Fees and Charges By-law of the Town, being By-law No. 3728(2016), as updated or amended from time to time.
- 10.3. Upon receipt of a hearing request and the applicable fee, the Clerk shall convene a special meeting of Council as soon as practicable to conduct the hearing. All hearings shall be held in person.
- 10.4. Not less than fourteen (14) calendar days prior the hearing date, the Clerk shall provide written notice of the hearing date to the following Persons:
 - (a) the Animal Owner to whom the Muzzle Order was issued;
 - (b) the Enforcement Authority that issued the Muzzle Order;
 - (c) in the case of an Attack or Bite involving a Domesticated Animal, the Animal Owner of the Domesticated Animal;

- (d) in the case of an Attack or Bite involving a Person, that Person; and
 - (e) any other Person known to the Clerk to have an interest in the subject matter of the hearing.
- 10.5. Not less than fourteen (14) calendar days prior the hearing date, the Clerk shall provide to the Animal Owner the full investigative file of the Enforcement Authority that issued the Muzzle Order.
- 10.6. Not less than seven (7) calendar days prior to the hearing date, the Animal Owner shall file with the Clerk any documents or evidence to be relied on at the hearing, including materials from the investigative file of the Enforcement Authority, and shall notify the Clerk of any witnesses to be called by the Animal Owner.
- 10.7. Not less than seven (7) calendar days prior to the hearing date, the Enforcement Authority that issued the Muzzle Order shall file with the Clerk any documents or evidence to be relied on at the hearing and shall notify the Clerk of any witnesses to be called by the Enforcement Authority.
- 10.8. Any other Person to whom notice is given under subsection 10.4 of this By-law shall, not less than seven (7) calendar days prior to the hearing date, advise the Clerk if they wish to testify at the hearing.
- 10.9. Not less than two (2) calendar days prior to the hearing date, the Clerk shall publish the agenda for the special meeting of Council, which shall contain the Muzzle Order, the request for hearing, and all documents or evidence filed under subsections 10.6 and 10.7 of this By-law.
- 10.10. Any Person to whom notice is given under subsection 10.3 of this By-law may attend at the hearing. However, the Dog that is the subject of the Muzzle Order may not be present at the hearing.
- 10.11. Where an Animal Owner fails to request a hearing within fourteen (14) calendar days of the date of the Muzzle Order:
 - (a) the right of the Animal Owner to make the request expires;
 - (b) the Animal Owner is deemed to have waived the right to request a hearing;
 - (c) the Muzzle Order is deemed to be final; and
 - (d) the Muzzle Order is not subject to review or appeal, including by any tribunal or court.
- 10.12. Where an Animal Owner fails to appear at the date and time set for the hearing or fails to remain until the end of the hearing:
 - (a) the Animal Owner is deemed to have abandoned the hearing request;
 - (b) the Muzzle Order is deemed to be final; and
 - (c) the Order is not subject to review or appeal, including by any tribunal or court.
- 10.13. The Town shall conduct hearings under this By-law in accordance with the *Statutory Powers Procedure Act*, R.S.O. 1990, c. S.22.

- 10.14. The following procedure applies to all hearings held pursuant to this By-law:
1. The Mayor or designate shall call the meeting to order.
 2. The Clerk shall make introductory remarks about the subject matter of the hearing and procedure to be followed and shall request all Persons present, other than Council, to state their names and their interest in the subject matter of the hearing.
 3. The Clerk shall administer an oath or affirmation to each Person that gives evidence at the hearing, which shall be administered immediately before the Person testifies.
 4. Where the Attack or Bite involves a Domesticated Animal and the Animal Owner of the Domesticated Animal is present and has given notice to the Clerk that they wish to testify at the hearing, the Animal Owner shall be the first Person to testify.
 5. Where the Attack or Bite involves a Person and does not also involve a Domesticated Animal and the Person is present and has given notice to the Clerk that they wish to testify at the hearing, the Person shall be the first Person to testify.
 6. Where the Attack or Bite involves a Domesticated Animal and a Person that is not the Animal Owner of the Domesticated Animal and both the Animal Owner and the Person that is not the Animal Owner are present and have given notice to the Clerk that they wish to testify at the hearing, the Clerk shall determine the order in which they testify.
 7. The Animal Owner or the Person, as the case may be, may testify about the Attack or Bite and any other matter relevant to the subject matter of the hearing.
 8. The Animal Owner to whom the Muzzle Order was issued or, if applicable, their legal representative, shall then be offered the opportunity to question the Animal Owner or the Person involved in the Attack or Bite.
 9. Council shall then have the opportunity to question the Animal Owner or the Person involved in the Attack or Bite.
 10. Where a Person known to the Clerk to have an interest in the subject matter of the hearing is present and has given notice to the Clerk that they wish to testify at the hearing, the interested Person shall be the next Person to testify.
 11. The interested Person may testify about any matter relevant to the subject matter of the hearing.
 12. The Animal Owner to whom the Muzzle Order was issued or, if applicable, their legal representative, shall then be offered the opportunity to question the interested Person.
 13. Council shall then have the opportunity to question the interested Person.
 14. The next Person to testify shall be the Enforcement Authority that issued the Muzzle Order. The Enforcement Authority may testify about any relevant matter and may refer to and/or rely on any documents or other evidence filed with the Clerk.

15. The Animal Owner to whom the Muzzle Order was issued or, if applicable, their legal representative, shall then be offered the opportunity to question the Enforcement Authority.
 16. Council shall then have the opportunity to question the Enforcement Authority.
 17. The next Persons to testify shall be other witnesses called by the Enforcement Authority, if any, each of whom may testify about any relevant matter and who may be questioned by or on behalf of the Animal Owner to whom the Muzzle Order was issued and/or by Council.
 18. The next Person to testify shall be the Animal Owner to whom the Muzzle Order was issued, should they wish to do so. The Animal Owner may testify about any relevant matter and may refer to and/or rely on any documents or other evidence filed with the Clerk.
 19. Council shall have the opportunity to question the Animal Owner to whom the Muzzle Order was issued.
 20. The next Persons to testify shall be other witnesses called by the Animal Owner to whom the Muzzle Order was issued, if any, each of whom may testify about any relevant matter and who may be questioned by Council.
 21. At the conclusion of the evidence, the Enforcement Authority and the Animal Owner to whom the Muzzle Order was issued shall each have the opportunity to make a final summary to Council, should they wish to do so.
 22. Council shall then conduct open deliberations of the evidence and render a decision in accordance with subsection 10.15 of this By-law.
 23. The decision of Council will be delivered orally at the hearing and confirmed in writing by the Clerk within five (5) calendar days after the hearing date.
- 10.15. Council shall determine whether to exempt the Animal Owner to whom the Muzzle Order was issued from the requirements of the Muzzle Order, in whole or in part, and subject to such conditions, if any, that Council considers appropriate.

10.16. The decision of the Council is final.

11. Enforcement

- 11.1. This By-law shall be administered and enforced by the Town and Enforcement Authorities.
- 11.2. An Enforcement Authority may, for the purpose of enforcing this By-law, exercise any power, authority or remedy granted to the Town pursuant to the *Municipal Act, 2001*.
- 11.3. An Enforcement Authority may, at all reasonable times, enter and inspect any Property to determine if this By-law is being complied with and may, for the purposes of such an inspection, require the production of documents and/or require information from a Person concerning a matter related to the inspection.

- 11.4. An Enforcement Authority who is satisfied that a contravention of this By-law has occurred may make an Order requiring the Person who contravened the By-law, the Person who caused or permitted the contravention and/or the Owner of the Property where the contravention occurred to discontinue the contravening activity.
- 11.5. No Person shall obstruct or hinder, or attempt to obstruct or hinder, any Enforcement Authority in the exercise of a power or the performance of a duty under this By-law.

12. Penalty

- 12.1. Every Person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to such penalties as are provided for in the *Municipal Act, 2001* and the *Provincial Offences Act*, R.S.O. 1990, c. P.33.
- 12.2. Administrative Penalty Process By-law for Non-Parking By-laws No. 68-2023 applies to each administrative penalty issued pursuant to this By-law.
- 12.3. Every Person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with Administrative Penalty Process By-law for Non-Parking By-laws No. 68-2023, be liable to pay to the Town an administrative penalty in accordance with that By-law.

13. General

- 13.1. The short title of this By-law is the "Animal Control By-law".
- 13.2. If any provision of this By-law is found by any court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, the balance of the By-law shall not be affected and shall remain in full force and effect.
- 13.3. If there is a conflict between a provision of this By-law and a provision of any other By-law of the Town, the provision that establishes the higher standard shall prevail.
- 13.4. This By-law shall be read with all changes in number or gender as are required by context.
- 13.5. Any reference to legislation in this By-law includes the legislation and any amendment, replacement, subsequent enactment or consolidation of such legislation.
- 13.6. The Town Clerk is hereby authorized to effect any minor modifications or corrections solely of an administrative, clerical, numerical, grammatical, semantical or descriptive nature or kind to this By-law as are determined to be necessary.

14. Repeal and Enactment

- 14.1. By-law #462(1978), being a by-law to provide for licensing and regulating the keeping of dogs, together with all amendments thereto, is hereby repealed and replaced.
- 14.2. By-law #1450(1992), being a by-law to regulate dogs which are an annoyance or nuisance, together with all amendments thereto, is hereby repealed and replaced.

- 14.3. By-law No. 97-2010, being a by-law for the licensing and registration of dogs, for regulating the keeping of dogs and the control of vicious or dangerous dogs, together with all amendments thereto, is hereby repealed and replaced.
- 14.4. By-law No. 2174(2000), being a by-law to prohibit animals, other than dogs, being at large or trespassing, together with all amendments thereto, is hereby repealed and replaced.
- 14.5. By-law No. 3448(2013), being a by-law to regulate or prohibit the keeping and running at large of animals and known as the Exotic Pet By-law, together with all amendments thereto, is hereby repealed and replaced.

15. Effective Date

- 15.1. This By-law shall come into force on the date that it is enacted.

Marvin Junkin, Mayor

Holly Willford, Town Clerk

SCHEDULE "A" – PROHIBITED ANIMALS

1. All Animals, native or non-native, the possession or sale of which is prohibited because the Animal is designated as protected or endangered pursuant to any international, federal or provincial law, regulation, rule or agreement, unless the Animal has been obtained in accordance with the applicable international, federal or provincial law and if the said Animal is not identified as a Prohibited Animal.
2. All Animals within the taxonomic classifications identified below are Prohibited Animals. Examples of Animals are provided for reference only and shall not be construed as limiting the prohibition against all Animals within that taxonomic classification.
3. All Animals in the following taxonomic classes and orders are Prohibited Animals:
 - i. Venomous Arachnida (e.g. spiders, scorpions)
 - ii. Venomous Chilopoda (e.g. centipedes)
 - iii. Crocrodilia (e.g. crocodiles, alligators, caimans, gharials)
 - iv. Pinnipedia (e.g. seals, sea lions, walrus)
 - v. Cetacea (e.g. whales, dolphins, porpoises)
 - vi. Sirena (e.g. manatee, dugong)
 - vii. Artiodactylous (even-toed) Ungulates
 - viii. Perissodactyla (odd-toed) Ungulates
 - ix. Edentates (e.g. sloths, armadillos, anteaters)
 - x. Marsupialia (e.g. kangaroos, wombats, opossums)
 - xi. Non-Human Primates
 - xii. Falconiformes (raptors)
 - xiii. Strigiformes (owls)
 - xiv. Pholidota (e.g. pangolins)
 - xv. Tubulidentata (e.g. aardvark)
4. All Animals in the following taxonomic families and groups are Prohibited Animals:
 - i. Canidae (canine) other than Dogs (e.g. wolves, coyotes, jackals, foxes)
 - ii. Felidae (feline) other than Cats (e.g. lions, tigers, cheetahs, lynx)
 - iii. Chelydridae (snapping turtles)
 - iv. Elephantidae (elephants)
 - v. Erinacidae (hedgehogs)
 - vi. Hyaenidae (hyenas)
 - vii. Mustelidae (e.g. weasels, badgers, otters) other than the domestic ferret
 - viii. Procyonidae (e.g. racoons, kinkajous, ring-tailed cats)
 - ix. Procaviidae (hyrax)
 - x. Pteropodidae (e.g. fruit bats)
 - xi. Ratites (e.g. ostrich, emu, rhea)
 - xii. Sciuridae (e.g. squirrels, chipmunks, prairie dogs)
 - xiii. Trionychidae (soft shell turtles)
 - xiv. Ursidae (bears)
 - xv. Viverridae (e.g. civets, genets)
 - xvi. All families of venomous snakes including Viperidae (vipers), Elapidae (snakes with permanently erect front fangs), Atractaspididae, and Hydrophidae (aquatic snakes)
 - xvii. All families of venomous reptiles (e.g. Gila monsters, bearded lizards)

5. All other venomous and/or poisonous Animals.
6. All non-venomous snakes that have the potential to reach a maximum length of more than three (3) metres.
7. All non-venomous lizards that have the potential to reach a maximum length of more than two (2) metres.

Memo

To: Members of Council

From: Teresa Quinlin-Murphy, Director of Corporate Services

Date: October 2, 2024

**RE: Community Sport and Recreation Infrastructure Fund – Stream 1:
Repair and Rehabilitation Grant**

BE IT RESOLVED THAT Council receive Memo 2024-0220 entitled Community Sport and Recreation Infrastructure Fund – Stream 1: Repair and Rehabilitation Grant, for information;

AND THAT Council approve the grant application to the Ontario Ministry of Sport’s Community Sport and Recreation Infrastructure Fund – Stream 1: Repair and Rehabilitation Grant Program with a request for special consideration as a municipality with a population of under 20,000;

AND THAT Council approve \$880,000 or 50% of the total cost of the Centennial Park rehabilitation projects in the 2025-2026 capital budget(s). These projects are currently in the Town’s 10-year Capital Plan.

The Ontario Ministry of Sport has issued a call for grant applications to repair and rehabilitate community sport and recreation facilities to improve local programming and meet community needs. The program is called the Community Sport and Recreation Infrastructure Fund – Stream 1: Repair and Rehabilitation Grant.

This program funds up to \$1 million or 50% of project costs for eligible projects. As a municipality with less than 20,000 people, the Town of Pelham is also eligible to submit a request for special consideration, which could provide an additional 20% in funding, bringing the total grant amount up to \$1 million or 70% of eligible costs.

The application deadline is October 29, 2024, with an anticipated decision in early winter 2024. The completion date for projects under this grant is March 31, 2027.

The funder requires documentary proof of Council approving the decision to apply for the Centennial Park rehabilitation project and that necessary matching funds will be included in the Town’s future capital budgets.

Projects taking place in Centennial Park to be included in the grant application include:

- Soccer goal infrastructure at Soccer Field #2;
- Replacement backstop, fencing, and dugout at Ball Diamond #1;
- Conversion to a hardball 15U+ field at Ball Diamond #2;
- Rehabilitation of the tennis training wall;
- Retrofitting and replacing playground equipment;
- LED light upgrades at the Centennial Park Tennis Courts, Pickleball Courts, Ball Diamond #1, Ball Diamond #2 and Soccer Field #1;
- Paving and expanding the existing walkway network; and
- Paving of the pre-existing gravel parking lot.

These rehabilitation projects have been selected based on their existing status as projects anticipated to be completed in 2025 – 2027 based on the current 10-year capital plan and repeated community requests not currently included in the 10-year capital plan. The total anticipated cost for these projects is approximately \$1,760,000.

The Town's funding portion is anticipated to be up to \$880,000. If the Town receives the additional funding top-up as a special consideration project, the Town's contribution will decrease to \$760,000.

Rehabilitation and repair projects at Centennial Park align with the Town's strategic plan objective of infrastructure investment and renewal. These projects are currently in the Town's 10-year capital plan; therefore if the Town receives this grant it will decrease the required transfer from reserves to fund these projects.

Memo

To: Members of Council

From: Teresa Quinlin-Murphy, Director of Corporate Services

Date: October 2, 2024

RE: Community Sport and Recreation Infrastructure Fund – Stream 2: New Builds/Signature New Builds

BE IT RESOLVED THAT Council receive Memo Community Sport and Recreation Infrastructure Fund – Stream 2: New Builds/Signature New Builds, for information;

AND THAT Council approve the grant application to the Ontario Ministry of Sport’s Community Sport and Recreation Infrastructure Fund – Stream 2: New Builds/Signature New Builds Grant Program and a request for special consideration as a municipality with a population of under 20,000;

AND THAT Council approve \$1,000,000 or 50% of the total cost of the Centennial Park new build grant project in the 2025 and/or 2026 budget(s). These projects are currently in the Town’s 10-year Capital Plan.

The Ontario Ministry of Sport has issued a call for grants to invest in new, transformative community sport and recreation infrastructure, including assets that do not currently exist in a community or the replacement of existing assets that have reached the end of their lifespan. The program is called the Community Sport and Recreation Infrastructure Fund – Stream 2: New Builds/Signature New Builds Grant.

This program funds up to \$10 million or 50% of project costs for eligible projects. As a municipality with less than 20,000 people, the Town of Pelham is also eligible to submit a request for special consideration, which could provide an additional 20% in funding, bringing the total grant amount up to \$10 million or 70% of eligible costs.

The application deadline is October 29, 2024, with an anticipated decision in early winter 2024. The completion date for projects under this grant is March 31, 2027.

The funder requires documentary proof of the Council approving the decision to apply for the Centennial Park new build project and that necessary funds will be included in the Town's future capital budget(s).

The installation of a new recreational support facility, including washrooms, changing rooms, a pavilion and other related sports infrastructure, has been identified as a recommendation in the Town of Pelham Recreation, Culture and Parks Master Plan developed in 2023, as well as the Centennial Park Master Plan developed in 2003. This improvement responds to requests from multiple community groups, including Pelham Minor Soccer, Pelham Minor Baseball, users of the Centennial Park courts, and general park users for additional infrastructure to support their activities at the park.

The current total anticipated costs for this project is \$2,000,000. The Town's funding portion is anticipated to be up to \$1,000,000. If the Town receives the additional funding top-up as a special consideration project, the Town's contribution will decrease to \$600,000.

New build projects to Centennial Park align with the Town's strategic plan objective of infrastructure investment and renewal and meet recommendations set out for the Town in the Recreation, Culture and Parks Master Plan. These projects are currently in the Town's 10-year capital plan; therefore this grant will decrease the required transfer from reserves.

Subject: Beautification Options for the Pelham Arches Concrete Bases

Recommendation:

BE IT RESOLVED THAT Council receive Report #2024-0214 Beautification Options for the Pelham Arches Concrete Bases, for information;

AND THAT Council direct staff to propose a budget adequate for the purpose of beautifying the Pelham Arches concrete bases as recommended by the Pelham Culture Advisory Committee;

AND THAT \$44,000 be transferred from the capital project RD 12-24 Church Street Culvert Replacement to fund the Pelham Arches Concrete Bases.

Background:

In December 2021, Council approved construction of the Rotary/Pelham Summerfest Arches. The Rotary Club of Fonthill worked collaboratively with the Summerfest Committee whose efforts, along with donations from the community and a grant received from the Federal Legacy Fund led to the rebuilding of the fallen Arches. On September 23, 2023, the Rotary Club of Fonthill formally donated the Arches to the Town of Pelham in accordance with Policy No. S400-11.

At its regular meeting on May 1, 2024, Council received a memo authored by the Pelham Culture Advisory Committee expressing an interest in enhancing the visual appearance of the Arches' unfinished concrete bases. In response, Council endorsed the following recommendation:

BE IT RESOLVED THAT Council receive the Memo: Pelham Culture Advisory Committee Request re: Staff Report on Beautification Options for Pelham Arches Concrete Bases, for information;

AND THAT Council direct staff to prepare a report exploring the feasibility and potential beautification options for the Pelham Arches concrete bases.

This report serves to provide Council with the options presented to the Pelham Culture Advisory Committee on September 11, 2024, as well as the Committee's preferred option and the associated costs.

Analysis:

On September 11, 2024, the Director of Public Works attended a meeting of the Pelham Culture Advisory Committee to present options to beautify the Pelham Arches concrete foundations.

Several options were presented including facing the arches with a stone veneer, a brick veneer, or a polished concrete finish. The stone and brick finishes presented were chosen from other prominent Pelham buildings and municipally owned facilities to ensure their fit within the community. Options for the replacement of the donor recognition signage included acrylic panels and inset carved stone or cast metal plaques with a bronze finish. The proposal presented, including a visual representation and associated cost of the options, has been provided as an attachment to this report.

The Pelham Culture Advisory Committee discussed the options and approved the following motion:

THAT the Committee recommends Town staff to investigate a concept that would include stone veneer finish for the four outside concrete foundations, the use of the interior foundations for public art and the use of pavers for funder recognition.

Staff estimate the cost of installing a limestone stone cap on all 8 bases and a stone veneer on the 4 outside concrete bases is approximately \$26,000. The cost of providing individual stone pavers, installed along the boulevard, to acknowledge the donors, is estimated at \$14,000, not including installation. The total cost of the concept recommended by the Pelham Culture Advisory Committee is estimated to be \$44,000. This does not include the cost of the public art project, which is in the preliminary planning stage.

Financial Considerations:

Funds can be transferred from project RD 12-24 Church Street Culvert (cost centre # 301188). This project is currently underbudget enabling \$44,000 to be used for the arches upgrade to the bases.

Alternatives Reviewed:

The alternative options presented to the Pelham Culture Advisory Committee are included in the attached Arches Base Beautification Proposal.

Strategic Plan Relationship: Community Development and Growth

The Arches are a local landmark that celebrate collaboration with community groups and local businesses and that serve aesthetic and practical functions at Town events.

Consultation:

The Pelham Culture Advisory Committee
Director Corporate Services and Treasurer

Other Pertinent Reports/Attachments:

Memo - Culture Committee Request to Council - May 1, 2024

Arches Base Beautification Proposal

Prepared and Recommended by:

Ryan Cook, Dipl.M.M., CRS
Manager of Public Works

Jason Marr, P. Eng.
Director of Public Works

Prepared and Submitted by:

David Cribbs, BA, MA, JD, MPA
Chief Administrative Officer

Memo

To: Town of Pelham Council

From: Pelham Culture Advisory Committee

Date: May 1, 2024

RE: Request to Council re: Staff Report on Beautification Options for Pelham Arches Concrete Bases

At their regular meeting on April 17, 2024, the Pelham Culture Advisory Committee expressed an interest in enhancing the visual appearance of the Pelham arches, particularly the concrete bases. Given the scale and blank appearance of the bases, the Committee identified an opportunity to showcase public art. The Pelham Culture Advisory Committee is seeking staff assistance in exploring the feasibility and execution of this initiative.

The Committee passed the following motion, anticipating that Council would direct staff to prepare a report addressing the proposal.

Moved by Maria Brigantino

Seconded by Lori McClay

THAT the Committee approach Council to request a staff report regarding potential beautification options for the Pelham arches concrete supports.

Carried



Town of Pelham Arches Base Beautifying Proposal

August 2024



Option 1

Natural Thin Stone Veneer with Limestone Cap

- Installation of a thin stone veneer over the existing concrete bases
- Includes a limestone top cap to protect the veneer. Concrete will be filled around the metal arch structure to fill the gap.
- A flower box may also be incorporated to the top of the arches base.

The Cost of Option 1 is estimated to be **\$38,500 +tax**.

Examples of the stone veneer include similar stone finishes found around Pelham and range from natural to manufactured products.



Figure 1 - Peace Park Bandshell



Figure 2- Fonthill Baptist Church



Figure 3- Highland Avenue Column

Option 2

Thin Brick Veneer with Limestone Cap

- Installation of a thin brick veneer over the existing concrete bases
- Includes a limestone top cap to protect the veneer. Concrete will be filled around the metal arch structure to fill the gap.
- A flower box may also be incorporated to the top of the arches base.

The Cost of Option 2 is estimated to be **\$34,000 +tax**.

Examples of the brick veneer include examples of brick products found around Pelham and range from modern to historic finishes.



Figure 4- Townhall Addition Brickwork



Figure 5- Fonthill Kame & Kettle



Figure 6- Fonthill Flats



Figure 7- Old Pelham Townhall



Figure 8- Flower Box Top

Option 3

Polishing and Application of Epoxy Coating

- Includes grinding and repairing minor deficiencies in concrete base.
- Application of clear polyaspartic finish coat to protect and seal concrete base.
- May included tinted polyaspartic finish and flake to enhance the concrete aesthetic.

The Cost of Option 3 is estimated to be **\$17,600 +tax.**

Examples



Figure 9- Polished Concrete Example



Figure 10-Polished Concrete Example 2

Arches Base Donation Plaques

There are several options available for the replacement of the plaques honoring the donations made by several local donors. Options range from acrylic panel to carved stone or inset brass plaque. Due to the range in costs depending on the size, material and design, they are unknown at this time.

Examples of Carved Stone and Brass Plaques can be found above.



Figure 11 - Existing Arches Base Plaque



Figure 12- Acrylic Panel with Logo Example

** All examples provided above do not represent approved product selections and are only intended as possible solutions.



The Corporation of the Town of Pelham

By-law No. 64-2024

**Being a by-law to appoint Andrew McMurtrie as a
Provincial Offences Officer for the Corporation of
the Town of Pelham.**

WHEREAS Section 15 of the *Police Services Act*, R.S.O. 1990, c. P. 15, as amended, authorizes municipal Councils to appoint persons to enforce the by-laws of the municipality;

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

1. Appointment

1.1 THAT Andrew McMurtrie be and is hereby appointed as Provincial Offences Officer for the Corporation of the Town of Pelham.

2. Effective Date

2.1 This By-law shall come into force on the date that it is passed.

Read, enacted, signed and sealed this 02nd day of October, 2024.

Marvin Junkin, Mayor

Holly Willford, Town Clerk



The Corporation of the Town of Pelham

By-law No. 65-2024

Being a by-law to appoint David Christensen as Acting Chief Building Official and a Building Inspector for the Corporation of the Town of Pelham.

WHEREAS Section 3(2) of the *Building Code Act, 1992*, S.O. 1992, c. 23 (*"Building Code Act, 1992"*) as amended, authorizes municipal Councils to appoint inspectors as are necessary for the enforcement of the *Building Code Act, 1992* in the areas in which the municipality has jurisdiction;

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

1. Appointment

- 1.1 THAT David Christensen be and is hereby appointed as Acting Chief Building Official for the Corporation of the Town of Pelham in the absence of the Chief Building Official;
- 1.2 THAT the Acting Chief Building Official be and is hereby responsible for the enforcement of the *Building Code Act, 1992*, and the regulations thereunder in the absence of the Chief Building Official;
- 1.3 THAT David Christensen be and is hereby appointed as a Building Inspector for the Corporation of the Town of Pelham;
- 1.4 THAT the Building Inspector be and is hereby responsible for the enforcement of the *Building Code Act, 1992*, and the regulations thereunder;

2. Effective Date

- 2.1 This By-law shall come into force on October 7, 2024.

Read, enacted, signed and sealed this 02nd day of October, 2024.

Marvin Junkin, Mayor

Holly Willford, Town Clerk



The Corporation of the Town of Pelham

By-law No. 66-2024

Being a by-law to appoint Sarah Conidi as Deputy Clerk for the Corporation of the Town of Pelham.

WHEREAS subsection 228(2) of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*") provides that a municipality may appoint a Deputy Clerk who has all the powers and duties of the Clerk under this and any other Act;

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

1. Appointments

- 1.1 THAT Sarah Conidi be and is hereby appointed as Deputy Clerk effective October 7, 2024.
- 1.2 THAT the duties of the Deputy Clerk shall be as set out in the *Municipal Act, 2001*, other statutes dealing with matters of municipal administration and as provided by by-laws, resolutions and directions of Council.

2. Effective Date

- 2.1 This By-law shall come into force on October 7, 2024.

Read, enacted, signed and sealed this 02nd day of October, 2024.

Marvin Junkin, Mayor

Holly Willford, Town Clerk



The Corporation of the Town of Pelham

By-law No. 67-2024

Being a By-law to remove the Holding (H) Provision enacted by By-law No. 4465 (2022) for the lands located at 690 Quaker Road, legally described as Part of Township Lot 177, Geographic Township of Thorold, Part 1 on Registered Plan 59R-16661, Town of Pelham, Regional Municipality of Niagara.

File No. AM-08-2024

WHEREAS section 34 of the *Planning Act*, RSO 1990, c. P. 13, as amended provides that the governing body of a municipal corporation may pass by-laws to regulate the use of lands and the character, location and use of buildings and structures;

AND WHEREAS the Council of the Corporation of the Town of Pelham is empowered to enact this By-law by virtue of the provisions of Section 36 of the *Planning Act*, R.S.O. 1990, as amended;

AND WHEREAS notice of removal of the Holding (H) Provision has been provided in accordance with the provisions of the *Planning Act*, R.S.O. 1990, as amended;

AND WHEREAS the Council of the Corporation of the Town of Pelham deems it desirable to remove the Holding (H) Provision;

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

- 1. THAT** the Holding (H) Provision affecting the lands municipally known as 690 Quaker Road in the Town of Pelham, be removed.
- 2. THAT** Schedule 'C' of Zoning By-law No. 4481 (2022), as amended, be amended by removing the Holding (H) Provision from the lands zoned RM1-132 (H) also shown on Schedule 'A' of this By-law.
- 3. THAT** this By-law shall come into force and take effect pursuant to Sections 34 and 36 of the *Planning Act*, R.S.O. 1990, as amended;

Read, enacted, signed and sealed this 2nd day of October, 2024.

Marvin Junkin, Mayor

Holly Willford, Town Clerk



The Corporation of the Town of Pelham

By-law No. 68-2024

Being a by-law to adopt, ratify and confirm the actions of the Council at its regular meeting held on the 2nd day of October 2024.

WHEREAS section 5(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*" or "the statute") provides that, unless otherwise authorized, the powers of Council shall be exercised by by-law;

AND WHEREAS it is deemed desirable and expedient that the actions of the Council as herein set forth be adopted, ratified and confirmed by by-law;

NOW THEREFORE the Council of the Corporation of the Town of Pelham enacts as Follows:

1. (a) The actions of the Council at its meeting held on the 2nd day of October, 2024, including all resolutions or motions approved, are hereby adopted, ratified and confirmed as if they were expressly embodied in this by-law.

(b) The above-mentioned actions shall not include:
 - i. any actions required by-law to be taken by resolution; or
 - ii. any actions for which prior Ontario Municipal Board approval is required, until such approval is obtained.
2. The Mayor and proper officials of the Corporation of the Town of Pelham are hereby authorized and directed to do all things necessary to give effect to the above-mentioned actions and to obtain approvals where required.
3. Unless otherwise provided, the Mayor and Clerk are hereby authorized and directed to execute and the Clerk to affix the seal of the Corporation of the Town of Pelham to all documents necessary to give effect to the above-mentioned actions.
4. This By-law shall come into force on the date that it is enacted.

Read, enacted, signed and sealed this 2nd day of October, 2024.

Marvin Junkin, Mayor

Holly Willford, Town Clerk