



**OTTAWA CITY COUNCIL
MINUTES 42**

**Wednesday, October 28, 2020
10:00 am**

By Electronic Participation

This Meeting was held through electronic participation in accordance with Section 238 of the *Municipal Act, 2001* as amended by the *COVID-19 Economic Recovery Act, 2020*.

Note: Please note that the Minutes are to be considered DRAFT until confirmed by Council.

The Council of the City of Ottawa met on Wednesday, October 28, 2020 beginning at 10:00 AM. The Mayor, Jim Watson, presided over the Zoom meeting from Andrew S. Haydon Hall, with the remaining Members participating remotely by Zoom.

Mayor Watson led Council in a moment of reflection.

ROLL CALL

All Members of Council were present except Councillor R. Chiarelli.

CONFIRMATION OF MINUTES

Confirmation of the Minutes of the Council meeting of October 14, 2020.

CONFIRMED

DECLARATIONS OF INTEREST INCLUDING THOSE ORIGINALLY ARISING FROM PRIOR MEETINGS

No declarations of interest were filed.

COMMUNICATIONS

The following communications were received:

Association of Municipalities of Ontario (AMO)

- AMO Policy Update – 2020 Provincial Budget Date Announced
- AMO Policy Update – New Legislation Expedites Provincial Infrastructure, Reduces Red Tape, and Allows Off-Peak Deliveries
- AMO Policy Update – COVID-19 Liability Protection, *Municipal Elections Act*, An Ontario Digital Identity; Public Health Orders; and Child Care
- AMO Policy Update – Ontario Proposes New Blue Box Regulations, Modified Stage 2 Restrictions Expanded to York Region, and Halloween Guidance

Response to Inquiries:

- OCC 20-17 - Confederation Line 1 Outstanding Issues

REGRETS

Councillor R. Chiarelli advised that he would be absent from the City Council meeting of October 28th, 2020.

MOTION TO INTRODUCE REPORTS

MOTION NO 42/1

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That Built Heritage Sub-Committee Report 16; Community and Protective Services Committee Report 14; Standing Committee on Environmental Protection, Water and Waste Management Report 11; and the reports from the City Clerk entitled “Status Update – Council Inquiries and Motions for the Period Ending October 23, 2020” and “Summary of Oral and Written Public Submissions for Items Subject to the *Planning Act* ‘Explanation Requirements’ at the City Council Meeting of October 14, 2020”; be received and considered.

CARRIED

REPORTS

CITY CLERK

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| <p>1. STATUS UPDATE – COUNCIL INQUIRIES AND MOTIONS FOR THE PERIOD ENDING OCTOBER 23, 2020</p> |
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REPORT RECOMMENDATION

That Council receive this report for information.

RECEIVED

COMMITTEE REPORTS

BUILT HERITAGE SUB-COMMITTEE REPORT 16

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| 2. ADDITIONS TO THE HERITAGE REGISTER – CENTRETOWN
HERITAGE STUDY |
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COMMITTEE RECOMMENDATION

That Council approve the addition of the properties listed in Document 1 to the City of Ottawa's Heritage Register, in accordance with Section 27 of the *Ontario Heritage Act*.

CARRIED

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| 3. <i>ONTARIO HERITAGE ACT</i> – PROPOSED REGULATIONS
PURSUANT TO BILL 108 |
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COMMITTEE RECOMMENDATIONS

That Council:

- 1. Request, via the letter attached as Document 1 to this report, that the Minister delay implementation of the changes to the Ontario Heritage Act pursuant to Bill 108 due to challenges associated with COVID-19;**
- 2. Approve the Mayor's letter attached as Document 1 to this report and summary of Staff comments attached as Document 2 to this report and the City Clerk forward both to**

the Minister in response to the Request for Comment posted on the Regulatory Registry with respect to the proposed content of Ontario Heritage Act Regulations; and

3. **Waive the requirement in the Built Heritage Sub-Committee's Terms of Reference that it report on this matter through a Standing Committee, so that Council may consider this Report prior to the due date set by the Province for comments.**

CARRIED

COMMUNITY AND PROTECTIVE SERVICES COMMITTEE
REPORT 14

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| 4. OTTAWA PARAMEDIC SERVICE 2019 ANNUAL REPORT |
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COMMITTEE RECOMMENDATION

That Council receive this report for information.

RECEIVED

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| 5. LETTER TO REQUEST RESTRICTING RESIDENTIAL RENTAL EVICTIONS DURING PANDEMIC |
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COMMITTEE RECOMMENDATION

That Council request that the Mayor write to Ontario Premier Doug Ford and the Minister of Municipal Affairs and Housing requesting that the provincial government immediately restrict all residential rental evictions, except in case of threats to public safety, and maintain this moratorium on evictions until the COVID-19 pandemic is effectively contained.

MOTION NO 42/2

Moved by Councillor S. Moffatt

Seconded by Councillor J. Leiper

BE IT RESOLVED that the Community and Protective Services Committee Recommendation be replaced with the following amended resolution:

That Council direct Mayor Watson to write to Ontario Premier Doug Ford and the Minister of Municipal Affairs and Housing requesting that:

- a) the provincial government provide sufficient funding so that no tenant in Ottawa would be evicted for households who cannot pay their rent, because of loss of income resulting from the COVID-19 crisis;
- b) As individuals on CERB transition to the enhanced Employment Insurance (EI) program, that the provincial government restore the treatment of those transitioning to EI and also in receipt of public assistance so that the full claw-back of dollar for dollar social assistance benefits does not take place while recipients are receiving the EI under the Canada Recovery Benefit (CRB), Canada Recovery Sickness Benefit (CRSB) or the Canada Recovery Caregiving Benefit (CRCB) due to COVID-19 related job loss; and
- c) failing the adoption of the measures stated in a) and b), that the provincial government restrict residential rental evictions due to tenants' inability to pay their rent due to COVID-19 related income losses, and maintain that moratorium on such evictions until the COVID-19 pandemic is effectively contained.

CARRIED

6. COMMUNITY SAFETY AND WELL-BEING PLAN – INTERIM REPORT
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COMMITTEE RECOMMENDATIONS, AS AMENDED

That Council:

1. **approve the Community Safety and Well-Being Plan priorities as outlined in this report; and,**
2. **approve that addressing gender-based violence and violence against women be added as a sixth priority to the Community Safety and Well-Being Plan.**

CARRIED

STANDING COMMITTEE ON ENVIRONMENTAL PROTECTION,
WATER AND WASTE MANAGEMENT REPORT 11

7. CLIMATE CHANGE MASTER PLAN - ENERGY EVOLUTION:
OTTAWA'S COMMUNITY ENERGY TRANSITION STRATEGY
FINAL REPORT

COMMITTEE RECOMMENDATIONS AS AMENDED

That Council:

1. **Receive the final report for Energy Evolution: Ottawa's Community Energy Transition Strategy and supporting documents attached as Document 1 through Document 9 and summarized in this report;**
2. **Receive the list of projects identified in Documents 7 and 8 to be more developed by staff and brought before Standing Committee and Council for approval, where required;**
3. **Direct staff leading new or updates to City plans, strategies and policies to take into consideration the energy emissions model and the City's greenhouse gas reduction targets in the development of such plans, strategies and policies;**
4. **Approve that the 2019 Hydro Ottawa dividend surplus of \$2.6M be used to fund the proposed spending plan attached as Document 11 and summarized in this report; and**

5. Approve that the sentence “The financial analysis projects that in order to meet the 100 per cent scenario, cumulative community-wide investment from 2020 to 2050 will total \$52.6 billion with a present value of \$29.7 billion” on page 8 be replaced with “The financial analysis projects that in order to meet the 100 per cent scenario, cumulative community-wide investment from 2020 to 2050 will total \$57.4 billion with a present value of \$31.8 billion”.

CARRIED

BULK CONSENT AGENDA

STANDING COMMITTEE ON ENVIRONMENTAL PROTECTION,
WATER AND WASTE MANAGEMENT REPORT 11

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| A. ENVIRONMENTAL STEWARDSHIP ADVISORY COMMITTEE -
PROPOSED 2020-2022 WORKPLAN |
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COMMITTEE RECOMMENDATION

That Council approve the 2020-2022 Environmental Stewardship Advisory Committee Workplan, as detailed in Document 1.

CARRIED

CITY CLERK

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| B. SUMMARY OF ORAL AND WRITTEN PUBLIC SUBMISSIONS FOR
ITEMS SUBJECT TO THE <i>PLANNING ACT</i> 'EXPLANATION
REQUIREMENTS' AT THE CITY COUNCIL MEETING OF
OCTOBER 14, 2020 |
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REPORT RECOMMENDATION

That Council approve the Summaries of Oral and Written Public Submissions for items considered at the City Council Meeting of October 14, 2020 that are subject to the ‘Explanation Requirements’ being the *Planning Act*, subsections 17(23.1), 22(6.7), 34(10.10) and 34(18.1), as applicable, as described in this report and attached as Documents 1 to 3.

CARRIED

DISPOSITION OF ITEMS APPROVED BY COMMITTEES UNDER DELEGATED AUTHORITY

That Council receive the list of items approved by its Committees under Delegated Authority, attached as Document 1.

RECEIVED

MOTION TO ADOPT REPORTS

MOTION NO 42/3

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That Built Heritage Sub-Committee Report 16; Community and Protective Services Committee Report 14; Standing Committee on Environmental Protection, Water and Waste Management Report 11; and the reports from the City Clerk entitled “Status Update – Council Inquiries and Motions for the Period Ending October 23, 2020” and “Summary of Oral and Written Public Submissions for Items Subject to the *Planning Act* ‘Explanation Requirements’ at the City Council Meeting of October 14, 2020”; be received and adopted as amended.

CARRIED

MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN

Note: The Harder/ Tierney Motion of which notice was previously given at the October 14, 2020 Council Meeting (whistling cessation resolution) was withdrawn pursuant to Subsection 60(6) of the *Procedure By-law*.

MOTION NO 42/4

Moved by Councillor J. Sudds

Seconded by Councillor K. Egli

WHEREAS, on July 15, 2020, Council enacted the Temporary Mandatory Mask By-law which requires the wearing of masks on transit property and in enclosed public spaces, and that operators of such spaces post signage notifying of the mask requirement and provide hand sanitizer, all being reasonable, practicable and effective methods of limiting the spread of COVID-19 for the health, safety and well-being of residents of the City of Ottawa; and,

WHEREAS, the By-law is temporary in nature and therefore contains a "sunset clause", meaning that Council is required to renew the By-law if the need exists to extend its application beyond the sunset date, based on public health advice and local epidemiological circumstances; and,

WHEREAS, on August 26, 2020, in addition to approving amendments to the By-law to include enclosed common areas of condominiums and multi-unit residential buildings, and designated unenclosed public spaces under delegated authority, Council extended the sunset date of the By-law to 12:01 a.m. on November 1, 2020; and,

WHEREAS, Ottawa continues to report cases of COVID-19 and the Provincial government has identified Ottawa as one of three areas of Ontario needing greater restrictions for re-opening due to COVID-19 cases; and,

WHEREAS, although the Provincial legislation governing re-opening and other restrictions in response to COVID-19 were recently amended to include mask-related regulations, those regulations exclude certain desirable provisions of the City of Ottawa's Temporary Mandatory Mask By-law; and,

WHEREAS, on that basis, and in the event that the Provincial legislation concerning masking is repealed, but Ottawa continues to require the protections

provided by the By-law to limit the spread of COVID-19, it would be prudent to extend the effective period of the By-law;

THEREFORE BE IT RESOLVED that City Council approve that the Temporary Mandatory Mask By-law (2020-186, as amended) remain in effect until 12:01 a.m. on the day after the first regularly scheduled meeting of Council in 2021, unless it is extended by Council.

CARRIED

MOTION NO 42/5

Moved by Councillor R. King

Seconded by Councillor C. McKenney

WHEREAS across Canada there have been reports of more than 600 incidents of hate targeting Asian people since early February 2020 began according to Chinese Canadian Groups; and

WHEREAS 38% of the reported incidents occurred in Ontario; and

WHEREAS there has been increasing reports of Anti-East Asian racism occurring in Ottawa including verbal threats, spitting, and intimidation and;

WHEREAS Anti-East Asian racism, like all other forms of racism have always existed in Canada and in Ottawa but have simply been exacerbated by COVID-19; and

WHEREAS Ottawa City Council unanimously endorsed the establishment of an Anti-Racism Secretariat for the City of Ottawa as a commitment to holding the City to account for addressing systemic racism

THEREFORE BE IT RESOLVED that Ottawa City Council unequivocally condemns any form of Anti-East Asian and visible minority racism being levelled against members of our community and;

THEREFORE BE IT FURTHER RESOLVED that the Anti-Racism Secretariat in conjunction with the Public Information and Media Relations team launch a public awareness campaign on social media, promoting awareness of Anti-East Asian and visible minority racism and calling on the public at large to be an ally.

CARRIED

The Menard/ McKenney Motion of which notice was previously given at the October 14, 2020 Council Meeting was replaced with the following revised motion pursuant to Subsection 59(5) of the *Procedure By-law*:

MOTION NO 42/6

Moved by Councillor S. Menard

Seconded by Councillor C. McKenney

WHEREAS our city, province and country are currently dealing with continued instances of anti-Black racism, anti-Indigenous racism, and systemic racism, including in our Police Services; and

WHEREAS there is widespread recognition that mental health calls can be addressed more effectively, reducing the criminalization of poverty, drug use and mental illness; and

WHEREAS alternative models of community safety have been studied and implemented in other jurisdictions with success and;

WHEREAS a civilian led community service strategy could supplement the Ottawa Police Services' (OPS) current mental health services while also enabling the Ottawa Police to significantly reduce the need to respond to mental health calls (other than those calls that involve violence and/or criminality); and

WHEREAS the Ottawa Police Service Board (OPSB) is supporting the proposed development of a comprehensive mental health strategy for the City of Ottawa that could include elements such as the embedding of a mental health professional in the 911 communications centre, referral of calls to 311 and/or 211 services, increased training for all OPS members and community members involved in mental health related calls, and;

WHEREAS the OPSB and OPS are committed to significant change in the delivery of mental health services and have identified the need to work with the broader community to achieve this change; and

WHEREAS the City of Ottawa's Community Safety and Well-being Plan has identified mental health as a key priority and the City should play a role in advancing this work;

THEREFORE BE IT RESOLVED that Council support the OPSB and OPS in their plan to develop a comprehensive mental health strategy, to be implemented over the course of the next three years; and

BE IT FURTHER RESOLVED that Council support the OPSB and OPS's publicly stated intention to consult and work collaboratively with a broad range of community, municipal and other stakeholders, including but not limited to Ottawa Public Health (OPH), Crime Prevention Ottawa (CPO), community and social service agencies, housing, homelessness and advocacy organizations, and representation from Black, Indigenous and racialized groups in the development of a comprehensive "whole of city" mental health strategy that reflects the OPS and OPSB's commitment to reconciliation and the United Nations Declaration for the Decade for People of African Descent; and

BE IT FURTHER RESOLVED that Council support the OPS and OPSB in their intention to open up their consultations beyond organizational stakeholders to include the broader public; and

BE IT FURTHER RESOLVED that Council support the OPS and OPSB's stated intention to include in its mental health strategy consultations, and corresponding report, discussion of potential alternative models of community safety response including those that allow for a non-police response when warranted.

CARRIED on a division of 23 YEAS and 0 NAYS, as follows:

YEAS (23): Councillors M. Luloff, T. Tierney, J. Sudds, G. Darouze, M. Fleury, R. Brockington, C. McKenney, A. Hubley, K. Egli, S. Moffatt, T. Kavanagh, D. Deans, L. Dudas, J. Leiper, E. El-Chantiry, J. Cloutier, G. Gower, C. Kitts, R. King, S. Menard, J. Harder, C. A. Meehan, Mayor J. Watson

NAYS (0):

DIRECTION (Mayor Watson):

That the Chair of Ottawa Police Services Board be requested to place this item on a future Police Services Board Agenda for public consultation for information.

MOTION NO 42/7

Moved by Councillor T. Tierney

Seconded by Mayor J. Watson

WHEREAS the City of Ottawa was successful in its bid to host the 2023 Federation of Canadian Municipalities (FCM) Annual Conference and Tradeshow; and

WHEREAS due to the current COVID19 pandemic and the cancellation of the 2020 conference, Toronto is now going to host the 2023 FCM Annual Conference; and

WHEREAS the FCM has requested that Ottawa host the 2025 FCM Annual Conference; and

WHEREAS the FCM Annual Conference and Tradeshow is the premier event for municipal government in Canada, attracting 2,000 delegates, 500 companions, and over 600 exhibitors annually; and

WHEREAS the FCM Annual Conference and Tradeshow provides significant and positive economic and socio-economic impacts as well as legacies for their host communities; and

WHEREAS the event provides the opportunity for municipal leaders to learn from colleagues and experts, share their own knowledge and experiences and participate in local tours that showcase innovation and successes in responding to local challenges that are applicable across Canada; and

WHEREAS the FCM requires a Council resolution approving the date change from hosting the 2023 to the 2025 FCM's Annual Conference and Tradeshow;

THEREFORE BE IT RESOLVED that Council approve this motion as a measure of the City's support in being the Host City for the 2025 FCM Annual Conference and Tradeshow.

CARRIED

MOTIONS REQUIRING SUSPENSION OF THE RULES OF PROCEDURE

MOTION NO 42/8

Moved by Councillor R. Brockington
Seconded by Councillor T. Kavanagh

That the Rules of Procedure be suspended to consider the following motion in order for staff to have sufficient time to work on this initiative in advance of the winter season

WHEREAS the COVID-19 pandemic continues to impact all segments of the Ottawa population,

WHEREAS on October 10, 2020 due to the rising number of COVID confirmed cases, the Province of Ontario scaled the City of Ottawa back to a modified Phase 2 opening phase, restricting indoor operations at a number of establishments; and

WHEREAS the lack of in-person social interaction, access to gyms, weight rooms, yoga studios, community centres and other social establishments is having a significant impact on the psychological health of many Ottawa residents; and

WHEREAS with the pending arrival of winter, people are likely to spend more time indoors, which contributes to a diminishment of social interaction, physical fitness and psychological well being; and

WHEREAS the City of Ottawa embraces the winter season with multiple outdoor amenities and festivals from local, neighbourhood parks, to the near month-long Winterlude celebration; and

WHEREAS the Ottawa Winter Trail network is expanding and creating opportunities for cross country skiers and walkers to enjoy our great outdoor spaces while physically distancing through the city in the winter; and

WHEREAS, the COVID-19 pandemic is expected to continue through the winter season of 2020- 2021.

THEREFORE BE IT RESOLVED that the City of Ottawa

1. Publicly communicate, in collaboration with Ottawa Public Health, the physical and psychological merits of outdoor recreational winter activities up to March 31, 2021; and
2. Publicly communicate a list of outdoor recreational winter activities available in Ottawa up to March 31, 2021, including the locations, that may include but not be limited to skiing and snowshoeing trails, outdoor community rinks, walking/hiking trails, and toboggan hills;
3. Publicly identify associations and/or community partners that govern/oversee snowmobile trails and ice fishing locations.

BE IT FURTHER RESOLVED that The Mayor write to the CEO of the National Capital Commission to affirm Council's support for the Rideau Canal Skateway 2021 season.

CARRIED

MOTION NO 42/9

Moved by Councillor T. Kavanagh
Seconded by Councillor D. Deans

That the Rules of Procedure be suspended to consider the following motion so that it may be approved prior to the beginning of the 16 Days of Activism.

WHEREAS the City of Ottawa has demonstrated a commitment to Women and Gender Equity by creating a Council Liaison for Women and Gender Equity, establishing a Council Sponsors Group, and hiring a Women and Gender Equity Specialist to develop a strategy; and

WHEREAS the City of Ottawa has recently established its own Gender and Race Equity, Indigenous Relations, Diversity and Inclusion to advance equity and inclusion in the City; and

WHEREAS Gender-Based Violence is one of the most far reaching and damaging abuses of the human rights of women of all ages, races, ethnicities, abilities, sexual orientation, religion, social and income status; and

WHEREAS up to half of the women in Canada experience at least one incident of violence or harassment before they reach the age of 18, and approximately every six days, a woman in Canada is killed by her intimate partner; and

WHEREAS Indigenous, Black, LGBTQ2S, racialized, disabled, low income, and homeless women and girls, are more likely to be victims of violence, and immigrant, refugee, and rural women experience additional barriers to accessing support when seeking an end to violence in their homes; and

WHEREAS The final report of the National Inquiry into Missing and Murdered Indigenous Women and Girls (MMIWG) calls on all levels of government to take action to end the disproportionate violence and abuse experienced by Indigenous women and girls; and

WHEREAS the United Nations (UN) has called upon communities across the globe to take a public stand to End Violence Against Women through its annual 16 Days of Action to End Gender-Based Violence campaign from November 25 to December 10, and

WHEREAS Violence Against Women caused nation-wide trauma in Canada on December 6, 1989 with the Montreal Massacre of fourteen women at L'Ecole Polytechnique; and

WHEREAS the Ottawa chapter of Grandmothers Advocacy Network (GRAN), a non-partisan network of volunteers working to advocate for the human rights of grandmothers, children and youth of sub-Saharan Africa invite engagement and mobilization with like-minded partners to raise public awareness to amplify the message of ending violence against women; and

WHEREAS the Mayor of Ottawa made a proclamation in 2019 to support the UN campaign to End Gender-Based Violence, and women's groups in Ottawa are calling on the City of Ottawa to demonstrate its commitment to ending Gender-Based Violence by participating publicly in the United Nations 16 Days of Activism to End Gender-Based Violence; and

WHEREAS Hydro Ottawa has pledged to financially support GRAN's efforts to shine a light on violence against women by lighting the exterior of the Heritage Building at City Hall orange for the duration of the 16 Days of Activism to End Gender-Based Violence campaign;

THEREFORE BE IT RESOLVED that the Mayor and Ottawa City Council declare November 25th to December 10th, 2020, as 16 Days of Activism to End Gender-Based Violence in the City of Ottawa.

CARRIED

MOTION NO 42/10

Moved by Councillor J. Harder

Seconded by Councillor E. El-Chantiry

BE IT RESOLVED that Council suspend the Rules of Procedure to permit the introduction of the following motion, in order to respond in a timely manner to support the local economy as a result of restrictions imposed to address the COVID-19 pandemic:

WHEREAS the COVID-19 pandemic continues to evolve and is causing significant economic effects across the world and locally in Ottawa; and

WHEREAS on March 17, 2020, an emergency related to the COVID-19 outbreak was declared in the whole of the Province of Ontario, pursuant to Section 7.0.1 of the *Emergency Management and Civil Protection Act*, as set out in Order in Council 518/2020; and

WHEREAS on October 9, 2020 revised restrictions were announced by the Province of Ontario that specifically relate to Ottawa and restrict indoor dining for 28 days as part of the emergency declaration, which will significantly limit restaurants in their operations, which has substantial local economic impacts; and

WHEREAS Council approved that ROW patios (on sidewalks) be permitted throughout the winter subject to an approved snow clearing and removal strategy between the patio operator and the City on October 14th, 2020;

WHEREAS City staff continue work with patio operators to encourage café seating options as an alternative option to sidewalk patios and streetside spots;

THEREFORE, BE IT RESOLVED THAT Council approve that the building permit fees required to have a patio tent structure be waived from October 9, 2020 to December 31, 2020 to allow restaurants to provide alternative dining arrangements to continue to meet physical distancing requirements.

CARRIED

MOTION NO 42/11

Moved by Councillor J. Harder

Seconded by Councillor C. Kitts

WHEREAS a special meeting of Council has been scheduled for November 4 and has been reserved for items relating to budget tabling and;

WHEREAS the Council meeting of November 12 has been cancelled and;

WHEREAS the enactment and registration of one or more Part Lot Control Exemption By-laws may be needed during this time;

THEREFORE BE IT RESOLVED that the Rules of Procedure be suspended to permit the introduction of the following motion:

WHEREAS in many instances the ability to convey title in new homes requires the lifting of part lot control; and

WHEREAS in order to be able to register a part lot control by-law, the legal description, including the subdivision plan number must be contained within the by-law; and

WHEREAS there may closings relating to a registered plan of subdivision that will not be able to proceed if a part lot control exemption by-law is not enacted; and

WHEREAS the *Municipal Act*, sections 9, 10, 11 and 23.1 permit the City to delegate the power to enact certain by-laws;

THEREFORE BE IT RESOLVED that Council approves the following:

- 1. Between October 29, 2020 and November 24, 2020, inclusive, Council delegates to the Director of Planning Services of the Planning, Infrastructure and Economic Development Department, the authority to enact by-laws for the exemption from Part Lot Control pursuant to the *Planning Act*, section 50 in respect of the land for which a part lot control exemption is sought. Such authority shall be dependent upon the Director having received the concurrence of the Ward Councillor prior to enactment.**

CARRIED

MOTION NO 42/12

Moved by Councillor C. Kitts

Seconded by Councillor J. Harder

BE IT RESOLVED that Council suspend the Rules of Procedure to permit the introduction of the following motion, as the Council meeting of November 12th, 2020 has been cancelled and a timely direction from Council is needed in order to proceed with the Committee of Adjustment application:

WHEREAS on August 22, 2019, Planning Committee approved report ACS2019-PIE-PS-0070, a Zoning By-law Amendment for Part of 2128 Trim Road and Part of 705 Aquaview Drive. The report outlined the zoning amendment required to permit 535 residential units, two transitway blocks, one park block, three pathway blocks and one future school block. Council approved the report and the Zoning By-law amendment on September 11, 2019; and

WHEREAS a request has been received to proceed with a Minor Variance request for the Multi-Residential block in Phase 2 of the Provence Orleans subdivision (2128 Trim Road) to permit seven additional visitor parking spaces in the 'front yard' block as labeled on the attached location map¹; and

WHEREAS Subsection 45 (1.3) of the *Planning Act* does not permit an application for minor variance before the second anniversary of the initial zoning amendment which in this case would be September 11, 2021. To wait until the September 11, 2021 deadline will delay the construction of this development; and

WHEREAS Subsection 45 (1.3) of the *Planning Act* permits Council to declare by resolution that such an application would be permitted.

THEREFORE IT BE IT RESOLVED that Council approve that pursuant to Section 45 of the *Planning Act*, an application to the Committee of Adjustment be permitted in respect to the property at 2128 Trim Road for a minor variance associated with the proposed development, limited to the location of parking spaces permitted in a front yard as per Section 109 (3)(a)(i) of By-law 2008-250, as amended; and

BE IT FURTHER RESOLVED that there be no further notice pursuant to Subsection 34 (17) of the *Planning Act*.

CARRIED

¹ See Appendix A to Minutes

NOTICES OF MOTION (FOR CONSIDERATION AT SUBSEQUENT MEETING)

MOTION

Moved by Councillor M. Fleury

Seconded by Councillor K. Egli

WHEREAS on January 29, 2020, City Council unanimously endorsed a resolution that declared, "an Affordable Housing and Homelessness Crisis and Emergency"; and

WHEREAS on July 21, 2020, Royal Assent was given to Bill 184, being the Protecting Tenants and Strengthening Community Housing Act, 2020, which the Provincial Government stated would seek to end "renovictions", those evictions that occur when a landlord undertakes renovations to a rental property and then replaces the evicted tenants with those who would pay higher rents after the renovations are completed; and

WHEREAS on October 15, 2020, the Community and Protective Services Committee unanimously recommended that Council "request that the Mayor write to Ontario Premier Doug Ford and the Minister of Municipal Affairs and Housing requesting that the provincial government immediately restrict all residential rental evictions, except in case of threats to public safety, and maintain this moratorium on evictions until the COVID-19 pandemic is effectively contained;

THEREFORE BE IT RESOLVED THAT staff prepare a report for consideration by Committee and Council that would outline all the municipal tools available to the City of Ottawa to prevent or prohibit such "renovictions" in the City of Ottawa, including a review of any by-laws, policies or programs that may be used by other municipalities in an effort to prevent the further loss of affordable rental units.

MOTION

Moved by Councillor. McKenney

Seconded by Councillor Leiper

WHEREAS the buildings at 247, 249, 261, 263, 267 Rochester Street and 27 Balsam Street are in an advanced state of disrepair; and

WHEREAS there are neighbourhood concerns related to public safety and criminal activity in the buildings on the subject property; and

WHEREAS given the dilapidated condition of the buildings, the community has public safety concerns that make it in the public interest to demolish the buildings; and;

WHEREAS there is currently no building permit application for any replacement building; and

WHEREAS the public safety concerns expressed by this community are common to other buildings in the area of the City where demolition control is applicable;

WHEREAS there are concerns with respect to environmental contamination of the property;

THEREFORE BE IT RESOLVED that Council approve demolition control for the existing building on the property at 247, 249, 261, 263, 267 Rochester Street and 27 Balsam Street subject to the following conditions;

- 1. The registered Owner shall enter into an Agreement with the City of Ottawa to include the conditions specified in condition 2, below, and pay all costs associated with the registration of said Agreement. At such time as a building permit is issued to redevelop the site and the replacement building is in place, the Agreement will become null and void and will be released upon request of the Owner. The Owner shall pay all costs associated with the release of the agreement;**
- 2. The said Agreement shall include the following provisions:**
 - a. The Owner agrees that to the discretion of the General Manager, Planning, Infrastructure and Economic Development Department ("General Manager, PIED"), a replacement building must be substantially completed within seven years from the date of this approval and in default thereof, the City Clerk shall enter on the collector's roll the sum of \$5,960.00 for each of the five residential dwelling units to be demolished.**
 - b. The Owner agrees that demolition shall be limited to above ground structures and that underground structures are to remain in place.**

- c. Following the removal of buildings, and prior to construction of a replacement building, the remaining at-grade surface must be completed with a hard surface to minimize rainwater infiltration.
 - d. Prior to any demolition activities a designated substance survey shall be completed for all structures to be demolished. If any hazardous materials are identified they must be removed in accordance with provincial regulations prior to the commencement of any demolition activities. The City is to be provided with a hazardous material abatement report prior to commencing demolition.
 - e. Until the time of the construction of the first replacement building, the registered Owner shall landscape the property to the satisfaction of the General Manager, PIED. The registered Owner shall prohibit the use of the property for other interim uses and maintain the property in accordance with the Property Standards By-law.
 - f. The use of water as a dust suppressant during demolition is to be avoided. Any water used on site during demolition must be captured and contained for off-site disposal.
 - g. The Owner shall pay one hundred percent securities to the City for the value of landscaping the property, with the securities to be released once these works are completed.
3. The Owner agrees that a demolition permit will not be issued and the building cannot be demolished until such time that the agreement referenced herein has been executed and registered on title;
4. This approval is considered null and void if the Agreement is not executed within six months of Council's approval.

MOTION

Moved by Councillor J. Leiper

Seconded by Councillor C. McKenney

WHEREAS on April 8, 2020, the Provincial Government made regulation 131/20 under the Municipal Act, 2001 stating that for 18 months 1. For the purposes of

section 451.1 of the Act, a municipality does not have power to prohibit and regulate with respect to noise made in connection with the following:

- 1. Construction projects and services in a municipality associated with the healthcare sector, including new facilities, expansions, renovations and conversion of spaces that could be repurposed for health care space, at any time of the day or night.**
- 2. Any other construction activity in a municipality between the hours of 6 a.m. and 10 pm; and**

WHEREAS Ottawa's Noise By-Law 2017-255 prohibits for construction sites or heavy equipment to operate in any structure, highway or building:

- Monday-Saturday: Between 10 pm and 7 am**
- Sundays and holidays: Between 10 pm and 9 am; and**

WHEREAS the same By-law Further limits are placed on the demolition and construction of buildings in established residential neighbourhoods and infill construction is not permitted:

- Weekdays: Between 8 pm and 7 am**
- Weekends and holidays: Between 7 pm and 9 am; and**

WHEREAS 295 complaints have been received by the City concerning construction projects that have begun before 7 am on weekdays and 9 am on weekends and holidays; and,

WHEREAS the mental and other health impacts of construction beginning at 6 am, seven days a week is being keenly felt by residents across Ottawa; and,

WHEREAS the issue of municipal control of by-laws is expected to be put before the Ontario Legislature in the coming weeks, asking the Government to restore to municipalities control of their noise by-laws;

THEREFORE BE IT RESOLVED that Council direct the Mayor to write to Premier Ford and Municipal Affairs and Housing Minister Steven Clark requesting that control of construction hours noise revert to the control of municipalities.

MOTION TO INTRODUCE BY-LAWS

MOTION NO 42/13

Moved by Councillor E. El-Chantiry

Seconded by Councillor K. Egli

That the by-laws listed on the Agenda under Motion to Introduce By-laws, Three Readings, be read and passed.

CARRIED

BY-LAWS

THREE READINGS

- 2020-312. A by-law of the City of Ottawa to amend By-law No. 2017-180 respecting the appointment of Municipal Law Enforcement Officers in accordance with private property parking enforcement.
- 2020-313. A by-law of the City of Ottawa to amend By-law No. 2003-499 respecting fire routes.
- 2020-314. A by-law of the City of Ottawa to designate certain lands at Queen Street and Albert Street on Plan 3922, as being exempt from Part Lot Control.
- 2020-315. A by-law of the City of Ottawa to designate certain lands at voie Prominence Way, rue Watchim Street, rue Shepperton Street, rue Cordage Street, rue Sebastian Street and rue Dynasty Street, on Plan 4M-1665, Aquaview Drive and Serrano Street on Plan 4M-1172 and Lakepointe Drive as being exempt from Part Lot Control.
- 2020-316. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (voie Sweet Pea Way).
- 2020-317. A by-law of the City of Ottawa to establish certain lands as common and public highway and assume them for public use (Provence Avenue).

CARRIED

CONFIRMATION BY-LAW

MOTION NO 42/14

Moved by Councillor E. El-Chantiry
Seconded by Councillor K. Egli

That the following by-law be read and passed:

To confirm the proceedings of the Council meeting of October 28th, 2020.

CARRIED

ADJOURNMENT

Council adjourned the meeting at 12:10 PM

CITY CLERK

MAYOR

Appendix A - Location Map

