


The Corporation of the Town of Ajax  
**COUNCIL**



Monday May 16, 2016 at 7:00 p.m.  
Council Chambers, Town Hall  
65 Harwood Avenue South

Confirmed by: 

## **AGENDA**

**Alternative formats available upon request by contacting:**  
[accessibility@ajax.ca](mailto:accessibility@ajax.ca) or 905-619-2529 ext. 3347

Anything in **blue** denotes an attachment/link. By clicking the links on the agenda page, you can jump directly to that section of the agenda. To manoeuvre back to the agenda page use the **Ctrl + Home** keys simultaneously. **OR** use the "Bookmark" icon to the left of your screen to navigate from one report to the next

1. **Call To Order**
2. **Disclosure of Pecuniary Interest**
3. **Adoption of Minutes**
  - 3.1 **Regular Meeting** **April 18, 2016** ..... 4
4. **Delegation and Presentations / Public Hearings**
  - 4.1 **Presentation** **DOC Botics 6110 – Highest Rookie Seed Award Winners**  
~ Stephen Mackinnon, Archbishop Denis O'Connor High School Teacher
  - 4.2 **Proclamation** **World Sickle Cell Day – June 19, 2016**  
~ Doreen Alexander, Management Team and Past President of Sickle Cell Awareness Group of Ontario
  - 4.3 **Proclamation** **June is Brain Injury Awareness Month**  
~ Linda Lowery, Chair, Heads Up! Durham
  - 4.4 **Proclamation** **Victims and Survivors of Crime Week, May 29 – June 4, 2016**  
~ Jade Harper, Executive Director, Victims Services Durham Region
  - 4.5 **Proclamation** **National Access Awareness Week – May 29 to June 4, 2016**  
~ Marcia Bowen, Accessibility Advisory Committee, Chair  
~ Jennifer Harrison, Accessibility Advisory Committee, Vice-Chair

- |      |              |  |
|------|--------------|--|
| 4.6  | Proclamation | <b>June is Seniors Month</b><br>~ Robbie Prochilo, Community Development Coordinator<br>~ Fraser Grant, President, Ajax Seniors Friendship Club<br>~ Jan Herbert, President, Pickering & Village Seniors Club              |
| 4.7  | Proclamation | <b>June is Recreation &amp; Parks Month</b><br>~ Shane Gumbs, Recreation Supervisor<br>~ Marnie Smith, Recreation & Culture Advisory Committee Member<br>~ Rob Tyler-Morin, Recreation & Culture Advisory Committee Member |
| 4.8  | Proclamation | <b>June is Bike Month</b><br>~ Elysia Leung, Transportation Demand Management Coordinator<br>~ Wayne Hingston, Active Transportation & Trails Advisory Committee Member  |
| 4.9  | Delegation   | <b>Bike Month</b><br>~ Bruce MacDonald, Durham Region Cycling Coalition<br>~ Derek Lee, Durham Region Cycling Coalition  |
| 4.10 | Delegation   | <b>2017 World Religion Day</b><br>~ Donald Igbokwe, Durham MultiFaith World Religion Day Committee   |
| 4.11 | Delegation   | <b>Home Week 2016</b><br>~ Joe Dickson, MPP, Ajax /Pickering, Founder of Ajax Home Week<br>~ Youth Volunteers  |
| 4.12 | Delegation   | <b>Regional Chair Annual Update</b><br>~ Roger Anderson, Regional Chair  |
| 4.13 | Delegation   | <b>Trap/Neuter/Return Project</b><br>~ Denise Harkins, President, Action Volunteers for Animals  |

**5. Correspondence ..... 10**

**6. Reports**

- |     |   |                     |
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| 6.1 | Community Affairs & Planning Committee Report | May 2, 2016..... 13 |
| 6.2 | General Government Committee Report           | May 9, 2016..... 15 |
| 6.3 | Summary of Advisory Committee Decisions       | None                |
| 6.4 | Departmental Reports                          | None                |

## **7. Regional Councillors' Reports**

- 7.1 Regional Councillor S. Collier..... verbal
- 7.2 Regional Councillor C. Jordan..... verbal

## **8. Business Arising From Notice of Motion**

- 8.1 [Regional Councillor Jordan and Councillor Dies](#)..... 25

Motion to Reconsider the Motion Lost regarding a personnel matter during the In-Camera portion of the General Government Committee meeting held April 11, 2016.

## **9. By-Laws**

- 33-2016 Zoning By-law Amendment Z1/16 Mountcliffe Developments Gillett and Salem 26
- 34-2016 Ajax Winter Tennis Licence Agreement ..... 32
- 35-2016 Appointment of Law Enforcement Officers - Parking - Ajax Municipal Housing .. 39
- 36-2016 Appointment of Law Enforcement Officers - Parking - Paragon Security ..... 40
- 37-2016 Traffic By-law Amendments - No Stopping, No Parking and "U" Turns ..... 41

### **Additional By-laws to be introduced at the meeting**

- 38-2016 Appointment of Law Enforcement Officer - Town of Ajax - Michelle Marubashi
- 39-2016 Appointment of Law Enforcement Officer - Town of Ajax - Jeff Bonnell
- 40-2016 Appointment of Law Enforcement Officer - Town of Ajax - Damion Clarke
- 41-2016 Appointment of Property Standard Officers - Town of Ajax

## **10. Notice of Motion**

## **11. Question Period**

## **12. New Business, Notices and Announcements**

Resolution to support nomination of Councillor Collier as Director to the Large Urban Caucus, AMO

## **13. Confirming By-Law                      42-2016**

## **14. Adjournment**

**Minutes of the Meeting of the  
Council of the Corporation of the Town of Ajax  
Held in the Council Chambers of the Town Hall on  
Monday, April 18, 2016 at 7:00 p.m.**

***Alternative formats available upon request by contacting:  
[accessibility@ajax.ca](mailto:accessibility@ajax.ca) or 905-619-2529 ext. 3347***

Present:	Mayor	S. Parish
	Regional Councillors	S. Collier
		C. Jordan
	Councillors	M. Crawford
		R. Ashby
		J. Dies
		P. Brown

**1. Call to Order**

Mayor Parish called the meeting to order at 7:00 p.m.

**2. Disclosure of Pecuniary Interest**

There were no disclosures of pecuniary interest.

**3. Adoption of Minutes**

Moved by: P. Brown  
Seconded by: R. Ashby

That the Minutes of the regular meeting of Council held on March 21, 2016 be adopted.  
CARRIED

**4. Delegation and Presentations / Public Hearings**

**4.1 Youth Week**

Ashley Galea, Recreation Coordinator – Youth Development, introduced Michael Campbell, Youth Ambassador and member of the Youth Engagement Advisory Committee. Youth Week is a celebration of the contributions of youth in the community and will be held from May 1<sup>st</sup> to 7<sup>th</sup>, 2016. Mr. Campbell provided a summary of events and activities taking place across Ajax in celebration of Youth Week, including the 6<sup>th</sup> Annual ‘Encourage Me Ajax’ Youth Symposium. Mayor Parish presented the Town’s proclamation.

#### **4.2 Asian & South Asian Heritage Month**

Shashi Bhatia, Indo-Canadian Culture Association, announced that May is Asian and South Asian Heritage month, and is an opportunity to reflect on and celebrate the contributions of Asian and South Asian cultures in Canada. Ms. Bhatia reviewed various celebration activities taking place in Ajax on May 14<sup>th</sup> and 28<sup>th</sup>, and invited members of Council and the public to attend. Mayor Parish presented the Town's proclamation.

#### **4.3 Neighbourhood Watch Update**

Mr. Raj Kohli, Co-chair of the Nottingham/Millward/Morland/Williamson Neighbourhood Watch reviewed the program's establishment in the area and acknowledged the Durham Regional Police Service for their assistance in achieving the official Neighbourhood Watch designation. Detective Chris Ludlow, Durham Regional Police Service, West Division, described the community outreach undertaken by DRPS in the Nottingham-Millward-Morland-Williamson area and highlighted crime reduction realized as a result of the Neighbourhood Watch program. Mayor Parish noted Council's continued support for Neighbourhood Watch programs and thanked community members and DRPS for their commitment to public safety.

#### **4.4 Parks & Recreation Ontario Innovation Award**

Robert Gruber, Manager, Community & Cultural Development, announced that the Town of Ajax was awarded the Innovation Award by Parks & Recreation Ontario on April 7<sup>th</sup>, 2016, for the 'Pan Am Ajax Pan Am-Bassadors Volunteer Program.' The Innovation Award recognizes exceptional innovation in design, presentation, and implementation in the parks and recreation field in Ontario. In 2015, the Town of Ajax was the proud host of baseball and softball events for the Pan Am Games. The 'Pan Am-Bassadors Volunteer Program' led by Laura Tegelberg, Community Recreation Coordinator, recruited approximately 350 volunteers who provided over 7,200 hours of volunteer assistance during the Pan Am Games. The program attracted hundreds of new volunteers who represent the diversity and community spirit of Ajax, many of whom have continued to volunteer with the Town on a number of events and initiatives. Ms. Tegelberg presented the award to Mayor Parish.

#### **4.5 Rouge Valley Health System – Expert Panel Update**

Andrée Robichaud, CEO, Rouge Valley Health System, provided an overview of the Scarborough/West Durham Panel report released by the Ministry of Health and Long Term Care in December of 2015. The report contains recommendations regarding governance and structure, enhanced integrated care delivery, long-term capital investment, interim capital investments, master plan development, LHIN boundaries and relationships, and implementation plan. Ms. Robichaud noted that RVHS is supportive of the report with the exception of recommendation #1, being to reconfigure the existing hospital corporations in support of two separate regional health care systems for Scarborough and Durham.

Ms. Robichaud introduced Fred Clifford, Chair of the RVHS Board of Directors. Mr. Clifford explained that the RVHS board commissioned an independent study of the panel report

data and determined that the report's conclusions were incorrect. This information has been presented to the Ministry, which will be re-examining the findings as a result. Mr. Clifford noted that over 60% of all capital investments in RVHS in the last eight years have been made at the Ajax Pickering site, and that de-amalgamating the Rouge Valley Health System would be disruptive to patient care and divisive to the community.

Members of Council sought comments from the deputants on a number of matters, including RVHS's future plans for the Ajax Pickering site, whether the study considered access to public transit, why the panel's report did not recommend investments at the Ajax Pickering site, the transfer of psychiatric services out of Ajax, future demographics and service demand growth in Durham, financial implications of the recommendations and potential split of RVHS, historic investment in the Ajax Pickering site compared to other RVHS sites, and the rationale for the creation of RVHS in 1998. Mr. Clifford and Ms. Robichaud answered questions posed by members of Council.

#### **4.6 Save Our Hospital Community Action Group – Expert Panel Update**

Dr. Joseph Ricci, Medical Director, CELHIN Regional Cardiac Care Program, provided a presentation on the Scarborough/West Durham Panel report and spoke against recommendation #1 of the report. Dr. Ricci reviewed area maps and noted that the majority of patients stay within the existing RVHS boundaries when accessing RVHS hospital services. Dr. Ricci commented that regional care is the best path forward for the Central East LHIN because it is patient focused, provides access to services close to home, delivers comprehensive and coordinated care, and is based on community needs.

Jim VanDusen, Ajax resident, commented that as a longtime resident, business owner and volunteer in the community, he believes that RVHS is efficient and effective at providing quality comprehensive healthcare. Mr. VanDusen described his personal experience with the healthcare system and asked for Council's support to maintain the RVHS.

Members of Council sought comments from the deputants on a number of matters, including the availability of quality healthcare close to home, migration of services from the Ajax Pickering site to Scarborough area hospitals, greater capital investment in Scarborough than in Durham, and discussions with municipal and provincial leaders. Dr. Ricci and Mr. VanDusen answered questions posed by members of Council.

#### **4.7 Friends of Ajax Pickering Hospital - Expert Panel Update**

Walter Donaldson, Chair, Friends of the Ajax Pickering Hospital, spoke in support of recommendation #1 in the panel report and explained the history of the Rouge Valley Health System merger in 1998 and the transfer of services from Ajax Pickering to Centenary since the creation of RVHS. Mr. Donaldson commented that the Friends believe it was an error to form RVHS in 1998. Population forecasts for Durham Region suggest that a single health system for Durham Region is the best method to ensure high quality and comprehensive care for Durham residents in the future. Mr. Donaldson reminded Council of their endorsement of a 2011 City of Pickering resolution in support of a single hospital corporation for all communities within Durham Region.

Dr. Romas Stas, Associate Chief of Staff, Rouge Valley Health System noted that he represents 57 physicians and surgeons working at Ajax Pickering General Hospital in support of a single health corporation for Durham Region. Dr. Stas observed that west Durham and Scarborough currently have approximately the same population, however Scarborough residents enjoy more and better services than residents of West Durham. Dr. Stas noted that the existing services can only accommodate about one third of the population of West Durham, and future regional growth will exceed the existing capacity. As such, joining Lakeridge to form a single Durham health corporation is the only viable option to meet future healthcare needs in Durham.

Members of Council sought comments from the deputants on a number of matters, including the data used in the panel report, lack of investment for the Ajax Pickering site within the report recommendations, the position of Lakeridge Health, the position of physicians and surgeons at Ajax Pickering Hospital, capacity of RVHS hospitals, integration with public health units, revising LHIN boundaries, and the benefits and costs of revising the health corporation structure to form a single Durham health corporation. Mr. Donaldson and Dr. Stas answered questions posed by members of Council.

Council recessed at 9:03 p.m.

Council resumed sitting at 9:10 p.m.

## **5. Correspondence**

Moved by: J. Dies  
Seconded by: C. Jordan

That the report dated April 18, 2016 containing Items of Correspondence be adopted.

CARRIED

## **6. Reports**

### **6.1 Community Affairs & Planning Committee Report**

Moved by: R. Ashby  
Seconded by: P. Brown

That the Community Affairs & Planning Committee Report dated April 4, 2016 be adopted.

CARRIED

### **6.2 General Government Committee Report**

Councillor Crawford gave a brief overview of the items contained in the meeting report.

Moved by: C. Jordan  
Seconded by: J. Dies

That the General Government Committee Report dated April 11, 2016, be adopted.

CARRIED

### **6.3 Summary of Advisory Committee Decisions**

None

### **6.4 Departmental Reports**

None

## **7. Regional Councillors' Reports**

Regional Councillor Collier reported that the Durham Region Transit Executive Committee approved a new U-Pass student rate structure. The Finance & Administration Committee received a report detailing regional costs for electricity and pricing structures of electricity in Ontario. Additionally, the Finance & Administration Committee received a report outlining the status of the 2016 federal budget, and will receive future reports on any potential opportunities for federal financing of regional infrastructure projects.

Regional Councillor Jordan reported that the Works Committee approved a declaration in support of the Right to a Healthy Environment. The declaration is part of the Blue Dot Movement, which seeks to enshrine within the Canadian Charter of Rights and Freedoms the rights of Canadians to live in a healthy environment. A joint meeting of the Durham Region Finance & Administration, Planning & Development, and Works Committees reviewed and provided comments on the Excess Soil Management Policy Framework proposed by the Ministry of the Environment and Climate Change (MOECC). The Planning & Economic Development and Works Committees received a report on the Ministry of Transportation's 2014 Travel Time Study, which found that commute time and congestion are increasing within Durham. The Finance & Administration Committee received an update and provided comments on the Province's proposed Cap and Trade guidelines for greenhouse gas emissions.

Moved by: P. Brown  
Seconded by: S. Collier

That the Regional Councillor's Reports dated April 18, 2016 be received for information.  
CARRIED

## **8. Business Arising from Notice of Motion**

None

## **9. By-laws**

Moved by: J. Dies  
Seconded by: S. Collier

That By-law numbers 16-2016 to 31-2016 be read a first, second and third time and passed.

CARRIED

**10. Notice of Motion**

None

**11. Question Period**

Rob Tyler Morin asked if the Town is considering adding more parking to the Rotary Park area, as is it is difficult to attend special events hosted by the Town when there is limited parking. Mayor Parish advised that on-street parking regulations in the waterfront area were approved at the last General Government Committee meeting. Catherine Bridgeman, Manager, Infrastructure & Asset Management, advised that the Town is examining opportunities to create additional parking at some existing waterfront facilities to be completed by 2017. Tracey Vaughan, Director, Recreation & Culture, noted that the Town promotes the use of active modes of transportation and trails to access Town events and services, and offers shuttles to most Town events at the waterfront.

**12. New Business - Notices & Announcements**

**13. Confirming By-Law**

Moved by: C. Jordan

Seconded by: P. Brown

That By-law number 32-2016 being a by-law to confirm the proceedings of the Council of the Corporation of the Town of Ajax at its regular meeting held on April 18, 2016 be read a first, second and third time and passed.

CARRIED

**14. Adjournment**

Moved by: R. Ashby

Seconded by: C. Jordan

That the April 18, 2016 meeting of the Council of the Town of Ajax be adjourned. (9:26 p.m.)

CARRIED

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Mayor

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D-Clerk

# TOWN OF AJAX REPORT TO COUNCIL



**TO:** Mayor and Members of Council  
**FROM:** M. de Rond, Clerk  
**DATE:** May 16, 2016  
**SUBJECT:** Items of Correspondence

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*The following items of correspondence are attached for Council's information:*

- i) **Town of Ajax:** Proclamations issued by the Mayor's Office ..... 11
- ii) **Minister Responsible for Seniors Affairs:** Senior Achievement Award ..... 12

M. de Rond  
Clerk

MdR/lb



# MEMO

**TO:** Mayor and Members of Council

**FROM:** Linsey Joseph

**DEPARTMENT:** Legislative and Information Services - Legislative Services

**SUBJECT:** PROCLAMATIONS ISSUED BY THE MAYOR'S OFFICE

**DATE:** May 16, 2016

The following Proclamations have been issued during the month of April 2016.

Name of Person/Group(s)	Title of Proclamation	Date(s) Proclaimed
Transportation Advisory Group	Bike Month	June 2016
Ontario Seniors Secretariat & Town of Ajax	Seniors' Month	June 2016
Town of Ajax	Recreation and Parks Month	June 2016
Town of Ajax	National Youth Week	May 1-7, 2016
Walk for Values	* Walk for Values	June 19, 2016
Indo-Canadian Cultural Association	Asian & South Asian Heritage Month	May 2016
Registered Nurses Association	Nursing Week 2016	May 9-15, 2016
Pride Durham Inc.	* Pride Week	May 30-June 6, 2016
Victim Services of Durham Region	Victims and Survivors of Crime Week	May 29-June 4, 2016

Linsey Joseph  
Legislative & Information Services  
/CC\* flag

**Minister  
Responsible for  
Seniors Affairs**

6<sup>th</sup> Floor  
400 University Avenue  
Toronto ON M7A 2R9  
Tel.: (416) 314-9710

**Ministre délégué  
aux Affaires des  
personnes âgées**

6<sup>e</sup> étage  
400, avenue University  
Toronto ON M7A 2R9  
Tél.: (416) 314-9710



April 2016

Dear Friends,

It is my pleasure to invite you to submit a nomination for the Senior Achievement Award.

Each year, the program recognizes extraordinary seniors who, after the age of 65, have made significant contributions to their community and/or province.

**To make a nomination:**

1. Visit [ontario.ca/honoursandawards](http://ontario.ca/honoursandawards) and click on the Senior Achievement Award link.
2. Download the appropriate PDF form.
3. Read the eligibility criteria and instructions carefully.
4. Fill out the form and submit it with your supporting material. Instructions for submitting your nomination can be found on the website under the "How to Nominate" section.

**The deadline for nominations is June 15, 2016.**

Did you know that June is Seniors' Month in Ontario? This year's theme is "Seniors Making a Difference." Take this opportunity to showcase how seniors are making a difference in your community! For more information about Seniors' Month, visit [ontario.ca/seniorsmonth](http://ontario.ca/seniorsmonth).

If you have questions or require a copy of the nomination form to be mailed to you, contact the Ontario Honours and Awards Secretariat:

Email: [ontariohonoursandawards@ontario.ca](mailto:ontariohonoursandawards@ontario.ca)  
Phone: 416 314-7526  
Toll-free: 1 877-832-8622  
TTY: 416 327-2391

Thank you in advance for taking the time to consider putting forward the name of a special senior in your community.

Sincerely,

The Honourable Mario Sergio  
Minister

## **TOWN OF AJAX REPORT OF THE COMMUNITY AFFAIRS AND PLANNING COMMITTEE**

For consideration by the Council of the Town of Ajax on May 16, 2016

The Community Affairs and Planning Committee met at 7:00 p.m. on May 2, 2016

Present:           Regional Councillor C. Jordan, Chair  
                  Regional Councillor S. Collier  
                  Councillor M. Crawford  
                  Councillor R. Ashby  
                  Councillor J. Dies  
                  Councillor P. Brown  
                  Mayor Parish

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**1. Call to Order (7:00 p.m.)**

Chair Jordan called the meeting to order.

**2. Disclosure of Pecuniary Interest**

There were no disclosures of pecuniary interest.

**3. Adoption of Minutes**

Moved by:     S. Parish  
Seconded by: P. Brown

That the Minutes of the Community Affairs and Planning Committee Meeting held on April 4, 2016 be adopted.

CARRIED

**4. Public Meeting**

**4.1 Zoning By-law Amendment Application Z1/16  
Mountcliffe Developments Inc.  
Block 161, 40M-2390  
Northeast Corner of Gillett Drive and Salem Road**

Moved by:     R. Ashby  
Seconded by: S. Collier

That Zoning By-law Amendment Application Z1/16, submitted by Mountcliffe Developments Inc., be approved and that staff be authorized to prepare and forward an implementing zoning by-law to Council for its consideration at a future Council meeting, as provided within Attachment 1 to this report.

CARRIED

**5. Presentations / Reports**

**5.1 Development Permit System Study: Addendum Report**

Moved by: S. Parish

Seconded by: J. Dies

1. That the Report to Community Affairs and Planning Committee dated May 2, 2016 entitled "Development Permit System Study: Addendum Report" be received for information; and
2. That staff and the consultants be authorized to prepare Draft Official Plan DPS policies and a Draft Framework DPS By-law to be presented at a future meeting of Community Affairs and Planning Committee prior to releasing the Draft Official Plan DPS policies and Draft Framework DPS By-law to the public, agencies and other stakeholders to obtain comments and feedback.

CARRIED

**6. Adjournment (7:33 p.m.)**

Moved by: M. Crawford

Seconded by: P. Brown

That the May 2, 2016 meeting of the Community Affairs and Planning Committee be adjourned.

CARRIED

C. Jordan, Chair

## **TOWN OF AJAX REPORT OF THE GENERAL GOVERNMENT COMMITTEE**

***Alternative formats available upon request by contacting:***  
[accessibility@ajax.ca](mailto:accessibility@ajax.ca) or 905-619-2529 ext. 3347

For consideration by the Council of the Town of Ajax on May 16, 2016

The General Government Committee met at 1:30 p.m. on May 9, 2016

Present:                      Councillor J. Dies, Chair  
                                    Regional Councillor S. Collier  
                                    Regional Councillor C. Jordan  
                                    Councillor M. Crawford  
                                    Councillor R. Ashby  
                                    Councillor P. Brown  
                                    Mayor Parish

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### **1.     Call to Order (1:30 p.m.)**

Chair Dies called the meeting to order.

### **2.     Disclosure of Pecuniary Interest**

There were no disclosures of pecuniary interests.

The General Government Committee recommends as follows:

#### **Member Motion**

Moved by: C. Jordan

That the Rules of Procedure be suspended in order to consider the following item during the In-Camera session pursuant to Section 239 (2) (b, f) of the *Municipal Act, 2001*, as amended, to discuss matters pertaining to a personal matter about an identifiable individual, including municipal or local board employees, and a matter of advice subject to solicitor-client privilege, including communications necessary for that purpose:

8.3     Confidential Legal and Personnel Matter

CARRIED

### **3.     Adoption of In-Camera Minutes, April 11, 2016**

Consideration of these minutes was deferred until the In-Camera portion of the meeting.

#### **4. Consent Agenda**

*Members separated items 4.8, 4.10, and 4.11 for discussion.*

##### **4.1 2016 BIA Levy – Downtown BIA**

Moved by: M. Crawford

That the 2016 budget of \$5,200.00 for the Downtown BIA be approved and that the amount of \$5,212.00 be raised by taxation.

CARRIED

##### **4.2 2016 BIA Levy – Pickering Village BIA**

Moved by: M. Crawford

That the 2016 budget of \$50,000.00 for the Pickering Village BIA be approved, and that the amount of \$47,274.00 be raised by taxation.

CARRIED

##### **4.3 Contract Award – Streetlight Maintenance**

Moved by: M. Crawford

1. That Council award the contract for Streetlight Maintenance, to Aline Utility Limited in the estimated amount of \$324,662.80 (inclusive of all taxes), for a period of one year.
2. That Council authorize Staff to renew the contract for an additional two, one year periods, pending an analysis and satisfactory performance review at the anniversary date of the contract, in the estimated amount of \$678,837.42 (inclusive of all taxes).

CARRIED

##### **4.4 Ajax Winter Tennis – Licence Agreement**

Moved by: M. Crawford

1. That the Mayor and Clerk be authorized to execute the attached Agreement to authorize John Long – Ajax Winter Tennis to install an air supported structure to operate an indoor tennis facility at the existing tennis courts at the Ajax Community Centre.
2. That Staff be delegated the authority to renew the Agreement for an additional 20 years commencing on September 16<sup>th</sup>, 2016 and ending on April 30<sup>th</sup>, 2036, pending an analysis, satisfactory performance review, and successful negotiations on Terms and Conditions, at the anniversary date of the Agreement.

CARRIED

#### 4.5 Contract Award – Main Branch Library ~ Lighting Retrofit

Moved by: M. Crawford

1. That Council award the contract for Main Branch Library ~ Lighting Retrofit to BEC Electric Inc., in the estimated amount of \$346,015.04 (inclusive of all taxes).
2. That Council approve funding of \$42,756.99 to be allocated to Capital Account 980011 from Federal Gas Tax Reserve.

CARRIED

#### 4.6 Doric Pickering Masonic Lodge ~ Restoration [Renovation and Expansion of Quaker Meeting House] Canada 150 Community Infrastructure Program Contribution Agreement

Moved by: M. Crawford

WHEREAS the Federal Economic Development Agency for Southern Ontario launched the Canada 150 Community Infrastructure Program on May 15, 2015 to improve and preserve community infrastructure across southern Ontario and to celebrate Canada's 150th anniversary of Confederation in 2017.

WHEREAS the program provides \$44.4 million in funding over two years for rehabilitation, renovation and expansion of existing community infrastructure assets that are non-commercial and located in Southern Ontario;

WHEREAS Council authorized staff on June 4, 2015 to proceed with the funding application submission to the Canada 150 Community Infrastructure Program; and

WHEREAS the Federal Economic Development Agency for Southern Ontario announced funding approval for the Town of Ajax on July 30, 2015;

THEREFORE BE IT RESOLVED THAT Her Majesty The Queen in right of Canada, hereby represented by the Minister responsible for Federal Economic Development Agency for Southern Ontario and The Corporation of the Town of Ajax enter into a contribution agreement for funding under the Canada 150 Community Infrastructure Program.

FEDEDEV Ontario Contribution	Town of Ajax Contribution
\$ 434,800.00	\$ 972,000.00

CARRIED

#### 4.7 Contract Award – MCC Pool Refurbishment

Moved by: M. Crawford

That Council award the contract for MCC Pool Refurbishment to Canada Construction Limited in the estimated amount of \$728,993.51 (inclusive of all taxes).

CARRIED

#### 4.8 Westney Road Landfill Monitoring Program Update

J. Schofield, Environmental Sustainability Coordinator, and D. Meredith, Director of Operations, responded to questions from Committee members.

##### Amendment

Moved by: C. Jordan

- “2. *That staff report back by the end of the year with further information regarding mitigation measures to control leachate from the Westney Road Landfill.*”

CARRIED

##### Motion as Amended

Moved by: C. Jordan

1. That the Westney Road Landfill Monitoring Program Update be received for information; and
2. **That staff report back by the end of the year with further information regarding mitigation measures to control leachate from the Westney Road Landfill.**

CARRIED

#### 4.9 Contract Award – Local Road Resurfacing 2016 and Rotary Park Trail/Parking Improvements

Moved by: M. Crawford

That Council award the contract for Local Road Resurfacing 2016 and Rotary Park Trail/Parking Improvements, to Four Seasons Development Inc. in the amount of \$1,703,197.02 (inclusive of all taxes).

CARRIED

#### 4.10 Encouraging the Delivery of Affordable Housing in Ajax

Members directed staff to forward the adopted recommendations to the Region of Durham, all Durham Region lower tier municipalities, and the Association of Municipalities of Ontario.

Moved by: C. Jordan

- 1) That the report to General Government Committee entitled "Encouraging the Delivery of Affordable Housing in Ajax" dated May 9, 2016 be received for information.
- 2) That the Province of Ontario be advised that the Town of Ajax supports the proposed amendments to the *Planning Act* under Bill 39 to authorize the use of inclusionary zoning by local municipalities, to enable the provision of additional affordable housing as a component of privately initiated development proposals, subject to the following:
  - a) That proposed subsection 37.1(2)(b) that includes the requirement that construction require a site-specific by-law or by-law amendment be removed;
3. That upon the passage of provincial legislation that enables the use of inclusionary zoning, that staff be authorized to undertake public consultation to inform the preparation of the requisite supporting official plan policies;
4. That upon the passage of provincial legislation to amend Section 37(1) of the *Planning Act* regarding density bonusing, that staff be authorized to prepare implementation guidelines to provide a consistent municipal approach toward the application of community benefits, including affordable housing, in exchange for increases in height and/or density;
5. That a copy of this report be forwarded to the Ministry of Municipal Affairs and Housing, the Region of Durham Housing Services and the Building Industry and Land Development Association (BILD).

CARRIED

#### **4.11 Manufacturer's Limited Liquor Sales Licence – Falcon Brewery**

Moved by: C. Jordan

That Council support the issuance of a Manufacturer's Limited Liquor Sales Licence ("By the Glass") for Falcon Brewery Company to be located at 30 Barr Road, Ajax; That staff be authorized to provide written notice in support of Falcon Brewing Company to the Alcohol and Gaming Commission of Ontario (AGCO).

CARRIED

#### **4.12 License Agreement for Ajax Community Theatre**

Moved by: M. Crawford

1. That the report entitled License Agreement for Ajax Community Theatre, dated May 9, 2016 be received for information; and,
2. That the Mayor and Clerk be authorized to enter into a License Agreement with Ajax Community Theatre at the Village Community Centre, located at 22 Sherwood Road West, for a period of 31 months, effective June 1, 2016 and expiring December 31, 2018

3. That Staff be delegated the authority to renew the Agreement for an additional four (4) year period, pending an analysis and successful negotiation on terms and conditions at the anniversary date of the Agreement.

CARRIED

#### 4.13 **Bill 181 Revisions to the *Municipal Elections Act***

Moved by: M. Crawford

That the report entitled “Bill 181 Revisions to the *Municipal Elections Act*” be received for information purposes.

CARRIED

### 5. **Discussion**

#### 5.1 **Selby Drive Driveway Issues**

Councillor Crawford discussed driveway widenings in the Selby Drive area that were performed without applications for the necessary relief from the Town’s Zoning By-law. As a result, several properties in the area have been issued compliance notices from By-law Services. Residents may submit minor variance applications to bring their properties into compliance, however the application fee is doubled when the request is for work that has already been completed. Given the large number of affected properties and the specifics of the situation, Councillor Crawford requested that Committee waive the doubling of the fee, provided that the affected residents submit their minor variance applications to the Town no later than June 30<sup>th</sup>, 2016.

Moved by: M. Crawford

That staff be authorized to accept a reduced minor variance fee of \$550 for driveway widenings for 39, 40, 41, 44, 45, 46, 47 Selby Drive and 1131 and 1133 Ravenscroft Road, provided that such applications for a minor variance are received no later than June 30<sup>th</sup>, 2016.

CARRIED

### 6. **Presentations**

#### 6.1 **Duffin Creek Water Pollution Control Plant Outfall EA – Status Update**

Paul Allore, Director of Planning and Development, introduced Dr. Martin Auer, Professor of Civil and Environmental Engineering at Michigan Technological University. Dr. Auer provided a thorough review of the report and recommendations via video conference and discussed the research to date, the Minister’s Order, the Town’s preferred treatment alternative, the need for further study, and participation in the development of the Phosphorous Reduction Action Plan study. Barb Hodgins, Senior Policy Planner, and Dr. Auer responded to questions from Committee members.

### Motion

1. That the report titled “Duffin Creek Water Pollution Control Plant Outfall EA-Status Update”, dated May 9, 2016, be endorsed;
2. That the Minister of the Environment and Climate Change be commended for issuing an Order on April 4, 2016 requiring Durham Region and York Region to prepare a “Phosphorus Reduction Action Plan” (PRAP) study for the Duffin Creek Water Pollution Control Plant over the next 9 months, to determine how phosphorus concentrations and loads in effluent can be reduced to the lowest achievable level, in particular, the soluble reactive phosphorus that fuels excessive *Cladophora* algal growth, prior to discharge from the Plant’s outfall;
3. That the Ministry be requested to permit the Town to participate in the preparation of the Terms of Reference for the PRAP study and in the PRAP study process;
4. That the Ministry also be requested to extend the comment period for the PRAP study, from 45 days to at least 90 days, to allow for review and the preparation and submission of written comments to the Minister and the Regions, and to require the Regions to advise the Town of Ajax and all other Part II Order Requesters in writing when and where the study will be posted for review and comment; and,
5. That this staff report be sent to the Minister of the Environment and Climate Change Glen Murray, Paul Nieweglowski (Assistant Deputy Minister, Operations Division, MOECC), Kathleen Hedley (Director, Environmental Approvals Branch, MOECC), MP Mark Holland, MP Jennifer O’Connell, MPP Joe Dickson, MPP Tracey MacCharles, Durham Region, York Region, the City of Pickering, the Town of Whitby, Pickering Ajax Citizens Together to Protect Our Water (PACT POW) and the other Part II Order Requesters, the International Joint Commission, the Great Lakes Executive Committee, Ontario’s Environment Commissioner, Lake Ontario Waterkeeper, Sierra Club, Ecojustice, Environmental Defence, Council of Canadians, Ajax Environmental Advisory Committee, Durham Region Environmental Advisory Committee, Alliance for the Great Lakes, Great Lakes and St. Lawrence Cities Initiative, Toronto and Region Conservation Authority, Central Lake Ontario Conservation Authority, Conservation Ontario, the Great Lakes Guardians Council and other interested parties.

### Amendment

Moved by: C. Jordan

That clause 3 be deleted and replaced with the following:

- “3. *That the Ministry and the Regions of Durham and York be advised that the Town of Ajax requests to be fully engaged in the preparation of the Terms of Reference and to participate throughout the entire PRAP Study, and be represented by Dr. Martin T. Auer of Michigan Technological University, who will provide technical expertise and municipal input.*”

CARRIED

### Motion as Amended

1. That the report titled “Duffin Creek Water Pollution Control Plant Outfall EA-Status Update”, dated May 9, 2016, be endorsed;
2. That the Minister of the Environment and Climate Change be commended for issuing an Order on April 4, 2016 requiring Durham Region and York Region to prepare a “Phosphorus Reduction Action Plan” (PRAP) study for the Duffin Creek Water Pollution Control Plant over the next 9 months, to determine how phosphorus concentrations and loads in effluent can be reduced to the lowest achievable level, in particular, the soluble reactive phosphorus that fuels excessive *Cladophora* algal growth, prior to discharge from the Plant’s outfall;
3. **That the Ministry and the Regions of Durham and York be advised that the Town of Ajax requests to be fully engaged in the preparation of the Terms of Reference and to participate throughout the entire PRAP Study, and be represented by Dr. Martin T. Auer of Michigan Technological University, who will provide technical expertise and municipal input;**
4. That the Ministry also be requested to extend the comment period for the PRAP study, from 45 days to at least 90 days, to allow for review and the preparation and submission of written comments to the Minister and the Regions, and to require the Regions to advise the Town of Ajax and all other Part II Order Requesters in writing when and where the study will be posted for review and comment; and,
5. That this staff report be sent to the Minister of the Environment and Climate Change Glen Murray, Paul Nieweglowski (Assistant Deputy Minister, Operations Division, MOECC), Kathleen Hedley (Director, Environmental Approvals Branch, MOECC), MP Mark Holland, MP Jennifer O’Connell, MPP Joe Dickson, MPP Tracey MacCharles, Durham Region, York Region, the City of Pickering, the Town of Whitby, Pickering Ajax Citizens Together to Protect Our Water (PACT POW) and the other Part II Order Requesters, the International Joint Commission, the Great Lakes Executive Committee, Ontario’s Environment Commissioner, Lake Ontario Waterkeeper, Sierra Club, Ecojustice, Environmental Defence, Council of Canadians, Ajax Environmental Advisory Committee, Durham Region Environmental Advisory Committee, Alliance for the Great Lakes, Great Lakes and St. Lawrence Cities Initiative, Toronto and Region Conservation Authority, Central Lake Ontario Conservation Authority, Conservation Ontario, the Great Lakes Guardians Council and other interested parties.

CARRIED

### RECORDED VOTE:

In Favour: Regional Councillor Jordan, Councillor Ashby, Councillor Brown, Regional Councillor Collier, Councillor Crawford, Councillor Dies, Mayor Parish  
Opposed: None

## **7. Departmental Updates**

None

## **In-Camera**

### **8. Authority to hold a Closed Meeting and Related In-Camera Session**

Moved by: C. Jordan

That the Committee convene In-Camera pursuant to Section 239 (2) (b,d,f) of the *Municipal Act, 2001*, as amended, to discuss personal matters about an identifiable individual, including municipal or local board employees, labour relations or employee negotiations, and advice subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

### **3. Adoption of In-Camera Minutes, April 11, 2016 (deferred from Open Meeting)**

#### **8.1 Duffin Creek Water Pollution Control Plant Outfall EA Status Update**

#### **8.2 Ajax Fire & Emergency Services Collective Bargaining Update**

#### **8.3 Confidential Legal and Personnel Matter**

## **Open Meeting**

### **Ratify Actions Taken In-Camera (4:30 p.m.)**

Moved by: S. Collier

That all actions approved in the In-Camera Session be ratified.

CARRIED

### **3. Adoption of In-Camera Minutes**

Moved by: C. Jordan

That the Minutes of the In-Camera meeting of the General Government Committee held on April 11, 2016 be adopted.

CARRIED

#### **8.2 Ajax Fire and Emergency Services Collective Bargaining Update**

Moved by: S. Parish

That Council ratify the Ajax Professional Fire Fighters Association (A.P.F.F.A.) contract changes and renew the Collective Agreement, effective January 1, 2016 to December 31, 2018.

CARRIED

**9. Adjournment (4:35 p.m.)**

Moved by: S. Collier

That the May 9, 2016 meeting of the General Government Committee be adjourned.

CARRIED

J. Dies, Chair

**The Corporation of the Town of Ajax**  
**May 16, 2016**

**Notice of Motion**

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Introduced by:           Regional Councillor Jordan and Councillor Dies

That the Motion Lost regarding a personnel matter during the In-Camera portion of the General Government Committee meeting held April 11, 2016 be reconsidered.

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 33-2016**

A By-law to amend By-law Number 95-2003, as amended.

WHEREAS authority is granted under Section 34 of the *Planning Act*, R.S.O., 1990, c. P. 13, for the Council to approve this By-law;

AND WHEREAS the Council of the Corporation of the Town of Ajax has approved Zoning By-law Amendment Application Z1/16 to amend By-law Number 95-2003, as amended, with respect to the subject lands described as BLOCK 161, 40M-2390, as identified on Schedule “A” to this By-law;

AND WHEREAS, the Council of the Town of Ajax deems it appropriate to pass an implementing Zoning By-law to regulate the future development of the subject land;

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

1. THAT the Zoning Schedule, specifically Map 18, attached to and forming part of Zoning By-law No. 95-2003, as amended, is hereby further amended by rezoning Block 161, 40M-2390 from “Residential One –‘F’ Zone, (R1-F Zone)” to “Residential One – ‘D’ Zone (R1-D Zone)” for the lands shown on Schedule “B” attached hereto, and;
2. THAT the Exception Schedule, specifically Map 18, attached to and forming part of By-law No. 95-2003, as amended, is hereby further amended to delineate the new boundary of Exception 134, as shown on Schedule “C” attached hereto;
3. THAT the Section 8.1.1, List of Holding Provisions, By-law No. 66-2009 of 95-2003, as amended, is hereby deleted and replaced with the following:

By-law No.	Property Description	Permitted Uses Until Holding Provision Removed	Conditions for Removal	Date Enacted
33-2016	<p>North Part Lot 6, Concession 3 and Block 161, Plan 40M2390</p> <p>Lands on the east side of Salem Road, north of the CPR tracks and south of Taunton Road</p> <p>Land Owner: Luvian Homes (Salem Road) Limited and Mountcliffe Developments Inc.</p> <p>File Reference: Z1/16</p>	<p>Prior to removing the holding provision, the subject lands may be used in accordance with the provisions of the “R1-F” Zone (Exception 143) as outlined in Section 6.6 and Section 7 of Zoning By-law 95-2003, as amended.</p>	<ul style="list-style-type: none"><li>• That the eight part lots are merged with Part Blocks 89 through to 96 on Draft Plan of Subdivision S-A-2005-08 to create 8 fully developable lots under the R1-D Zone (Exception 134).</li><li>• That the applicant complete the following studies and reports to the satisfaction of the Town of Ajax and Region of Durham:<ul style="list-style-type: none"><li>- Site Screening Questionnaire</li><li>- Noise Impact Study</li></ul></li></ul>	

4. By-law Number 95-2003, as amended, is hereby further amended only to the extent necessary to give effect to the provisions of this By-law.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

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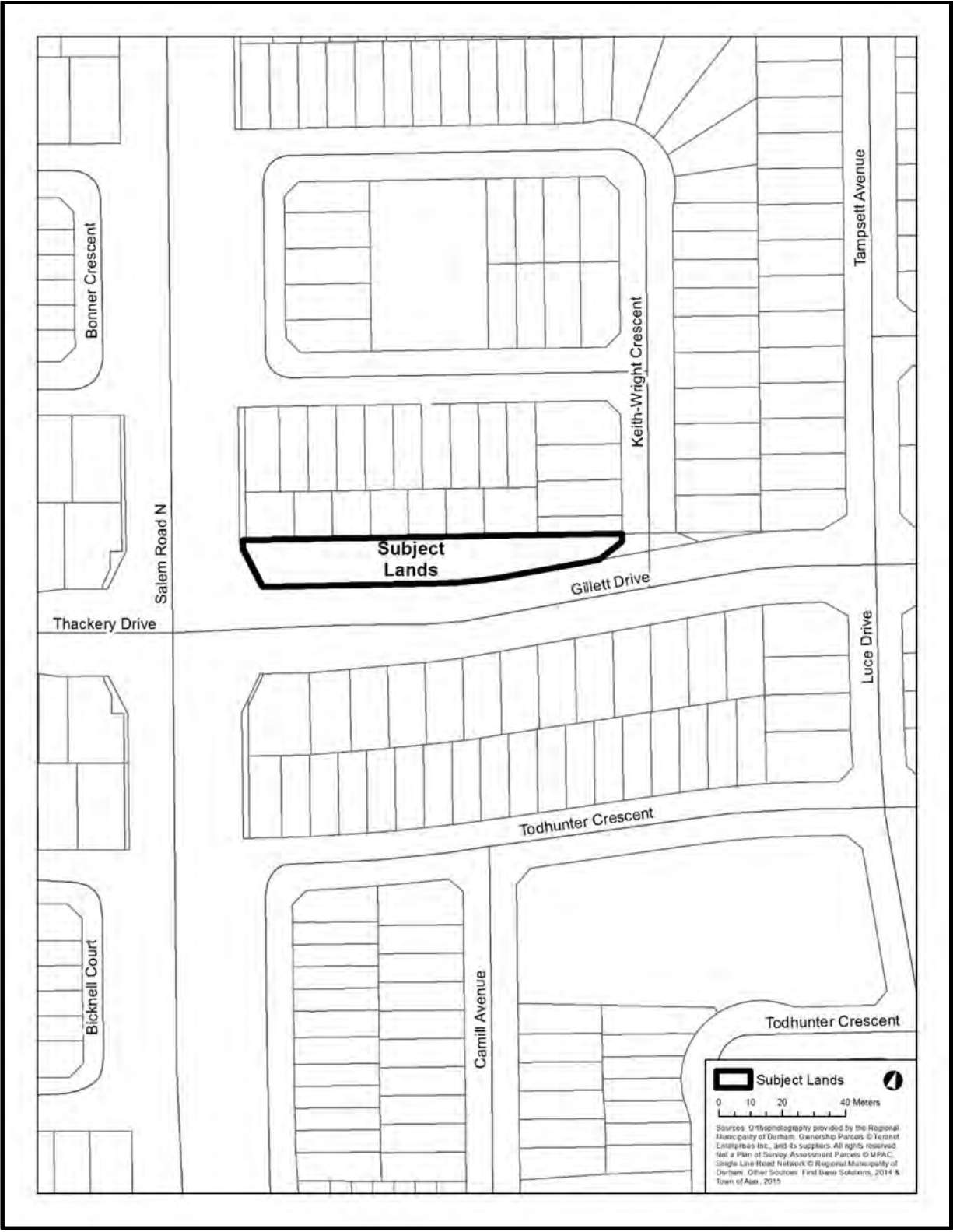
Mayor

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D-Clerk

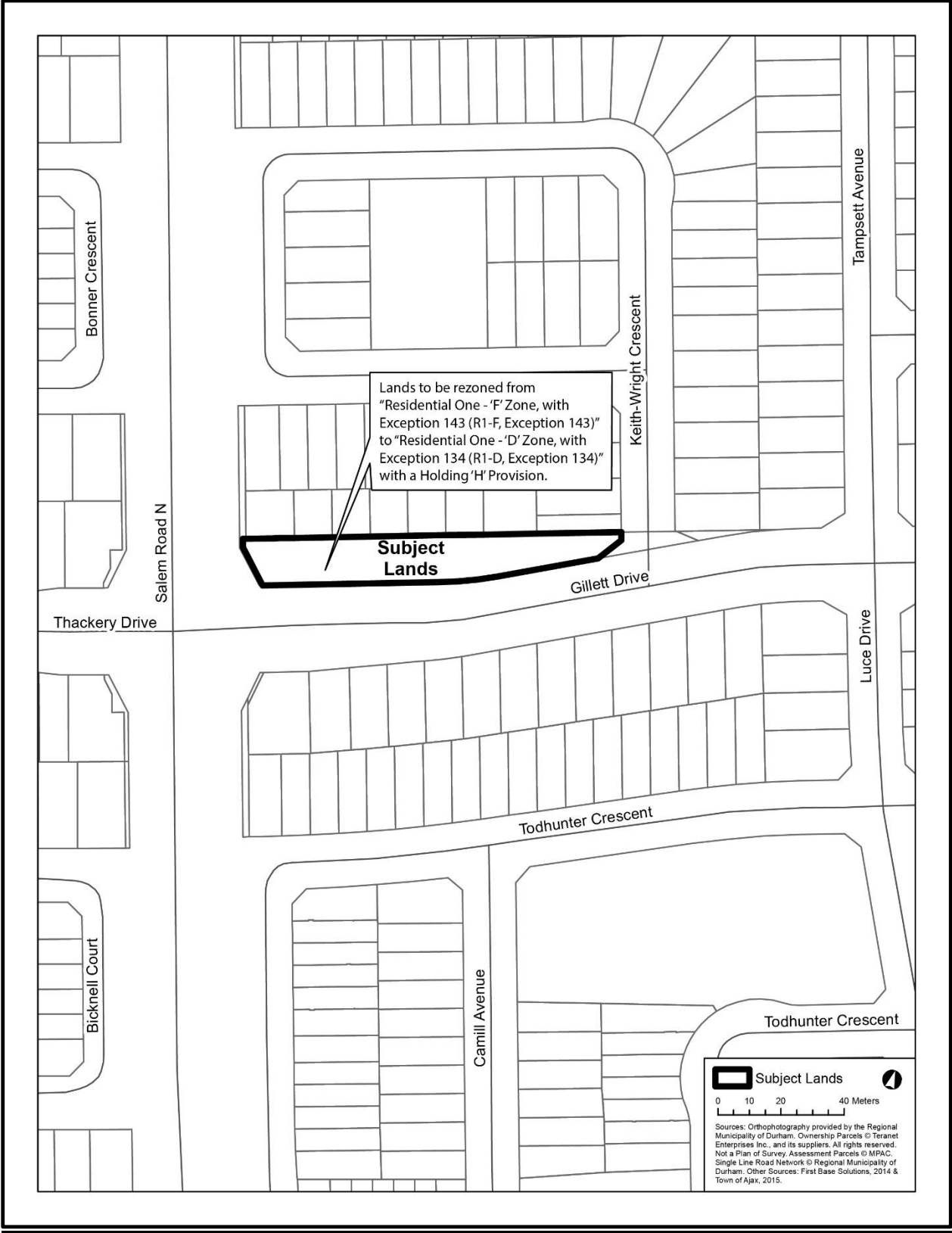
**SCHEDULE “A” to By-law No. 33-2016**

Location Map – Subject Lands



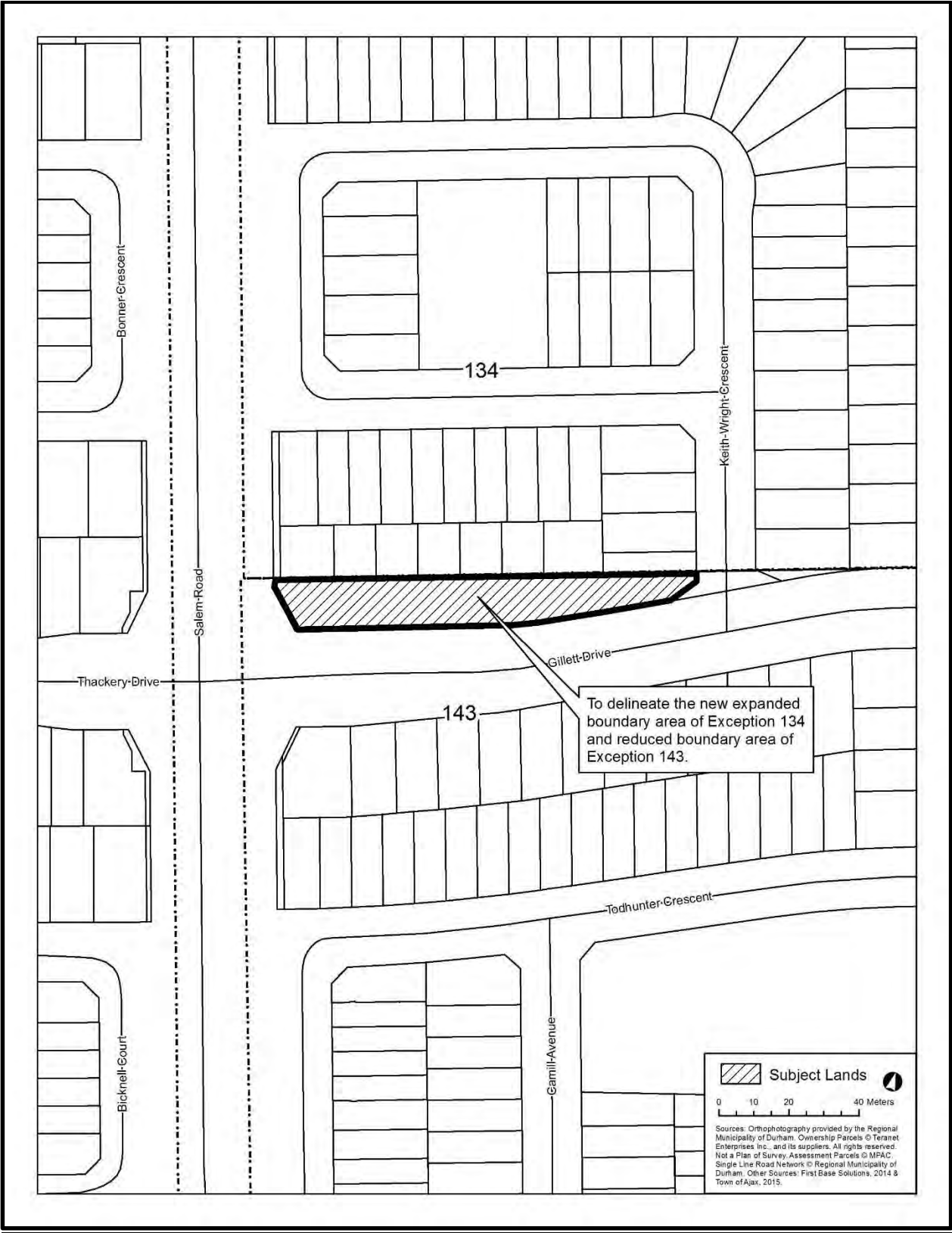
SCHEDULE “B” to By-law No. 33-2016

Zoning Schedule



**SCHEDULE “C” to By-law No. 33-2016**

Exception Schedule



### **EXPLANATORY NOTE TO BY-LAW No. 33-2016**

The proposed zoning by-law amendment will allow for the development of eight (8) single detached dwellings, on individual lots, consistent with the remainder of the residential community.

R

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 34-2016**

A By-law to authorize the execution of a  
Licence Agreement with Ajax Winter Tennis Inc.

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

- 1. That the Town of Ajax do enter into that certain agreement dated May 16, 2016 with Ajax Winter Tennis Inc., subject to the terms and conditions as set out in Appendix “A” attached hereto.
- 2. That the Mayor and Clerk be and they are hereby authorized to execute the said agreement on behalf of the Corporation and to affix the Corporate Seal thereto.
- 3. That By-laws 85-96 and 59-99 are hereby repealed.

Read a first and second time this  
Sixteenth day of May, 2016.

Read a third time and passed this  
Sixteenth day of May, 2016.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
D-Clerk

LICENCE AGREEMENT

THIS AGREEMENT made this 16<sup>th</sup> day of May, 2016.

BETWEEN:

THE CORPORATION OF THE TOWN OF AJAX

(the "Licensor")

- and -

AJAX WINTER TENNIS INC.

(the "Licensee")

WHEREAS:

The Licensor is the registered owner of the lands as shown in Schedule "A" attached hereto (the "Licensed Premises") and has agreed to allow the Licensee to use the Licensed Premises for the purposes of the construction and operation of an air supported structure for providing indoor tennis facilities.

IN CONSIDERATION of the premises and other good and valuable consideration the parties agree as follows:

- 1.1 The Licensor grants to the Licensee an exclusive Licence to use the Licensed Premises to erect an air supported structure for indoor tennis and to operate an indoor tennis facility during the period from October 1st of a calendar year to April 30<sup>th</sup> of the following calendar year (the "Facility").
- 1.2 The License hereby granted shall be for a term (the "Term") commencing on September 16<sup>th</sup>, 2016 and ending on April 30<sup>th</sup>, 2036. The period from October 1<sup>st</sup> of each calendar year and April 30<sup>th</sup> of the next calendar year shall be deemed to be a year of the Term.
- 1.3 The Licensee hereby accepts the Licensed Premises in their condition as of the date hereof and shall not call upon the Licensor to do or pay for any work or supply any equipment to make the Licensed Premises more suitable for the proposed use by the Licensee hereunder.
- 1.4 The Licensee shall pay the Licensor a Licence fee (the "Fee") as follows:

YEAR	ANNUAL FEE
One to Five	\$11,000.00
Six to Ten	\$12,000.00
Ten to Fifteen	\$13,000.00
Fifteen to Twenty	\$14,000.00

In addition the Licensee shall pay HST on the Fee. The Fee together with HST shall be payable on or before October 8<sup>th</sup> of each year of the Term.

- 1.5 In this Agreement the following terms shall have the following meanings and shall be applicable to the tennis courts within the Licensed Premises:

*"Patch and Paint"* means (i) cleaning out any visible cracks, applying Cracklastic or a Town of Ajax approved product; (ii) apply an acrylic re-surfacer over the repaired area; and (iii) re-paint the entire court area with industry accepted court paint.

*"Resurfacing"* means repairing all cracks and depressions using two coats of acrylic re-surfacing paint and two coats of industry accepted court paint. Resurfacing shall be completed by a contractor with expertise in such work.

*"Reconstruction"* means the removal of the existing court surface including granular material and fencing and the installation of a new court surface.

- 1.6 Reconstruction shall be the responsible of the Licensor and at the sole cost of the Licensor. Upon the Licensor completing the Reconstruction the Licensor shall be responsible for the maintenance of the tennis courts, with the exception of Patch and Paint and the Licensee shall not carry out or cause to be carried out any Resurfacing or Reconstruction work without the approval of the Licensor.

- 1.7 In addition to the Fee the Licensee agrees to pay 100 % of the actual cost for the Patch and Paint (the "Additional Fee"). Resurfacing of the tennis courts shall be carried out by the Licensor in accordance with the Licensor's Purchasing By- law. The requirement of Resurfacing will be reviewed in accordance with the Licensor's Capital Budget approval process. Licensor's staff will coordinate all Resurfacing work outside of the exclusive use period. Following completion of the Resurfacing work the Licensor shall deliver to the Licensee a copy of the invoice relating to such work. The Licensee shall pay 70% (the "Additional Fee") of the invoice within thirty (30) days of the delivery of the invoice by the Licensor to the Licensee. If the Licensee defaults in payment as herein set out the Licensor may re-enter and take possession of the Licensed Premises. The Licensee shall be fully responsible for the costs of any Resurfacing required as a result of the erection of the air supported structure. It is understood and agreed that, except for Resurfacing required as a result of the erection of the air supported structure, the Licensee shall not be required to pay the Additional Fee unless and until the Licensor has completed the Reconstruction.

- 1.8 The Licensee shall be entitled to complete Patch and Paint subject to the following requirements:

- (a) Prior to proceeding with any Patch and Paint the Licensee shall give not less than five (5) days written notice to the Licensor of its intention to complete Patch and Paint;
- (b) The Licensor and the Licensee shall attend at the Licensed Premises to inspect the surface of the tennis courts and no Patch and Paint shall be carried out without the prior approval of the Licensor;
- (c) The Licensee shall be responsible for 100% of the cost for the Patch and Paint work.

- 2.1 The Licensee covenants with the Licensor:

- (1) to pay the Fee, the Additional Fee and a fee of \$50.00 for each invoice issued by the Licensor to the Licensee;
- (2) to use the Licensed Premises, only for the purposes of the Facility and for no other purpose;
- (3) to install in a good and workmanlike manner an air supported structure and all other structures or equipment required to operate the Facility including but without limiting the foregoing:

- (a) Electrical installations and lighting;
- (b) Heating equipment;
- (c) Washroom facilities; and
- (d) A permanent entrance building.

No installation of the air supported structure shall commence until and unless the detailed plan specifications and calculations relating to such structure have been stamped approved by a qualified Professional Engineer and delivered to the Licensor;

- (4) Subject to paragraphs 1.5 and 1.6 of this Agreement, to maintain and repair the Licensed Premises and all equipment thereon at its own expense;
- (5) to ensure that no refuse, litter, garbage or loose or objectionable material accumulates in or about the Licensed Premises;
- (6) not to alter, add to or install equipment in the Licensed Premises without first having the written consent of the Licensor which consent may be unreasonably withheld;
- (7) to ensure that the Facility is open for use for tennis by October 8 of each year of the Term and continues open for use until April 30 of the following year of the Term weather permitting;
- (8) to remove the air supported structure not later than May 15 of each calendar year;
- (9) to permit the Licensor and its invitees to use the washroom facilities during the Term and between May 1st and September 15<sup>th</sup> of each calendar year;
- (10) to pay for all hydro costs relating to the operation of the Facility. The parties acknowledge that until the installation of a sub-meter by Veridian for hydro service the Licensor shall provide digital images of the meter as back up on the invoice. The Licensor shall invoice the Licensee twice during each year of the Term for the costs of hydro and the invoice shall be due within thirty (30) days of its delivery. At the time of delivery of the invoice the Licensor agrees to provide a copy of the invoice;
- (12) to ensure that the operation of the Facility is supervised at all times during the hours of operation by a qualified adult and in a courteous manner. The Licensee shall indicate in the Facility and on its user application forms that the services are provided by the Licensee and not the Licensor;
- (13) to provide and maintain comprehensive general liability insurance in the minimum amount of \$5,000,000.00 with respect to its use of the Licensed Premises during the full term of this Agreement and any extension thereof, naming the Licensor as an additional insured, and to provide a certificate evidencing same, prior to execution of this Agreement and as required by the Licensor. Without limiting the generality of the foregoing, such public liability insurance shall contain provisions for cross-liability, severability of interests, and no cancellations or alterations without the consent of the Licensor;
- (14) not to assign this Agreement without the prior written consent of the Licensor, which consent may be unreasonably withheld;
- (15) to leave the Licensed Premises in substantially the same condition at the expiry of this Agreement as they were at the commencement of this Agreement;

- (16) to comply with all federal, provincial and municipal laws, rules, regulations and by-laws and to hold the Licensor harmless from the consequences of its failure to do so.

2.2 The Licensor agrees during the Term as follows:

- (a) to maintain the Ajax Community Centre parking lot adjacent to the Facility and to keep such lot free and clear of all snow and ice;
- (b) to carry out an inspection with the Licensee prior to the installation and following the removal of the facilities to determine if any repairs to the tennis courts are required to be made either by the Licensor or the Licensee;
- (c) not to require the Licensee to operate the indoor tennis facility during statutory holidays but nothing herein shall prevent the Licensee from so doing; and
- (d) to permit and assist in the distribution of brochures and application forms relating to the operation of the indoor tennis facility.

2.3 The Licensor shall have the right to enter into the Licensed Premises at any time for the purposes of conducting an inspection of the Facility or in the event of any emergency situation therein.

2.4 The Licensee shall provide to the Licensor key's to the Facility in the event of any emergency situation that would require the Licensor to enter the Licensed Premises

3.1 The Licensee may remove its equipment from the Licensed Premises, provided all damage thereby occasioned shall forthwith be repaired by the Licensee at its own expense.

4.1 The Licensee shall at all times indemnify and save harmless the Licensor from and against any and all claims, demands, losses, costs, charges, expenses, actions and other proceedings made, brought against, suffered by or imposed on the Licensor or its property in respect of any failure by the Licensee to fulfil any of its obligations under this Agreement or for any reason whatsoever or in respect of any loss, damage or injury (including injury resulting in death) to any person or property (including, without restricting the generality of the foregoing, employees, contractors, agents and property of the Licensor) directly or indirectly arising out of, resulting from or sustained by reason of the occupation or use of the Licensed Premises, or any operation in connection therewith or any fixtures or chattels thereon. The safeguarding and security of the equipment of the Licensee shall be the sole responsibility of the Licensee.

4.2 The Licensor shall not be liable, directly or indirectly, for any personal injuries that may be suffered or sustained by any person who may be on the Licensed Premises or for any loss of or damage or injury to property belonging to the Licensee or any other person unless such injury, loss or damage is due to the Licensor's negligence or default or the negligence or default of those for whom the Licensor is in law responsible.

5.1 The Licensee shall fully indemnify and save harmless the Licensor from and against all construction liens and related costs and other claims in connection with all work performed by or for the Licensee on the Licensed Premises, and shall within 10 days of the registration of any such lien remove all registered claims from title.

6.1 This Agreement and the Licence herein granted may be terminated as follows:

- (1) If the Licensee defaults in performing any of its obligations under this Agreement. The Licenser shall give written notice to the Licensee of such default giving the Licensee five (5) days to remedy such default, failing which the Licenser may terminate the license hereunder and the Licensee shall then, if the Licenser is in possession of the Licensed Premises, forthwith remove its equipment, if any, from the Licensed Premises and shall restore the Licensed Premises to the condition in which they were at the commencement of this Agreement; and
- (2) By the Licensee by giving notice to the Licenser in writing on May 15 of any year of the Term which termination shall be effective on May 15 of the year the notice is given;

and upon the effective date of termination the Licenser may re-enter and take possession of the Licensed Premises. Upon the termination of this Agreement all the improvements and alterations to the Facility, except the air supported structure, shall be the property of the Town unless the Town determines that it does not wish to have such improvements or alterations in which event the Licensee shall remove same.

- 7.1 This Agreement does not create a fiduciary relationship between the parties hereto. The Licensee agrees that it is not an agent of the Licenser and has no authority to bind the Licenser. Nothing herein shall be construed so as to constitute the parties as partners, joint ventures or agents of the other.
- 8.1 Any notice required to be given to the Licenser under the terms of this Agreement shall be sufficiently given if delivered to the Licenser, sent by facsimile transmission or mailed by prepaid registered mail addressed to it at 65 Harwood Avenue South, Ajax, Ontario L1S 2H9. Any notice required to be given to the Licensee under the terms of this Agreement shall be sufficiently given if delivered to the Licensee or mailed by prepaid registered mail addressed to the Licensee at 34 Patton Street, Collingwood, Ontario L9Y 0E4 or at such other address as the Licensee may in writing designate. In either case, such notice shall be deemed to have been received on the date of its delivery or transmission or in the case of mailing, two (2) business days after the date of mailing.
- 9.1 This Agreement shall ensure to the benefit of and be binding upon the parties and their respective permitted successors and assigns.

**IN WITNESS WHEREOF** the parties have signed this Agreement by the hands of their respective officers duly authorized in that behalf.

#### **THE CORPORATION OF THE TOWN OF AJAX**

\_\_\_\_\_  
Name: Steven Parish  
Title: Mayor

\_\_\_\_\_  
Name: Martin deRond  
Title: Clerk

We have authority to bind the Town

**AJAX WINTER TENNIS INC.**

Per: \_\_\_\_\_

Name:

Title:

I/We have authority to bind the Corporation  
Schedule "A"

**FIRSTLY:**

Part 7 of Plan 40R-836.

**SECONDLY:**

Part of Part 3 of Plan 40R-836, more particularly described as follows:

COMMENCING at a point being the south-west corner of Part 3;

THENCE North 17 degrees 07 feet 00 inches west a distance of 58 m (190 feet);

THENCE North 72 degrees 53 feet 50 inches east a distance of 144.88 m (475.33 feet);

THENCE South 17 degrees 12 feet 30 inches east a distance of 58 m (190 feet);

THENCE South 70 degrees 53 feet 50 inches west a distance of 144.88 m (475.33 feet)  
to the point of commencement.

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 35-2016**

Being a By-Law to appoint By-law Enforcement Officers for certain purposes  
(Parking Regulations – Ajax Municipal Housing Corporation)

WHEREAS pursuant to the provisions of section 15 of the Police Services Act, R.S.O. 1990, chapter P.15, as amended, a municipal Council may appoint persons to enforce the By-laws of the municipality who shall be Peace Officers for the purpose of enforcing the municipal By-laws;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF AJAX ENACTS AS FOLLOWS;

1. The following persons are hereby appointed as Municipal Law Enforcement Officers in and for the Town of Ajax and are hereby authorized to enter at all reasonable times upon the lands known as 132 Kingston Road West (Post Hill), 960 Westney Road South (Westwood Manor), Monarch Mews (Lankester Lane, Tragunna Lane, etc.), 50 Station Street (Hubbard Station), River Breeze (Richards Lane, Abbs Court, Ivers Court, etc) and 40 Kitney Drive (Ashley Manor), in the Town of Ajax, in the Regional Municipality of Durham, in order to ascertain whether the provisions of the current Town of Ajax Traffic By-law, as amended, are obeyed and to enforce or carry into effect the said By-law;

Fredrick Walker	Spencer Allen	Cristy Coroa
Kevin Bradley	Andre Anderson	Vera DeJesus
Donald Lowe	Prashanth Santhakumar	Julie Reed
Janelle Debellotte	Raheel Khalid	Roddy Featherstone
Aman Pirani		

2. The authority granted in Section 1 hereto is specifically limited to that set out in Section 1, and shall not be deemed, at any time, to exceed the authority set out in Section 1.
3. These appointments shall expire upon those persons set out in Section 1 ceasing to be an employee of Executive Protection Services Group Inc. or of the Ajax Municipal Housing Corporation, or upon Executive Protection Services Group Inc. ceasing to be an authorized agent of the Ajax Municipal Housing Corporation.
4. By-law Number 28-2016 is hereby repealed.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 36-2016**

Being a By-Law to appoint By-law Enforcement Officers for certain purposes  
(Parking Regulations for Paragon Security)

WHEREAS pursuant to the provisions of section 15 of the Police Services Act, R.S.O. 1990, chapter P.15, as amended, a municipal Council may appoint persons to enforce the By-laws of the municipality who shall be Peace Officers for the purpose of enforcing the municipal By-laws;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF AJAX ENACTS AS FOLLOWS;

1. The following persons are hereby appointed as Municipal Law Enforcement Officers in and for the Town of Ajax and are hereby authorized to enter at all reasonable times upon the lands known as 314 Harwood Avenue South, DCC#34 [44 Falby Court], DSCC#213 [Oakins Lane & Lavan Lane], DCC#37 [Robbie Crescent, Chamberlain Court & Paramore Court], DSCC#210 [Annable Lane, Boone Lane, Clegg Lane, Collis Lane, Naylor Lane, Pottle Lane, Rolfe Lane & Wilkie Lane], DSCC#177 [Spraggins Lane & 1-31 Pennefather Lane], Somerset Plaza [1961, 1965, 1971, 1979, 1989, 1991, 1993 & 1995 Salem Road North], DSCC#243 [Martinworth Lane], Westney Heights Plaza [15 Westney Road North & 260 Kingston Road West], Harwood Plaza [280 – 350 Harwood Avenue South], DSCC#251 [Lovegrove Lane & Lusty Lane], DSCC#175 [McGonigal Lane & Pennefather Lane], DCC#39 [Macey Court, Randall Drive, Raven Lane & Willows Lane], DCC#120 [189, 191, 193 and 195 Lake Driveway West], DCC#47 [Medley Lane], DSCC#249 [Burtonbury Lane & Reevesmere Lane], DCECC #232 [Grigglesstone Lane & Illingworth Lane], DCC#82 [109 Old Kingston Road], DCC#172 [Twilley Lane, Trott Lane & Torr Lane], DSCC#265 [52-82 Abela Lane], DCECC #197 [Ventura Lane and Baggott Lane], DCC #161 [Ingold Lane] and DCC#160 [Trowell Lane] in the Town of Ajax, in the Regional Municipality of Durham, in order to ascertain whether the provisions of the current Town of Ajax Traffic By-law, as amended, are obeyed and to enforce or carry into effect the said By-law;

Greg Unhola	Mathew Wray	Henry Venoit
Nick Koitsopoulos	Brett MacNeil	Megan McKinley
Craig Bennett	Chris Mowatt	Christopher Freeman
Michael McCarthy	Kodie Boundy	Estevan (Steven) Abdalla

2. The authority granted in Section 1 hereto is specifically limited to that set out in Section 1, and shall not be deemed, at any time, to exceed the authority set out in Section 1.
3. These appointments shall expire upon those persons set out in Section 1 ceasing to be an employee of Paragon Security, or with respect to the individual properties listed in Section 1, upon Paragon Security ceasing to be an authorized agent of any said property.
4. The persons listed in Section 1 are also appointed as Municipal Law Enforcement Officers to act as agents for the Town of Ajax for the enforcement of the current Town of Ajax Traffic By-law, including enforcement on Town of Ajax roads or properties. This appointment is strictly limited to times when the Town of Ajax has entered into an agreement for these services to be provided. The appointments under this Section shall expire immediately upon those persons in Section 1 ceasing to be an employee of Paragon Security, or Paragon Security ceasing to be an authorized agent of the Town of Ajax.
5. By-law Number 27-2016 is hereby repealed.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

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Mayor

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D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 37-2016**

A By-law to amend By-law 05-2004, being a By-law to regulate traffic on Highways in the Town of Ajax.

WHEREAS the Council of The Corporation of the Town of Ajax may pass By-laws pursuant to the Municipal Act, 2001, S.O. 2001 and the Highway Traffic Act, R.S.O. 1990 and amendments thereto:

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

1. That By-law Number 05-2004, as amended, be further amended as follows:

**SCHEDULE I**  
**NO STOPPING**

<b><u>COLUMN 1</u></b> <b><u>HIGHWAY</u></b>	<b><u>COLUMN 2</u></b> <b><u>SIDE</u></b>	<b><u>COLUMN 3</u></b> <b><u>LIMITS</u></b>	<b><u>COLUMN 4</u></b> <b><u>PROHIBITED TIMES</u></b> <b><u>OF DAYS</u></b>
Coles Avenue	Both	From Coe Drive to 45 metres north of Cornwall Drive	Anytime
Coughlen Street	South	30 metres west of Carrick Avenue to 8 meters east of Carrick Avenue	8:00 AM – 4:00 PM Monday – Friday Holidays Excluded
Fishlock Street	Both	From Hardwood Avenue to Old Hardwood Avenue	Anytime
Seggar Avenue	Both	From 25 meters north of Westacott Crescent to 175 metres south of Goodheart Crescent	8:00 AM – 4:00 PM Monday – Friday Holidays Excluded

**SCHEDULE II**  
**NO PARKING**

<b><u>COLUMN 1</u></b> <b><u>HIGHWAY</u></b>	<b><u>COLUMN 2</u></b> <b><u>SIDE</u></b>	<b><u>COLUMN 3</u></b> <b><u>LIMITS</u></b>	<b><u>COLUMN 4</u></b> <b><u>PROHIBITED TIMES</u></b> <b><u>OF DAYS</u></b>
Annie Crescent	South	98 metres west of Elizabeth Street to 51 metres south of Betts Road	Anytime
Kings Crescent	South	From Forest Road (north leg) to Churchill Road (west leg)	Anytime
Weston Crescent	West	No Parking at a point about 18 metres east of Wyatt Lane to a point about 30 metres north of Wyatt Lane.	Anytime
Parkes Drive	East	From Lake Driveway West to Finley Avenue	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Bartlett Drive	West	From Lake Driveway West to Varley Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Varley Drive	North	From Parkes Drive to Varley Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM

Farrow Crescent	North	From Parkes Drive (north leg of Farrow Crescent) to 320 m east of Parkes Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Farrow Crescent	East	From 320 m east of Parkes Drive (north leg of Farrow Crescent) to 315 m east of Parkes Drive (south leg of Farrow Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Farrow Crescent	South	From Parkes Drive (south leg of Farrow Crescent) to 315 m east of Parkes Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Fitzgerald Drive	North	From Parkes Drive to 370 m east Parkes Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Fitzgerald Drive	East	From 370 m east of Parkes Drive to 120 m east of Varley Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Fitzgerald Drive	South	From Varley Drive to 120 m east of Varley Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Love Crescent	West	From Lake Driveway West (west leg of Love Crescent) to 210 m north of Lake Driveway West (west leg of Love Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Love Crescent	North	From Lake Driveway West (east leg of Love Crescent) to 315 m north of Lake Driveway West (east leg of Love Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Simonds Drive	West	From Lake Driveway West to 81 m north of Lake Driveway West	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Simonds Drive	North	From Parkes Drive to 187 m west of Parkes Drive	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Milner Crescent	North	From Parkes Drive (north leg of Milner Crescent) to 188 m west of Parkes Drive (north leg of Milner Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Milner Crescent	West	From 188 m west of Parkes Drive (north leg of Milner Crescent) to 186 m west of Parkes Drive (south leg of Milner Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Milner Crescent	South	From Parkes Drive (south leg of Milner Crescent) to 186 m west of Parkes Drive (south leg of Milner Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Anstead Crescent	West	From Lake Driveway West (west leg of Anstead Crescent) to 308 m north of Lake Driveway West (west leg of Anstead Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM

Anstead Crescent	North	From Lake Driveway West (east leg of Anstead Crescent) to 510 m north of Lake Driveway West (east leg of Anstead Crescent)	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM
Cadby Road	West	From Lake Driveway West to Anstead Crescent	May 15 – Sept 30 Sat & Sun Statutory Holidays 8:00 AM – 7:00 PM

SCHEDULE XIV  
PROHIBITED “U” TURNS

<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
<u>INTERSECTION OR PORTION OF HIGHWAY</u>	<u>DIRECTION</u>	<u>AMENDING BY-LAW NUMBER</u>
Williamson Drive East at Salem Road North (west leg)	Williamson Drive East eastbound	Left Turn

READ a first and second time  
this Sixteenth day of May, 2016.

READ a third time and passed  
this Sixteenth day of May, 2016.

\_\_\_\_\_  
Mayor

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D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 38-2016**

Being a By-Law to appoint a Municipal Law Enforcement Officer for  
the Town of Ajax

WHEREAS pursuant to the provisions of the Police Services Act, R.S.O. 1990, chapter P.15, as amended, The Council of the Municipality may appoint one or more Municipal Law Enforcement Officers who shall be Peace Officers for the purpose of enforcing the By-laws in the Municipality.

NOW THEREFORE, the Council of the Corporation of the Town of Ajax enacts as follows;

- 1. That on and after the Sixteenth day of May, 2016, Michelle Marubashi is hereby appointed as a Municipal Law Enforcement Officer, who shall be a Peace Officer for the purpose of enforcing the By-laws of the Corporation of the Town of Ajax.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

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Mayor

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D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 39-2016**

Being a By-Law to appoint a Municipal Law Enforcement Officer for  
the Town of Ajax

WHEREAS pursuant to the provisions of the Police Services Act, R.S.O. 1990, chapter P.15, as amended, The Council of the Municipality may appoint one or more Municipal Law Enforcement Officers who shall be Peace Officers for the purpose of enforcing the By-laws in the Municipality.

NOW THEREFORE, the Council of the Corporation of the Town of Ajax enacts as follows;

- 1. That on and after the Sixteenth day of May, 2016, Jeff Bonnell is hereby appointed as a Municipal Law Enforcement Officer, who shall be a Peace Officer for the purpose of enforcing the By-laws of the Corporation of the Town of Ajax.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

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Mayor

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D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 40-2016**

Being a By-Law to appoint a Municipal Law Enforcement Officer for  
the Town of Ajax

WHEREAS pursuant to the provisions of the Police Services Act, R.S.O. 1990, chapter P.15, as amended, The Council of the Municipality may appoint one or more Municipal Law Enforcement Officers who shall be Peace Officers for the purpose of enforcing the By-laws in the Municipality.

NOW THEREFORE, the Council of the Corporation of the Town of Ajax enacts as follows;

1. That on and after the Sixteenth day of May, 2016, Damion Clarke is hereby appointed as a Municipal Law Enforcement Officer, who shall be a Peace Officer for the purpose of enforcing the By-laws of the Corporation of the Town of Ajax.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

\_\_\_\_\_  
Mayor

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D-Clerk

**THE CORPORATION OF THE TOWN OF AJAX**

**BY-LAW NUMBER 41-2016**

Being a By-Law to appoint Property Standards Officers for  
the Town of Ajax

WHEREAS pursuant to the provisions of the Building Code Act, Act, S.O. 1992, chapter c.23, as amended, The Council of the Municipality may appoint one or more Property Standards Officers who shall enforce the Property Standards By-law of the Municipality.

NOW THEREFORE, the Council of the Corporation of the Town of Ajax enacts as follows;

1. That on and after the Sixteenth day of May, 2016, the following staff are hereby appointed as Property Standards Officers, who shall enforce the Property Standards By-law of the Corporation of the Town of Ajax.

Derek Hannan	Sharon Williamson	Clayton Weller
Robert Vokey	Kristina Foreman	Aidan Dionne
Scott Neal	Tami Abott	Shane Christensen
Joe Lang	Alexander Clayton	Kevin Burden
Matt McAuley	Kaitlin Visser	Patrick Erskine
Jeff Bonnell	Damion Clarke	Michelle Marubashi

2. By-law number 65-2015, 1-2015 and 2-2015 are hereby repealed.

READ a first and second time this  
Sixteenth day of May, 2016.

READ a third time and passed this  
Sixteenth day of May, 2016.

\_\_\_\_\_  
Mayor

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D-Clerk