



Bill 229 Budget Measures Act-Schedule 6

Overview of Amendments

City of Hamilton General Issues Committee
January 19th, 2021
Credit: Conservation Ontario



Summary

- Royal Assent of Bill 229 with amendments on December 8th, 2020
- Majority of clauses to be enacted in future
- Consultation on Regulations upcoming
- MZO clauses and housekeeping amendments enacted on December 8th, 2020
- **No Impacts to 2021 CA Budgets**

Programs & Services

- Removed the ability of the Lieutenant Governance-in Council (LGIC) to make a regulation re types of non-mandatory services CA's could provide

Governance

- Duties of Members (14.1) returned to original wording “act ..with a view to furthering the objects of the Authority”;
- Replaced the term “municipal councillors” with “members of the council”;
- Required 70% members appointed from council;
- Provision to have the Minister grant an exception from this requirement at the request of municipality;
- Agriculture representative will be Minister's appointee; Cannot vote on enlarging, amalgamating or dissolving an authority or on any budgetary matter;

Governance

- Added Provision to allow the Minister to Grant an exception to the requirement to rotate chair and vice-chair amongst participating municipalities;
- Exemption could also be granted for appointment of chair and vice-chair for one year term, for no more than two terms;

Compliance & Enforcement

- Stop orders clause was retained but sets conditions around its use;
- Entry without warrant only allows officers to attend sites; cannot bring experts onto site for inspection.

Planning and Permitting

- Permission for development - zoning order
 - Mandatory permits, zoning orders;
 - Conditions cannot conflict with zoning order;
 - Applicant can appeal any conditions;
 - Requires the CA (and possibly a municipality) to enter into an agreement with the developer to compensate for ecological impacts and any other impacts that may result from development of the project;

These clauses come into effect immediately.

Planning and Permitting

- Minister can order a CA not to issue a permit and the Minister has power to issue instead;
- Appeals will go to Minister for Review and/or the Local Planning Appeal Tribunal;
- Amended changes to the *Planning Act* to allow for appeals only re: natural hazards risks as prescribed by regulations;

Anticipated Upcoming Regulations & Consultation

CA ACT Working Group

Provide input to Minister on implementation of governance and other CA Act regulations, Guidelines, Policies, BMPs, general recommendations.

Hassaan Basit to Chair

- Phase 1:
 - Mandatory programs and services conservation authorities
 - Section 28 Regulations (MNRF)
 - Regulations for Advisory Boards
 - Transition Period for CAs and Municipalities to enter in agreements for Non-Mandatory watershed Programs
- Phase 2:
 - Municipal Levy
 - A draft schedule for enactment of governance clauses that do not require supporting regulations will be requested
 - Other Regulations