



Committee of the Whole Revised Agenda

Monday, June 12, 2023, 7:00 p.m.

Council Chambers

Whitby Town Hall

This meeting will be available for viewing through the Town's **live stream feed** while the meeting is in progress. Please visit whitby.ca/CouncilCalendar for more information about the live stream and archived videos.

This meeting will be held in a hybrid in-person and virtual format. In accordance with Section 7 of Procedure By-law # 7462-18, Members of Council may choose to attend in-person or participate virtually.

Should you wish to provide comments regarding a matter being considered below, please submit written correspondence and/or a Delegation Request Form.

- **To submit written correspondence**, please email your correspondence to the Office of the Town Clerk at clerk@whitby.ca by noon on the day of the meeting. Correspondence must include your full name, address, and the item on the agenda that your correspondence is related to.
- **To speak during the Committee meeting either in-person or virtually**, please submit a **Delegation Request Form** online to the Office of the Town Clerk by 10 a.m. on the day of the meeting. Should you be unable to access a computer, please call 905.430.4315 to speak with a Staff Member in the Office of the Town Clerk.

A Revised Agenda may be published on a later date. Late items added or a change to an item will appear with an asterisk beside them.

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1. **Call To Order: The Mayor**
 2. **Call of the Roll: The Clerk**
 3. **Declarations of Conflict of Interest**
 4. **Consent Agenda**
 5. **Planning and Development**
 - 5.1 Presentations
 - 5.2 Delegations

- *5.2.1 Samantha Chow representing Winash Developments Limited (Virtual Attendance)
Re: PDP 31-23, Planning and Development (Planning Services) Department Report
Zoning By-law Amendment Application, Winash Developments Limited, 5380 Baldwin Street South, File Number: DEV-09-23 (Z-04-23)

Refer to Item 5.4.3, PDP 31-23

- *5.2.2 Brian Moss representing 2844542 Ontario Inc. (Virtual Attendance)
Re: PDP 32-23, Planning and Development (Planning Services) Department Report
Zoning By-law Amendment Application, 2844542 Ontario Inc., 918 Brock Street South, File Number: DEV-07-23 (Z-03-23)

Refer to Item 5.4.4, PDP 32-23

5.3 Correspondence

5.4 Staff Reports

- 5.4.1 PDE 10-23, Planning and Development (Engineering Services) Department Report
Re: Update Traffic By-law # 1862-85, No Stopping on Kirkland Place
Recommendation:
1. That Council approve the proposed amendment to Traffic By-law # 1862-85, to incorporate the changes to Schedule "A" of the By-law, as identified in Attachment 2;
 2. That a by-law to amend By-law # 1862-85 be brought forward for the consideration of Council; and,
 3. That Council direct the Clerk to provide a copy of Report PDE 10-23 to Durham Student Transportation Services (DSTS) and the Durham District School Board (DDSB).
- 5.4.2 PDE 11-23, Planning and Development (Engineering Services) Department Report
Re: Highway 7/12 Alternative Route EA – Addition of Columbus Road (Country Lane to Lake Ridge Road) EA to Scope of Work

Recommendation:

1. That Council approve a change order incorporating the Columbus Road (Country Lane to Lake Ridge Road) Environmental Assessment Study into the current Highway 7/12 Alternative Route EA contract with BT Engineering, in accordance with the estimate of scope and cost outlined in Report PDE 11-23; and,
2. That a new 2023 capital project be created for the Columbus Road (Country Lane to Lake Ridge Road) Environmental Assessment Study, in the amount of \$255,000 to be funded from the reserves outlined in Table 1 of Report PDE 11-23.

5.4.3 PDP 31-23, Planning and Development (Planning Services) Department Report

Re: Zoning By-law Amendment Application, Winash Developments Limited, 5380 Baldwin Street South, File Number: DEV-09-23 (Z-04-23)

Recommendation:

1. That Council approve an amendment to Zoning By-law # 1784 (File No. Z-04-23) as outlined in Planning Report PDP 31-23; and,
2. That a by-law to amend Zoning By-law # 1784 be brought forward for consideration by Council.

5.4.4 PDP 32-23, Planning and Development (Planning Services) Department Report

Re: Zoning By-law Amendment Application, 2844542 Ontario Inc., 918 Brock Street South, File Number: DEV-07-23 (Z-03-23)

Recommendation:

1. That Council approve an amendment to Zoning By-law # 2585 (File Number: Z-03-23) as outlined in Planning Report PDP 32-23; and,
2. That a by-law to amend Zoning By-law # 2585 be brought forward for consideration by Council.

5.5 New and Unfinished Business - Planning and Development

5.5.1 New and Unfinished Business - Planning and Development

6. General Government

6.1 Presentations

6.2 Delegations

*6.2.1 David Laturski, Resident (In-Person Attendance)

Re: Forest Heights Park Basketball Court

Refer to Item 6.5.2, Forest Heights Park Basketball Court

- *6.2.2 Bill Geraghty, Resident (In-Person Attendance)
Re: Forest Heights Park Basketball Court

Refer to Item 6.5.2, Forest Heights Park Basketball Court

- *6.2.3 Aleem Kanji, Chief Advocacy Officer, Canadian National Fireworks Association (Virtual Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.4 Tom Jacobs representing Rocket Fireworks Inc. (Virtual Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.5 Abhi Singh, Resident (In-Person Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.6 Dave Hodgson, Resident (In-Person Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.7 George Xidos representing Skylight Fireworks Inc. (Virtual Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.8 Shevonne Chin representing Flick Fireworks Inc. (In-Person Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.9 Tom Zacharias (In-Person Attendance) and Victor Chapnik (Virtual Attendance) representing Kaboom Fireworks Inc.
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

- *6.2.10 Lovedeep Grewal representing Phatboy Fireworks (Virtual Attendance)
Re: FES 04-23, Fire and Emergency Services Department Report
Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Refer to Item 6.4.6, FES 04-23

6.3 Correspondence

6.4 Staff Reports

- 6.4.1 FS 13-23, Financial Services Department Report
Re: Annual Insured Claims Report
Recommendation:
That Report FS 13-23 regarding Annual Insured Claims be received as information.
- 6.4.2 FS 17-23, Financial Services Department Report
Re: Building Permit Fees Annual Financial Report 2022
Recommendation:
That Report FS 17-23 on Building Permit Fees Annual Financial Report 2022 be received as information.
- *6.4.3 FS 18-23, Financial Services Department Report
Re: 2022 Year End Operating Budget Variances and Reserve Funds
Recommendation:
That report FS 18-23 regarding 2022 Year End Operating Variances and Reserve Funds be received.
- *6.4.4 FS 19-23, Financial Services Department Report
Re: Annual Statement of Development Charge and Parkland Dedication Cash-in-Lieu Reserve Funds as of December 31, 2022
Recommendation:
That Report FS 19-23, the Annual Statement of Development Charge and Parkland Dedication Cash-in-Lieu Reserve Funds as of December 31, 2022 be received.
- *6.4.5 FES 03-23, Fire and Emergency Services Department Report
Re: Whitby Firefighters – Fallen Firefighters Memorial

Recommendation:

1. That Council actively partners with the Whitby Professional Fire Fighters Association IAFF Local 2036 (“Local 2036”) on the design and construction of a memorial to fallen fire fighters to be located at Whitby Civic Park adjacent to Town Hall;
2. That the Town of Whitby match Local 2036’s contribution to a maximum of \$35,000, funded from Whitby Fire and Emergency Services Operating Budget account 12105-54030, for the design and construction of the memorial;
3. That a new capital project in the amount of \$250,000 be established for the Whitby Memorial to Fallen Fire Fighters, funded from Local 2036 (\$35,000), the Town of Whitby (\$35,000), and external fundraising (\$180,000);
4. That the Town of Whitby actively partners with Local 2036 to source additional public and/or private sources of funding and/or sponsorship opportunities towards the memorial;
5. That construction for the memorial only proceeds once the \$180,000 fund raising goal has been achieved; and,
6. That Staff follow the process outlined in report FES 03-23 for the issuance of Official Donation Receipts for income tax purposes related to the external fundraising efforts for this Town of Whitby project.

- 6.4.6 FES 04-23, Fire and Emergency Services Department Report
Re: Report and Recommendations of Changes to the By-law to Regulate the Sales and Discharge of Fireworks

Recommendation:

1. That report FES 04-23 be received for information; and,
2. That Council direct staff to bring forward a Fireworks By-law in accordance with the recommendations contained in Report FES 04-23 and in consideration of the Connect Whitby fireworks public survey results, with an effective date of January 1, 2024.

- *6.4.7 CAO 15-23, Organization Effectiveness and Community Services Department Report

Re: The IDEA Project, Journey to Inclusivity Status Update

Recommendation:

That Council receive Report CAO 15-23, The IDEA Project, Journey to Inclusivity Status Update for information.

- 6.4.8 CAO 16-23, Office of the Chief Administrative Officer Report
Re: Town of Whitby Official Tree Campaign

Recommendation:

1. That Report CAO 16-23 be received for information; and,
2. That Council endorse the Town of Whitby Official Tree Campaign and adopt the tree species to be selected by the community as an official symbol of the Town.

6.4.9 CAO 17-23, Office of the Chief Administrative Officer Report
Re: Family Physician Recruitment Update

Recommendation:

1. That Report CAO 17-23 be received for information; and,
2. That Council approve an initial expense of \$20,000 to support the Regional 2023 Family Physician Recruitment Program, funded from Strategic Initiatives operating budget account 799SIN-PS-3990.

*6.4.10 CAO 19-23, Office of the Chief Administrative Officer Report
Re: Canada Mortgage and Housing Corporation – Housing Accelerator Fund

Recommendation:

1. That Council approve in principle the Draft Proposed Action Plan outlined in Attachment # 1 to Report CAO 19-23 for the purpose of submitting an application for the Canada Mortgage and Housing Corporation – Housing Accelerator Fund (2023);
2. That Council authorize the Chief Administrative Officer to submit the application for the Canada Mortgage and Housing Corporation – Housing Accelerator Fund (2023);
3. That Council authorize the Chief Administrative Officer to approve any changes to the Draft Proposed Action Plan outlined in Attachment # 1 to Report CAO 19-23, prior to submission of the Town's application for the Canada Mortgage and Housing Corporation's Housing Accelerator Fund; and,
4. That Council authorize the Mayor and Clerk to execute any necessary agreements regarding the application.

*6.4.11 LS 07-23, Legal and Enforcement Services Department Report
Re: Proposed Amendments to the Town of Whitby Towing By-law # 6887-14

Recommendation:

1. That By-law # 6887-14, the Towing By-law, be amended substantially in accordance with Attachment 1 to Report LS 07-23, and that staff bring forward the amendment to a future Council meeting; and,
2. That Council direct staff to review current municipal regulations regarding the licensing and governing of tow truck drivers and tow truck businesses, activities, and undertakings in the Town of Whitby.

6.5 New and Unfinished Business - General Government

6.5.1 New and Unfinished Business - General Government

*6.5.2 Forest Heights Park Basketball Court

Recommendation:

Moved by Councillor Leahy

That the Forest Heights Park Basketball Court net and pole be reinstalled as soon as possible.

7. Adjournment

Staff Report

whitby.ca/CouncilCalendar



Report Title: Update Traffic By-law # 1862-85, No Stopping on Kirkland Place

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: PDE 10-23

Department(s) Responsible:

Planning and Development Department
(Engineering Services)

Submitted by:

Roger Saunders, Commissioner,
Planning and Development

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Peter Angelo, Director, Engineering
Services, x4918

Tara Painchaud, Senior Manager,
Transportation Services, x4937

1. Recommendation:

1. That Council approve the proposed amendment to Traffic By-law # 1862-85, to incorporate the changes to Schedule "A" of the By-law, as identified in Attachment 2.
2. That a By-law to amend By-law # 1862-85 be brought forward for the consideration of Council.
3. That Council direct the Clerk to provide a copy of Report PDE 10-23 to Durham Student Transportation Services (DSTS) and the Durham District School Board (DDSB).

2. Highlights:

- Durham Student Transportation Services (DSTS) has requested a restriction on Kirkland Place to assist with future bus turning movements.
- The proposed No Stopping restriction times correlate to Williamsburg Public School arrival and dismissal times.

- The estimated cost of implementing the requested restriction is in the order of \$1,500.

3. Background:

Durham Student Transportation Services (DSTS) is responsible for the management and administration of all school transportation between home and school, for students eligible for bus transportation, in accordance with the Transportation Policy of both the Durham District School Board and the Durham Catholic District School Board.

Students are eligible for transportation if their home is within their designated school attendance boundary at a distance of more than 1.6 km for elementary students and 3.2 km for secondary school students.

4. Discussion:

Starting in September 2022 Williamsburg Public School will have an increase in bussing to accommodate the school's new catchment area. The school currently has two small school buses; beginning in September, at least two large school buses will be added. The bus loop is currently using the Medland Avenue access but will be moved to the Kirkland Place access. The Kiss and Ride will be moved from Kirkland Place to the Medland Avenue access.

Buses exiting the school site will be turning right onto Northbound Kirkland Place. Parents/caregivers that park their vehicle too close to the driveway will hinder safe bus turning movements and DSTS has requested a restriction to assist with bus movements. Refer to Attachment No. 1 for the proposed restriction.

School site changes being undertaken by the Durham District School Board will include new on-site signage and pavement markings and reorganization of staff parking. Depending on the September enrolment portables may be installed.

The restriction is proposed to be 7:30 a.m. – 8:30 a.m. and 2:30 p.m. – 3:30 p.m., Monday to Friday, September to June. This coincides with the current arrival and dismissal bell times, considers buses that may be early/late and allows minor flexibility for possible future bell time changes.

5. Financial Considerations:

The cost of manufacturing and installing the signage is expected to be \$1,500 and will be funded from Capital Project # 40236403 for Future Traffic Signage and Pavement Markings.

6. Communication and Public Engagement:

Not applicable.

7. Input from Departments/Sources:

A No Stopping restriction and the associated signage will allow Parking Services to enforce the restriction. Parking Services staff have been advised of the proposed restriction.

8. Strategic Priorities:

The recommendations contained in this report align with the objectives of the Organization and Customer Priorities of the Corporate Strategic Plan. In addition, sustainable transportation such as bussing is a key sustainability principle. Working with stakeholders for the Town's planning and decision-making aligns with the Town's sustainability objectives.

9. Attachments:

Attachment 1 – Proposed No Stopping Restriction on Kirkland Place

Attachment 2 – Draft By-law to Update Traffic By-law # 1862-85



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Legend:



Whitby

 No Stopping

Proposed No Stopping

PDE 10-23
Attachment 1



Town of Whitby

By-law # Insert Number

Traffic By-law Amendment

Being a By-law to Amend By-law # 1862-85, being a By-law to Regulate Traffic on the Highways and on Certain Private Roadways in the Town of Whitby

Whereas the Council of The Corporation of the Town of Whitby has passed By-law 1862-85 to regulate traffic on highways in the Town of Whitby;

And whereas, the Council of The Corporation of the Town of Whitby considers it desirable to amend the provisions of By-law # 1862-85;

Now therefore, the Council of The Corporation of the Town of Whitby hereby enacts as follows:

1. General

1.1. That Schedule A, No Stopping, is hereby amended, as described in Schedule A hereto attached.

2. Effective Date

2.1. The provisions of this by-law shall come into force and take effect on the passing thereof and at such time as proper signage has been erected.

By-law read and passed this 19th day of June, 2023.

Elizabeth Roy, Mayor

Christopher Harris, Town Clerk

Schedule A

Schedule A, No Stopping, to By-law 1862-85, as amended, is further amended by adding thereto the following:

Column 1 Highway	Column 2 Side	Column 3 Between	Column 4 Prohibited Times or Days
Kirkland Place	West	Williamsburg Public School Southerly Driveway and 15m South	7:30 a.m. to 8:30 a.m. and 2:30 p.m. to 3:30 p.m.

Table 1 - Schedule A, No Stopping, to By-law 1862-85, as amended, adding thereto

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Highway 7/12 Alternative Route EA – Addition of Columbus Road (Country Lane to Lake Ridge Road) EA to Scope of Work

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: PDE 11-23

Department(s) Responsible:

Planning and Development Department
(Engineering Services)

Submitted by:

Roger Saunders, Commissioner,
Planning and Development

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Peter Angelo, Director, Engineering
Services, x4918

1. Recommendation:

1. That Council approve a change order incorporating the Columbus Road (Country Lane to Lake Ridge Road) Environmental Assessment Study into the current Highway 7/12 Alternative Route EA contract with BT Engineering, in accordance with the estimate of scope and cost outlined in Report PDE 11-23; and,
2. That a new 2023 capital project be created for the Columbus Road (Country Lane to Lake Ridge Road) Environmental Assessment Study, in the amount of \$255,000 to be funded from the reserves outlined in Table 1 of Report PDE 11-23.

2. Highlights:

- The Highway 7/12 Alternative Route EA has completed the technical analysis for the emerging issues identified in late 2021.
- The Project Team has reconfirmed the status of Alternative B-R (Lake Ridge Road and CPR rail corridor) as the Technically Preferred Alternative (TPA).

In consideration of the additional analysis, the TPA now includes a direct connection between Lake Ridge Road and Highway 412.

- This Highway 412 connection is significantly impacted by the intersections of 7th Concession (in Pickering) and Columbus Road (in Whitby) with Lake Ridge Road.
- The future alignment and design of the west end of Columbus Road and its intersection with Lake Ridge Road is the subject of a future Environmental Assessment (Country Lane to Lake Ridge). The potential realignment of Columbus Road to align with 7th Concession in Pickering is a consideration that would have bearing on the Hwy 7/12 Alternative Route design.
- Advancing the Columbus Road EA as part of the Hwy 7/12 EA is beneficial to the outcomes of both studies, in terms of technical efficiency, cost, and timing.
- Community Open House (COH) 4 for the Highway 7/12 EA is being planned for the Fall of 2023. The purpose of COH 4 will be to present the Technically Preferred Alternative and its design concepts, including the Highway 412 Connection.
- Initiating the Columbus Road EA immediately would allow the opportunity to advance the preferred alignment and design of Columbus Road at Lake Ridge Road such that COH 1 and COH 2 required for the Columbus Road EA would align with COH 4 and COH 5 for the Hwy 7/12 EA.
- Benefits to the Highway 7/12 EA are that a more definitive preliminary design for Highway 7/12 can be developed, which in turns allows the Ministry and Town to proceed with the protection of lands.
- Benefits to the Columbus Road EA are that the preliminary design can advance on an accelerated time schedule to align more closely with the current Detailed Design project, and efficiencies are realized in terms of scope of work, cost, and scope of work that can be realized.
- The Columbus Road EA and Design is currently in the Town's 10-Year Capital Forecast for 2025.

3. Background:

During 2022, the Highway 7/12 Project Team was charged with completing technical analysis for emerging issues related to land use and transportation network changes in the study area.

One of the technical issues was the removal of tolls from Highway 412 and the potential impact this would have on the assessment of the short list of alternatives as evaluated.

The additional analysis has reconfirmed the TPA as Alt B-R, using Lake Ridge Road as the north-south leg of the route and paralleling the CPR rail corridor in

North Whitby for the east-west leg. New to the TPA is the potential direct connection to Highway 412.

As the Hwy 7/12 EA team is trying to confirm the Preliminary Design for Lake Ridge Road improvements and Highway 412 connection as part of the TPA, it has been determined that there is value in finalizing the future condition/alignment of Columbus Road at Lake Ridge Road.

Attachment No. 1 provides an overview of the current alternative route concept in the area of the Highway 412 connection and transition.

The future alignment and design for Columbus Road and its intersection with Lake Ridge Road is the subject of a future Environmental Assessment. Current budget for this Columbus Road (Country Lane to Lake Ridge Road) EA is allocated to 2025.

Advancing the Columbus Road EA as part of the Hwy 7/12 EA is beneficial to the outcomes of both studies, in terms of technical efficiency, cost, and timing.

The current Town Official Plan shows the realignment and connection of Columbus Road to Concession Road 7 (Refer to Attachment No. 2). The Regional Official Plan consolidation also shows this connection (Refer to Attachment No. 3).

Through participation in the Hwy 7/12 EA Technical Advisory Committee (TAC), The City of Pickering has expressed support for the realignment of Columbus Road and connection to Concession Road 7.

The Project Team is planning to host the next Community Open House (COH 4) in late September / October 2023. The timeline for COH 4 has been extended to the Fall due to meeting and scheduling requirements with MTO.

The Fall timeline for the Highway 7/12 EA allows the Project Team the opportunity to undertake additional work related to the TPA, including specific design issues related to the connection of the TPA to Highway 412. This connection is significantly impacted by the intersections of 7th Concession (in Pickering) and Columbus Road (in Whitby) with Lake Ridge Road.

Initiating the Columbus Road EA immediately would allow the opportunity to advance the preferred alignment and design of Columbus Road at Lake Ridge Road such that COH 1 and COH 2 required for the Columbus Road EA would align with COH 4 and COH 5 for the Hwy 7/12 EA.

4. Discussion:

The improvement and potential realignment of the section of Columbus Road from Country Lane to Lake Ridge Road (2km section) is the subject of a future EA.

Adding the Columbus EA to the scope of the 7/12 EA has several benefits, including:

- Accelerates the EA and design of the subject section of Columbus Road and provides an opportunity to move to detailed design for Columbus Road more

- quickly, to coincide with current Columbus Road Detail Design work to the east. This would significantly advance the ability to have a consistent 4-lane Columbus Road between Lake Ridge Road and to the East Town limit;
- Provides clarity with respect to the design of the Technically Preferred Alternative for Hwy 7/12 EA, and further allows for a more comprehensive and earlier understanding of the property acquisition requirements in the area of the Highway 412 extension and transition area; and,
 - Provides significant efficiency for the Columbus EA, as the COH 4 and COH 5 for Highway 7/12 can be used to meet the public consultation requirements of the EA (time and money savings), and the Town will not be required to undertake a lengthy procurement process for the selection of an Engineering Consultant.

5. Financial Considerations:

A forecast of \$863,250 (funded 85% from Development Charges and 15% from the (tax-based) Growth Capital Reserve Fund) to undertake this EA and Design is currently allocated in the year 2025 of the 10-year Capital Forecast under capital project 40256047 Columbus Road - EA and Detailed Design Studies.

Following a 2019 Request for Proposal (RFP-83-2019), BT Engineering Inc. was awarded the work to complete the Hwy 7/12 EA on behalf of the Town. A cost estimate of \$249,647 excluding HST (or \$254,040.79 including non-recoverable HST) has been identified to complete the EA and Preliminary Design scope of work (Refer to Attachment No. 4). This cost reflects the efficiencies to be realized by executing the Columbus Road EA in tandem with the next phase of the Highway 7/12 EA.

Staff recommend issuing BT Engineering a change order, in the amount of \$254,040.79 (inclusive of non-recoverable HST) for the Columbus EA work. In accordance with the Town's Procurement Policy F080, change orders made after execution of a contract that are not within the approved Budget require approval of Council.

As detailed in Table 1, based on the original sources of funding for capital project 40256047 Columbus Road - EA and Detailed Design Studies, it is recommended that the new 2023 budget requirement of \$250,000 be funded from Development Charges Reserve (85%) and the Growth Capital Reserve Fund (15%):

Table 1

Project #	Project Name	Reserve (Draw)/Return of Funds		
		Growth Capital Reserve Fund	DC – Roads & Related - Townwide	Net (Draw)/Return of Reserve Funds
TBD	EA Study - Columbus Road (Country Lane to Lake Ridge Road)	(\$38,250)	(\$216,750)	(\$255,000)

This would leave a balance in the Capital Forecast of \$608,250 (= \$863,250 - \$255,000) for the Detailed Design, which could reasonably proceed on an accelerated timeline (2024/2025).

6. Communication and Public Engagement:

In 2023 there will be additional consultation with stakeholders, agencies, and First Nations for the Hwy 7/12 EA, which will include newsletter(s) and meetings. The opportunity for live public meetings will also be considered.

Advancing the Columbus Road EA will allow for the statutory consultation for the project to be undertaken in concert with the Hwy 7/12 events and meetings.

7. Input from Departments/Sources:

Transportation Services staff will continue to collaborate with Planning, Financial Services, and Communications and Creative Services to address project needs and issues as they arise.

8. Strategic Priorities:

Report PDE 11-23 is consistent with the findings and recommendations of the approved Brooklin Secondary Plan.

The advancement of the Environmental Assessment for Columbus Road (Country Lane to Lake Ridge Road) to 2023 in a timely manner will support and facilitate the completion of the Highway 7/12 Alternative Route EA, provide an opportunity to coordinate the alignment and design of the subject section of Columbus Road with the current Detailed Design work underway, and support approved developments in north Brooklin. In so doing, the advancement of the Columbus Road EA aligns with the objectives of the Corporate Strategic Plan to provide a consistent, optimized, and positive customer service experience.

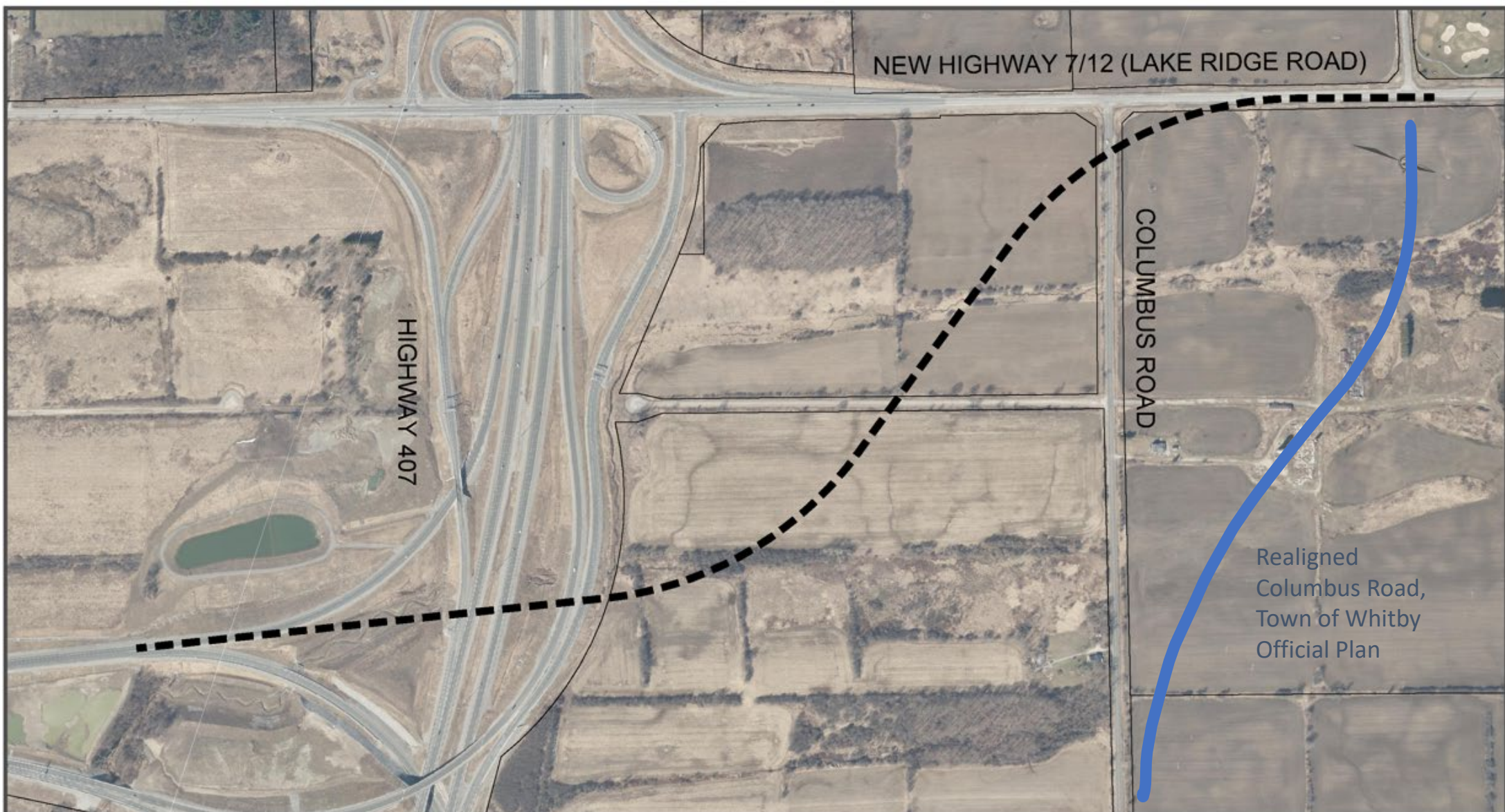
9. Attachments:

Attachment No. 1 - Possible Highway 412 Connection to Lake Ridge Road

Attachment No. 2 - Whitby Official Plan - Schedule D - June 2021 Office Consolidation

Attachment No. 3 - Region of Durham Official Plan - Schedule C - Consolidation May 26, 2020

Attachment No. 4 - Highway 7/12 and Columbus Road Scope Provided by BTE



KEY PLAN:



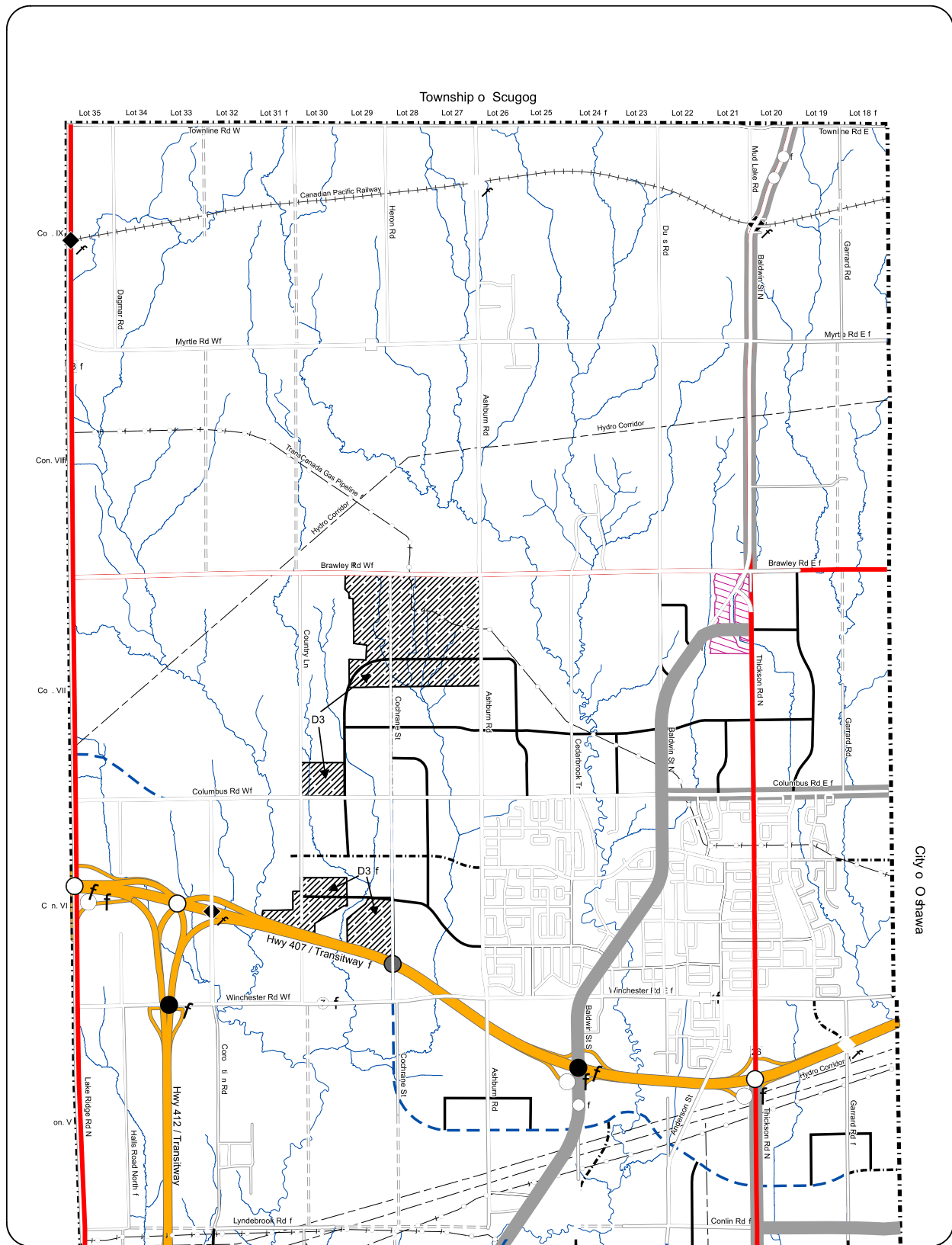
412 Connection to Lake Ridge Road

Whitby Highway 7/12 Alternative Route, Brooklin Area EA Study

Attachment No.1



BTE 20-001
2023-04-17
Scale 1:5000



Legend

- Existing Interchange
- Proposed Interchange
- Proposed Grade Separation
- Hydro Corridor
- Municipal Boundary
- Pipeline Corridor
- Railway Corridor
- Transit:
 - Future Transitway Station
 - Major Transit Station
 - Commuter Rail
 - Future Commuter Rail
 - Transit Spine
- Lands Subject to Durham Regional Official Plan Policy 14.13.7
- Special Policy Area
- Road Network:**
 - Note: Refer to Section 8.1.3.1.6 regarding alternative route to Baldwin Street for goods and people movement.
 - Provincial Highway
 - Regional Road
 - Controlled Access Highway (Freeway)
 - Type A Arterial Road
 - Type B Arterial Road
 - Type C Arterial Road
 - Collector Road
 - Local Road
 - Unopened Road Allowance

Note: Some legend items may not appear on the displayed figure extent.

Scugog

Sheet 1 of 2

Sheet 2 of 2

Oshawa

Pickering

Ajax

Lake Ontario

Official Plan - Town of Whitby

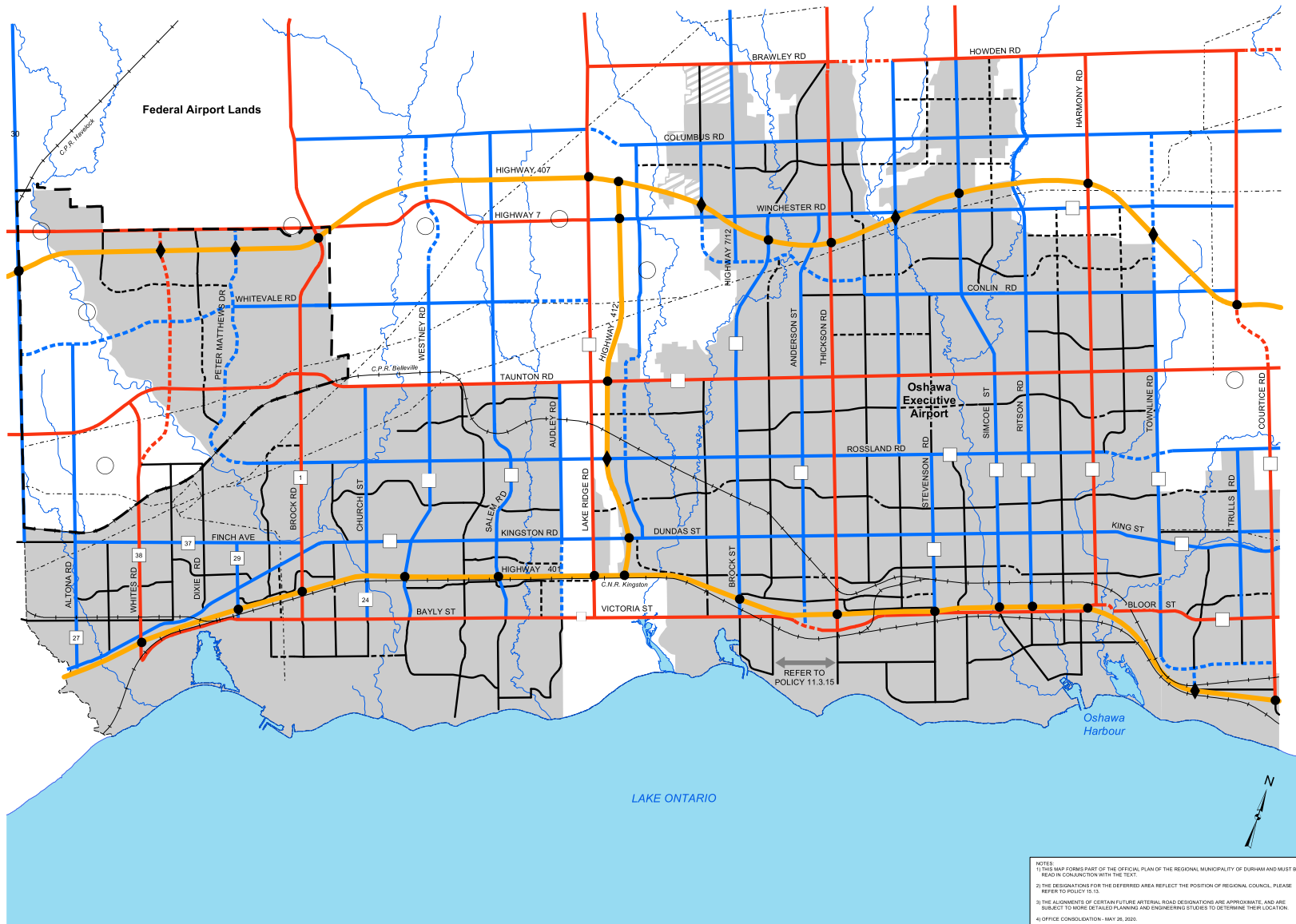
Schedule D

Transportation

Consolidation Date: June 2021

0 500 1,000 Metres

This schedule forms part of the Official Plan of the Town of Whitby and must be read in conjunction with the written text. For all intents and purposes, the elements within this schedule are to be considered conceptual.



PICKERING, AJAX, WHITBY, OSHAWA, COURTCICE

EXISTING		FUTURE
	FREEWAY	
	TYPE A ARTERIAL	
	TYPE B ARTERIAL	
	TYPE C ARTERIAL	
	INTERCHANGE	
	EXISTING INTERCHANGE TO BE REMOVED	
	RAILWAY	
	HAMLET	
	URBAN AREA	
	LANDS APPEALED TO OMB, REFER TO POLICY 14.13.7.	
	SPECIFIC POLICY AREA	
	REFER TO POLICY 11.3.15	

Attachment No.3

May 15, 2023
BTE Project: 20-001

Paul Bumstead, B.E.S., Senior Project Manager
Public Works, Transportation Services
Town of Whitby
3050 Garden Street, Unit 102
Whitby, ON L1R 2G6
bumsteadp@whitby.ca

**Re: Town of Whitby - Highway 7/12 Alternate Route(s) Environmental Assessment Study,
Scope Change Request No. 5 – Columbus Road Environmental Assessment Study**

Dear Mr. Bumstead:

BT Engineering Inc. (BTE) is providing this letter in response to discussions of the Technical Advisory Committee (TAC) regarding the ongoing Highway 7/12 Alternate Route(s) EA study. Based on the discussions and direction of the TAC there was support for the current EA study to be inclusive of the planning for two associated elements of the road network in the Town of Whitby. These include the planning of Columbus Road from Country Lane westerly to the boundary with the City of Pickering and a future connection to Concession Road 7 in Pickering, and the identification and property protection for an alignment for Highway 412 to continue northerly to link with Lake Ridge Road.

Background Highway 7/12 Alternate Route EA

The current Highway 7/12 Alternate Route EA has identified a Technically Preferred Alternative (TPA) for the relocation of Highway 7/12 from the current route through Brooklin. The current alignment has been designated by MTO for over 100 years and today as a Provincial highway is not conducive with the existing and planned land use expansion of the Brooklin community. The Problem and Opportunity Statement identified in the Brooklin TMP and being followed in this study includes:

“With impending significant population growth, and to support a community-focused, pedestrian-oriented, business friendly, and sustainable downtown, the longer distance through traffic, heavy-truck traffic, and some commuter traffic is no longer suited to travel through downtown Brooklin. Diversion of Provincial Highway 7/12 to a suitable alternative has the potential to alleviate congestion and improve the social environment of the downtown core. Transportation policies and infrastructure improvements are required to encourage alternative sustainable modes of travel throughout Brooklin (transit, walking, and cycling) and to accommodate the transportation infrastructure needs associated with growth identified in the Brooklin Secondary Plan Area.”

The EA follows a sequential decision-making process including community consultation. To date, three of five Community Open Houses (COHs) have occurred and there is an opportunity to introduce new elements for study using the last two planned COH's to present an expanded scope (including the Columbus Road EA). The value of completing the planning for these road/highways now is that there is an economy of scale for public

consultation and documentation as well as providing earlier certainty for developers on the land use constraints in development lands.

The recent considerations of the study have dealt with several new aspects including Council's direction to review the possible use of an urban route for the Highway relocation (Alternative F) using the Mid-block Arterial) and the province's redesignation of Highway 412 to be a toll-free highway. Based on the study review of these two issues, the conclusion is that the preferred long-term relocation of the Provincial highway should coincide with the northern extension of Highway 412 using the Lake Ridge Road corridor and not travel through the urban area of Brooklin.

Based on the focus of the EA now being on the Lake Ridge Road corridor, the land use plan needs to accommodate urban expansion to address the province's 2051 Places to Grow Plan. This will include a large urban area in Pickering (Verraine Community) and the expansion of Whitby's Brooklin community (See **Figure 1**). The Provincial highway corridor to be located between these two communities is the technical recommendation of the study.

In this area, there is a need to integrate the planning of Columbus Road and the Highway 412 extension.

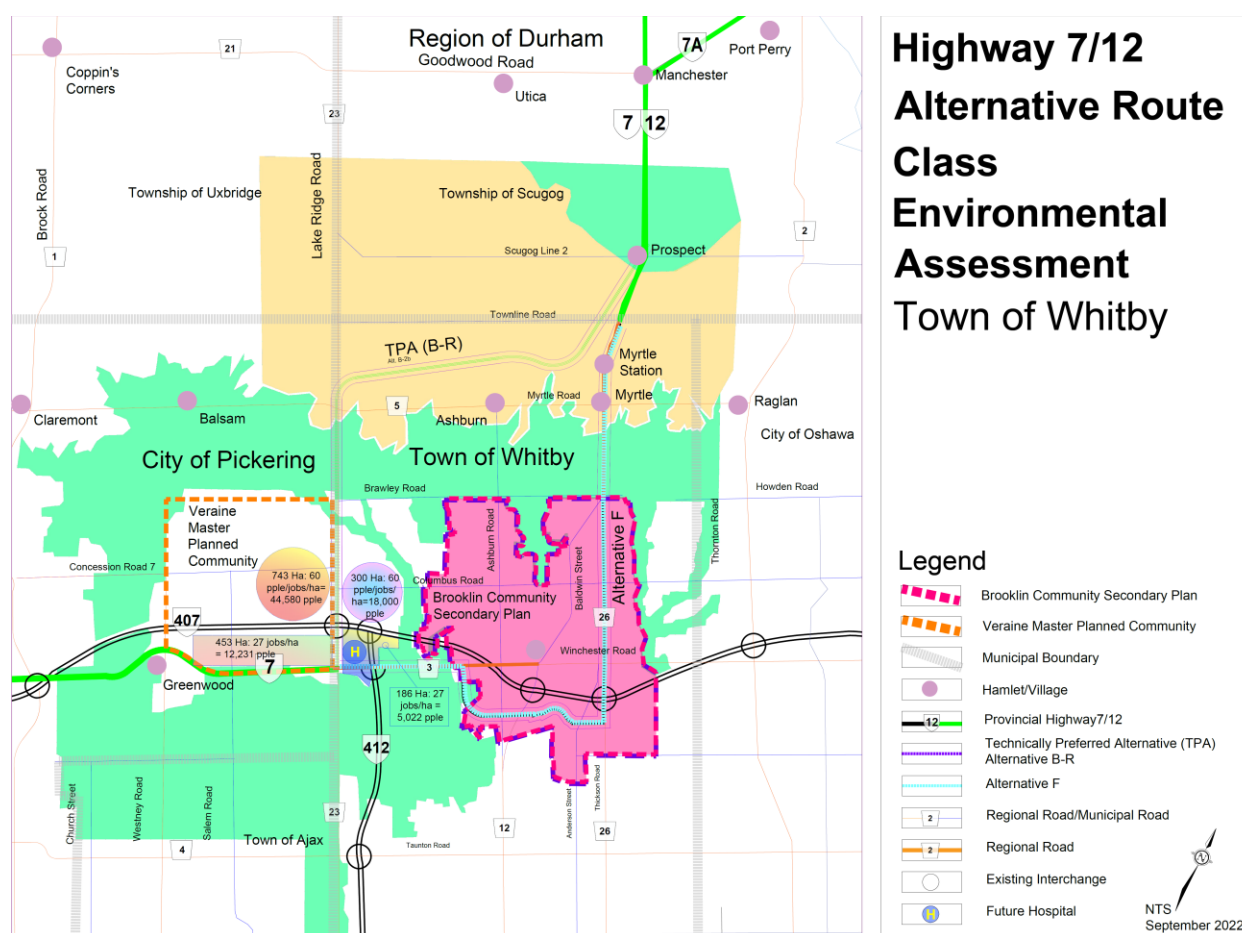


Figure 1: TPA and Future Land Use Plan (Whitby and Pickering)

Columbus Road EA

Columbus Road is planned to have a continuous link to Concession Road 7 in the City of Pickering (future Veraine community). Alternatives for this connection include realigning Columbus Road northerly to connect to Concession Road 7, realign Concession Road 7 southerly to connect to the Columbus alignment or a hybrid realigning both roads. In addition, the Town of Whitby has budgeted for a near-term EA for Columbus Road that would define the urban cross section for the road from Country Lane westerly. The scope of the Columbus Road EA overlaps with the TPA and current Study Area of the Highway 7/12 EA and will be influenced by the transition area for the Highway 412 design from a freeway to a rural highway (Highway 7/12). To date the planning and drawings for the TPA have boxed the separate study area as future work by others. This is illustrated in **Figure 2**.

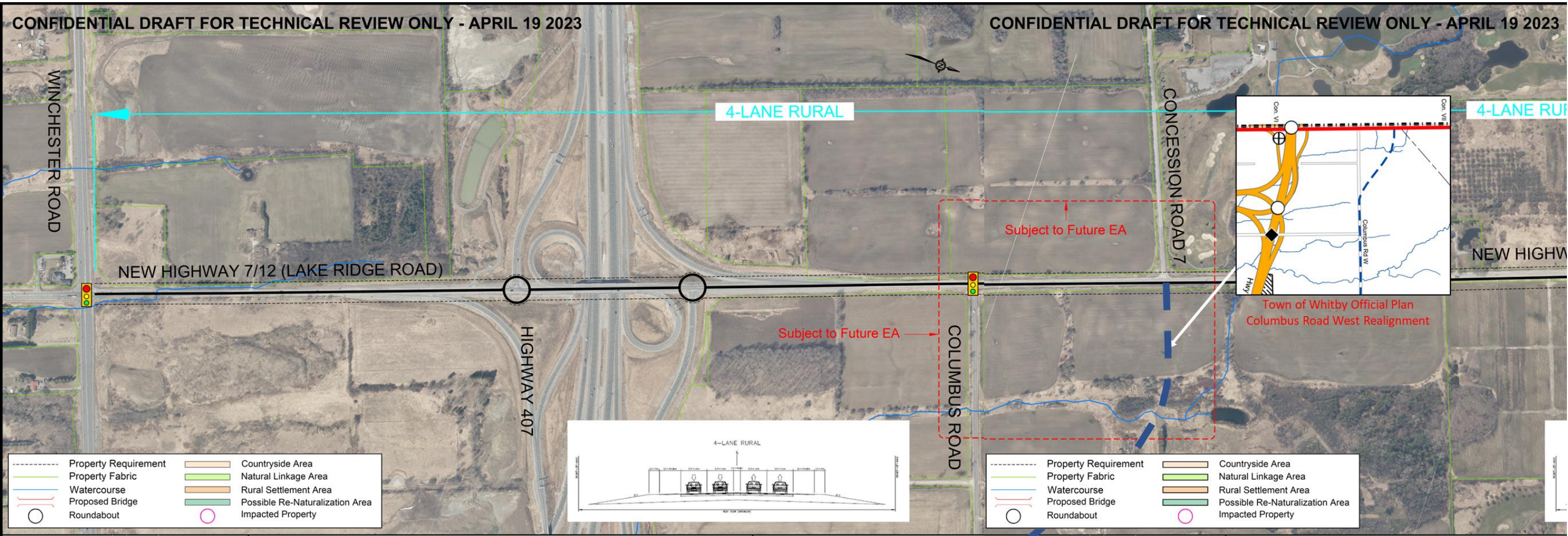


Figure 2: Technically Preferred Alternative (Red Box Labelling Columbus Road Future EA)

Highway 412 Extension

The definition of the alignment of the property protection for a future Highway 412 extension northerly to connect to Highway 7/12 is illustrated in **Figure 3** and **Figure 4**. It will be beneficial to have a defined location and right-of-way for this alignment to provide developers certainty in terms of property requirements. The transition zone from the higher speed freeway to a lower speed highway is expected to influence the location and design of the Columbus Road and Concession Road 7 connection.

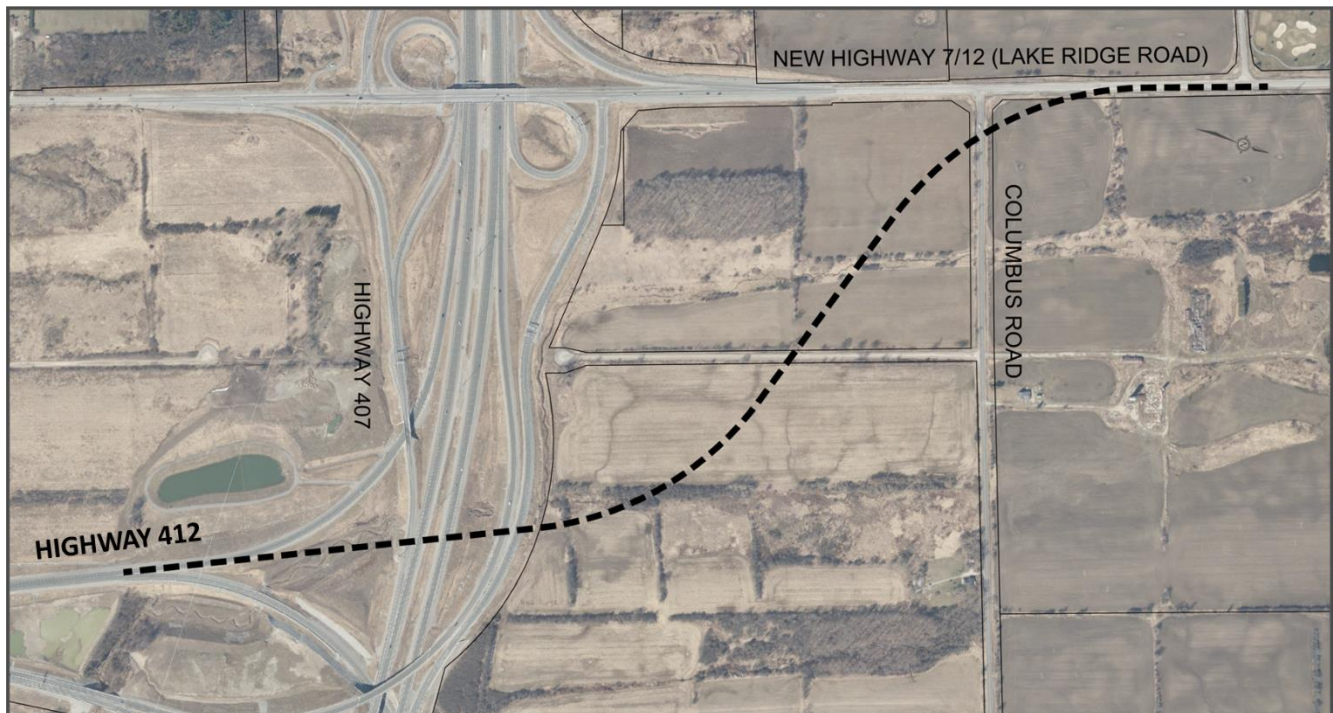


Figure 3: Possible Highway 412 Extension Northerly Conceptual Alignment

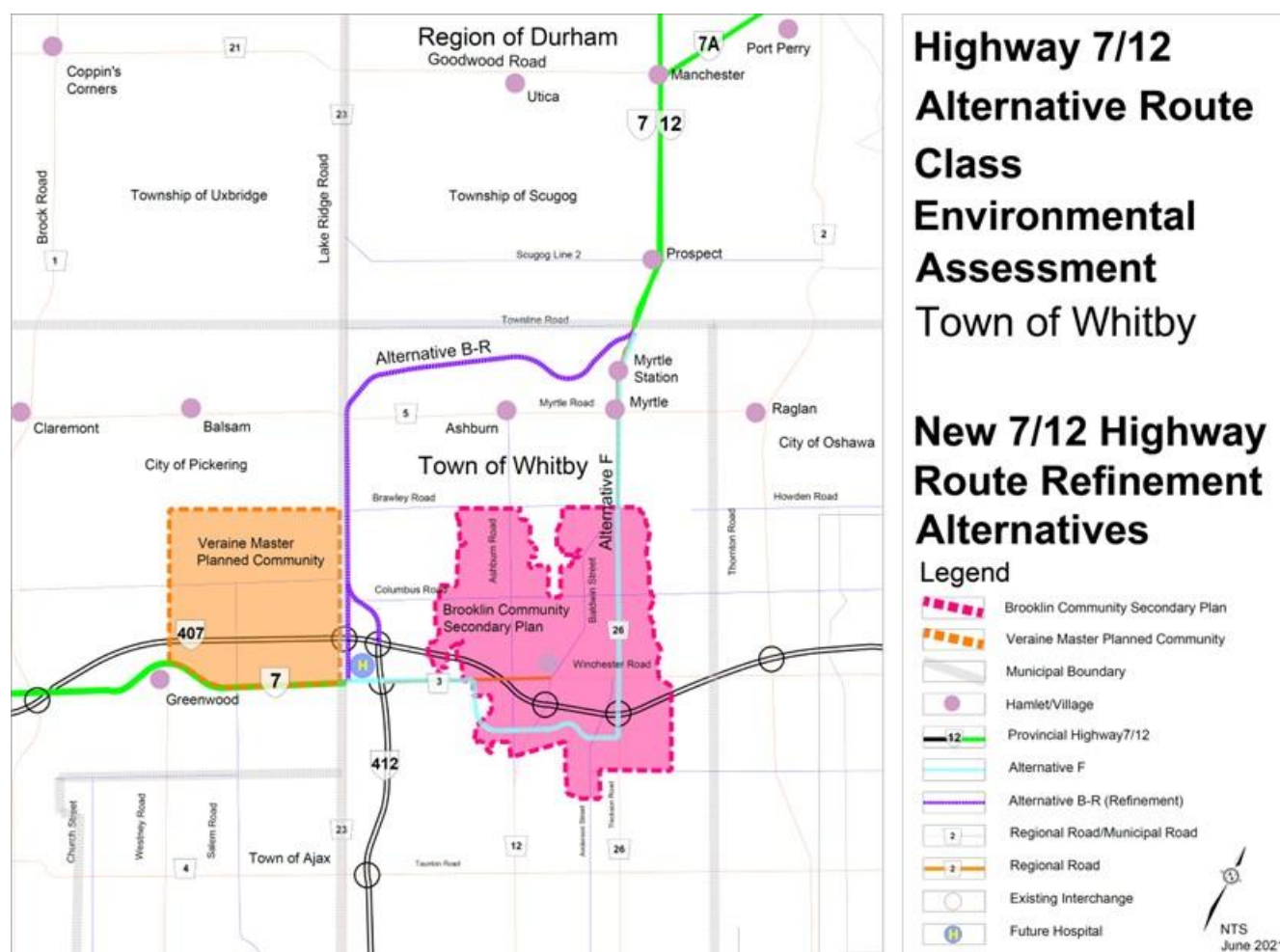


Figure 4: Technically Preferred Highway 7/12 Corridor illustrating the Northerly Extension of Highway 412

Cost Estimate

The items included in this scope change are as follows:

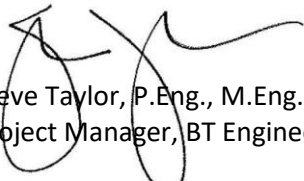
- 1) Environmental Inventories (Natural Social and Cultural Environment)
 - a. Terrestrial Environment
 - b. Fisheries Habitat
 - c. Phase 1 Archaeological Assessment
 - d. Cultural Heritage Assessment
 - e. Noise Assessment
 - f. Traffic Review
- 2) EA Process (Notices COH 4 and 5)
 - a. Notices for COH Nos. 4 and No. 5
 - b. Additional COH Nos. 4 and No. 5 exhibits related to scope
 - c. MECP Notification

- d. Mailing List
- 3) Generation of Alternatives
 - a. Cross Section Alternative
 - b. Intersection Alternatives
 - c. Alignment Alternatives
 - d. Structural Alternatives
- 4) Evaluation of Alternatives
- 5) Effects and Mitigation
- 6) Columbus Road EA
 - a. Draft Report
 - b. Final Report
- 7) Meetings
- 8) Indigenous Peoples Consultation
- 9) Project Management
- 10) Quality Control

The estimate to complete the Columbus Road EA works tasks is **\$249,647.00** excluding taxes. A proposed schedule and detailed time-task matrix are in **Attachment 1** and **Attachment 2**, respectively.

Please do not hesitate to contact us should you require any further clarification on any of the above.

Yours truly,



Steve Taylor, P.Eng., M.Eng., CVS-Life
Project Manager, BT Engineering Inc.

Attachments: 1. Proposed Schedule
2. Time-Task Matrix

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: DEV-09-23: Zoning By-law Amendment Application, Winash Developments Limited, 5380 Baldwin Street South, File No. Z-04-23

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: PDP 31-23

Department(s) Responsible:

Planning and Development Department
(Planning Services)

Submitted by:

R. Saunders, Commissioner of Planning
and Development

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

L. Taylor, Planner II, x. 2902

1. Recommendation:

1. That Council approve an amendment to Zoning By-law # 1784 (File No. Z-04-23) as outlined in Planning Report PDP 31-23; and,
2. That a by-law to amend Zoning By-law # 1784 be brought forward for consideration by Council.

2. Highlights:

- An Application for Zoning By-law Amendment has been submitted by GHD on behalf of Winash Developments Limited for the land municipally known as 5380 Baldwin Street South.
- The proposal is to change the zoning of a portion of Block 3 on Draft Approved Plan of Subdivision SW-2020-05 from GB-CW to M1A/HP and to change the zoning of Block 4 from GB-CW to M1A/HP/GB-CW to adjust the zoning boundary between Block 3 & Block 4 to match the proposed revised block layout.
- All the commenting departments and external agencies have indicated no objection to the application.

3. Background:

3.1. Site and Area Description

The subject land is located on the west side of Baldwin Street South, north of the Hydro Corridor, municipally known as 5380 Baldwin Street South (refer to Attachment #1). Blocks 3 is 6.33 hectares (15.64 acres) and Block 4 is 0.63 hectare (1.56 acres). Both blocks are currently vacant.

Surrounding land uses include:

- Future Sports Complex to the north;
- Future industrial development to the east;
- Hydro One Corridor to the south; and,
- Future industrial development to the west (refer to Attachment #2).

3.2. Applications and Proposed Development

A Zoning By-law Amendment Application has been submitted by GHD on behalf of Winash Developments Limited to change the zoning of a portion of Block 3 on Draft Approved Plan of Subdivision SW-2020-05 from GB-CW to M1A/HP and to change the zoning of Block 4 from GB-CW to M1A/HP/GB-CW to adjust the zoning boundary between Block 3 & Block 4 to match the proposed revised block layout.

A Minor Redline Application has been submitted to adjust the block layout which will proceed through the Commissioner of Planning and Development once all agency comments have been received and addressed.

A Site Plan Application will be required for each block and will proceed through the Commissioner of Planning and Development once all agency comments have been received and addressed.

3.3. Documents Submitted in Support

The following documents were submitted in support of the application:

- A Revised Draft Plan of Subdivision prepared by GHD, dated April 2023 (refer to Attachment #3); and,
- A Concept Plan prepared by JRI Architects, dated January 2023 (refer to Attachment #4).

The above documents were distributed to relevant internal departments and external agencies for review and comment.

4. Discussion:

4.1. Region of Durham Official Plan

The subject land is designated “Employment Areas”. Employment Areas are intended for uses that require access to highway, rail and/or shipping facilities, such as manufacturing, assembly and processing of goods, service industries, research and development facilities, warehousing, offices, and business parks, as outlined in Section 8C.2.1 of the Region of Durham Official Plan.

4.2. Whitby Official Plan

The subject land is designated Prestige Industrial on Schedule K – Brooklin Community Secondary Plan. A Health Precinct Special Policy Area symbol applies to the subject land (refer to Attachment #5).

A future east-west Type B Arterial Road is shown north of the subject land, which is the Town’s future Mid-Block Arterial.

Prestige Industrial areas in the Brooklin Secondary Plan area are intended for light industrial uses, professional, corporate, and industrial oriented office buildings, data processing centres, commercial or technical schools, post-secondary educational facilities, research and development facilities and incidental sales outlets within industrial buildings (4.7.3.2.2). Warehousing and wholesale distribution may be permitted in proximity to Highway 407 (4.7.3.2.3). Automobile service stations and gas bars are permitted, subject to the provisions of Section 4.5.3.8 (4.7.3.2.10).

The Health Precinct Special Policy Area is intended to be developed as a cluster of health and medical related facilities and allows retail uses integrated in health precinct buildings that support the health precinct (11.5.21).

4.3. Zoning By-law

The west portion of the subject land is zoned M1A/HP – Prestige Industrial / Health Precinct under By-law # 1784 and the northeast corner is zoned GB-CW – Gas Bar – Car Wash. The proposed amendment will change the zoning of a portion of the revised Block 3 on Draft Approved Plan of Subdivision SW-2020-05 from GB-CW to M1A/HP and change the zoning of the revised Block 4 from GB-CW to M1A/HP/GB-CW to adjust the zoning boundary between Block 3 & Block 4 to match the proposed revised block layout. The dual zone on Block 4 will also provide flexibility to allow the proponent to build a warehouse across both Blocks 3 & 4.

4.4 Conclusion

The subject land is designated Prestige Industrial in the Brooklin Community Secondary Plan. The proposed amendment represents a minor amendment to adjust the zoning boundary and the dual zone on Block 4 would also provide flexibility to allow the proponent to build a warehouse across both Blocks 3 & 4 if the gas station is not built.

All the commenting departments and external agencies have indicated support for the proposed development subject to their outstanding comments and conditions as outlined in Section 7.

The proposed building designs will be dealt with through the Site Plan approval process and will be designed to implement the Brooklin Urban Design and Sustainability Guidelines.

Based on the detailed review of the application and consideration of public and agency comments and requirements (refer to Section 6), it is concluded that the proposed development is consistent with the Provincial Policy Statement, is in conformity with the Growth Plan and the Region's Official Plan, and meets the general intent and the overall goals, objectives, and policies of the Town's Official Plan. Therefore, it is recommended that Council approve the proposed Zoning By-law Amendment.

5. Financial Considerations:

Not applicable.

6. Communication and Public Engagement:

Public Meeting was held on May 29, 2023, in accordance with Town of Whitby Official Plan and the Planning Act. This meeting provided the public and interested persons and agencies the opportunity to make representation in respect of the Zoning By-law Amendment Application. The meeting minutes are included in Attachment #7. There were no oral submissions from the public.

No written public correspondence was received.

7. Input from Departments/Sources:

The following agencies have reviewed the application and have no objection:

- Engineering Services;
- Ministry of Transportation (MTO);
- Oshawa Airport; and,
- Region of Durham.

Refer to Attachment #8 for additional detailed comments.

8. Strategic Priorities:

The development review process has provided opportunity for public and agency input. The recommendations contained in this report align with the objectives of the Organization Priority of the Corporate Strategic Plan.

This report is in a fully accessible format, which addresses the Town's strategic priority of accessibility. The application has been circulated to the Accessibility Advisory Committee for review and comment to ensure all accessibility requirements are met.

The proposed industrial development contributes to diverse local employment, which implements the Town's strategic priority of sustainability.

9. Attachments:

Attachment #1: Location Sketch

Attachment #2: Aerial Context Map

Attachment #3: Proponent's Proposed Revised Draft Plan of Subdivision

Attachment #4: Proponent's Proposed Concept Plan

Attachment #5: Excerpt from Secondary Plan Schedule K

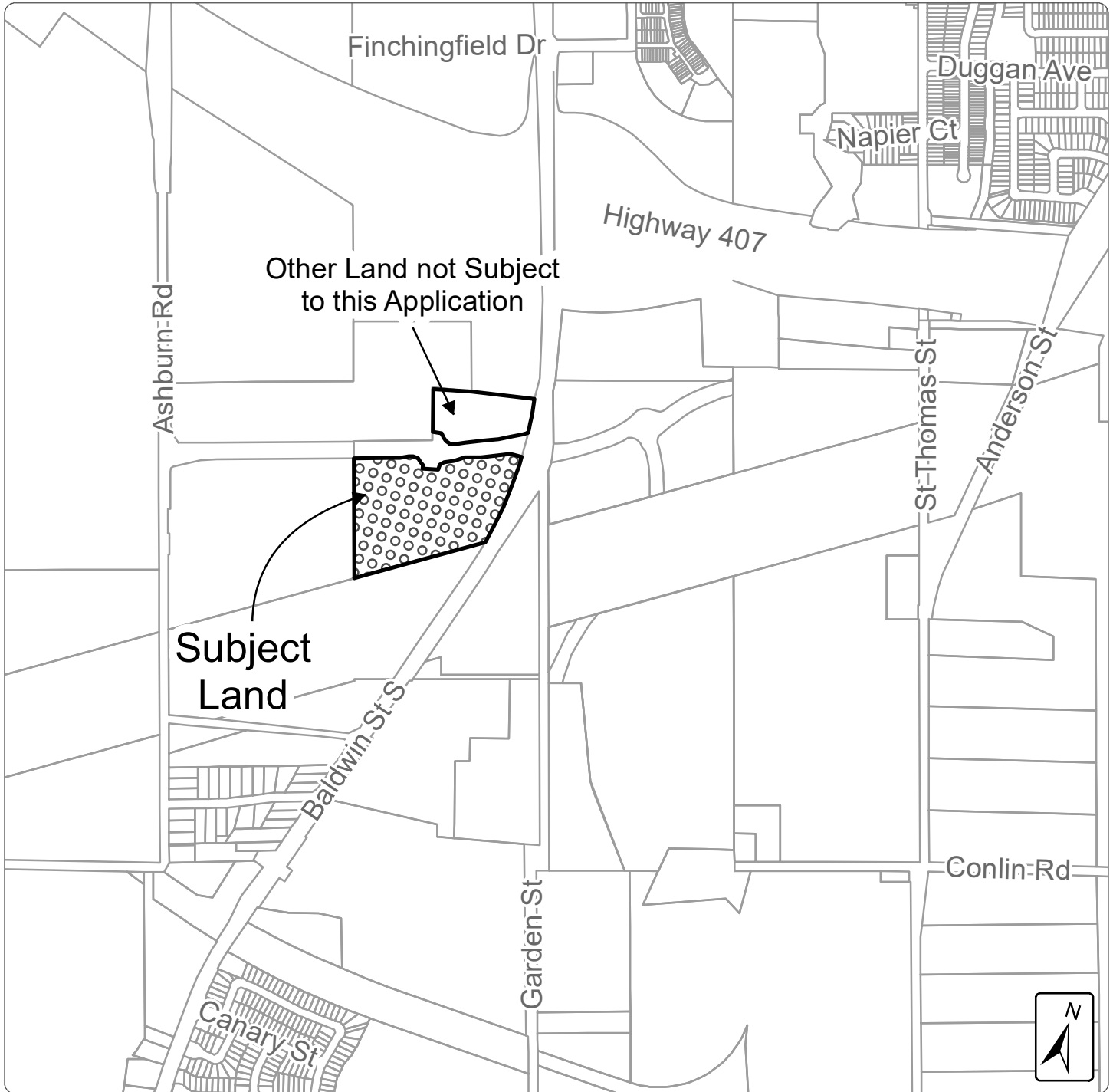
Attachment #6: Excerpt from Zoning By-law # 1784

Attachment #7: Public Meeting Minutes

Attachment #8: Agency & Stakeholder Detailed Comments

Attachment #1 Location Sketch

PDP 31-23



Town of Whitby Planning and Development Department

Proponent:
Winash Developments Limited

File Number:
DEV-09-23 (Z-04-23)

Date:
June 2023

External Data Sources:
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Attachment #2 Aerial Context Map

PDP 31-23



Whitby Town of Whitby Planning and Development Department

Proponent:
Winash Developments Limited

File Number:
DEV-09-23 (Z-04-23)

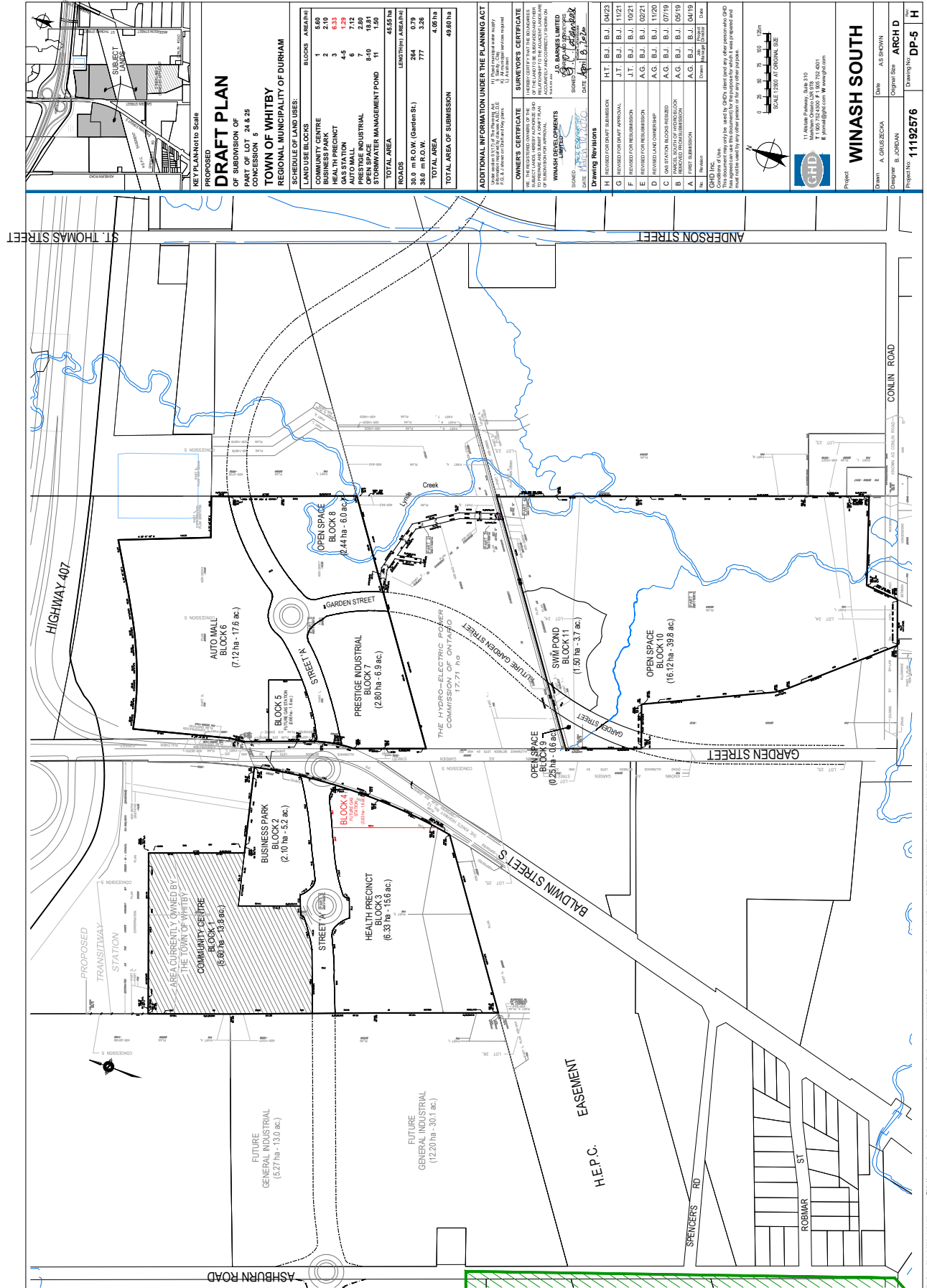
Date:
June 2023

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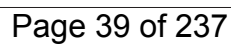
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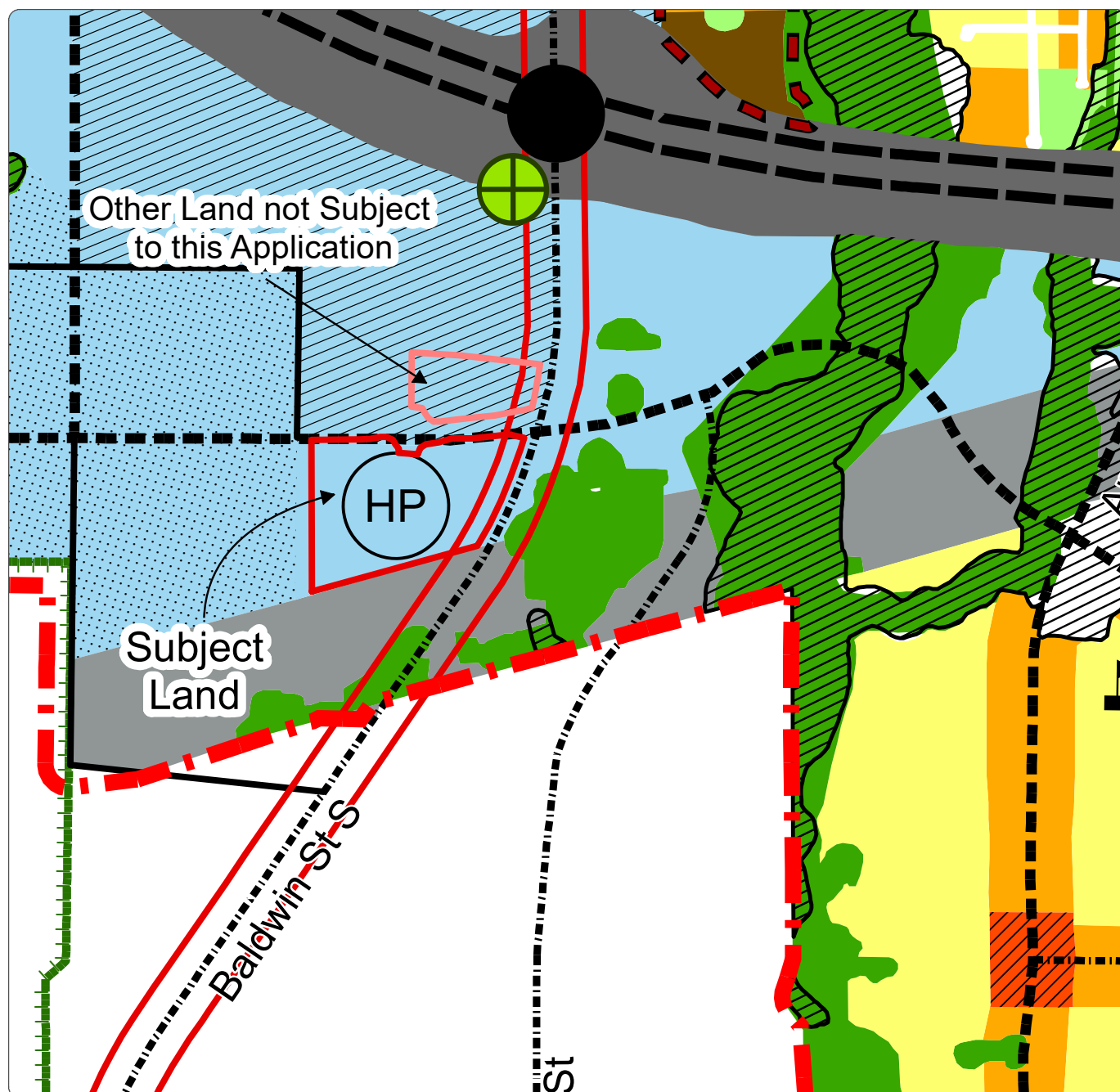
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Proponent's Proposed Revised Draft Plan of Subdivision



PDP 31-23





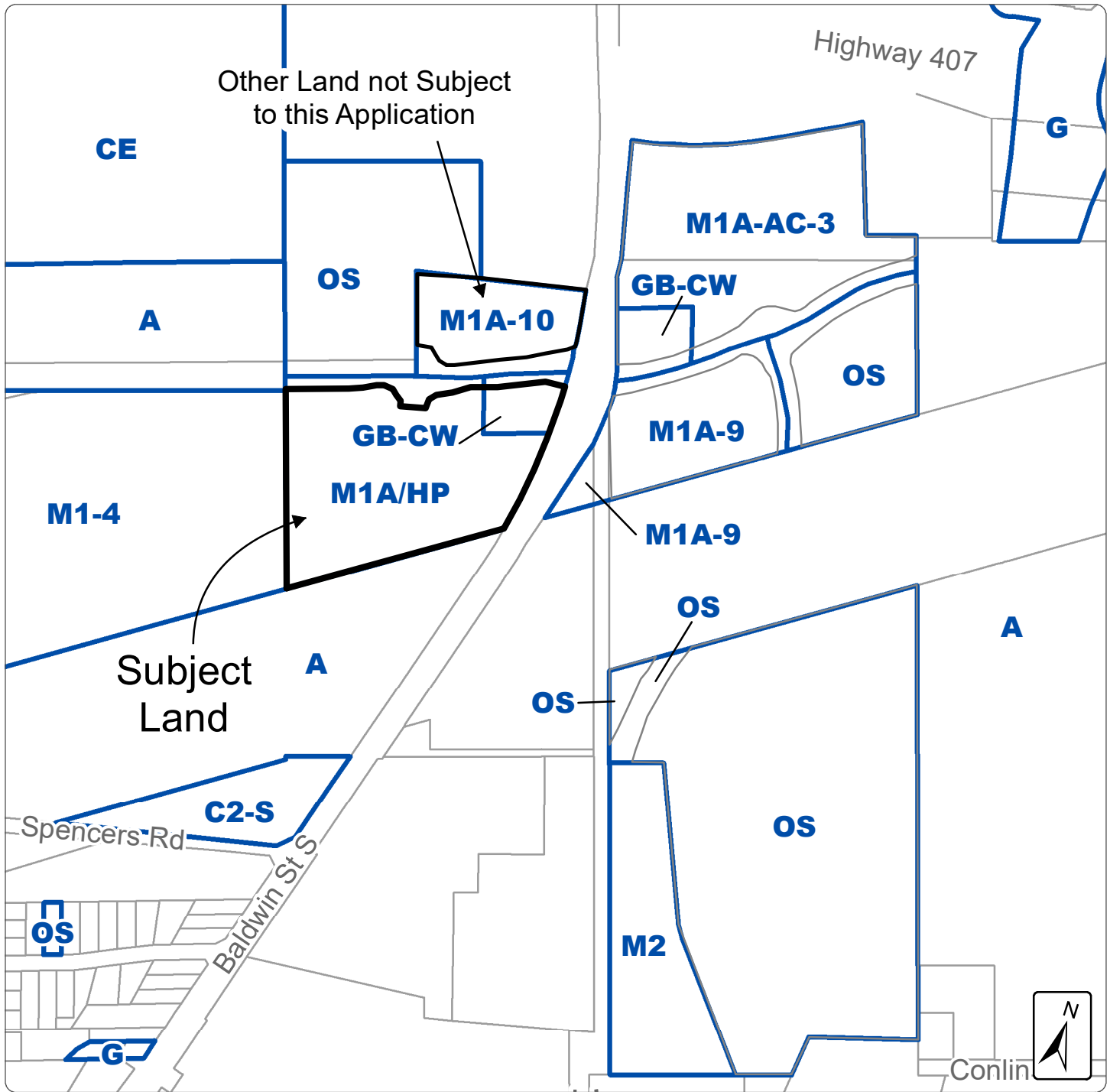
LEGEND	
 Low Density Residential	 Business Park
 Medium Density Residential	 General Industrial
 High Density Residential	 Major Open Space
 Local Commercial	DP District Park
 Special Purpose Commercial	LP Local Park
 Heritage Commercial	PK Parkette
 Major Commercial	TP Town Park
 Major Commercial -1	 Institutional
 Mixed-Use 1 - Community Central Area	 Secondary Schools
 Mixed-Use 2 - HCD	 Elementary Schools
 Mixed-Use 3	 Natural Heritage System
 Prestige Industrial	L Linkage in NHS
	D1 Deferred by the Region of Durham
 Lands subject to Durham Regional Official Plan Policy 14.13.7 - D2	 Full Interchange
 Natural Hazards	 Potential Interchange (Subject to Further Study)
 Utility	 Grade Separation
 Health Precinct Special Policy Area	 Potential Grade Separation
 Community Central Area	 Future Transitway Station
 Major Central Area	 Controlled Access Highway (Freeway)
 Heritage Conservation District Boundary	 Type A Arterial
 Secondary Plan Boundary	 Type B Arterial
 Special Policy Area - Refer to Section 11.5.31.6	 Type C Arterial
	 Collector Road
	 Greenbelt Plan Boundary

Excerpt from: **Schedule**
Brooklin
Community
Secondary Plan
Town of Whitby

Attachment #6
Excerpt from Zoning By-Law 1784

PDP 31-23



Town of Whitby Planning and Development Department

Proponent:
Winash Developments Limited

File Number:
DEV-09-23 (Z-04-23)

Date:
June 2023

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Attachment #7
Public Meeting Minutes from May 29, 2023
File DEV-09-23 (Z-04-23)

Lauren Taylor, Planner II, provided a PowerPoint Presentation which included an overview of the application.

Samantha Chow, representing Winash Developments Limited, provided an overview of the application.

There were no submissions from the public.

Attachment #8 Agency & Stakeholder Detailed Comments File DEV-09-23 (Z-04-23)

Internal Departments

Engineering Services

Engineering Services does not object to the proposed Zoning By-Law Amendment.

An application to revise the approved draft plan to change the property boundaries of Blocks 3 and 4 shall be provided to Engineering Services for review.

External Agencies

Ministry of Transportation (MTO)

MTO is generally supportive of the Zoning By-law Amendment. Please consider the following outstanding points:

- All access points must comply with Ministry of Transportation regulations and guidelines regarding functional intersection spacing and other relevant policy.
- Increased heavy goods vehicle traffic may put the adjacent roundabout above the allowable limit for pedestrian crossings.

Oshawa Airport

No objections. Previous comments related to the proposed industrial building remain applicable.

Region of Durham

The subject lands are identified as Blocks 3 and 4 located within the applicant's Approved Draft Plan of Subdivision S-W-2020-05. The site is approximately 6.96 hectares and is currently vacant. The purpose of the proposed rezoning is to change the zoning of a portion of Block 3 from GB-CW to M1A/HP and to change the zoning of Block 4 from GB-CW to M1A/HP/GB-CW in order to adjust the zoning boundary between Block 3 & Block 4 to match the proposed revised block layout. The proposed rezoning is required to facilitate the development of an industrial warehouse and a gasoline bar and car wash.

We had previously reviewed the subject lands for conformity with the Regional Official Plan and Provincial Plans and Policies, and the delegated Provincial Plan Review responsibilities through the subdivision application. However, updated comments are provided for noise and servicing.

Delegated Provincial Plan Review Responsibilities

Regional servicing

The Regional Works Department has no concerns with the proposed application.

Conclusion

The proposed industrial warehouse and a gasoline bar and car wash development supports employment opportunities and mixed-use developments. We have no concerns with the proposed application.

The applicant will be required to address the Region's conditions of draft approval for the related subdivision application S-W-2020-05 at the time of final clearance of the plan of subdivision.

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: DEV-07-23: Zoning By-law Amendment Application, 2844542 Ontario Inc., 918 Brock Street South, File No. Z-03-23

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: PDP 32-23

Department(s) Responsible:

Planning and Development Department
(Planning Services)

Submitted by:

R. Saunders, Commissioner of Planning
and Development

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

C. Roberton, Planner I, x. 1936

1. Recommendation:

1. That Council approve an amendment to Zoning By-law # 2585 (File No. Z-03-23) as outlined in Planning Report PDP 32-23; and,
2. That a by-law to amend Zoning By-law # 2585 be brought forward for consideration by Council.

2. Highlights:

- An Application for Zoning By-law Amendment has been submitted by Brian Moss on behalf of 2844542 Ontario Inc. for the land municipally known as 918 Brock Street South.
- The proposal is to amend the existing Residential Type 3 zoning to permit the additional use of office within the existing one-storey building.
- All the commenting departments and external agencies have indicated support for the proposed Zoning By-law Amendment.

3. Background:

3.1 Site and Area Description

The subject land is located on the west side of Brock Street South, south of Burns Street, municipally known as 918 Brock Street South (refer to Attachment #1). The subject land is approximately 0.06 hectare (0.14 acre) in size.

There is an existing one-storey building (converted commercial) on the subject land, which is to remain.

Surrounding land uses include residential, institutional and parkland uses to the north; and residential uses to the south, east and west (refer to Attachment #2).

3.2 Application and Proposed Development

A Zoning By-law Amendment Application has been submitted by Brian Moss on behalf of 2844542 Ontario Inc. to amend the existing Residential Type 3 zoning to permit the additional use of office within the existing one-storey building.

3.3 Documents Submitted in Support

Several documents were submitted in support of the application, including the following:

- A Concept Plan prepared by Brian Moss & Associates (refer to Attachment #3), which shows the existing building and parking areas; and,
- A Planning Justification Report prepared by Brian Moss & Associates, dated March 23, 2023, which provides a review of provincial, regional, and municipal policies and concludes that the proposed zoning by-law amendment represents good land use planning.

The above documents were distributed to relevant internal departments and external agencies for review and comment.

4. Discussion:

4.1 Region of Durham Official Plan

The subject land is designated “Living Areas” in the Region of Durham Official Plan (ROP). Brock Street South is also designated as a “Regional Corridor” in the ROP.

Living Areas are predominantly intended for housing purposes, however, also permit limited office and retailing of goods and services, in appropriate locations, as components of mixed-use development, subject to appropriate provisions in area municipal official plans.

Regional Corridors are intended to be developed at higher density and include mixed-uses, supporting higher order transit service and pedestrian oriented development.

4.2 Whitby Official Plan

The subject land is designated “Mixed Use” on Schedule A – Land Use (refer to Attachment #4). Lands designated as Mixed Use are intended to integrate mixed-use development and redevelopment including residential, office, retail, restaurant, personal service, and community and/or institutional uses. Lands designated as Mixed Use are to contain two or more of the foregoing permitted use categories. Notwithstanding the above, Section 4.6.3.9 allows an existing dwelling to be converted to a single permitted non-residential use provided that such conversion is compatible with surrounding uses and subject to a site-specific amendment to the Zoning By-law.

4.3 Zoning By-law

The subject land is zoned Residential Type 3 Zone (R3), under By-law # 2585, which does not permit the use of an office (refer to attachment #5). Therefore, a Zoning By-law Amendment is required to permit the proposed additional use.

5. Financial Considerations:

Not applicable.

6. Communication and Public Engagement:

Public Meeting was held on May 29, 2023, in accordance with Town of Whitby Official Plan and the Planning Act. This meeting provided the public and interested persons and agencies the opportunity to make representation in respect of the Zoning By-law Amendment Application. The meeting minutes are included in Attachment #6. There were no oral submissions from the public.

No written public correspondence was received.

7. Input from Departments/Sources:

The following agencies have reviewed the application and have no objection:

- Engineering Services;
- Fire and Emergency Services;
- Policy & Heritage Section; and,
- Region of Durham.

Refer to Attachment #7 for additional detailed comments.

8. Strategic Priorities:

The development review process has provided opportunity for public and agency input. The recommendations contained in this report align with the objectives of the Organization Priority of the Corporate Strategic Plan.

This report is in a fully accessible format, which addresses the Town’s strategic priority of accessibility.

9. Attachments:

Attachment #1: Location Sketch

Attachment #2: Aerial Context Map

Attachment #3: Proponent's Proposed Concept Plan

Attachment #4: Excerpt from Official Plan Land Use Schedule 'A'

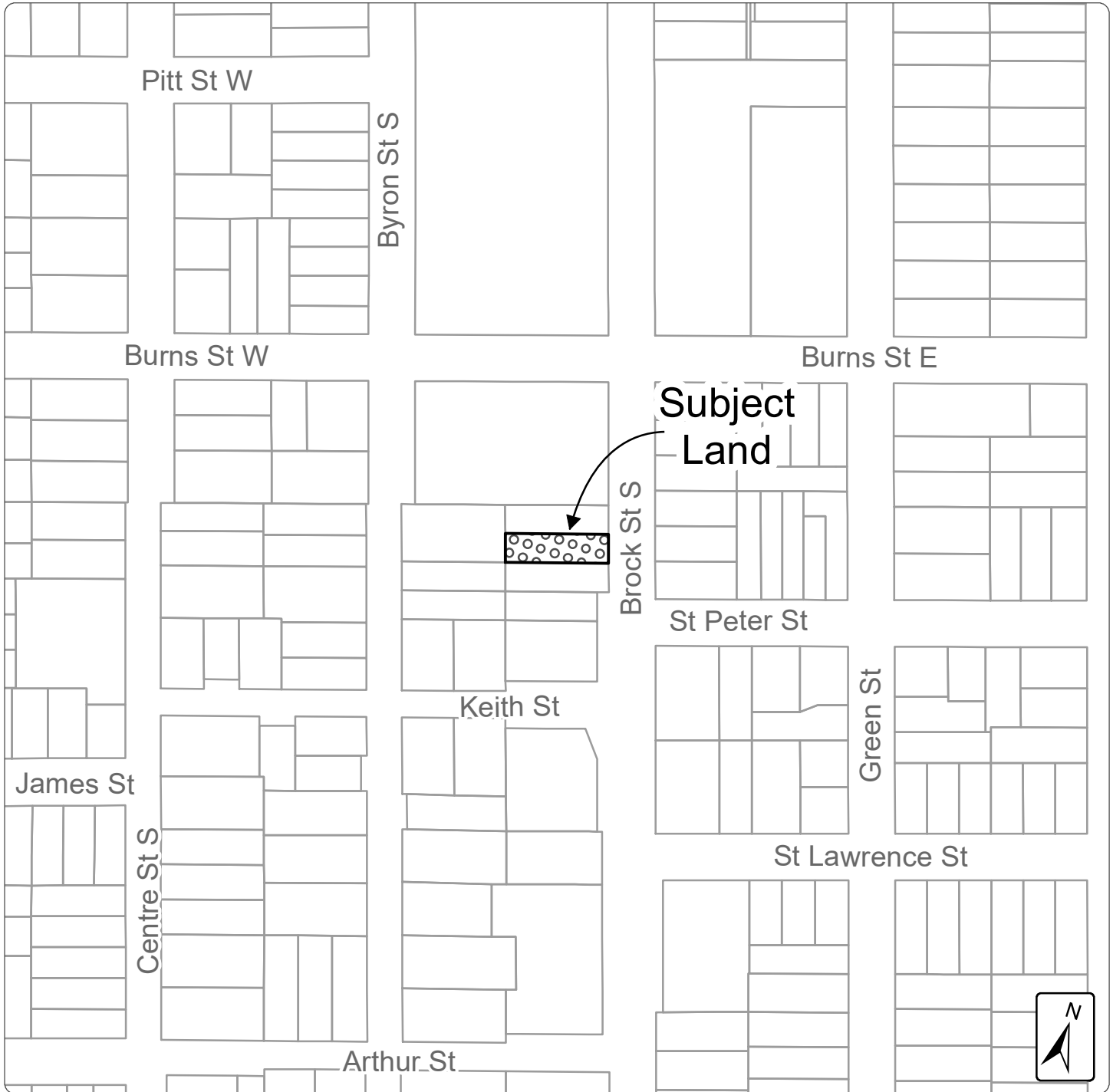
Attachment #5: Excerpt from Zoning By-law # 2585

Attachment #6: Public Meeting Minutes

Attachment #7: Agency & Stakeholder Detailed Comments

Attachment #1 Location Sketch

PDP 32-23



Town of Whitby Planning and Development Department

Proponent:
2844542 ONTARIO INC

File Number:
DEV-07-22 (Z-03-23)

Date:
June 2023

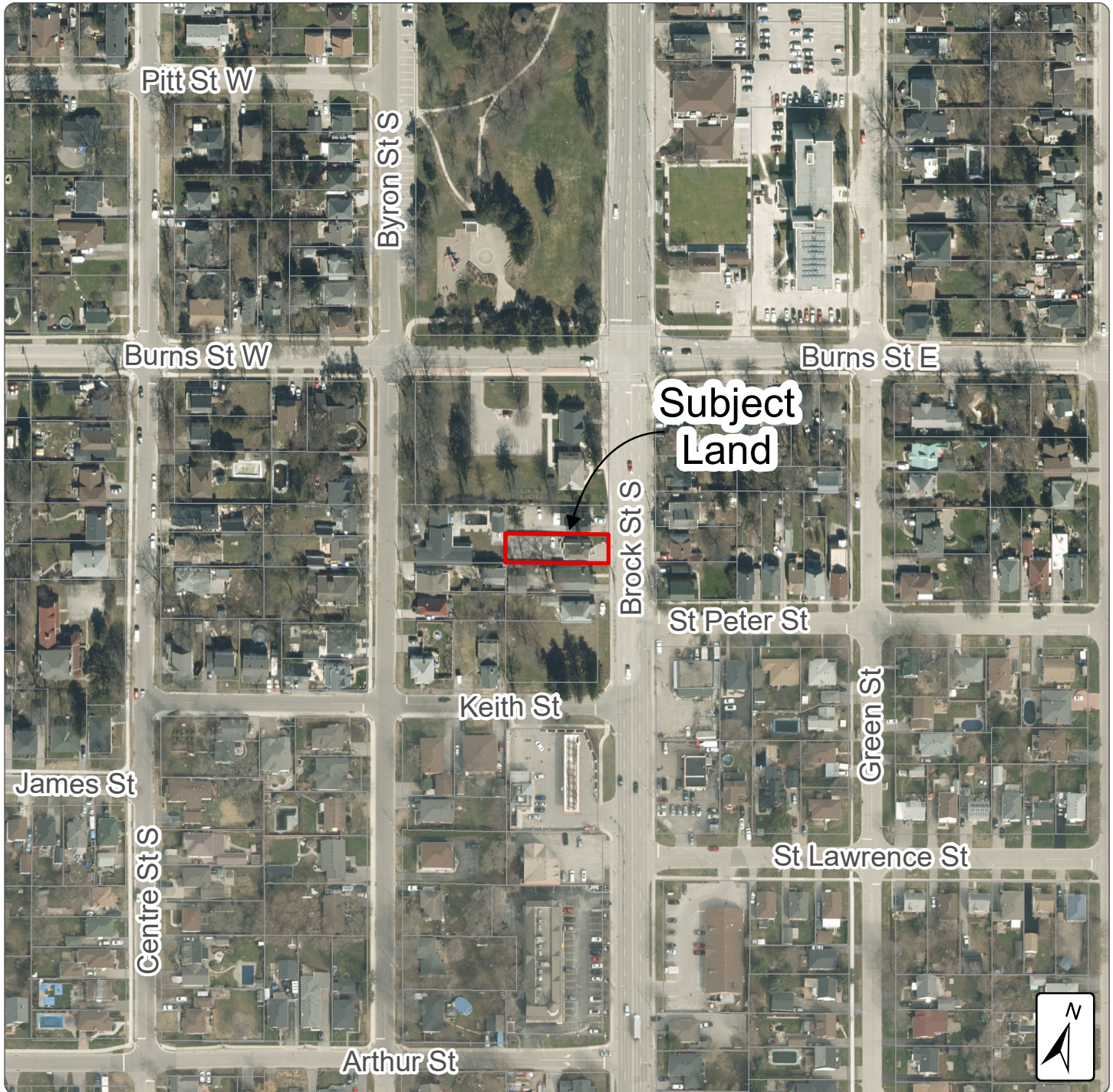
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Attachment #2 Aerial Context Map

PDP 32-23



Town of Whitby Planning and Development Department

Proponent:
2844542 ONTARIO INC

File Number:
DEV-07-22 (Z-03-23)

Date:
June 2023

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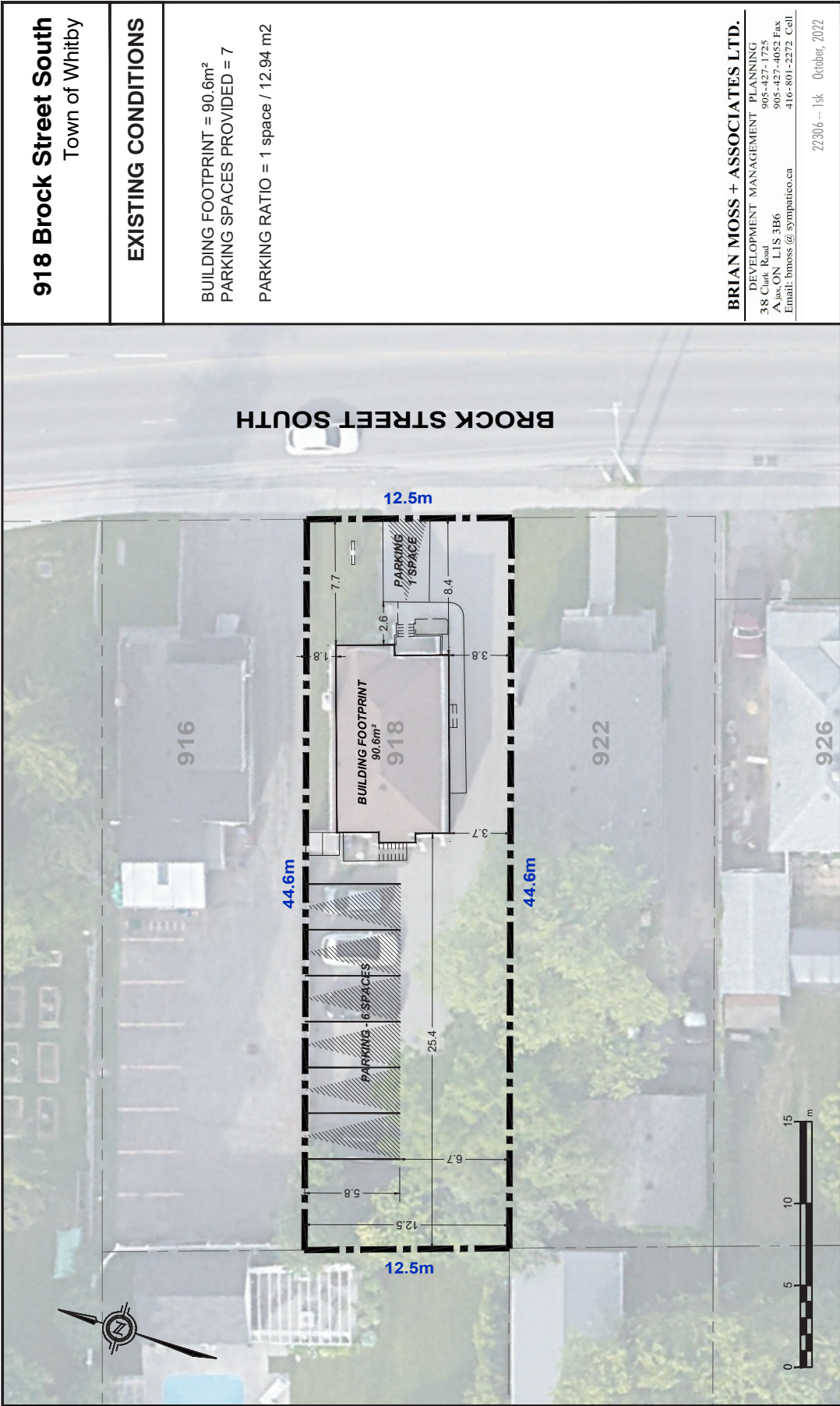
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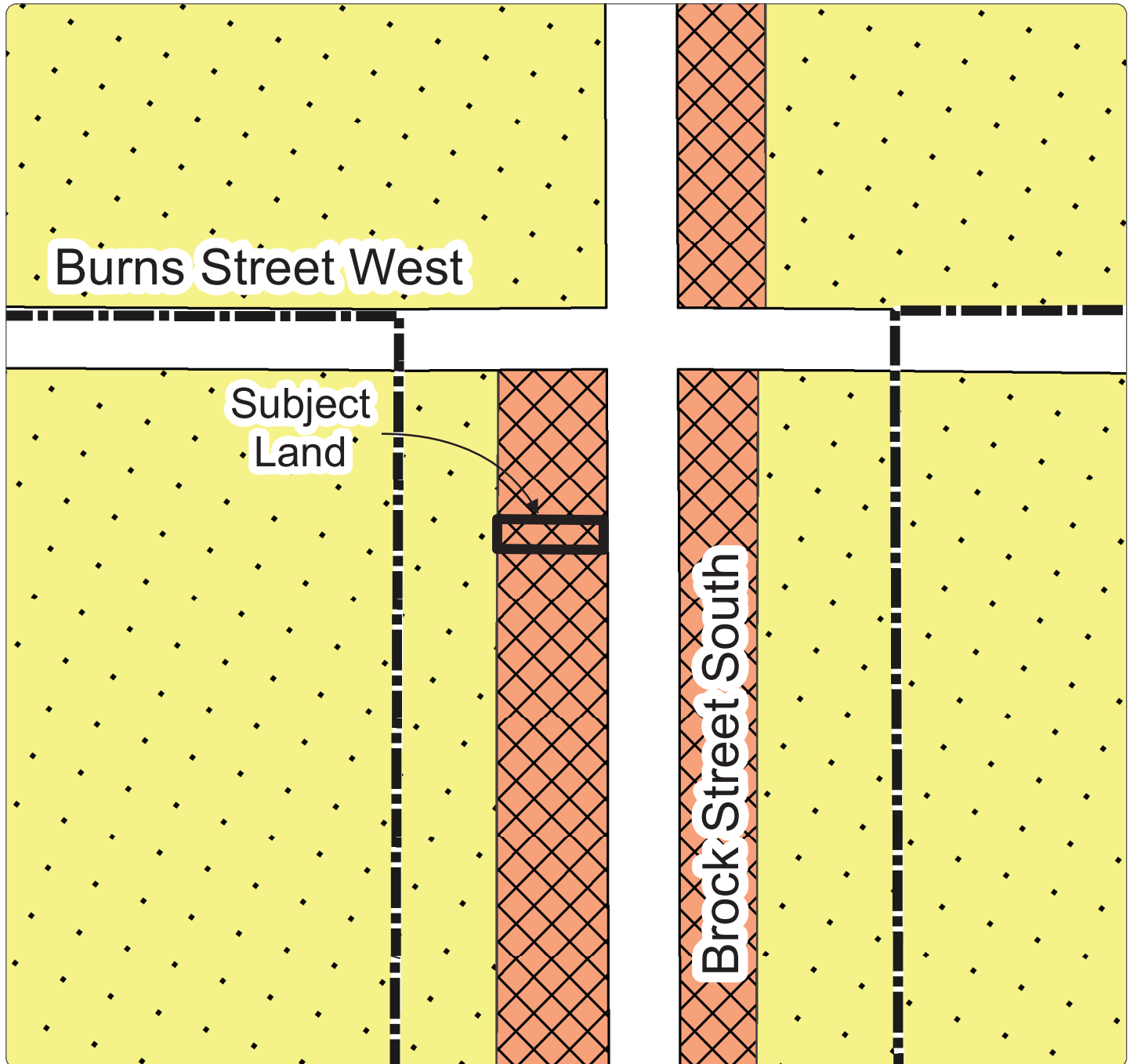
Attachment #3

Proponent's Proposed Concept Plan

PDP 32-23



Excerpt from Whitby Official Plan Land Use Schedule A

**Legend**

- | | | |
|----------------------------|---|-----------------------------------|
| Residential | Lands Subject to Durham Regional Official Plan Policy 14.13.7 | D3 (Deferred by Region of Durham) |
| Major Commercial | Deferred by the Region of Durham | |
| Community Commercial | Local Central Area | |
| Special Purpose Commercial | Resource Extraction Area (See Section 4.12) | |
| Mixed Use | Utility | |
| Prestige Industrial | 2031 Urban Area Boundary | |
| General Industrial | Community Central Area Boundary | |
| Special Activity Node | Future Urban Development Area Boundary | |
| Institutional | Greenbelt Protected Countryside Boundary | |
| Major Open Space | Hamlet Boundary | |
| Agricultural | Major Central Area Boundary | |
| Hamlet | Municipal Boundary | |
| Estate Residential | Southern Boundary of Oak Ridges Moraine | |
| Special Policy Area | Urban Central Area Boundary | |
| Refer to section 11.5.31.6 | | |

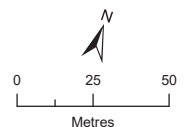
Notes: Refer to the applicable Secondary Plan for more detailed land use designations. Secondary Plan boundaries can be found on Schedule 'E', including the Oak Ridges Moraine Secondary Plan. Some legend items may not appear on the displayed figure extent.

Official Plan - Town of Whitby

Schedule

Excerpt from Schedule 'A' Land Use

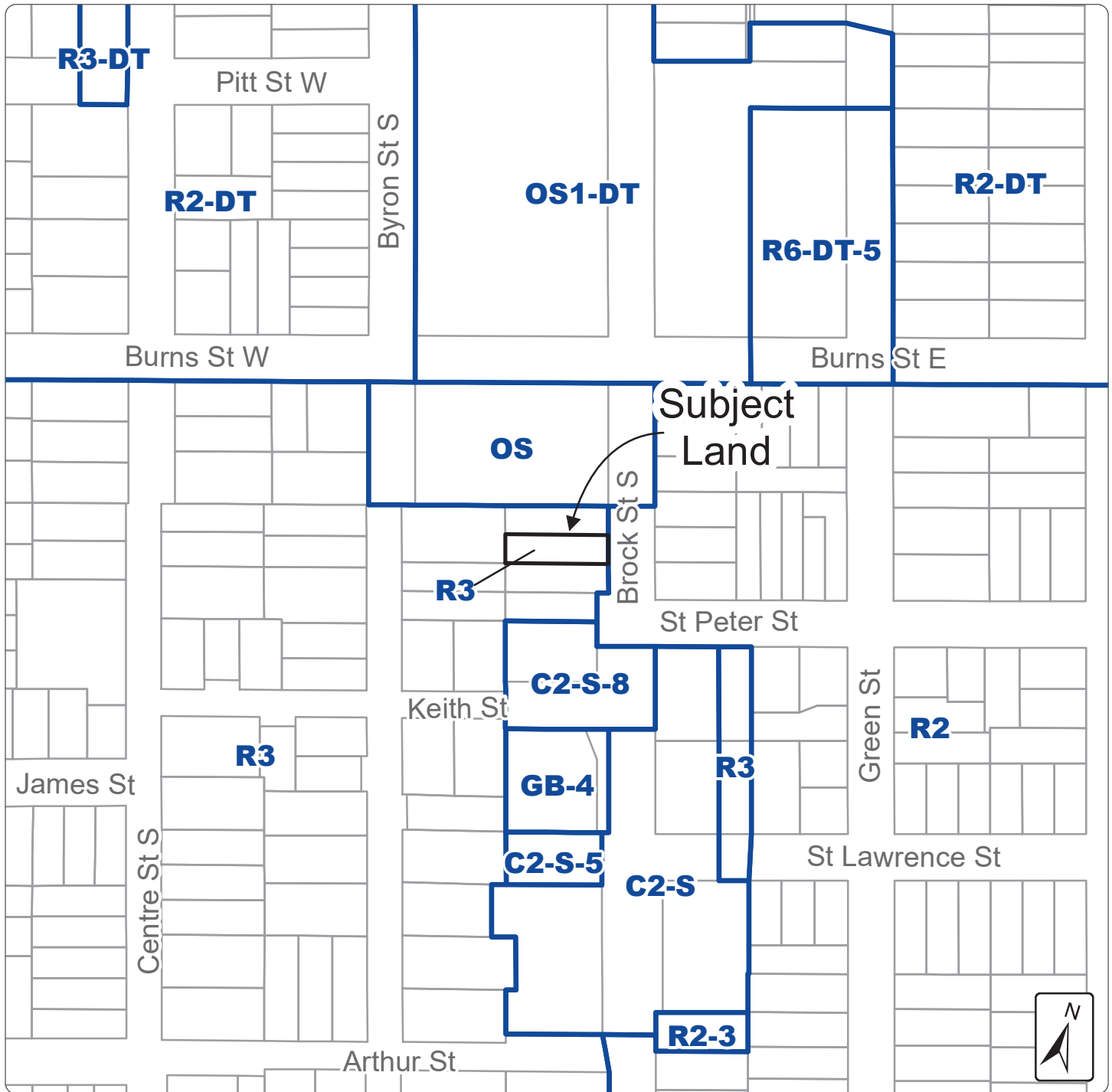
A



This schedule forms part of the Official Plan of the Town of Whitby and must be read in conjunction with the written text. For all intents and purposes, the elements within this schedule are to be considered conceptual.

Attachment #5 Excerpt from Zoning By-Law 2585

PDP 32-23



Town of Whitby Planning and Development Department

Proponent:
2844542 ONTARIO INC

File Number:
DEV-07-22 (Z-03-23)

Date:
June 2023

External Data Sources:
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Attachment #6
Public Meeting Minutes from May 29, 2023
File DEV-07-23 (Z-03-23)

PDP 32-23

Christopher Robertson, Planner I, provided a PowerPoint Presentation which included an overview of the application.

Brian Moss was present to answer questions. No questions were asked.

There were no submissions from the public.

PDP 32-23

Attachment #7
Agency & Stakeholder Detailed Comments
File Z-2023-03

Internal Department

Engineering Services

The following submitted materials have been reviewed for the purpose of this application:

- Planning Justification Brief, dated March 23, 2023, by Brian Moss and Associates Ltd.
- Conceptual Site Plan – Existing Conditions, dated October 2022, by Brian Moss and Associates

The subject lands are currently zoned R-3 under Zoning By-Law 2585. The purpose of the zoning by-law amendment is to bring the lands into zoning conformance which permits office uses in a single detached dwelling. Note that this zoning by-law amendment is to recognize the already existing use of the land and no change to the parking and building footprint is proposed.

Engineering Services does not object to the proposed Zoning By-Law Amendment.

Planning and Development Department – Policy & Heritage

The Zoning By-law Amendment Application does not contemplate any new development on the site/no changes to the existing building. Therefore, the Zoning By-law Amendment Application continues to meet the intent of OP policy 4.6.3.9.

External Agencies

Durham Region Planning

We have completed our review of the above application and offer the following comments regarding conformity with the Regional Official Plan and Provincial Plans and Policies, the Region's delegated Provincial Plan Review responsibilities, and Regional servicing.

The subject lands are approximately 0.055 hectares and is located on the west side of Brock Street South. The property currently supports and existing building structure.

The purpose of the proposed Zoning By-law Amendment is to add the additional use of an office within the existing building.

Regional Official Plan Conformity

The subject lands are located within the "Living Areas" designation in the Regional

PDP #-23

Attachment #7
Agency & Stakeholder Detailed Comments
File Z-2023-03

Official Plan (ROP). Brock Street South is designated as a “Regional Corridor” and as a “Transit Priority Network” in the ROP.

Limited office developments are permitted in the Living Areas as components of mixed-use developments.

Developments proposed within Regional Corridors shall support a mix of uses to promote intensification and efficient transit services. The proposed office use supports mixed-uses and intensification along the Brock Road South corridor, and generally conforms with the ROP.

PROVINCIAL PLANS AND POLICIES

Provincial Policy Statement and Growth Plan

The Provincial Policy Statement (PPS) and Growth Plan encourages urban areas be developed to consist of an appropriate mix of employment uses that offer a wide range of employment activities. The proposed application supports mix of employment uses and diversifies the economy and is consistent with the PPS and conforms with the Growth Plan.

DELEGATED PROVINCIAL PLAN REVIEW RESPONSIBILITIES

We have reviewed this application for delegated Provincial Plan Review responsibilities.

Regional Site-Screening Questionnaire

The applicant has completed the Region’s Site-Screening Questionnaire for the subject lands dated December 23, 2022. We are satisfied that site contamination concerns has been addressed for the site.

Conclusion

The proposed office use contributes to mix-use developments along the Brock Street Regional Corridor and generally conforms with the Regional Official Plan. We have no objections to the proposed application.

New and Unfinished Business - Planning and Development

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
P&D-0004	Automated Speed Cameras on Town Roads	That staff report to Council on the feasibility and cost of adopting an Automated Speed Enforcement program on Town Roads in School Safety Zones and Community Safety Zones.	29 Nov 2021	06 Mar 2023	25 Mar 2024	ASE will be considered through the Traffic Calming Policy. Details from the Region of Durham and area municipalities to support future consideration and help identify cost to implement.
P&D-0005	Planning and Development (Engineering Services) Department Report, PDE 02-22 Re: Boulevard Permit Parking Program	That Report PDE 02-22 be referred to Staff to review concerns raised by the Committee.	28 Feb 2022	13 Mar 2023	16 Oct 2023	Boulevard parking will be reviewed and considered as part of the residential parking permit program.
P&D-0007	Thistledown Crescent Emergency Access Review	That Staff be directed to report on the following issues: c. Following the opening of Thistledown Crescent to Taunton Road, the implementation of a monitoring program with 24/7 traffic counter device to obtain traffic data on speed, volumes, and other metrics and report back to Council within one year of the road opening regarding the traffic impacts of the development and whether any additional traffic calming measures are required.	07 Mar 2022	03 Mar 2024	TBD	The road has not been constructed. Monitoring, through Radar Message Boards, and observations will occur following the opening of the roadway. Timing is currently unknown. Date to report back will continue to be delayed until construction/opening is known.

New and Unfinished Business - Planning and Development

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
P&D-0008	Temporary Pop-Up Parking or Restricted Parking Signage	That Staff be directed to report to Council on the feasibility, cost, and related by-law amendments to implement temporary (pop up) permitted parking signage or temporary (pop up) restricted parking signage, as needed with extraordinary weather events, special events, and/or special	07 Mar 2022	05 Dec 2023	12 Jun 2023	Staff to consider temporary pop-up restrictions and provide information through Council Information Index (CII).
P&D-0012	PDP 66-22, Planning and Development (Planning Services) Department, Financial Services Department, and Legal and Enforcement Services Department Joint Report Re:Ontario Bill 109, More Homes for Everyone Act, 2022	3. That staff report back to Council following completion of the Development Application Approval Process and Fee Review study regarding any further proposed process and fee changes required to adequately address the impacts of Bill 109.	12-Dec-22	04 Dec 2023		Report back following completion of DAAP in 2023.
P&D-0014	PDP 08-23, Planning and Development (Planning Services) Department and Office of the Chief Administrative Officer Joint Report Re: Affordable Housing Initiative – Hickory Street South and Dunlop Street East	2. That staff report back to Council on the interest received for affordable housing opportunities on the subject properties.	20-Mar-23	23 Oct 23		

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Annual Insured Claims Report

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: FS 13-23

Department(s) Responsible:

Financial Services Department

Submitted by:

Fuwing Wong, Commissioner Financial Services and Treasurer

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

Tina Peterson, Risk Management and Insurance Analyst x2863

1. Recommendation:

1. That Report FS 13-23 regarding Annual Insured Claims be received as information.

2. Highlights:

- In accordance with the Town's Claims Handling Policy and Insurance Reserve Fund policy the purpose of this report is to provide Council with a summary of the insured claims activity for 2022, the status of open claims and the year end balance of the Insurance Reserve Fund.
- This report provides Council with an update on the Durham Municipal Insurance Pool (DMIP) and the Town's insurance and risk management program.
- The Town continues to benefit from being a member of the DMIP by continuing to receive protection against significant rising insurance costs.

3. Background:

The Town is a member of the Durham Municipal Insurance Pool (DMIP) which consists of seven of the other Area Municipalities and the Region of Durham in an

integrated insurance program to achieve greater control over the insurance coverage and costs.

The DMIP administers the insured claims for all members. The Town is responsible for claims within its local deductible of \$10 thousand per claim and shares in the pool claims that are beyond the local deductible of pool members and within the pool's deductible of \$500 thousand. Claims beyond \$500 thousand are insured by Intact Public Entities (IPE), previously Frank Cowan Company. By agreeing to share the claims and expenses of the integrated insurance program, pool members achieve a more stable supply of insurance coverage to meet the unique requirements of the municipal marketplace.

4. Discussion:

Insured Claims

The Town of Whitby receives claims from individuals most generally as a result of damage to private property or bodily or personal injury. A claim is submitted when the individual who suffered the loss or the injury believes that the loss was a result of some negligence on behalf of the Town or its employees.

The Town carries insurance through the DMIP to protect its employees, volunteers, and officers from such claims in addition to insuring Town-owned property. The types of insured claims include:

- Motor Vehicle Accident – includes claims relating to winter road maintenance, pothole claims, road debris
- Operations Action/Inaction – includes claims relating to damage to property in the course of performing work e.g., utility cable/wires during construction, projectiles from work equipment, trees falling
- Falls – includes claims for trips and falls or slips and falls on municipal property e.g., sidewalks, parking lots, trails, inside facilities and at playgrounds
- Professional Error – claims for financial losses due to error, misstatement or omission e.g., negligence in building inspection, zoning, planning, passing by-laws, failing to enforce by-laws
- Automobile – includes claims from third parties relating to property/bodily injury and property coverage for Town-owned vehicle damage
- Property – claims for damage to Town-owned insured property e.g., facilities

The insurance coverage includes costs incurred in responding to a claim including investigation and defence and in instances where it is determined the Town is liable for damages, any third-party awards/settlements.

Claims with Costs Incurred within Deductible

The Town is responsible for the first \$10 thousand on each claim. In 2022, the Town has incurred costs totaling \$202 thousand in deductible expenses related to insurance claims. Deductible expenses include external legal and external adjuster fees, investigation charges and other expenses and third party settlement costs within the \$10 thousand. This is higher than the Town's five-year average of \$186 thousand and 2022 budget of \$170 thousand. This increase could be attributed to the timing of closing claims as claims go through the investigation/litigation process. Prior to the pandemic the Town had seen an increase in the number of claims received which could be a reflection of a growing population and increasing litigious society. In addition, in 2022 the number of claims increased due to the May 21st derecho storm.

Open Claims at Year End 2022

There were 42 open claims at the beginning of 2022 and 81 at the end of 2022. Claim activity during the year is as follows:

42	Insurance claims open at the beginning of the year
122	new claims were received as Whitby claims during the year*
(91)	claims were closed in 2022
<u>8</u>	claims previously closed were re-opened
<u>81</u>	Insurance claims open at the end of the year

*Of the 122 new claims the Town of Whitby received in 2022, 31 are related to the May 21, 2022 derecho storm. Adjusting for the derecho storm, the Town had 91 new claims in 2022, which is trending upwards (compared to an average of about 73 claims per year pre-2020/pre-COVID-19 pandemic).

The 81 open claims at the end of 2022 relate to policy years 2010 to 2022 and are categorized by type in Table 1.

Table 1

Total # of Open Claims	Motor Vehicle Accidents	Operations Action/Inaction	Falls	Professional Error	Property	Automobile Owned
81	10	28	32	3	4	4

Risk Management Strategies

The Town of Whitby is continuing to work with the DMIP on mitigating the Town's insurance related risks as follows:

- Ensuring procedures, training, documentation including the use of AVL/GPS technology complies with Minimum Maintenance Standards (MMS);
- The Town has an annual sidewalk inspection program;
- The DMIP conducts annual inspections of a number of Town facilities to identify building and property hazards. A written risk control inspection report including recommendations is provided and staff follow up on completing recommendations;
- Review agreements, certificates of insurance, programs, and procedures i.e., include insurance and indemnity clauses to transfer risk and potential future liability from the Town to the appropriate party;
- The DMIP and Intact Public Entities, provides proactive/preventative risk management seminars. In 2022, the following webinars were provided:
 - Building Code
 - CVOR Success : Driving a Healthy Fleet
 - Don't Fall into Winter, Be Prepared
 - Road Patrol: Complying with Minimum Maintenance Standards (MMS)
 - Staff regularly review claims to implement lessons learned moving forward to prevent similar events from occurring, primarily improving documentation of work performed i.e., improvements made to the Town's documentation relating to winter maintenance and daily grass cutting
- Procuring additional insurance coverages, as required, including volunteer accident benefit coverage;
- The Town has a facility user liability program. The facility user liability insurance program minimizes risk to the facility rental user and the municipality by providing insurance for those who do not have the required insurance;
- Obtaining insurance coverage for specific programs and events including the Town's Adult Hockey League Program and various amateur performers at Town events. Although in 2021 due to the pandemic and events being cancelled coverage was not obtained, with events and programs again taking place in 2022, we continue to explore these options to mitigate risk.

Renewal of Insurance Contract for 2023/2024

At the time of writing this report, the DMIP has not yet received renewal quotation information from IPE. However, IPE did meet with the DMIP Board earlier in the year and advised that the January renewals were challenging in terms of increasing premium costs due to the continuing hard market. In addition, because of both the hard market, as well IPE assuming previous Frank Cowan clients, underwriting practices are becoming more aligned to IPE's approach and much more underwriting application information will be required for this renewal and going forward adding administrative pressures to the Town. This is not a client issue but rather a reflection of the global market capacity and carriers being more selective to ensure profitable growth.

It is anticipated that renewal information will be provided beginning of June and the timing of the placement of insurance by the DMIP Board will be later in June. The Town's 2023 budget assumed an overall 10% increase for corporate insurance premium/levy and deductible costs. If the renewal exceeds the budget estimate the pressure will be reflected in the quarterly projection report scheduled for September. If there is no 2023 year-end surplus then the Insurance Reserve Fund will be used to offset any insurance related cost pressure.

Insurance Reserve Fund

The Town's insurance reserve fund, as per policy (F160), may be used to fund expenditures beyond the budgeted deductible and premium amounts, claims payments in excess of insurance coverage, payments required under the Town's indemnification by-law and additional insurance/risk management related expenditures/studies.

Industry experts anticipate that the trend is for municipal insurance premiums to continue to rise and experience upward pressures on rates through the remainder of 2023 due to the hard market. There is a cycle of hard and soft markets in the insurance industry. A soft market allows for more competition in the marketplace, lower rates, and more favourable terms whereas a hard market results in less competition, higher rates, and more restrictive terms. The DMIP met with the pool's insurer and was advised the hard market will continue and that the trend is for municipal insurance premiums to continue to rise. They advised the hard market is reflective of the following factors:

- increasing costs of claims due to increase in judicial awards and increasing litigious nature of society
- significant property loss claims related to weather events and climate change including wildfires, fires, flooding, ice storms

At the end of 2022, the balance of the Insurance Reserve Fund adjusted for budgetary commitments is \$1,491 thousand (unaudited).

5. Financial Considerations:

The corporate insurance program is funded from the annual operating budget (Corporate Revenue and Expense section of the budget) at \$1,454 thousand (2022 budget).

In addition, the 2022 budget for the estimated annual cost of claims within the local deductible was \$170 thousand. As noted above, the Town has incurred costs totaling \$202 thousand in deductible expenses related to insurance claims in 2022 for expenses including external legal and external adjuster fees, investigation charges, and third party settlement costs within the \$10 thousand deductible (per claim). The 2022 budget pressure related to budgeted deductible was offset by other 2022 operating budget surpluses and a draw from the Town's Insurance Reserve Fund will not be required for 2022.

6. Communication and Public Engagement:

An electronic claims intake form was launched March 1, 2022 on the Town's website, where residents/other claimants receive automatic notification of receipt of a claim. The DMIP and Town staff are immediately notified and can begin the claims investigation process.

7. Input from Departments/Sources:

Claims and in particular those going through the litigation process require considerable staff resources. Staff resources from across the organization are involved in the investigation of claims, preparing and participating in the claims litigation process and identifying and implementing lessons learned. Further, staff work together to mitigate the Town's risks by establishing/updating policies and procedures and keeping records that demonstrate such and ensuring appropriate transfer of risk when procuring goods and services and permitting Town facilities and special events.

8. Strategic Priorities:

The claims handling policy and processes support the corporate strategic plan to ensure all municipal affairs are conducted with professionalism and integrity by responding promptly to claim inquiries, maintaining assets and by having a systematic approach to identify, assess, mitigate, and manage risks. The Town will continue the tradition of financial management and respect for taxpayers to ensure the Town is adequately protected; and to understand the importance of affordability and sustainability to a healthy balanced community.

9. Attachments:

N/a

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Building Permit Fees Annual Financial Report 2022

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: FS 17-23

Department(s) Responsible:

Financial Services Department

Submitted by:

Fuwing Wong, Commissioner, Financial Services & Treasurer

**Acknowledged by M. Gaskell,
Chief Administrative Officer**

For additional information, contact:

Kevin Douglas, Interim Supervisor,
Financial Analysis x2904

1. Recommendation:

That Report FS 17-23 on Building Permit Fees Annual Financial Report 2022 be received as information.

2. Highlights:

- As required by the *Building Code Act 1992*, this report contains the Town's annual reporting, for the year ended December 31, 2022, of building permit fees, related costs, and the Building Permit Reserve Fund related to the Town's administration and enforcement of the Ontario *Building Code Act*.

3. Background:

In accordance with the *Building Code Act* Division C Part 1, Article 1.9.1.1 which specifies what is to be included in the annual report, attached is a summary of the building permit fees and related costs and Statement of Reserve Fund for the year ended December 31, 2022.

4. Discussion:

- The Town regularly reviews its fees for planning applications, building permit applications and engineering review and inspection to help offset the cost of development related services.

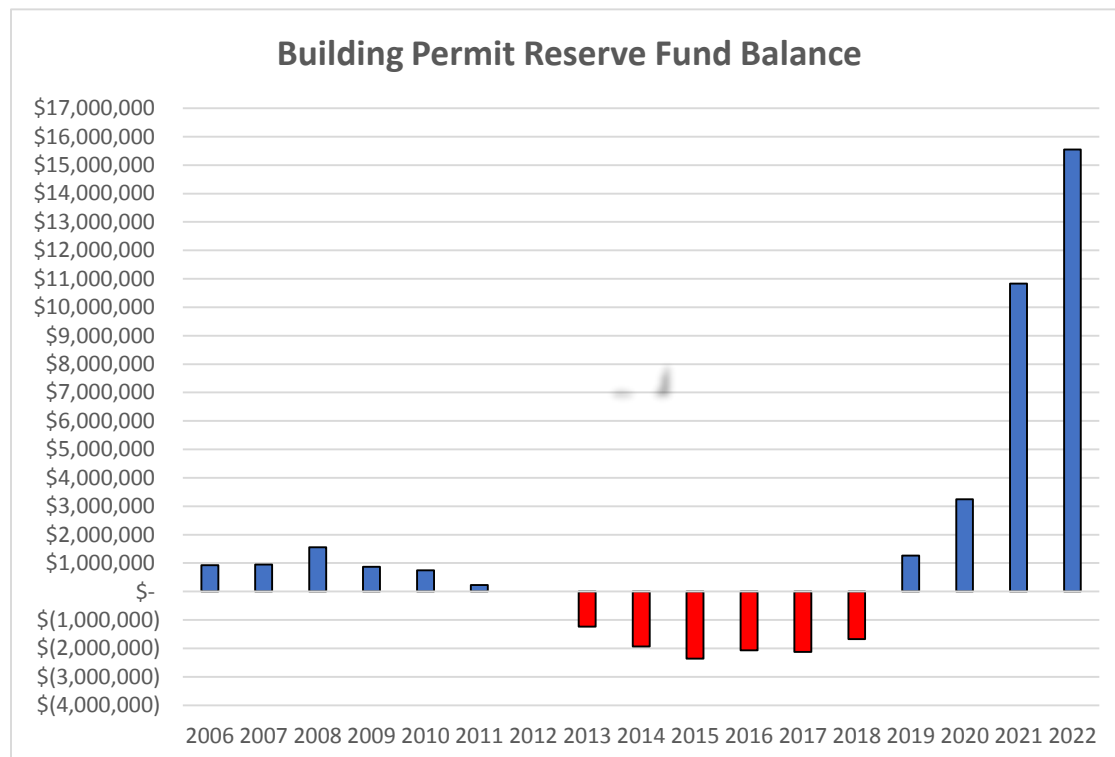
- The most recent Development Related Fee Study completed for building permit applications was undertaken by staff in 2018 in conjunction with Watson & Associates Economics Ltd. The objective of the Development Related Fee Study was to provide a comprehensive Development Fee review resulting in new Building Permit Fees and Planning Application Fees and their related By-laws.
- The revised fees came into force on October 1, 2018 and are to be indexed by 2.5 per cent on October 1 of each year. The next Development Related Fee Study for building permit applications is currently in progress at the time of this report and is scheduled for completion in the Fall of 2023.
- The Building Permit Fees Annual Financial Report 2022, (Attachment 1), outlines the fees and costs that are directly and indirectly attributable to the costs and associated fees permitted in accordance with the *Building Code Act*.
- The annual report includes information regarding the revenues and total costs and contribution to the Building Permit Reserve Fund.

5. Financial Considerations:

Building permit fees were established to fully recover the Town's cost of providing building permit services, including an allocation of administrative overhead/indirect costs. Any surplus of revenue from building permit fees is transferred to a reserve fund.

This reserve fund is used to ensure continued building permit service delivery during an economic downturn (e.g., building permit inspections that may take place year(s) after a building permit is pulled).

The following graph illustrates the December 31st balance in the Building Permit Reserve Fund since it was established in 2006:



As illustrated above, the extended economic downturn starting in 2008 had resulted in the Building Permit Reserve Fund requiring temporary funding from the Long Term Finance Reserve. The years 2013, 2014, 2015 and 2017 actually required funds to be borrowed from the Long Term Finance Reserve to offset costs for building code enforcement. By 2019, all remaining funds loaned to the Building Permit Reserve Fund were repaid to the Long Term Finance Reserve as a result of increased development activity. There have been regular contributions to the reserve since. The contribution to the Building Permit Reserve Fund in 2022 is reflective of the significant development activity in 2022.

The unaudited balance in the Building Permit Reserve Fund, as of December 31, 2022 is \$15,551,588:

- The target reserve fund balance is 2.07 times the annual total building code costs (i.e., direct, indirect, and capital costs). This means that the Building Permit Reserve Fund has a target balance to keep the Building Department operational (e.g., inspections and other work related to building permits already issued and still open) for just over 2 years if there is an economic downturn and no new building permit applications/revenues are received.
- The current balance of the reserve fund is in excess of the 2.07 times/years target and is more reflective of the years of required draws from this reserve to fund the Building Department operations during the last economic downturn (as shown in the chart above). As part of the Development Related Fee Study in 2023, Town staff will complete a fulsome assessment of building permit service delivery and adequacy of the reserve fund target balance going forward.

6. Communication and Public Engagement:

The *Building Code Act* requires that the Town of Whitby shall give notice of the preparation of a report under subsection 7(4) of the Act to every person and organization that has requested that the Town of Whitby provide the person or organization with such notice and has provided an address for the notice. To date, no person or organization has requested for such notice.

7. Input from Departments/Sources:

The report was reviewed with the Building Services division within the Planning and Development Department

8. Strategic Priorities:

- To continue the Whitby tradition of responsible financial management and respect for taxpayers; and to understand the importance of affordability and sustainability to a healthy, balanced community.
- Develop and utilize comprehensive business and financial planning processes.

9. Attachments:

Attachment 1: Building Permit Fees Annual Financial Report, December 31, 2022

**The Town of Whitby
Building Permit Fees Annual Financial Report
Results for the 12 Months Ended December 31, 2022 (Unaudited)**

2022 Actuals

Revenue

Fees \$7,596,366

Total Revenues \$7,596,366

Expenses

Direct \$2,017,043

Indirect \$1,205,653

Contribution to Reserve \$4,373,670

Total Expenses \$7,596,366

Net Revenue \$0

**Building Permit Reserve Fund
Balance as of December 31, 2022 (Unaudited)**

Opening Balance (January 1, 2022) \$10,833,866

Capital Project Funding Commitments \$0

Interest Earned \$344,051

2022 Contribution to Reserve \$4,373,670

Closing Balance (December 31, 2022) **\$15,551,588**

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: 2022 Year End Operating Budget Variances and Reserve Funds

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: FS 18-23

Department(s) Responsible:

Financial Services Department

Submitted by:

Fuwing Wong, Commissioner of
Financial Services / Treasurer, x4314

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Kevin Douglas, Senior Financial Analyst,
x2904

Jessie Wu, Senior Financial Analyst,
x2895

Valerie Mayers-Griffith, Senior Financial
Analyst, x2830

1. Recommendation:

1. That report FS 18-23 regarding 2022 Year End Operating Variances and Reserve Funds be received.

2. Highlights:

- The Town's net operating budget surplus for 2022 was \$2.8 million, comprised of a \$0.5 million favourable variance in revenues and \$2.3 million favourable variances in expenditures.
- In accordance with Town Policy, the net operating surplus was transferred to the Asset Management Reserve (50%) and the Long-Term Finance Reserve (50%).

3. Background:

In accordance with the Town's Operating Budget Process Policy, the Treasurer will coordinate and report on budget performance on a periodic basis.

4. Discussion:

The Town of Whitby's 2022 Operating Budget consists of \$153.3 million of Revenues and \$153.3 million of Expenses. At the end of 2022, there was an operating budget surplus of \$2.8 million comprised of a \$0.5 million surplus in revenues and expenditure savings of \$2.3 million (based on actual vs. budget).

Table 1 below provides a summary of the 2022 operating variances (unaudited) by budget category. Variance explanations, at a corporate level, follow Table 1 and were prepared in consultation with staff from Departments across the Town. Further detail on departmental variances is available in Attachment 1 of this report.

TABLE 1:

Town of Whitby by Budget Category* (\$ in Millions)	2022 Budget	2022 Actual**	2022 Year-end Surplus / (Deficit)	Variance %
Revenue				
Taxation	(\$111.2)	(\$112.9)	\$1.7	2%
Grants	(\$0.2)	(\$0.3)	\$0.2	108%
Program Revenues, Fees, and Fines	(\$25.1)	(\$24.3)	(\$0.7)	(3%)
Miscellaneous Revenue & External Recoveries	(\$2.7)	(\$2.9)	\$0.1	5%
Other Revenues	(\$5.2)	(\$5.3)	\$0.1	(2%)
Transfers from Reserves & Internal Recoveries	(\$9.0)	(\$8.1)	(\$0.9)	10%
Total Revenues	(\$153.3)	(\$153.8)	\$0.5	0%
Expenditures				
Salaries, Wages & Benefits	\$83.7	\$80.9	\$2.8	3%
Building Related Costs & Utilities	\$6.8	\$6.1	\$0.7	10%

Vehicle & Equipment Maintenance & Fuel	\$2.7	\$3.0	(\$0.3)	(11%)
Purchased Services and Supplies	\$9.4	\$9.8	(\$0.4)	(5%)
Administrative Costs	\$5.9	\$5.7	\$0.2	4%
Grants	\$6.5	\$6.4	\$0.2	3%
Debt Charges	\$1.9	\$1.9	\$0.0	0%
Transfers to Reserves & Internal Transfers	\$36.4	\$37.1	(\$0.8)	(2%)
Total Expenditures	\$153.3	\$151.0	\$2.3	2%
Net Operating Budget	\$ -	(\$2.8)	\$2.8	

*Note: Numbers may not add due to rounding

**2022 Actuals have been adjusted to eliminate offsetting (surplus/deficit) variances related to reserve/reserve fund transfers approved by Town Policy. See "Other Transfers to Reserve/Reserve Funds" section of this report for more information.

Details of the Revenue and Expenditure variances, noted in Table 1, are as follows:

PART A: REVENUE VARIANCES

Taxation

The Taxation revenue surplus of \$1.7 million is mainly due to additional supplementary tax revenue from assessment growth (e.g., new properties added to the property tax roll during the year). Timing of the supplementary tax revenues is based on the Municipal Property Assessment Corporation (MPAC) determining an assessment value for new builds and property improvements.

Grants

The Grants revenue surplus of \$0.2 million is from higher Federal Government summer student grants across the Town with the greatest increases experienced in summer camps and parks.

Program Revenues, Fees, and Fines

The Program Revenues, Fees, and Fines revenue deficit of (\$0.7) million is primarily a result of a (\$1.8) million pressure from facility closures and cancellation of programming in the first quarter of 2022 due to the COVID-19 pandemic, as well as renovations of the Civic Recreation Complex (CRC) pool necessitating its closure for the entire year. Additional late payment fees collected for property taxes of \$0.7 million and a higher volume of Municipal Consent approval fees of \$0.6 million partially offset these revenue shortfalls. Further, facility closures also resulted in lower facility expenditures (such as

utilities) which are reflected in other sections of the Town's budget/this report. There were other net revenue pressures of (\$0.2) million from various accounts.

Miscellaneous Revenue & External Recoveries

The Miscellaneous Revenues & External Recoveries surplus of \$0.1 million is derived from a \$0.4 million increase in external recoveries for winter maintenance services provided on provincial and regional roads. This is offset by (\$0.2) million in reduced WSIB recoveries for Fire and Emergency Services and a planned (\$0.2) million draw from a natural gas cost stabilization account that was not required. Remaining net revenue surplus of \$0.1 million from various accounts.

Other Revenues

The Other Revenues surplus of \$0.1 million is due to increased investment income of \$0.7 million from higher prime interest rates in 2022. In an effort to combat inflationary pressures, the Bank of Canada increased overnight lending rates eight (8) times since January 2022. The rate increases impacts debt servicing costs but also results in higher interest revenues for Town bank balances. The higher interest revenue was mostly offset by (\$0.6) million in budget revenues from the Whitby Football Club that were not collected due to a suspension of the Club's debt repayments during the pandemic. The Town is in discussions with the Whitby Football Club to resume repayments in 2023.

Transfers from Reserves & Internal Recoveries

The Transfers from Reserves & Internal Recoveries deficit of (\$0.9) million is mainly due to lower than budgeted recoveries of staffing costs from capital projects of (\$0.7) million as a direct result of vacancies/staffing shortages. Further a budgeted draw from the from the Tax Rate Stabilization Reserve for an anticipated Elexicon dividend shortfall was not required, resulting in a (\$0.1) million pressure. The remaining net revenue deficit of (\$0.1 million) is from various accounts.

PART B: EXPENDITURE VARIANCES

Salaries, Wages & Benefits

Salaries, Wages & Benefits generated the largest variance with a \$2.8 million favourable variance. Staff vacancies (e.g., due to turnover, retirement, etc.) combined with staff recruitment challenges (i.e., competitive wage rates and shortage of qualified staff for some departments) were the main contributors to a surplus of \$3.5 million. While staff vacancies results in an overall surplus for the Town, the staff shortages results in work/projects not being completed/not being completed in a timely manner and adds workload and stress for remaining staff. A compensation review, e.g., benchmarking the Town's compensation to other municipal comparators, will be started in the Fall to help address the Town's staffing attraction and retention challenges.

Also contributing to the surplus was a WSIB credit of \$0.6 million provided to the Town as a financial relief to combat the effects of COVID-19. Partially offsetting this surplus is (\$1.3) million of additional overtime expense within Fire and Emergency Services to

cover an increased number of absences due to the pandemic, as well as scheduled time off and staff on leave.

Building Related Costs & Utilities

The Building Related Costs & Utilities surplus of \$0.7 million can be attributed to \$0.3 million in streetlight savings from a combination of lower hydro rates than budgeted and reduced consumption related to the use of higher efficiency lighting. Further the Community Services department experienced additional savings of \$0.4 million due mainly to reduced consumption as a result of the previously mentioned facility closures and reduced programming.

Vehicle & Equipment Maintenance & Fuel

The Vehicle & Equipment Maintenance & Fuel deficit of (\$0.3) million was primarily due to higher fuel market prices during 2022.

Purchased Services and Supplies

The Purchased Services and Supplies pressure of (\$0.4) million was mainly attributed to the May 21st Derecho storm for contracted work plus the purchase/rental of small equipment and supplies within Operations of (\$0.5) million. Additional expenditures across the Town accounted for an additional pressure of (\$0.2) million. Partially offsetting these unanticipated pressures is savings of \$0.3 million in Community Services because of facility closures and reduced programming caused by the pandemic.

Administrative Costs

The Administrative Costs surplus of \$0.2 million is related to the staffing vacancies experienced throughout the Town resulting in lower conference, training, mileage, and other staff-related expenses.

Grants

Grant programs ended 2022 with a \$0.2 million expense surplus caused mainly by lower participation in the Access Program in the first half of the year, closure of the Civic Recreation Centre (CRC) pool for renovations and fewer applications for grants related to taxable charities, the Heritage Tax Rebate, and the Accessibility Improvement Grant.

Debt Charges

There was no material variance to report for Debt Charges in 2022. While Council has approved capital projects in the budget to be debt-financed, the Town's practice is to issue debentures, through the Region of Durham, following the completion of the project (when final costs are known). Once the debt is issued, debt servicing costs (interest and principal) are incorporated into future operating budgets.

Transfers to Reserves & Internal Transfers

The Transfers to Reserves & Internal Transfers pressure of (\$0.8) million was primarily due to a (\$0.7) million transfer to the Zero Carbon Revolving Fund that was approved by Council as part of the Town's 2023 Budget (Report FS 06-23 Recommended 2023 Operating and Capital Budget report, Decision Item #49 "Zero Carbon One-Time

Funding Request”). There was also a contribution of (\$0.1 million) to the Winter Control Reserve.

Other Transfers to Reserve/Reserve Funds

The following are transfers to reserve and reserve funds related to approved Town policies. The transfers are dependent upon actual revenues/expenditures related to the department/division or program. Rather than showing a surplus in Table 1 fully offset by a pressure in a different section of Table 1 (i.e., the Transfer to Reserve section), the surplus and offsetting pressure/transfer have been excluded from Table 1 and explanation of the variance and transfer to reserve shown below. The intent of combining this information is to better communicate operating results for programs and resulting reserve transfers:

Building Permit Reserve Fund

In 2022, Building Services experienced an overall transfer to the Building Permit Reserve Fund (BPRF) of \$4.4 million. The budgeted transfer to the BPRF in 2022 was \$0.7 million. This \$3.7 million increased transfer to the reserve is mainly attributed to a revenue surplus of \$3.0 million primarily from higher building permit volumes. In addition, there was net salary and benefit surplus of \$0.5 million because of staff vacancies/staffing shortages. Building Services also experienced other net savings of \$0.2 million in reduced administrative type expenses and purchased services.

The Building Permit Reserve Fund was established from the 2005 implementation of the Building Code Statute Law Amendment Act (Bill 124). The purpose of the reserve is to allow the municipality to stabilize slow years in terms of building activity and permit revenue. The Building Services division operates as a full cost recovery and any surplus or deficit in the division is accounted for by a transfer to or from, respectively, the BPRF. Accordingly, the Building division is fully funded from fees and does not have an impact on property taxes.

Parking Reserve Fund

The Transportation Parking division transferred \$0.1 million to the Parking Reserve Fund. The budgeted transfer to the Parking Reserve Fund in 2022 was \$0.4 million. The reduced contribution to the reserve of \$0.3 million is due to forgone revenues as a result of the Town continuing to waive parking fees (until April 2022) during the COVID-19 pandemic.

Parking Enforcement transferred (\$0.2) million from the Parking Reserve fund. The budgeted transfer to the Parking Reserve was \$0.1 million for 2022. The increase transfer from the reserve is related to lower parking revenues in 2022.

The purpose of the reserve is to provide a funding source for future public parking related infrastructure and parking enforcement in the Town of Whitby.

Marina Reserve Fund

The overall contribution to the Marina Reserve Fund is \$0.2 million which is a decrease of (\$0.1) million compared to budget. The Marina/Harbour Facilities Division

experienced a net shortfall in dock and hall rental revenues due to residual pandemic impacts. The purpose of this program reserve is primarily to fund capital requirements of the Port Whitby Marina and annual long term debt repayments for Marina or harbour related infrastructure projects.

Arena Reserve

The overall contribution to the Arena Reserve is \$0.4 million or a decrease of (\$0.1) million compared to budget due to reduced ice surcharge revenues during the year from pandemic-related facility closures in early 2022. The purpose of this program reserve is to fund arena related infrastructure asset management projects.

Planning Development Fee Reserve

Due to a higher volume of subdivision/zoning applications for Brooklin, other zoning and site plan applications throughout the Town, there was an operating surplus and a 2022 transfer to the Planning Development Fee Reserve of \$1.5 million. The purpose of this program reserve is to provide a funding source during fiscal years, where annual development fee revenue for the Development Control, Design and Technical Services Section, falls below budget or when annual expenditures are in excess of budget.

Engineering Development Fee Reserve

Due to a higher volume of development applications, there is a surplus in site plan engineering fees and a 2022 transfer to the Engineering Development Fee Reserve of \$0.2 million. The purpose of this program reserve is to provide a funding source during fiscal years, where annual development fee revenue for the Development Engineering Section, falls below budget or when annual expenditures are in excess of budget.

Road Infrastructure Repair Reserve

The overall contribution to the Road Infrastructure Repair Reserve increased \$0.9 million above budget to \$1.2 million due to a surplus in Road Occupancy Permit repair works fees. The purpose of this program reserve is to fund capital projects relating to repair of infrastructure damage and other damage along roads.

2022 Year End Surplus and Disposition

In accordance with the Town's Disposition of Operating Surplus Policy (s.3.1.3 of Policy F 010), the net operating surplus, \$2.8 million as shown in Table 1 of this report, was transferred 50% or \$1.4 million to the Asset Management Reserve Fund and 50% or \$1.4 million to the Long Term Finance Reserve. The Asset Management Reserve Fund is used to fund the repair, maintenance, and rehabilitation of the Town's existing and aging infrastructure. The Long Term Finance Reserve (also known as the one-time reserve) is used to fund capital projects, special projects and pilot projects that are not related to asset management or growth. In recent years, the Long Term Finance Reserve has been used to fund a loan to the Abilities Centre, the natural ice surface pilot, non-statutory development charge exemptions, and sustainability studies.

A complete listing of the Town's reserve/reserve fund balances as at December 31st for the years 2020-2022 has been included in Attachment 2 of this report. More context

and discussion about the following reserve/reserve funds are included in other reports on the June 12, 2023 Committee agenda:

- Building Permit Reserve Fund – Report “FS 17-23 – Building Permit Fees Annual Report”
- Development Charges and Cash-in-Lieu of Parkland Dedication Reserves – Report “FS 19-23 – Annual Treasurer’s Statement – Development Charges and Parks Reserve Fund”

Derecho Storm - May 21, 2022

The Whitby area was hit by a large storm, known as a derecho, on Saturday, May 21, 2022. Hundreds of trees were broken and uprooted causing blocked roads and sidewalks, downed hydro wires, damage to cars, houses, fences, and structures in Whitby related to the storm.

As reported to Council in 2022, the Town reached out to the Ministry of Municipal Affairs and Housing (MMAH) to determine whether Town residents and businesses would be eligible for Provincial Disaster Recovery Assistance for Ontarians (DRAO) program funding and whether the Town would be eligible for Municipal Disaster Relief Assistance (MDRA). Following a site visit, facilitated by Town staff, MMAH did not activate the DRAO program for the Whitby area. Further, the MDRA program for municipalities requires municipalities to spend at least 3% of the municipality’s own tax levy on incremental costs related to the disaster. For the Town of Whitby, the threshold for MDRA activation would be \$3.3 million. In total, the Town spent \$0.8 million related to the derecho storm (which is below the 3% threshold for MDRA program activation).

5. Financial Considerations:

The financial considerations are outlined in other sections of this report.

6. Communication and Public Engagement:

Through the development of Whitby’s Community Strategic Plan, a focus on the value for money, financial sustainability as well as transparent reporting were identified as priorities. Under the Government Pillar, timely and transparent reporting was identified as the highest priority with long term financial planning being identified as the third highest priority. This report supports these priorities identified in the Community Strategic Plan. Furthermore, within the operating expenses, funds to support accessibility and sustainability are allocated, including the investment of \$0.7 million to the zero carbon revolving fund to support the implementation of zero carbon projects.

7. Input from Departments/Sources:

Information in this report was provided by the various departments.

8. Strategic Priorities:

Through the development of Whitby's Community Strategic Plan, a focus on value for money, financial sustainability as well as transparent reporting were identified as priorities. Under the Government Pillar, timely and transparent reporting was identified as the highest priority with long term financial planning being identified as the third highest priority. This report supports these priorities identified in the Community Strategic Plan. Furthermore, within the operating expenses, funds to support accessibility and sustainability are allocated, including the investment of \$0.7 million to the Zero Carbon Revolving fund to support the implementation of zero carbon projects.

9. Attachments:

Attachment 1 – 2022 Year End Operating Variances by Department

Attachment 2 – Reserve and Reserve Fund Year End Balances 2020-2022

Table 2: 2022 Year-End Operating Variances by Department

The following is a summary of the 2022 Operating Budget Year-End Actuals (unaudited) by Department.

Town of Whitby by Department* (\$ in Thousands)		2022 Budget	2022 Actual**	Total YE 2022 Surplus / (Deficit)	Variance %
Executive and Legislative	Revenue	(\$317)	(\$351)	\$35	
	Expense	\$1,089	\$1,088	\$1	
	Net	\$772	\$737	\$36	5%
Chief Administrative Office	Revenue	(\$1,082)	(\$1,479)	\$397	
	Expense	\$15,700	\$16,103	(\$403)	
	Net	\$14,619	\$14,624	(\$6)	(0%)
Legal & Enforcement Services	Revenue	(\$1,430)	(\$1,408)	(\$22)	
	Expense	\$3,888	\$3,588	\$300	
	Net	\$2,458	\$2,180	\$278	11%
Financial Services	Revenue	(\$3,860)	(\$4,465)	\$604	
	Expense	\$5,375	\$5,122	\$253	
	Net	\$1,514	\$657	\$857	57%
Operational Services	Revenue	(\$1,699)	(\$2,650)	\$952	
	Expense	\$24,650	\$24,541	\$109	
	Net	\$22,952	\$21,891	\$1,061	5%
Fire & Emergency Services	Revenue	(\$595)	(\$391)	(\$205)	
	Expense	\$24,678	\$25,798	(\$1,120)	
	Net	\$24,083	\$25,407	(\$1,325)	(5%)
Planning and Development	Revenue	(\$11,041)	(\$10,230)	(\$811)	
	Expense	\$13,341	\$11,280	\$2,061	
	Net	\$2,300	\$1,050	\$1,250	54%
Community Services	Revenue	(\$10,850)	(\$8,911)	(\$1,939)	
	Expense	\$20,314	\$18,565	\$1,749	
	Net	\$9,464	\$9,653	(\$190)	(2%)

Grants	Revenue	(\$170)	(\$150)	(\$20)	
	Expense	\$6,497	\$6,310	\$187	
	Net	\$6,327	\$6,160	\$167	3%
Corporate Revenues and Expenses	Revenue	(\$122,290)	(\$123,755)	\$1,465	
	Expense	\$37,802	\$38,560	(\$758)	
	Net	(\$84,488)	(\$85,195)	\$707	1%
TOTAL	Revenue	(\$153,333)	(\$153,791)	\$458	
	Expense	\$153,333	\$150,956	\$2,377	
	Net	\$ -	(\$2,835)	\$2,835	

*Note: Numbers may not add due to rounding

**2022 Actuals have been adjusted to eliminate variances related to offsetting (surplus/deficit) variances related to reserve/reserve fund transfers approved by Town Policy. See "Other Transfers to Reserve/Reserve Funds" section of the report for more information.

Executive and Legislative

Executive and Legislative experienced an overall **net surplus of \$36 thousand** consisting of a \$35 thousand revenue surplus and \$1 thousand of expense savings. This net surplus is primarily due to staff vacancies/shortages.

Chief Administrative Office

The Chief Administrative Office ended 2022 with an overall **net deficit of (\$6 thousand)**. Variances in revenues and expenditures reflect additional staff hired to backfill seconded on capital projects, such as Project Wisdom, and the Streamline Development Approval Fund project, shown as expenditure variances while the recovery from capital projects is shown as a revenue variance.

Legal and Enforcement Services

Legal and Enforcement Services experienced an overall **net surplus of \$278 thousand** composed of a (\$22 thousand) revenue pressure and a favourable expense variance of \$300 thousand. This surplus is primarily due to \$332 thousand from staff vacancies/staff shortages. This is offset by (\$46 thousand) mainly for additional building grounds maintenance and operating supplies at the Animal Services Centre. The remaining net pressure (\$8 thousand) is due to other miscellaneous accounts.

Financial Services

Financial Services ended 2022 with a **\$857 thousand net surplus** consisting of \$604 thousand of additional revenue and a favourable expense variance of \$253 thousand. This is mainly due to an additional \$700 thousand in late payment fees on tax arrears and \$40 thousand of increased rental income from Town-owned properties (lease extensions and a new rental). Staff vacancies/staff shortages resulted in a variance of \$275 thousand. These surpluses are partially offset by reduced staff recoveries from capital projects (\$178 thousand). The remaining net surplus of \$20 thousand is from other miscellaneous accounts.

Operational Services

Operational Services experienced an overall **net surplus of \$1,061 thousand** composed of \$952 thousand in surplus revenue and a favourable expense variance of \$109 thousand. There is a \$630 thousand surplus in Municipal Consent approval fees collected and a \$356 thousand surplus in external recoveries for winter maintenance services provided on provincial and regional roads. The overall favourable variance in salaries and benefits of \$551 thousand for the department is comprised of \$794 thousand of vacancy/staff shortages partially offset by (\$243 thousand) pressure for May 21 derecho storm cleanup. Hydro-electricity savings of \$402 thousand is predominately in streetlighting. There was a (\$544 thousand) pressure for contracted service work, fuel usage and purchase/rental of small equipment and supplies related to the storm cleanup, (\$232 thousand) in fuel due to high market prices and (\$85 thousand) for the contribution to the Winter Control Reserve. The remaining variance of (\$17 thousand) is from other accounts.

Fire and Emergency Services

Fire & Emergency Services experienced an overall **net pressure of (\$1,325 thousand)** comprised of a (\$205 thousand) deficit in revenue and a (\$1,120 thousand) of additional expenses. There was a decrease of (\$160 thousand) in WSIB recoveries due to a change in the number of people on WSIB and a decrease of (\$64 thousand) in Motor Vehicle Collision recoveries. A significant pressure of (\$1,302 thousand) was experienced in overtime pay to cover an increased number of absences due to the pandemic, as well as scheduled time off and leaves of absence which is offset by a \$254 thousand surplus in full-time salaries. There was a (\$154 thousand) pressure in emergency dispatch service costs and a surplus of \$71 thousand in repairs and

maintenance for Fire fleet vehicles. The remaining surplus of \$30 thousand is from other accounts.

Planning & Development

Planning & Development ended 2022 with an overall **net surplus of \$1,250 thousand** composed of an (\$811 thousand) deficit in revenue and a favourable expense variance of \$2,061 thousand. The main driver of this surplus is due staff vacancies/staff shortages, \$1,897 thousand. Other favourable variances of \$164 thousand are due primarily to reduced administrative type expenses such as conferences, training, and supplies. These savings are offset by a (\$617 thousand) reduction in recoveries of staff time from capital projects which is a direct result of the staff vacancies. The remaining net revenue deficit of (\$194 thousand) can be mainly attributed to reduced subdivision inspection fees and other miscellaneous revenue impacts.

Community Services

Community Services experienced an overall **net pressure of (\$190 thousand)** consisting of a (\$1,939 thousand) shortfall in revenue and a favourable expense variance of \$1,749. A revenue pressure of (\$210 thousand) is due to a reduction in capital project recoveries mainly in Parks Development. Further revenue losses of (\$1,758 thousand) were due to facility closures and cancellation of programming in the first quarter of 2022 due to lingering pandemic conditions, with gradual recovery in participation levels since reopening. The Civic Recreation Complex (CRC) pool was closed for renovations for the entire year which further contributed to lost revenues. Revenue shortfalls from reduced programming and facility closures were partially offset by a related \$899 thousand variance in salaries and benefits, a \$420 thousand reduction in utility costs, \$338 thousand savings in purchased services/supplies and \$164 thousand savings in administrative costs. There was a pressure of (\$108 thousand) in building operation related costs from increased HVAC and plumbing. The remaining net surplus of \$65 thousand is from other accounts.

Grants

Grant programs ended 2022 with an overall **net surplus of \$167 thousand** comprised of a (\$20 thousand) revenue deficit offset by \$187 thousand of expense savings. Town grant programs had lower expenses of \$159 thousand mainly due to reduced participation in the Access Program at the beginning of the year, as well as closure of the Civic Recreation Centre (CRC) pool for renovations, fewer applications for the grants to taxable charities, the Heritage Tax Rebate, and the Accessibility Improvement program.

Corporate Revenues and Expenses

Corporate Revenues and Expenses experienced an overall **net surplus of \$707 thousand** consisting of a \$1,465 thousand revenue surplus and (\$758 thousand) in additional expenses. There was a net taxation surplus of \$1,662 thousand mainly due to additional supplementary tax revenue based assessment growth provided by MPAC. Surplus investment income of \$663 thousand due to higher prime interest rates in 2022. Offsetting these surpluses are reduced revenues of (\$605 thousand) from the soccer domes operated by the Whitby Football Club due to lingering pandemic impacts. Helping to offset this pressure is a surplus distribution credit of \$545 thousand from WSIB in an effort to provide organizations with financial relief from COVID-19 and other net salaries and benefits variances of \$322 thousand. As a result of the overall Town year end surplus, the budgeted contributions of (\$115 thousand) from the Tax Rate Stabilization Reserve for Elexicon dividend shortfalls, planned draw from a natural gas cost stabilization account (\$200 thousand) and a transfer from the Insurance Reserve Fund of (\$26 thousand) were not required. Per Council direction from FS 06-23, Decision Item #49 “Zero Carbon One-Time Funding Request”, Council approved that the Town’s operating budget surplus for 2022 be used to replenish the Zero Carbon Revolving Fund up to (\$721 thousand). The remaining \$32 thousand surplus was from other accounts.

Asset Management Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Asset Management	\$42,261,951	\$54,700,431	\$63,850,771
Canada Community Building	\$12,044,869	\$18,809,784	\$20,465,303
Total	\$54,306,820	\$73,510,215	\$84,316,074

Growth Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Growth	\$41,228,324	\$48,392,673	\$51,521,673

Development Charges Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Total Development Charges Reserve Funds (Combined)	\$131,250,631	\$171,431,424	\$183,355,972

See June 12, 2023 Staff Report FS 19-23 for further details, including details of the reserves by service area, opening balance, 2022 transactions, and commitments/allocations against development charges reserve funds.

Program Reserves / Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
IT Infrastructure	\$2,738,722	\$2,720,697	\$2,157,439
Municipal Election	\$233,048	\$339,738	-\$59,546
Roadwatch Program	\$18,952	\$18,952	\$18,952
Mayor's Comm Dev Fund	\$89,747	\$87,747	\$97,647
Dedications	\$10,370	\$10,025	\$19,284
Gravel Pit Rehab	\$87,164	\$87,164	\$91,177
Whitby Station Gallery	\$30,000	\$30,000	\$30,000
Corporate Development	\$1,402,985	\$1,157,258	\$960,499
Facade Grant Improvement	\$146,282	\$111,388	\$144,335
Arenas	\$1,975,074	\$2,354,608	\$2,680,572
Res Perform Arts Comm Dev	\$162,295	\$119,295	\$111,545
Harbour Maintenance	\$ -	\$9,999	\$121
Tree Planting	\$596,586	\$562,454	\$596,176
Environmental Guide	\$23,953	\$23,953	\$23,953
Whitby Public Library	\$500,000	\$234,033	\$234,033
Roads Infrastructure Repair	\$912,308	\$956,956	\$1,815,894
Whitby Soccer Dome Res	\$281,104	\$325,074	\$365,872
Building Permit Rev - Bill 124	\$3,244,530	\$10,833,866	\$15,551,588
Town Property	\$5,285,524	\$5,433,323	\$4,671,679

Groveside Equipment	\$81,933	\$112,841	\$126,331
Groveside Future	\$5,397	\$96,898	\$121,493
Groveside Burial Options	\$138,635	\$150,449	\$146,659
Library Fundraising	\$22,342	\$18,420	\$18,570
Lynde Shores Monitoring	\$151,394	\$155,344	\$157,142
Marina	\$807,373	\$1,063,834	\$1,104,754
Parking	\$4,131,061	\$4,780,029	\$4,505,843
Parks (Cash in Lieu)	\$9,419,801	\$16,540,009	\$9,149,755
Seniors Committee of Council	\$58,457	\$59,983	\$53,666
Seniors' Ctr Transportation	\$ 79,546	\$81,621	\$82,566
Employee Related Benefits	\$1,023,004	\$1,049,696	\$1,061,846
Future Specified – Sub Division Contributions	\$12,831,158	\$ 10,394,304	\$17,103,805
Engineering Dev Fee	\$ -	\$ -	\$741,398
Planning Dev Fee	\$ -	\$ -	\$2,381,946
Zero Carbon	\$ -	\$ -	\$765,096
Total	\$46,488,744	\$59,919,958	\$67,032,090

See June 12, 2023 Staff Report FS 19-23 for further details, including opening balance, 2022 transactions, and commitments/allocation against the Parks (Cash-in-Lieu) reserve fund.

Stabilization Reserves / Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Reserve for Tax Rate Stabilization	\$1,070,274	\$1,070,274	\$1,070,274
Reserve for Working Funds	\$1,007,500	\$1,007,500	\$1,007,500
Reserve Bad Debt Allowance	\$327,021	\$365,450	\$385,223
Res Winter Control Contingency	\$1,431,888	\$1,607,064	\$1,691,918
Reserve General Contingency	\$4,827,831	\$4,827,831	\$4,827,831
WISB-NEER Reserve Fund	\$948,522	\$973,271	\$984,536
Insurance Reserve Fund	\$1,819,966	\$1,600,189	\$1,613,800
Total	\$11,433,002	\$11,451,579	\$11,581,082

One Time Reserve

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Long Term Finance	\$12,258,847	\$9,188,414	\$8,054,268

Total All Reserves / Reserve Funds

Description	Balance as at Year End 2020	Balance as at Year End 2021	Balance as at Year End 2022
Total	\$296,966,368	\$373,894,263	\$405,861,159

Town of Whitby Staff Report

whitby.ca/CouncilCalendar



Report Title: **Annual Statement of Development Charge and
Parkland Dedication Cash-in-Lieu Reserve Funds as
of December 31, 2022**

Report to: **Committee of the Whole**

Date of meeting: June 12, 2023

Report Number: **FS 19-23**

Department(s) Responsible:

Financial Services Department

Submitted by:

Fuwing Wong, Commissioner of
Financial Services / Treasurer

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Erika Watson, Manager of Development
Finance and Long Term Financial
Planning,

1. Recommendation:

1. That Report FS 19-23, the Annual Statement of Development Charge and Parkland Dedication Cash-in-Lieu Reserve Funds as of December 31, 2022 be received.

2. Highlights:

- This report provides statutory statements and information related to the Town of Whitby's Development Charge (DC) Reserve Funds, and Parkland Reserve Fund.
- As detailed in Attachment 1 of this report, the Town of Whitby's overall DC reserve fund balance increased by \$11,924,548, from \$171,431,424 on January 1, 2022, to \$183,355,972 by December 31, 2022.
 - The December 2022/January 2023 balance of \$183,355,972 in DC Reserve Funds is not sufficient to fund the \$974,918,935 of capital projects approved in the 2023 and past budget and the projects, approved by Council, in the Town's ten (10)-year capital forecast (details also available in Attachment 1)

- It is anticipated that the funds to pay for project costs, in excess of December 2022 DC reserve fund balances, will come from future DC collections (and property taxes) as the Town continues to grow.
- A detailed listing of the 2022 growth related capital expenditures (including the annual debt repayment for capital projects), totaling \$27,246,065 is provided in Attachment 2 of this report. The growth related expenditures were funded from DC Reserve Funds (\$18,714,351) and from non-DC sources (\$8,531,714), including property tax based reserves.
- As summarized in Attachment 3 to this report, the Town's Park Reserve Fund (containing cash-in-lieu of parkland dedication revenues) had an opening balance of \$16,540,008 at the start of 2022 and an ending balance of \$9,149,755 million as of December 31, 2022
 - This represents a net decrease of \$7,390,254 due to capital expenditures in 2022
 - Of the December 2022/January 1 balance, \$6,949,278 (or 76%) has been committed or allocated to ongoing capital projects already approved and projects in the Town's ten (10)-year capital forecast, approved in principle by Town of Whitby Council as part of the Town's 2023 Budget.

3. Background:

Section 43(1) of the *Development Charges Act, S.O. 1997 (DCA)* states that "The treasurer of a municipality shall each year on or before such date as the council of the municipality may direct, give the council a financial statement relating to development charge by-laws and reserve funds established under section 33. 1997, c. 27, s. 43 (1)." This statement must include:

- The opening and closing balances of the reserve funds including the transactions relating to the funds;
- A listing of all assets whose capital costs were funded under a development charge by-law during the year, and for each asset, the costs not funded under the by-law and the source of other funding;
- A statement indicating compliance with subsection 59.1(1) to not impose directly or indirectly a charge related to a development or a requirement to construct a service to development except as permitted by the DCA or another Act.

For cash-in-lieu of parkland dedication funds, the funds are to be held in a special account and used as permitted under Section 42(15) of the *Planning Act*. In addition, Section 42(17) of the *Planning Act* requires "a council of a municipality that passes a by-law under this section shall provide the prescribed reports and information to the prescribed persons or classes of persons at such times, in such manner and in accordance with such other requirements as may be prescribed. 2019, c. 9, Sched. 12, s. 12 (9)."

4. Discussion:

This report provides statutory annual reporting in accordance with the DCA related to the Town's development charges and development charge by-law, and statutory annual reporting on cash-in-lieu of parkland dedication reserves in accordance with the Planning Act.

Statutory Annual Statement of Development Charge Reserve Funds

Development Charges are collected from developers to pay for infrastructure, such as roads, new recreational parks and facilities, fire, library facilities, etc. to support growth related to additional population and employment.

Once collected, DCs are allocated to specific DC reserve funds for the each of the growth-related infrastructure service areas in accordance with and the proportions outlined in the Town's DC Background Study.

As growth-related capital projects are approved in the Town's budget and capital projects are started, funds are subsequently drawn from the DC reserve funds to pay or partially pay for capital project expenditures.

As detailed in Attachment 1 of this report, the Town of Whitby's overall Development Charge (DC) reserve fund balance at the beginning of 2022 was \$171,431,424 and increased (net) by \$11,924,548 to \$183,355,972 at December 31, 2022. A summary of the increase is provided below:

Summary of Change in DC Reserve Funds (Details provided in Attachment 1)	Total
Increase in the DC reserve funds is mainly from DCs collected from Developers and Interest Income	\$45,653,314
Decrease in DC reserve funds relating to draws to fund growth-related capital projects, and repayment of the West Whitby Landowners Group Front Funding Agreement through DC credits, net of the expected recovery from MTO for Rossland Road.	(\$33,728,766)
Net overall increase to DC reserve funds that will be used to fund current projects in progress and future growth-related infrastructure projects	\$11,924,548

Attachment 1 of this report also shows \$974,918,935 of the \$183,355,971 ending 2022/beginning 2023 balance of DC Reserve Funds has been committed or allocated to ongoing capital projects already approved and projects in the Town's ten (10)-year capital forecast, approved in principle by Town of Whitby Council as part of the Town's

2023 Budget. This means that the December 2022/January 2023 balance of \$183,355,972 in DC Reserve Funds is not sufficient to fund future growth-related capital projects. It is anticipated that the funds to pay for project costs, in excess of December 2022 DC reserve fund balances, will come from future DC collections (and property taxes) as the Town continues to grow.

The legislated changes to the DCA that came into effect on January 1, 2020 included Section 26.1 of the Act, which defers the payment of development charges for specific development types until first occupancy, and then permits 6 or 21 equal annual installment payments. Interest is applied on the deferred amount from the date of first building permit issuance until the date development charges are paid in full.

The reporting and tracking of the balances owed (to the Town) are reflected in Attachment 1.

At the end of 2022, Town of Whitby development charges totaling \$3,764,3318 are to be collected in a future year for 3 developments under Section 26.1 of the DCA. The timing of those collections is dependent on their first occupancy.

Attachment 2 provides detailed information on the \$27,246,065 of growth-related expenditures, including specific capital projects the DC's funded, and other Non-DC funding for the projects. In total, \$27,246,065 of growth-related capital expenditures were funded by \$18,714,351 from development charges and \$8,531,714 from other Non-DC funding sources in 2022.

As per the West Whitby Landowners Front Funding Agreement, for the construction of Des Newman and Rossland Road, DC Credits are tracked and payable (by the Town, to the West Whitby Landowners Group) based on the cost of works completed and up-fronted by the landowners group. The minimum repayment, by the Town, in any given year is 50% of "Roads and Related – Town Wide Infrastructure" development charges collected from the West Whitby Landowners Group that year (to a maximum of the up-fronted costs). In 2022, the Town recognized that the West Whitby Landowners Group earned an additional \$15,014,415 for up-fronted works and the Town reimbursed the landowners group \$14,308,640.

Legislated change to the DCA from Bill 23 pertaining to Section 35.2 of the Act notes that a municipality shall spend or allocate at least 60% of the monies that are in the reserve fund for priority services (i.e., water, wastewater, and roads). For the Town of Whitby, as a lower tier municipality within Durham, only the roads service is applicable. The commitments include approved capital projects that are currently in progress but were not completed in 2022, and those approved by Council in the Town's 10-Year capital forecast:

Description	DC – Roads & Related - Townwide	DC – Roads & Related – Alternate Route
Total DC Roads & Related funds available as of Dec.31.2022	\$ 76,535,197	\$ 19,456,618
Commitments for Capital Projects approved but not complete as of Dec.31.2022	(\$62,347,933)	(\$1,336,358)
Allocated for Capital Projects approved Capital Forecast	(\$523,766,143)	(\$92,713,050)
Percentage of DC Funds Allocated/Committed	766%	483%

As shown in the Table above, the Town has allocated more than 100% of DC funds on hand at the end of 2022/beginning of 2023 as part of the 2023 and past budget and the Town's ten (10)-Year capital forecast, which was approved by Council as part of the Town's 2023 budget. It is anticipated that the funds to pay for project costs, in excess of December 2022 DC reserve fund balances, will come from future DC collections (and property taxes) as the Town continues to grow.

In addition to the information provided in the annual statements attached to this report, the Treasurer must provide a statement each year regarding the Town's compliance with subsection 59.1(1) of the DCA.

The Town of Whitby affirms that it is compliance with subsection 59.1(1) of the DCA for the 2022 reporting period, whereby it has not imposed directly or indirectly a charge related to development or a requirement to construct a service related to development, except as permitted by the DCA or another Act.

Statutory Annual Statement of the Parkland Dedication Cash-in-Lieu Reserve Fund

The *Planning Act* provides for the conveyance of land to a municipality for park or other public recreational purposes as a condition of development or redevelopment of land.

Instead of conveying land, Developers may make a payment known as a cash-in-lieu of parkland dedication payment for the Town to fund a future park or other public recreational projects. These payments are allocated to the Town's Park Reserve Fund.

The Statement for the Park Reserve Fund (Attachment 3) summarizes the cash-in-lieu of parkland dedication funds collected and drawn for capital expenditures during 2022.

Overall, the fund decreased (net) by \$7,390,254, from \$16,540,009 as of January 1, 2022 to \$9,149,755 as of December 31, 2022.

The legislated change to the *Planning Act* from Bill 23 pertaining to Section 47 requires a municipality to spend or allocate at least 60% of the monies collected as cash-in-lieu of parkland dedication, which are allocated to the Park Reserve Fund. Attachment 3 of this report also shows \$6,949,278 (or 76%) of the \$9,149,755 December 31, 2022 balance/ January 1, 2023 balance has been committed or allocated to ongoing capital projects already approved and projects in the Town's ten (10)-year capital forecast, which were approved in principle by Town of Whitby Council as part of the Town's 2023 Budget.

5. Financial Considerations:

The value of development charge non-statutory exemptions granted by a municipality, such as those eligible through Community Improvement Plans or the Town of Whitby's DC By-Law must be contributed from Town Funds to the Town's DC reserve funds. This is a legislative requirement to ensure the financial burden created by municipal policy decisions is not transferred to future developments.

As shown in Attachment 1, during 2022 a transfer of \$581,608 from the One-Time Reserve to the applicable Development Charge Reserve Fund(s) was made in 2022 to account for non-statutory development charge exemptions provided in 2022.

- \$376,409 for a high-density residential developments approved under the Downtown CIP Grant program.
- \$205,199 for a non-residential farm buildings used for bona fide farm use.

As outlined in this report, the Town's approved capital budgets and ten (10)-year capital forecasts for growth-related infrastructure exceeds current December 2022/January 2023 balances in the Town's Development Charges Reserve Funds. As the Town continues to grow (e.g. residential and non-residential developments), the Town will continue to collect DC's to fund the growth-related infrastructure projects. The changes to the Development Charges Act introduced by Bill 23, the More Homes Built Faster Act, 2022, may shift some of the growth-related infrastructure costs from Developers/DC's to taxpayers and/or result in delays in the projects. Due to the timing of Bill 23 (i.e. the Bill received Royal Assent on November 28, 2022) the Town's 2023 budget was prepared excluding the impact of Bill 23.

6. Communication and Public Engagement:

As per O. Reg. 82/98, the Town is required to ensure that the Treasurer's Annual Statement is available to the public, as such a copy of this report and the attachments will be posted on the Town's [Development Charge](#) webpage.

7. Input from Departments/Sources:

N/A

8. Strategic Priorities:

Through the development of Whitby's Community Strategic Plan, a focus on the value for money, financial sustainability as well as transparent reporting were identified as priorities. Under the Government Pillar, timely and transparent reporting was identified as the highest priority with long term financial planning being identified as the third highest priority. This report supports these priorities identified in the Community Strategic Plan.

9. Attachments:

Attachment 1 – Statement of Development Charge Reserve Funds, December 31, 2022

Attachment 2 – Expenditures Financed from Development Charge Reserve Funds and Other Sources, December 31, 2022.

Attachment 3 – Statement of the Park Reserve Fund, December 31, 2022

	Libraries	Parks and Recreation	Fire	Waste Management	By-Law Enforcement	Development Related Studies	Operations	Roads & Related - Town Wide Infrastructure		Roads & Related - Alternate Route	Storm Water Management	Parking (note 1)	Non-Administrative Operational Facilities (note 1)	Total Reserves	DC Installment Receivable (DCA Section 26.1)
Balance as of January 1, 2022	\$ 897,961.51	\$ 64,369,670.41	\$ 3,018,736.01	\$ 797,219.43	\$ 26,392.45	\$ 4,923,139.68	\$ 4,070,647.71	\$ 75,471,273.00	\$ 15,246,932.95	\$ 452,165.15	\$ 1,114,386.05	\$ 1,042,899.28	\$ 171,431,423.63	\$ 3,587,547.89	
Revenues															
Developer Contributions	\$ 1,112,123.91	\$ 7,768,553.03	\$ 1,014,063.36	\$ 109,823.25	\$ 44,493.90	\$ 656,721.88	\$ 1,144,739.07	\$ 25,903,234.36	\$ 4,075,530.92	\$ 825,990.49	\$ 70,858.24	\$ 68,269.61	\$ 42,794,402.02	\$ -	
Non-Statutory DC Exemptions Paid	\$ 11,990.68	\$ 85,864.78	\$ 12,709.75	\$ 1,120.73	\$ 730.46	\$ 4,116.49	\$ 13,017.50	\$ 387,696.36	\$ 52,994.72	\$ 11,367.01	\$ -	\$ -	\$ 581,608.48	\$ -	
Investment Income	\$ 31,913.31	\$ 979,942.63	\$ 81,217.41	\$ 15,221.65	\$ (10,157.29)	\$ 90,983.53	\$ 81,043.74	\$ 1,172,571.41	\$ 346,550.25	\$ -	\$ 28,356.15	\$ 16,538.39	\$ 2,834,181.18	\$ -	
Interfund Transfers	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (5,708,090.57)	\$ -	\$ -	\$ -	\$ -	\$ (5,708,090.57)	\$ -	
MTO Recovery Receivable	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 5,114,245.73	\$ -	\$ -	\$ -	\$ -	\$ 5,114,245.73	\$ -	
Provincial Grant Recovery	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 8,900.79	\$ -	\$ -	\$ 8,900.79	\$ -	
Release of Accounting Holdbacks	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 28,066.34	\$ -	\$ -	\$ -	\$ -	\$ 28,066.34	\$ -	
Development Charge Installments Receivable (section 26.1 DCA)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Accrued Interest on DC Installments Due	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 176,782.49	
Total Revenue	\$ 1,156,027.90	\$ 8,834,360.44	\$ 1,107,990.52	\$ 126,165.63	\$ 35,067.07	\$ 751,821.90	\$ 1,238,800.31	\$ 26,897,723.63	\$ 4,475,075.89	\$ 846,258.29	\$ 99,214.39	\$ 84,808.00	\$ 45,653,313.97	\$ 176,782.49	
Expenditures															
Front Funding Agreement Credits Payable (below)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (15,014,415.07)	\$ -	\$ -	\$ -	\$ -	\$ (15,014,415.07)	\$ -	
Capital Expenditures including Annual LTD Repayment (Attachment 2)	\$ (790,973.23)	\$ (4,210,315.65)	\$ (159,031.21)	\$ -	\$ -	\$ (208,340.33)	\$ (494,663.88)	\$ (10,819,384.18)	\$ (265,390.68)	\$ (1,637,202.27)	\$ (78,148.19)	\$ (50,901.08)	\$ (18,714,350.70)	\$ -	
Total Expenditures	\$ (790,973.23)	\$ (4,210,315.65)	\$ (159,031.21)	\$ -	\$ -	\$ (208,340.33)	\$ (494,663.88)	\$ (25,833,799.25)	\$ (265,390.68)	\$ (1,637,202.27)	\$ (78,148.19)	\$ (50,901.08)	\$ (33,728,765.77)	\$ -	
December 31, 2022 Closing Balance	\$ 1,263,016.18	\$ 68,993,715.20	\$ 3,967,695.32	\$ 923,385.06	\$ 61,459.52	\$ 5,466,621.25	\$ 4,814,784.14	\$ 76,535,197.38	\$ 19,456,618.16	\$ (338,778.83)	\$ 1,135,452.25	\$ 1,076,806.20	\$ 183,355,971.83	\$ 3,764,330.38	
Commitments and Allocations:															
Commitments for Capital Projects Approved as of December 31, 2022	\$ (16,444.00)	\$ (17,418,358.00)	\$ (481,778.00)	\$ -	\$ (49,854.00)	\$ (1,629,010.00)	\$ (1,232,991.00)	\$ (62,347,932.72)	\$ (1,336,358.00)	\$ (120,124.00)	\$ (808,130.00)	\$ (60,655.00)	\$ (85,501,634.72)	\$ -	
Allocations for Capital Projects Approved in 10 year Capital Forecast	\$ (14,827,500.00)	\$ (202,781,135.00)	\$ (8,125,074.00)	\$ (2,336,607.00)	\$ (915,610.00)	\$ (4,224,872.00)	\$ (25,128,053.00)	\$ (523,766,143.00)	\$ (92,713,050.00)	\$ (13,855,256.00)	\$ -	\$ (744,000.00)	\$ (889,417,300.00)	\$ -	
Total Commitments & Allocations	\$ (14,843,944.00)	\$ (220,199,493.00)	\$ (8,606,852.00)	\$ (2,336,607.00)	\$ (965,464.00)	\$ (5,853,882.00)	\$ (26,361,044.00)	\$ (586,114,075.72)	\$ (94,049,408.00)	\$ (13,975,380.00)	\$ (808,130.00)	\$ (804,655.00)	\$ (974,918,934.72)	\$ -	
Balance of DC Reserve Net of Commitments	\$ (13,580,927.82)	\$ (151,205,777.80)	\$ (4,639,156.68)	\$ (1,413,221.94)	\$ (904,004.48)	\$ (387,260.75)	\$ (21,546,259.86)	\$ (509,578,878.34)	\$ (74,592,789.84)	\$ (14,314,158.83)	\$ 327,322.25	\$ 272,151.20	\$ (791,562,962.90)	\$ 3,764,330.38	

West Whitby Landowners Front Funding Agreement (note 2)

AP Balance as of January 1, 2022

Front End Recovery Development Charge Collection Due to Landowners for 2022 Building Activity (Roads & Related - Town Wide Infrastructure)

Development Charge Credit Reimbursement Paid to Landowners

AP Balance as of December 31, 2022

Front Funding Credit AP Account
\$ (2,113,104.50)
\$ (15,014,415.07)
\$ 14,308,640.39
\$ (2,818,879.18)

Note:

(1) Reserves included in the 2017 DC By-Law but are not included in the 2021 DC By-Law

(2) This statement does not reflect the development charge credit commitment with respect to the repayment of the DC Roads & Related Town wide Infrastructure amount to developers under the West Whitby Landowners Front Funding Agreement for the construction of the agreed upon roads projects

The Corporation of the Town of Whitby
Expenditures Financed from Development Charge Reserve Funds and Other Sources
December 31, 2022

Attachment 2 to Report FS 19-23

	Development Charge Reserve Funds	Reserve & Reserve Funds	Subdivider Contributions, Grants & Other	Total
DC - Libraries				
90204001 Library Collection Expansion	(255,000.00)			(255,000.00)
90221502 CPL - F10 Makerspace Conversion	(57,056.11)			(57,056.11)
Repayment of Central Public Library Loan (2021)	(478,917.12)			(478,917.12)
	\$ (790,973.23)	\$ -	\$ -	\$ (790,973.23)
DC - Parks & Recreation				
30200405 PKSG - Wide Cut Mower (additional)	(82,099.96)			(82,099.96)
30202401 HORT - Sportsfield Mower (additional)	(170,017.55)			(170,017.55)
30211305 OPC - Expansion Phase 2	(7,999.92)	(1,659.72)		(9,659.64)
55208001 EV Joint Venture (charging stations)	(129,703.11)	(83,550.66)	(28,385.80)	(241,639.57)
55221001 North Whitby Zero Carbon District Energy Design	(13,998.82)	(12,570.71)		(26,569.53)
70188301 Lynde Creek Trail (Twin Streams to Rossland)	(1,994.04)	(840.46)		(2,834.50)
70188302 Heber Down to Country Lane	(65,236.14)	(15,303.03)		(80,539.17)
70190214 Cullen Central Park Geotechnical / Hydro-Geomorphic Studies/Consulting	(2,289.71)	(254.29)		(2,544.00)
70200002 Kinq Street Park Improvements	(53,425.98)	(12,532.45)		(65,958.43)
70200103 Grass Park Redevelopment	(1,716.95)	(5,151.85)		(6,868.80)
70200112 HEPC Trail (Longwood Park to Thickson)	(9,338.99)	(3,936.21)		(13,275.20)
70200113 Lynde Creek Trail - Bonacord to Dundas	(984.88)	(415.12)		(1,400.00)
70200115 Waterfront Trail South Blair to Thickson	(4,582.05)	(1,073.61)		(5,655.66)
70200117 Waterfront Trail Thickson to Boundary Road	(19,465.99)	(4,566.83)		(24,032.82)
70200217 Kiwanis Heydenshore Redevelopment	(62,669.06)	(188,008.45)		(250,677.51)
70200225 Mattamy District Park	(3,127.20)			(3,127.20)
70200306 Ashburn Park Picnic Shelter	(1,290.74)			(1,290.74)
70210101 Lynde Creek Trail - Taunton to Twin Streams	(1,348.41)	(568.32)		(1,916.73)
70210102 Florence Drive to Garden Street	(1,055.24)	(444.76)		(1,500.00)
70210215 Lazy Dolphin Local Park	(43,107.20)			(43,107.20)
70210216 TFP Whitby District Park	(2,000.00)			(2,000.00)
70210308 Iroquois Park Baseball - Field 4 - Add Lighting	(323,541.47)			(323,541.47)
70210309 Trail Rest Stops and Benches	(78,404.38)	(35,844.64)		(114,249.02)
70220110 Minto Development Trails	(70,350.00)	(29,650.00)		(100,000.00)
70220218 Chelseahill Local Park	(391,850.53)			(391,850.53)
70247301 CPROS Update	(55,886.00)	(18,628.67)		(74,514.67)
70250102 Waterfront Trail LCBO Boardwalk	(7,034.90)	(2,965.10)		(10,000.00)
71201016 IPSC - Air Conditioning Pad 1	(224,948.96)	(274,937.62)		(499,886.58)
71201033 New Whitby Sports Complex	(220,186.20)			(220,186.20)
71201034 CRC - C1010 Family Changeroom (S)	(484.00)	(54.00)	(1,477.00)	(2,015.00)
71201045 RFP-71-2020 North Whitby Sports Complex Prime Consultant/Arc	(1,234,454.06)	(109,035.11)		(1,343,489.17)
71221040 Whitby Sports Complex Prime Consultant for Park Design	(239,588.96)			(239,588.96)
71221137 CRC Renovation - Growth Related (Grant Funded)	(502,911.23)	(82,461.19)	(50,394.94)	(635,767.36)
74301101 PWM - F10 Staff Work Building	(432.48)	(432.48)		(864.96)
Repayment of Operations Centre Expansion Loan (2021)	(180,500.84)			(180,500.84)
	\$ (4,208,025.95)	\$ (884,885.28)	\$ (80,257.74)	\$ (5,173,168.97)
DC - Fire Services				
20178501 Special Project - Fire Mobile Data Terminals / Turn Out Technology	(3,965.35)	(22,820.24)		(26,785.59)
55208001 EV Joint Venture (charging stations)	(25,001.27)	(16,105.03)	(5,471.58)	(46,577.88)
71291201 Fire Training Complex	(2,707.48)	(9,599.26)		(12,306.74)
Repayment of Land - Future Fire Hall Loan (2021)	(110,918.42)			(110,918.42)
Repayment of Land - Future Fire Training Complex Loan (2021)	(16,438.69)	(59,195.41)		(75,634.10)
	\$ (159,031.21)	\$ (107,719.94)	\$ (5,471.58)	\$ (272,222.73)
DC - Development Related Studies				
13227002 Long Range Financial Plan Annual Update	(3,724.42)	(3,724.42)		(7,448.84)
50217001 Workforce Planning Study	(18,703.99)	(56,598.41)		(75,302.40)
50227801 Corporate Public Engagement Strategy and Tools	(1,270.50)	(14,223.16)		(15,493.66)
80060308 Comprehensive Zoning By-Law	(140,948.46)	(54,813.20)		(195,761.66)
81152301 Town Accessible Signage Standards (Interior & Exterior)	(19,989.68)	(24,431.83)		(44,421.51)
81167801 Downtown Whitby Secondary Plan Update	(20,508.24)	(2,278.67)		(22,786.91)
81177801 Zoning Study - Brooklyn	(2,867.12)	(1,114.99)		(3,982.11)
84198001 Corporate Energy and Emissions Management Plan Update	(327.93)	(1,961.67)		(2,289.60)
	\$ (208,340.34)	\$ (159,146.35)	\$ -	\$ (367,486.69)
DC - Operations				
30202002 TRAF - Extended Cab Pickup Truck with Plow(additional)	(71,468.14)			(71,468.14)
30211305 OPC - Expansion Phase 2	(11,806.23)	(1,659.72)		(13,465.95)
30212901 TRAF - Portable Traffic Signs (additional)	(36,023.04)			(36,023.04)
55208001 EV Joint Venture (charging stations)	(49,885.81)	(32,134.87)	(10,917.62)	(92,938.30)
Repayment of Land - Future Satellite Facility Loan (2021)	(105,080.61)			(105,080.61)
Repayment of Operations Centre Expansion Loan (2021)	(220,400.05)			(220,400.05)
	\$ (494,663.88)	\$ (33,794.59)	\$ (10,917.62)	\$ (539,376.09)
DC - Roads & Related - Townwide Infrastructure				
13216001 WWLA Roadworks (HST Costs)	(251,832.07)			(251,832.07)
13217003 Development Related Administrative Overhead	(90,180.64)			(90,180.64)
35186001 Garden/Burns Corridor Safety Review	(6,833.81)	(4,748.36)		(11,582.17)
35206403 Gordon St - PXO and Corridor Improvements	(144.55)	(471.50)		(616.05)
35216204 Anderson Continuity	(20,263.69)			(20,263.69)
35216205 Cross Rides	(20,263.70)			(20,263.70)
35226002 Traffic Calming Initiatives	(7,496.25)	(7,496.25)		(14,992.50)
35226201 Cycling Misc. Facility Improvements	(115,176.25)	(49,361.25)		(164,537.50)
35226304 On-Street Metres / Pav and Display (additional)	(12.76)	(33.03)		(45.79)
35226402 Future Traffic Signals / Traffic Control Devices	(1,059.77)			(1,059.77)
35226404 Urban Mobility Amenities (ie bike repair stands, bike parking)	(6,449.62)	(2,614.85)		(9,064.47)
35227103 Traffic & Transportation Study	(93,258.42)			(93,258.42)
35228003 Data Collection - Radar Message Boards and Cyclist/Pedestrians Counters	(593.74)	(254.46)		(848.20)
35236401 Dryden Boulevard at the HEPC Trail - Pedestrian Crossing	(5,997.00)			(5,997.00)
40062105 RR 12 Brock - Rossland to Taunton (Street Lighting)	(255,292.42)	(111,707.58)		(367,000.00)
40112302 Municipal Engineering Growth Studies/Design Reviews	(12,517.35)			(12,517.35)
40122304 Traffic & Transportation Study	(35,208.69)			(35,208.69)
40130201 Des Newman/CP Rail Grade Separation - Phase 1 (Embankments)	(1,151,257.14)			(1,151,257.14)
40131813 RR 22 Victoria - Brock to South Blair	(46,835.14)	(19,740.55)		(66,575.69)
40132304 Transportation & Pedestrian Safety Action Plan	(10,534.94)	(10,763.93)		(21,298.87)

The Corporation of the Town of Whitby
Expenditures Financed from Development Charge Reserve Funds and Other Sources
December 31, 2022

Attachment 2 to Report FS 19-23

	Development Charge Reserve Funds	Reserve & Reserve Funds	Subdivider Contributions, Grants & Other	Total
40140502 Ferguson Avenue Environmental Assessment	(2,488.74)	(4,313.91)		(6,802.65)
40141709 Brock St - LT Lanes Palmerston Ave	(977,082.90)	(977,067.82)		(1,954,150.72)
40151737 Country Lane - Taunton to 900m north	(2,497.30)	(440.70)		(2,938.00)
40170701 RR 12 Brock - Rossland to Taunton (MUP)	(152,250.05)	(136,519.95)		(288,770.00)
40171724 Cochrane St - north of Taunton Rd	(4,881.60)	(542.40)		(5,424.00)
40171806 RR 4 Taunton - Coronation Rd to Baycliffe Dr	(179,391.00)	(75,609.00)		(255,000.00)
40181201 LA - Mid Block Conn. (Cochrane to Thickson)	(98,827.72)			(98,827.72)
40186008 Future Design - Road Intersection Improvements	(6,085.00)	(6,085.00)		(12,170.00)
40186009 Mid Arterial Roadway - Ashburn to Anderson 1. EA	(84,277.44)			(84,277.44)
40187102 Pedestrian Traffic Signal - Brock / Colborne	(200,000.00)			(200,000.00)
40196019 Mid Arterial Roadway EA & Prelim Design Reimbursement Agreement	(914,564.57)			(914,564.57)
40196107 CU A07 01 - Ashburn Culvert	(163.31)	(653.11)		(816.42)
40201701 T-40-2021 Rossland CP Bridge	(25,849.63)	(3,174.67)		(29,024.30)
40206009 Garden - Dryden to Taunton 4. Utilities, MUP & Tree Planting	(6,039.59)	(1,065.78)		(7,105.37)
40206015 Brock St Widening (Curling Club to Manning) including MUP	(1,154,954.00)	(203,815.00)		(1,358,769.00)
40206021 Rossland / Coronation - Intersection Improvements	(2,431,000.00)	(429,000.00)		(2,860,000.00)
40206111 BR A08 02 - White Bridge	(99,730.00)	(306,106.00)		(405,836.00)
40206202 Annes St - Burns to Dawson	(11,764.56)	(105,872.06)		(117,636.62)
40206205 Dundas - White Oaks westerly	(43,441.80)			(43,441.80)
40206208 Rossland - Sidewalk Centre to Brock	(47,421.00)			(47,421.00)
40206218 Annes St - Dawson to Jermyn	(12,605.51)	(113,446.60)		(126,052.11)
40206219 RR 43 Cochrane - Walnut to Bonacord	(206.03)	(1,856.27)		(2,062.30)
40206220 Annes St - Jermyn to Dunlop	(10,741.49)	(96,666.43)		(107,407.92)
40206601 RR 26 Thickson - Sawyer to Columbus	(236,037.00)			(236,037.00)
40216030 Mid Arterial Roadway - Ashburn to Anderson 2. Design	(32,868.48)			(32,868.48)
40216032 Desmond Newman Blvd - Taunton to Coronation	(7,640.39)	(111.41)		(7,751.80)
40216043 Data Collection - Radar Message Boards and Cyclist/Pedestrians Counters	(9,041.83)	(3,779.93)		(12,821.76)
40216106 Rossland CP Bridge Design (TFP)	(90,844.00)	(11,156.00)		(102,000.00)
40216208 Cassels Rd E - Baldwin to 50m East	(3,890.45)	(3,890.45)		(7,780.90)
40216210 Brock - Sidewalk Rossland to Palmerson (WS)	(4,320.91)	(21,320.10)		(25,641.01)
40216216 RR 25 Stellar - City of Oshawa Boundary to Thickson	(232,151.00)	(97,849.00)		(330,000.00)
40216223 Rossland - McQuay to Coronation MUP (Developers)	(171,000.00)	(19,000.00)		(190,000.00)
40216224 Rossland - Cochrane to Centre MUP (ROD)	(91,919.00)	(11,289.00)		(103,208.00)
40216606 Streetlights - Additional Dark Zone Lights	(12,515.67)	(28,380.93)		(40,896.60)
40226020 Mid Arterial Roadway - Ashburn to Garden Reimbursement Agreement	(33,784.41)	(585.03)		(34,369.44)
40226057 Misc Striping and Signage	(4,590.95)	(1,935.05)		(6,526.00)
40226061 Des Newman Blvd (Top Asphalt)	(615,293.04)		(441,346.64)	(1,056,639.68)
40226063 Des Newman Blvd - Taunton to Twin Streams	(266,637.98)		(121,595.50)	(388,233.48)
40226064 Harbour Street Extension	(184,300.98)	(35,309.25)		(219,610.23)
40226113 Design Future Work - Bridges & Structural Culverts	(50,105.39)			(50,105.39)
40226115 CU D01 06 - White Oaks / Lynde Creek Gardens Culvert	(2,492.33)	(9,969.34)		(12,461.67)
40226402 Future Traffic Signage and Pavement Markings	(15,792.05)			(15,792.05)
40227104 Municipal Engineering Growth Studies/Design Reviews	(16,934.80)			(16,934.80)
40230301 CU A07 02 - Brawley Road Culvert (Monitoring)	(600.38)	(2,401.54)		(3,001.92)
40236029 Dryden Blvd - Thickson to Oshawa	(110,751.72)	(996,854.00)	(160,318.70)	(1,267,924.42)
40246022 Water Street 3. Property	(2,849.28)	(712.32)		(3,561.60)
40256047 Columbus Road - EA and Detailed Design Studies	(25,550.92)	(4,508.99)		(30,059.91)
DC - Roads - Alternate Route and Related Infrastructure	\$ (10,819,384.15)	\$ (3,918,478.80)	\$ (723,260.84)	\$ (15,461,123.79)
40160502 EA Study - Highway 7/12 Alternate Route	(265,390.68)			(265,390.68)
DC - Stormwater Management	\$ (265,390.68)	\$ -	\$ -	\$ (265,390.68)
40092001 Turk SWQ Pond	(1,537,659.94)	(2,304,719.92)		(3,842,379.86)
40167702 Storm Sewer Capacity Improvements Study	(31,289.10)	(7,821.64)	(91,696.57)	(130,807.31)
40177302 SWM Facility Rehabilitation Analysis	(1,448.90)	(2,178.84)		(3,627.74)
40182001 Rowe Channel Upgrades	(10,381.07)	(15,648.10)		(26,029.17)
40197102 Corbett Creek Master Drainage Plan and Flood Mapping	(8,547.51)	(2,136.88)	(55,000.00)	(65,684.39)
40207102 Lynde Creek Update	(2,019.41)	(504.83)		(2,524.24)
40216501 Garden St Snow Storage Facility - Phase 2	(32,124.82)	(48,186.94)		(80,311.76)
40216505 Turk Pond Access Road	(14,972.30)	(5,124.37)		(20,096.67)
40226503 Creek Erosion Restoration Works	(1,048.94)	(10,191.47)		(11,240.41)
DC - Parking	\$ (1,639,491.99)	\$ (2,396,512.99)	\$ (146,696.57)	\$ (4,182,701.55)
15211601 Land Purchase - 112 Colborne St W	(50,946.74)			(50,946.74)
35206302 Parking Lot #5 Expansion	(27,201.45)	(3,022.44)		(30,223.89)
DC - Non-Administrative Operational Facilities	\$ (78,148.19)	\$ (3,022.44)	\$ -	\$ (81,170.63)
10132404 Special Project - eServices Modules	(1,938.21)	(21,740.21)		(23,678.42)
10152401 Special Project - Growth Related IT Infrastructure Prep	(45,495.02)	(11,374.18)		(56,869.20)
10184702 Special Project - Future Technology Impacts	(138.31)	(1,793.71)		(1,932.02)
10205603 RFP-50-2020 ERP Project Consultant	(3,329.54)	(26,641.35)		(29,970.89)
Total	\$ (18,714,350.70)	\$ (7,565,109.84)	\$ (966,604.35)	\$ (27,246,064.89)

**The Corporation of the Town of Whitby
Statement of the Park Reserve Fund
December 31, 2022**

Attachment 3 to Report FS 19-23

	Park Reserve Fund (note 1)
Balance at January 1, 2022	\$ 16,540,008.99
Revenues	
Developer Contributions	\$ 5,139,291.47
Investment Income	\$ 96,289.89
Total Revenue	\$ 5,235,581.36
Expenditures	
Capital Expenditures (see details below)	\$ (12,625,835.21)
Total Expenditures	\$ (12,625,835.21)
December 31, 2022 Closing Balance	\$ 9,149,755.14
Commitments for Capital Projects Approved as of December 31, 2022	\$ (2,528,933.00)
Commitments for Capital Projects Approved in 10yr Capital Forecast	\$ (4,420,345.00)
Total Commitments	\$ (6,949,278.00)
Balance net of Capital Commitments	\$ 2,200,477.14

Capital Expenditures	Park Reserve Fund	Other Sources	Total
15211001 Land Acquisition - Whitby Sports Complex	\$ (12,608,601.22)		\$ (12,608,601.22)
70210309 Trail Rest Stops and Benches	\$ (11,593.55)	\$ (78,404.38)	\$ (89,997.93)
70200115 Waterfront Trail South Blair to Thickson	\$ (1,073.61)	\$ (4,582.05)	\$ (5,655.66)
70200117 Waterfront Trail Thickson to Boundary Road	\$ (4,566.83)	\$ (19,465.99)	\$ (24,032.82)
	\$ (12,625,835.21)	\$ (102,452.42)	\$ (12,728,287.63)

Note (1) Special account for the Parkland Dedication Cash-in-Lieu payments as collected under the Planning Act

Town of Whitby Staff Report

whitby.ca/CouncilCalendar



Report Title: Whitby Firefighters – Fallen Firefighters Memorial

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: FES 03-23

Department(s) Responsible:

Fire and Emergency Services

Submitted by:

Fire Chief Michael Hickey

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Michael Hickey, Fire Chief, ext. 4331

1. Recommendation:

1. That Council actively partners with the Whitby Professional Firefighters Association IAFF Local 2036 (“Local 2036”) on the design and construction of a memorial to fallen firefighters to be located at Whitby Civic Park adjacent to Town Hall;
2. That the Town of Whitby match Local 2036’s contribution to a maximum of \$35,000, funded from Whitby Fire and Emergency Services Operating Budget account 12105-54030, for the design and construction of the memorial;
3. That a new capital project in the amount of \$250,000 be established for the Whitby Memorial to Fallen Firefighters, funded from Local 2036 (\$35,000), the Town of Whitby (\$35,000), and external fundraising (\$180,000);
4. That the Town of Whitby actively partners with Local 2036 to source additional public and/or private sources of funding and/or sponsorship opportunities towards the memorial;
5. That construction for the memorial only proceeds once the \$180,000 fund raising goal has been achieved; and,

6. That Staff follow the process outlined in report FES 03-23 for the issuance of Official Donation Receipts for income tax purposes related to the external fundraising efforts for this Town of Whitby project.

2. Highlights:

- Whitby Fire and Emergency Services (WFES) and Local 2036 have unfortunately suffered five (5) Line of Duty Deaths (LODD) since it's inception.
- The Town of Whitby would be the first municipality to construct a Fallen Firefighters Memorial in Durham Region.
- Local 2036 has raised \$35,000 in funding to contribute to the project and funding from the employer would provide an opportunity to collaborate on this important initiative.
- The WFES estimates the cost of the memorial to be \$250,000. Subject to Council approval of this report, a new 2023 capital project will be established for \$250,000 funded from Local 2036 (\$35,000), Town of Whitby (\$35,000), and external fundraising (\$180,000)

3. Background:

The purpose of this report is to propose a Fallen Firefighter Memorial be erected in the Town of Whitby at Whitby Civic Centre Park. This memorial would allow for the families of LODDs, the fire service, and the citizens of Whitby, a chance to celebrate, remember and honour those lost protecting our community.

It is also important to recognize that the Town of Whitby has committed to commemorating our LODDs by naming streets after them in an upcoming Brooklin development. However, through this proposal the hope is to share with Council the importance of a space to reflect on and recognize the Whitby Firefighters who have lost their lives while serving our community.

The loss of these WFES employees takes a heavy toll on their families, as well as the members of WFES and Local 2036. These harsh realities act as strong reminders of the potential devastation the fire fighting profession can take on the firefighters and their families.

4. Discussion:

Throughout Ontario, councils, fire services and firefighter associations have all come together to erect memorials to honour LODDs. These memorials showcase and legitimize the strong bond communities share with their fire service.

The Regional Municipality of Durham is unique in Ontario, as none of its cities and/or towns currently have a memorial for fallen firefighters. However, our region has suffered the loss of many LODDs and a place of dedicated to remembrance is required. Should approval be sought for this important initiative, Whitby would have the exclusive opportunity to be a leader in the region, as the first town to honour the sacrifice of these brave firefighters.

Prior to constructing a memorial, there were many details to consider such as:

Location:

- The right location of a fallen firefighter memorial is crucial to ensure LODDs are honoured as they deserve. A memorial of this kind should be in a secluded location, to allow for solemn and peaceful contemplation of those lost. Ideally, the memorial would be located on Town owned land which would assist in keeping costs at a minimum.
- Civic Centre Park adjacent to Town Hall would be make an ideal location. Civic Centre Park offers the opportunity for solitude within the large green space of the park behind Town Hall. Town Hall also provides accessible access and ample parking. With Council's recent investments in the site, as well as the ongoing and planned renovations and expansions, it emphasizes the importance to remain at this location. In turn, this location would then guarantee there would not be a need to move the memorial once constructed.
- Finally, this property offers room for growth of the memorial, security in the form of security cameras at both Town Hall and the Civic Centre, and at a property which is already maintained by Operations staff.

Design:

- The design of the memorial influences its effectiveness. To build this memorial, the hope is to work with a designer or artist, as well as a local monument company.
- The scale of the design will be subject to budgetary constraints. However, the goal is to erect a memorial that could grow should the unfortunate need arise in the future.

5. Financial Considerations:

The WFES estimates the cost to design and construct the memorial at Civic Centre Park to be \$250,000 and recommends a new 2023 capital project be established to support this initiative. With a \$35,000 contribution from Local 2036, Town staff recommend a matching \$35,000 contribution towards the project, funded via a transfer from WFES' annual operating budget, account 12105-54030 – Transfer to Capital Fund. The proposed transfer is not budgeted for and will result in a 2023 operating budget pressure which may be offset by operating budget savings in other accounts and other departments across the Town.

It is recommended that the \$180,000 (= \$250,000 - \$35,00 - \$35,000) balance for the memorial be funded from external fundraising efforts co-ordinated by the Town. The Town of Whitby is a qualified donee under the Income Tax Act and may issue Official Donation Receipts for income tax purposes ("**Donation Receipts**") in accordance with Canada Revenue Agency ("**CRA**") guidelines and regulations. Organizations not complying with CRA regulations regarding the issuance, record keeping and administration of charitable gifts/Donation Receipts, may have their qualified donee designation revoked by CRA. Accordingly, the following guidelines are recommended for the Town's fundraising efforts for the memorial project:

- a) All cheques must be made payable to the Town of Whitby;
- b) If donations are collected by external parties, such Local 2036, the collections and a summary of the donors, amounts, addresses must be provided to the Town's Financial Services department directly. The collection shall be counted and reconciled with the external party present;
- c) Donation Receipts may be provided for donations of \$20 or greater:
 - For corporate donors, an option will be provided to select recognition (e.g., advertisements or banners) by the Town in lieu of a Donation Receipt;
 - Donors that received a benefit or consideration related to the donation (e.g., gala dinner or gift) may not be issued a Donation Receipt;
 - Donation Receipts may not be issued if the name, address is ineligible; and
 - Donation Receipts shall not be issued for the prior year after February 28th of any year.

It is recommended that the construction of the memorial proceed only when the fundraising goal (currently \$180,000) has been met – e.g., when the capital project is fully funded.

6. Communication and Public Engagement:

Not applicable.

7. Input from Departments/Sources:

The Town's Legal Services Department was consulted on any agreements related to this project. The Operations Department would be involved in the general maintenance of the landscaped areas associated with the memorial.

8. Strategic Priorities:

The recommendations contained in this report are consistent with the Town of Whitby Corporate Strategic Plan:

Strategic Priority 1: People

We will foster an inclusive environment where employees can experience job satisfaction and rewarding careers.

- 1.1 Recognize and celebrate successes
- 1.3 Empower staff
- 1.4 Attract and retain top talent
- 1.5 Become the organization that people want to join

In addition, the recommendations are consistent with the Town of Whitby's Mission, Vision, and Core Value statement: WE CARE.

9. Attachments:

Attachment 1 – Whitby Fallen Firefighters Memorial Proposal

TOWN OF WHITBY FALLEN FIREFIGHTER MEMORIAL

PROPOSAL



*SUBMITTED BY:
WHITBY PROFESSIONAL FIRE FIGHTERS' ASSOCIATION
IAFF LOCAL 2036*

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1.0 PURPOSE

Whitby Professional Fire Fighters' Association would like to propose a Fallen Firefighter Memorial be erected within our Town. This memorial would allow the families of our fallen firefighters, our fire service, and the citizens of Whitby, a chance to memorialize and honour those lost protecting our community.



Whitby Fire & Emergency Services Platoon Chief Randy Tureski

Whitby Professional Fire Fighters' Association would like to acknowledge and thank the Town of Whitby for their recent commitment to commemorate our fallen members through street names in an upcoming Brooklin development. However, through this proposal we hope to share with you the importance of a space to reflect on and recognize our members who have passed serving this Town.

As we continue, this report will provide the necessary information regarding a proposed fallen firefighter memorial.

2.0 BACKGROUND

The Town of Whitby has a strong and long-lasting tradition with its fire service. Since originating in 1851 as a volunteer organization, Whitby Fire & Emergency Services has evolved into a modern department, providing fire and emergency services, as well as public fire and life safety, to residents and visitors of the Town.

Whenever Whitby's firefighters arrive on shift, they and their families acknowledge and accept the risks they may be faced with that day, all in an effort to ensure protection and safety for our citizens. These are risks we willingly accept, to protect those we often do not know.

However, sometimes these risks are too great to overcome, and our fellow brothers and sisters end up paying the ultimate sacrifice for our community.

To date, Whitby Fire & Emergency Services and Whitby Professional Fire Fighters' Association have lost five members in the line of duty.



Captain Michael Hutchings, 59. Died February 5th, 2010, after a ten-month battle with cancer he received serving the Town. Captain Hutchings served the citizens of Whitby for 26 years.



Captain Michael Klein, 67. Died February 11th, 2014, following a battle with presumptive cancer he received serving the Town. Captain Klein served the citizens of Whitby for 30 years.



Platoon Chief Randy Tureski, 55. Died April 27th, 2017, following a battle with presumptive cancer he received serving the Town. Platoon Chief Tureski served the citizens of Whitby for 32 years.



Chief Fire Prevention Officer Nicholas Webb, 57. Died April 10th, 2018, following a battle with presumptive cancer he received serving the Town. Chief Fire Prevention Officer Webb served the citizens of Whitby for 5 years.



Platoon Chief Robert Vesey, 87. Died February 25th, 2022, following a battle with presumptive cancer he received serving the Town.

The loss of these men takes a heavy toll on their families, as well as the members of our Fire Service and Association. These harsh realities act as strong reminders of the potential devastation our profession can take on us and our families. These brave men gave everything for Whitby, and for this reason we believe it is only right to memorialize them for our community to honour and remember.

3.0 CONNECTION

A fallen firefighter memorial is an opportunity to honour and remember our Town of Whitby fire service employees, who have paid the ultimate sacrifice. Such a place would carry great significance and purpose, and directly align with our Town's Mission, Vision and Core Value statements.

Mission: *"Together we deliver services that make a difference in our community."*

Our Town's Mission Statement epitomizes the duties of our fallen members. Our colleagues provided the highest standard of service, to protect the great people of Whitby. However, regrettably, they died for this cause.

Our Town's Mission Statement also encompasses the importance of a fallen firefighter memorial. The introduction of a memorial *would* make a difference in our community. Having a place for reflection would be momentous to the public, families of the fallen, and our fire service.

Vision: *"Inspiring excellence through a culture where everyone is valued and respected."*

A fallen firefighter memorial also aligns with our Town's Vision Statement. The creation of a memorial publicizes the value and respect the Town of Whitby has for its fire service and their fallen members. By creating a fallen firefighter memorial, the Town would be announcing their appreciation for these brave firefighters.

Core Values – Whitby **E**mployees
Collaborate**A**ccountable**R**espectful**E**ngaged

The creation of a fallen firefighter memorial adheres explicitly to the Core Values our Town strives to epitomize.

Collaborate: *“Working together to achieve better outcomes.”*

Collaboration is a necessity as we continue our pursuit to eliminate line of duty deaths (LODDs). However, collaboration is also essential between our organizations as we endeavor to honour our fallen.

Accountable: *“Being responsible for my actions and for living our values.”*

Every firefighter who joins Whitby Fire & Emergency Services (WFES) and Whitby Professional Fire Fighters' Association (WPFFA) understands the risks involved with our profession. For this reason, WFES and WPFFA have created a culture of accountability and professionalism of the highest standard. However, these risks cannot always be evaded, and because of this, sadly, our members pay the ultimate sacrifice.

Accountability is also imperative for the Corporation of the Town of Whitby. The dangers of firefighting are well known, and so our Town is also responsible for the actions which take place within our fire service. It is understood that sometimes the dangers are too great to overcome, and for this reason, it is rightful to honour the employees that sacrificed all.

Respectful: *“Treating each other with mutual respect.”*

Respect is the foundation of a fallen firefighter memorial. A demonstration of gratitude is a must for our fallen firefighters. A fallen firefighter memorial is a chance for our Town to signify and publicize the respect it has for these members.

Engaged: *“Being an active participant to make this a great workplace.”*

Engagement applies to our current fire service. Through the creation of a fallen firefighter memorial, the Town would be showcasing their support for our fire service. A strong bond between a Town and its firefighters is essential for morale within its fire service. The creation of a fallen firefighter memorial would continue to strengthen this relationship.

Finally, the acronym **WE CARE** emulates the purpose of a fallen firefighter memorial. A demonstration of care for our fallen members and their families is precisely what we hope to achieve.

4.0 APPROACH

Throughout Ontario, councils, fire services and their firefighter associations have come together to erect memorials to honour their fallen. Examples of many of these memorials can be found throughout this proposal. These memorials showcase and legitimize the strong bond communities share with their fire service.

Often, these memorials are based on pre-existing fallen firefighter memorials, such as the International Association of Fire Fighters (IAFF) Fallen Firefighter Memorial, located in Colorado Springs, CO, or the Ontario Professional Fire Fighters Association (OPFFA) Fallen Firefighter Memorial, located in Toronto, ON.



IAFF Fallen Firefighter Memorial



OPFFA Fallen Firefighter Memorial

The Regional Municipality of Durham is unique in Ontario, as none of its cities with fulltime fire services have a memorial for their fallen firefighters. This is despite the fact there have been many LODDs across our region. Therefore, this gives Whitby the exclusive opportunity to be the first in the region to showcase their honour for these brave firefighters.

Prior to constructing a fallen firefighter memorial, there are many details to consider.

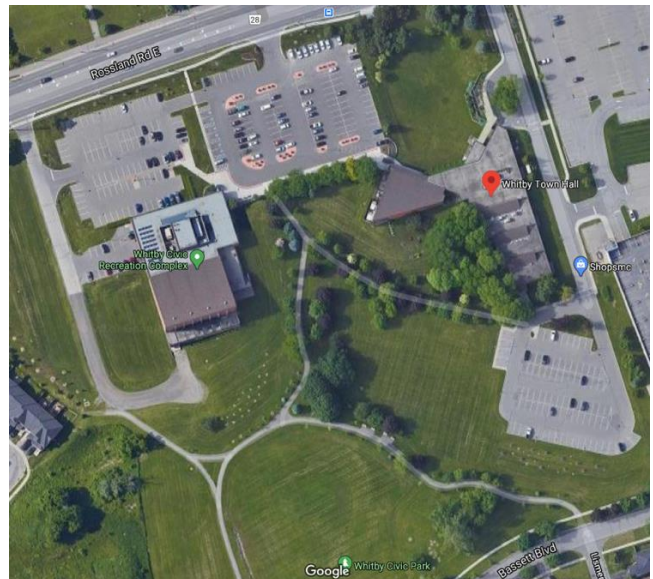
4.1 LOCATION

The right location of a fallen firefighter memorial is crucial to ensure the fallen receive the honour they deserve. A memorial of this kind would be ideally located in a secluded location, to allow for solemn and peaceful contemplation of those we have lost. We would want to keep the memorial to Town owned land, to keep the costs at a minimum. To do this, we could either add it to existing land, or partner with new land in current or future developments.

After reviewing our Town, some potential locations that could provide this solitude include:

Whitby Town Hall

Whitby Town Hall offers the opportunity for solitude within the large green space behind the building. The Town Hall also offers great access and parking availability. This is our preferred location choice for the memorial. Council has recently invested in the site, with the previous renovations and expansion. Therefore, this demonstrates their desire to stay at this property, and so there would not be a need to move the memorial once built.



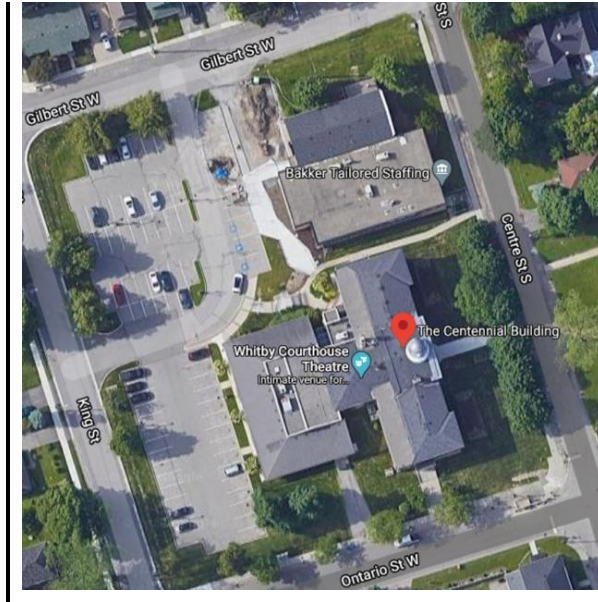
Grass Park

Grass Park offers a unique opportunity to construct a fallen firefighter memorial right in the heart of Brooklin. Erecting a memorial in Grass Park would allow for greater public attention, while still being secluded under the trees.



Centennial Building

The Centennial Building offers solitude to the east, under a canopy of trees, and next to a quiet residential street. The Centennial Building is also very accessible and provides ample parking.



Whitby Waterfront

The Whitby Waterfront offers many possible locations along Lake Ontario's shores, while still providing the solitude appropriate for the memorial. The waterfront also offers a wonderful natural backdrop in the form of the lake.



We have not included fire halls as a proposed option, due to the emotional connection tied to visiting a memorial. Hosting a fallen firefighter memorial at a fire hall may incite unwanted feelings for the visitors. As well, due to concerns regarding potential station relocations over time, as districts and service areas realign through Master Fire Plans, we would want to avoid the need to move the memorial.

4.2 DESIGN

The design of the memorial also influences its effectiveness. Included below are different design options to consider when erecting a memorial. A more visible location may increase the chance of attracting a prominent artist or design school to conduct the project at a lower cost, to increase their own publicity. However, the location and allocated budget would be the greatest factor in deciding what direction can be taken.

4.2.1 MEMORIAL CONSTRUCTION

There are many examples from neighbouring communities across Ontario of fallen firefighter memorials we can utilize to begin the design phase. Typically, these monuments are built using stone, cast brass or cast bronze.

Stone

Granite and marble are the most commonly used stone. They are both often used in cemeteries as grave markers with inscribed the names of those who have passed. These stones are instantly reminiscent of mourning and loss.



Kitchener, ON Fallen Firefighter Memorial

Cast Brass/Bronze

Cast brass or cast bronze is used more often when constructing an artistic scene and a 'larger than life' depiction of firefighting.



Ottawa, ON Fallen Firefighter Memorial

Combination Stone and Cast

Finally, both mediums used together can be very visually appealing.



North Perth, ON Fallen Firefighter Memorial

4.2.2 MEMORIAL HARDSCAPING

A memorial is more than a statue. The type of hardscaping that will surround the focal point should also be considered. Interlocking pavers and poured concrete are materials often used, and they allow for creativity in the design process. Often, the Maltese Cross, a symbol synonymous with the fire service, can be found under a memorial.

Poured Concrete



London, ON Fallen Firefighter Memorial

Pavers



Niagara Falls, ON Fallen Firefighter Memorial

4.2.3 MEMORIALIZING THE FALLEN

As our fallen firefighters' names are added to the memorial, they will need to be remembered individually. Commonly this is done by inscribing their name on the memorial. Additional details could include: years of service, date of passing, rank and/or age.



Welland, ON Fallen Firefighter Memorial

Additional ways of remembering our fallen firefighters can include:

Cast Helmet for Fallen Members



Kitchener, ON Fallen Firefighter Memorial



Individual Plaques/Stones



Toronto, ON Fallen Firefighter Memorial

Other design elements could also be added:

Lighting



Ottawa, ON Fallen Firefighter Memorial

Benches



Thorold, ON Fallen Firefighter Memorial

'Last Alarm' Bell



St. Catharines, ON Fallen Firefighter Memorial

Flag Poles



Gravenhurst, ON Fallen Firefighter Memorial

Gardens



Sarnia, ON Fallen Firefighters Memorial Garden

4.3 THINGS TO CONSIDER

All aspects of the memorial will need to be maintained and material considered. Depending on the design of the memorial, this can include:

- Tending to gardens, trimming trees, cutting grass and clean/polishing the memorial.
- Possible graffiti concerns.
- The lifespan of the materials chosen.

5.0 COST

If this proposal is to be accepted, a location would have to be determined, followed by a budget, and finally a design. This could be completed by a committee struck together containing Town of Whitby, Fire Service and Fire Association members.

As Whitby is a smaller fire service, in comparison with some others across Ontario, it would not be expected to build an outlandish memorial. However, the budget allotted will dictate its scale. A detailed design and tender would be required before the true cost could be determined.

Cost arrangements between the Town of Whitby, Whitby Fire & Emergency Services, and Whitby Professional Fire Fighters' Association would also have to be agreed upon prior to purchasing.

Possible private monetary, land, memorial design, and landscaping donations would help to offset the cost of this project. As well, if a memorial were to be built on, or tied into an existing Town location, maintenance/upkeep may be negligible.

These are all conversations and arrangements which will need to take place should the decision be made to move ahead with our proposal.

6.0 SUMMARY

As the Town of Whitby and its fire service continues to grow, and the untimely passing of our brothers and sisters continues, a need for a fallen firefighter memorial is paramount. A place of refuge to memorialize, honour, and remember our members who have sacrificed everything for our community is deserved.

The citizens of Whitby, the families of the fallen, and our fire service brothers and sisters are in need of a space to reflect and bestow their respect to those who gave all.

Erecting a fallen firefighter memorial in Whitby would give our Town the unique opportunity of being the first city with a fulltime fire service, in the Regional Municipality of Durham, to have a memorial. This showcases to the public, Region, and Ontario, the respect our Town has for its fire service.

In closing, the chance to erect a fallen firefighter memorial in the Town of Whitby offers a special opportunity to display support, respect and offer commendation to our members and their families who have paid the ultimate sacrifice.



Whitby Fire & Emergency Services Chief Fire Prevention Officer Nicholas Webb

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Report and Recommendations of changes to the Bylaw to Regulate the Sales and Discharge of Fireworks

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: FES 04-23

Department(s) Responsible:

Fire and Emergency Services

Submitted by:

Fire Chief Michael Hickey

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

Deputy Chief Glenn Green

Fire Chief Michael Hickey

1. Recommendation:

1. That report FES 04-23 be received for information; and,
2. That Council direct staff to bring forward a Fireworks By-law in accordance with the recommendations contained in Report FES 04-23 and in consideration of the Connect Whitby fireworks public survey results, with an effective date of January 1, 2024.

2. Highlights:

- In 2021 a community petition was submitted to add Diwali to the list of celebrations where no permit is required to discharge consumer fireworks.
- An exemption to By-law # 6339-10 was granted to allow for the discharge of consumer fireworks without the need for a permit during the celebration of Diwali.
- Following that exemption, Council requested that staff bring forward a report to amend By-law # 6339-10 to allow fireworks to be used for the festival of Diwali in perpetuity and investigate other cultural days of celebration where the discharge of fireworks played an integral role.

- In 2022 two (2) surveys were completed to gain feedback from the public about fireworks and other celebrations.
- Respondents identified the top three (3) celebrations of Diwali, Lunar New Year and Labour Day; with a smaller group of respondents specifying the addition of Eid al-Fitr, Family Day, and Remembrance Day.
- 68% of respondents identified no concerns with the display grade fireworks set off by professionals, facilitated by the Town.
- 78% of respondents were in favour of display fireworks at Town event(s).
- 75.3% of respondents were concerned about garbage, noise, and unsafe use of consumer grade fireworks during any private event and/or public holiday.
- 47.8% of respondents were in favour of a consumer grade fireworks ban.
- Recommend Council rescind bylaw # 6339-10 and prohibit the possession, sale and/or discharge of all consumer fireworks in the Town of Whitby.
- Professional display fireworks permits will remain available for licensed professionals at any time of the year; at a cost of \$225 (plus HST), in accordance with Town of Whitby By-law item number FES- 50.
- The ban on consumer fireworks would not take effect until 2024 in order to allow for an appropriate notice period for community groups, raise funds and organize professional displays with permits.
- Until implementation of the new by-law, it is recommended the Town of Whitby continues with the allowance of consumer grade fireworks during the 2023 celebration of Diwali.
- The Explosives Act, R.S.C., 1985, c. E-17, (sec 29a) allows a municipality to enact bylaws that govern the acquisition, possession, storage, handling, sale, transportation or delivery of explosives or components of explosives.

3. Background:

In 2021, pursuant to a public petition, an exemption to By-law # 6339-10 was granted to allow for the discharge of consumer grade fireworks without the need for a permit during the celebration of Diwali for that same year. Following this exemption, Council requested staff bring forward a report to amend Fireworks By-law # 6339-10 to allow fireworks to be used for the celebration of Diwali in

perpetuity and investigate other cultural days of celebration where the discharge of fireworks played an integral role.

Public engagement was sought through an online survey in March 2022, with 651 people providing responses. Concerns were identified within this survey regarding the impacts of fireworks discharge on the community as a whole.

Due to the number of concerns, an additional survey was conducted in October 2022 to further clarify the overall sentiment about the use of fireworks within the Town of Whitby. This second survey garnered over 1,500 responses.

The table below denotes the levels of engagement for both surveys:

Engagement Tool Name	Visitors	Contributors		
		Registered	Unverified	Anonymous
Fireworks Second Survey	3231	569	937	0
Fireworks Survey	1203	89	562	0

In addition to the survey, Town staff have received complaints from the public and concerns from Whitby Councillors, regarding the use of consumer grade fireworks throughout the community. Complaints are primarily related to noise, the negative impact to people's sleep, pets, animals, children, elderly and/or war veterans. Other complaints have been received regarding debris on private property, and/or damage to property. Finally, concerns surrounding environmental impacts of fireworks were identified with respect to air quality, to wild animals and/or birds.









4. Discussion:

As previously described, public feedback surveys were conducted in March 2022 and October 2022 via Connect Whitby. Each survey experienced considerable engagement from the public, who not only identified additional holidays to be added but also multiple concerns regarding health and safety, environmental, and general nuisances.

Pressures from the Province due to Bill-23 and decreasing home affordability, will continue to drive community intensification. This intensification will only exacerbate the concerns from residents with regard to garbage and noise from discharged fireworks, while also increasing the possibility of an injury and/or fire incident as a result of unsafe use of consumer grade fireworks.

Other municipalities have also completed comprehensive reviews of their fireworks by-laws which has resulted in reducing and/or eliminating the permissions to discharge consumer grade fireworks.

The below summaries current permitted use of consumer grade fireworks among other municipalities:

Only Permitted on: Canada Day & Victoria Day	Only Permitted on: Canada Day, Victoria Day & Diwali	Permitted on: Multiple Holidays	Complete Ban on Fireworks
    	  	 	

While appreciating Council's direction for allowance of consumer grade fireworks during the festival of Diwali in perpetuity, while also investigating other cultural days or celebrations where the discharge of fireworks plays an integral role, it became apparent through survey responses that the public has a high degree of concern from health and safety, environmental, and nuisance perspective.

In recognition of public response, coupled with intensification concerns outlined above, WFES is recommending a complete ban on consumer grade fireworks. Permitted use of professional display fireworks by licensed professionals will continue to be authorized at anytime during the year.

5. Financial Considerations:

The proposed ban, effective 2024, would require community groups and/or organizations to hire licenced vendors in order to safely run fireworks with display grade fireworks. The Town's Strategic Initiatives division currently organizes firework displays at various Town events through licenced vendors with costs ranging from \$10,000 to \$30,000 per event, depending on duration and intensity of the display.

The sale of consumer grade fireworks requires a retail licence from the Town. Retail licences for the sale of fireworks from a mobile premise are obtained through the By-law Enforcement division. At a cost of approximately \$235 per license (fee # BYL- 18), the division reviews the application, setbacks, and health and safety provisions related to combustibles at the retail location.

The Town's Fees and Charges By-law also includes a \$225 (plus HST) fee for an application to "Discharge of Fire Works – Display Grade", under fee FES- 50, to recover the costs of the Whitby Fire and Emergency Services Department staff reviewing the application, verification of the vendor's Federal licence, and conducting a site visit prior to the event.

6. Communication and Public Engagement:

Working with Communications and Creative Services, strategic communication plans were developed to support building awareness of, and encourage participation in, the two (2) surveys, which lead to more than 2,157 people participating and providing feedback.

WFES will continue to work with the Communications and Creative Services division to develop a comprehensive communications plan to inform the community of the changes and revised By-law, in advance of the 2024 implementation.

7. Input from Departments/Sources:

Fireworks are not permitted in any Town of Whitby parks however, Operational Services staff routinely visit all parks for regular maintenance and garbage, litter, and debris collection. It is not uncommon for this collected debris to include fireworks waste. If there is a permitted use in a park (i.e., minor baseball, soccer etc.) after an illegal fireworks discharge and before staff are able to attend, the permitted user would be responsible for clearing any debris that is impeding the use of the sports field and/or other permitted area. Operational Services does not have available resources to attend all 130 parks frequently enough to guarantee a permitted user would not need to remove debris prior to using the space.

Legal and Enforcement Services reports barriers to enforcement due to time of day, length of time of the displays (discharge is complete prior to arrival), locations are difficult to predict and insufficient resources to proactively patrol the Town. Despite the challenges of enforcing a complete band, Legal and Enforcement Services is committed to partnering with internal departments, such as WFES, on how best to address and/or patrol received complaints.

8. Strategic Priorities:

The recommendation of a complete band on consumer grade fireworks, as outlined within this report, was derived from health and safety, environmental and nuisance concerns. In conclusion, this ban will ensure community safety remains the top priority for the Town of Whitby.

9. Attachments:

Attachment 1 – Whitby Fireworks Survey

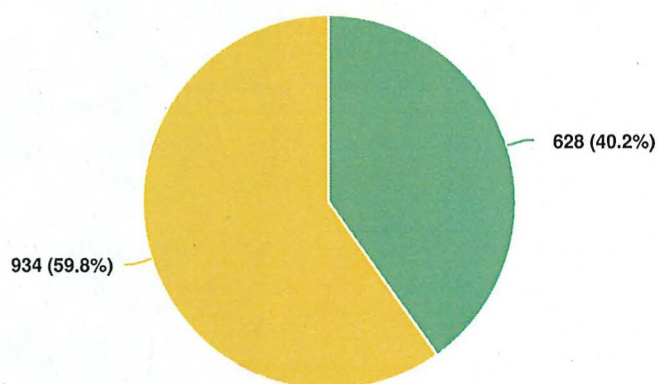
Project Report

Connect Whitby

Fireworks in Whitby



Do you know where to find safety information?



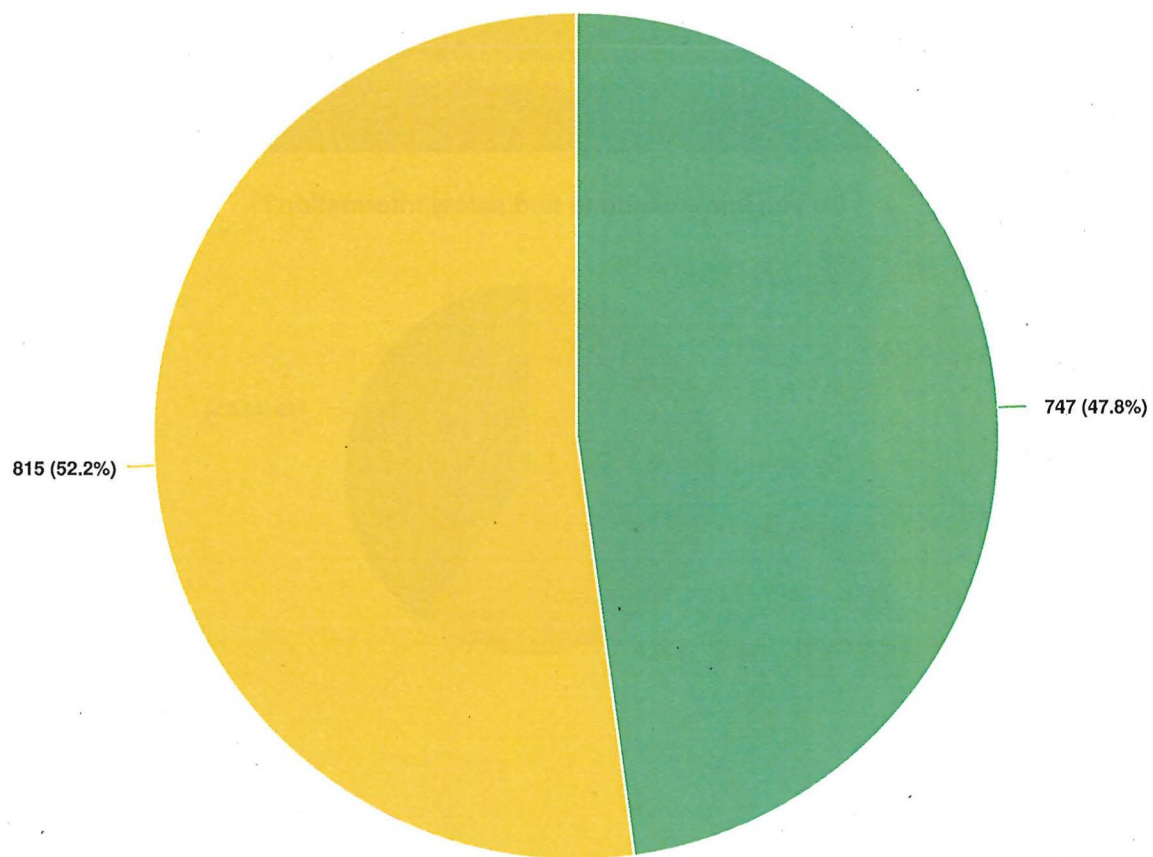
Question options

Yes No

Mandatory Question (1561 response(s))

Question type: Radio Button Question

Would you support a ban on the use of consumer-grade fireworks (i.e. residential/neighbourhood fireworks that individuals can buy from retailers)? This means that the only exception to the ban would be the use of display fireworks by a licensed pyr...



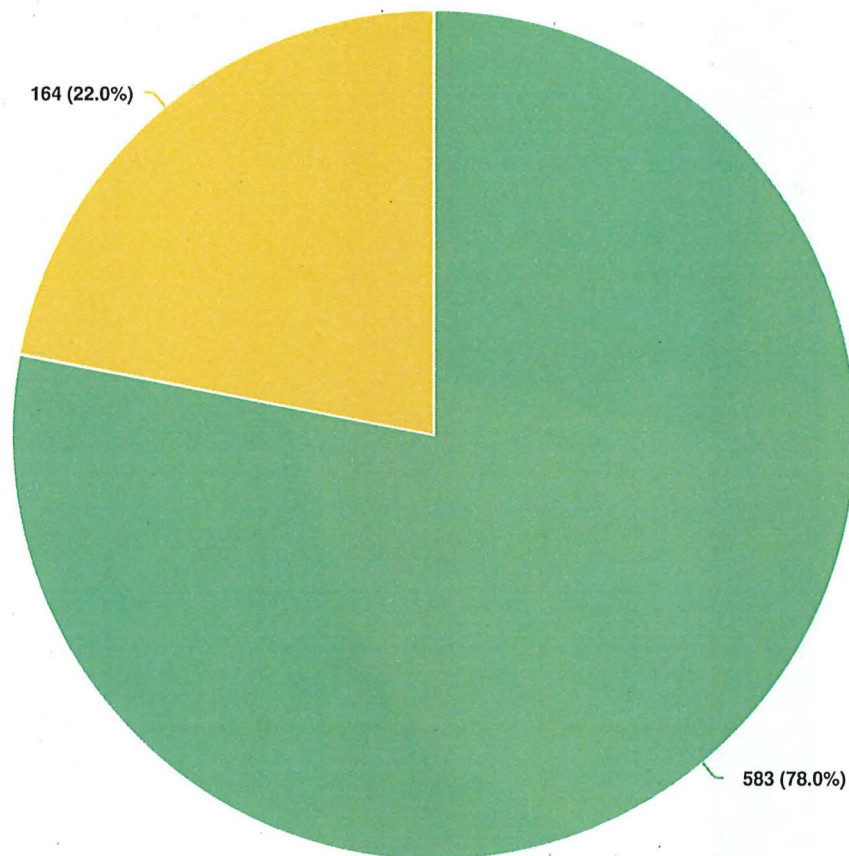
Question options

☒ Yes ☐ No

Mandatory Question (1561 response(s))

Question type: Radio Button Question

Are you in favour of professional display fireworks at Town events?



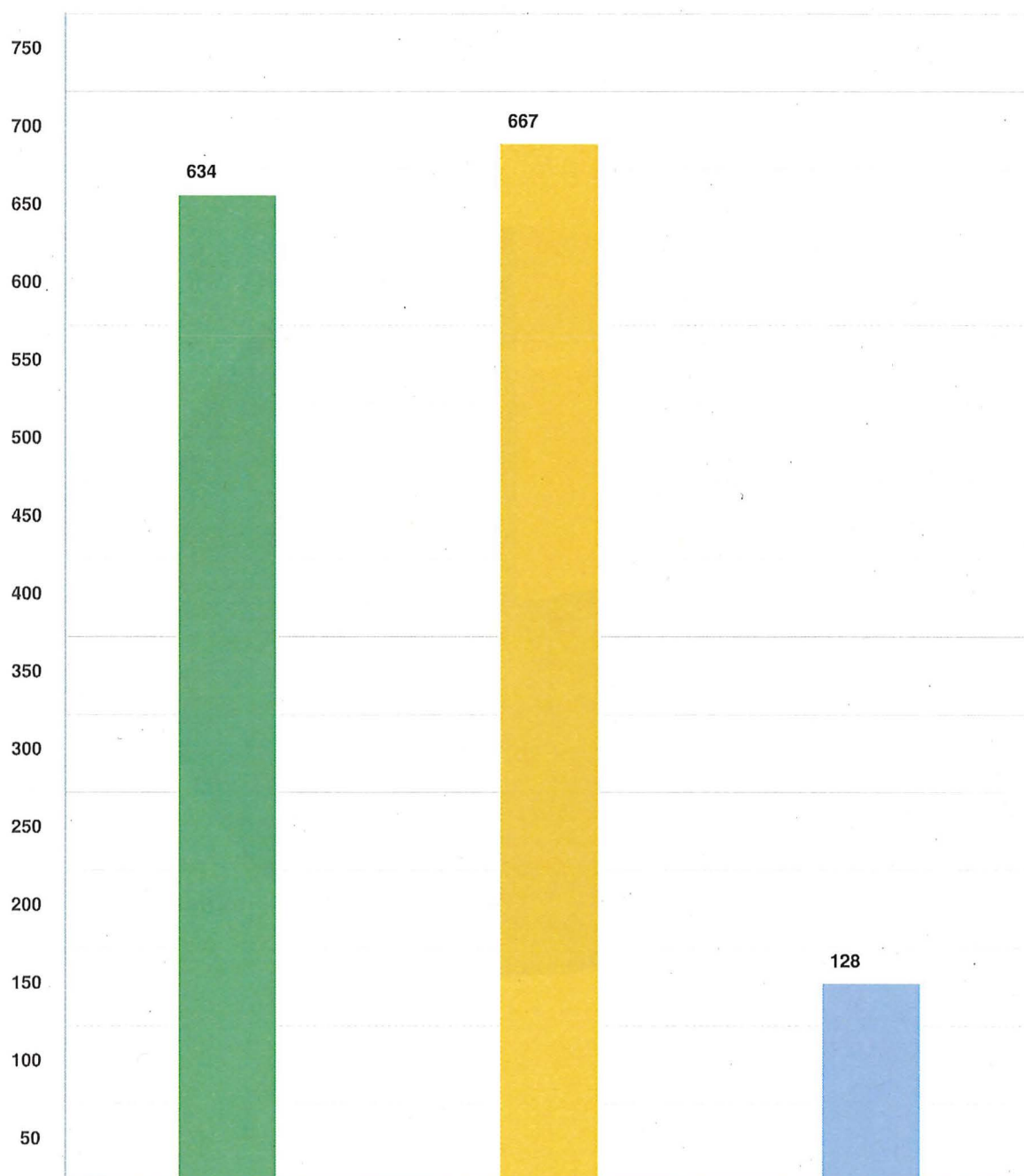
Question options

☒ Yes ☐ No

Mandatory Question (746 response(s))

Question type: Radio Button Question

Why do you feel this way?



Question options

- ☒ They are important for cultural celebrations ☒ They bring the community together ☐ Other (please specify)

Mandatory Question (815 response(s))

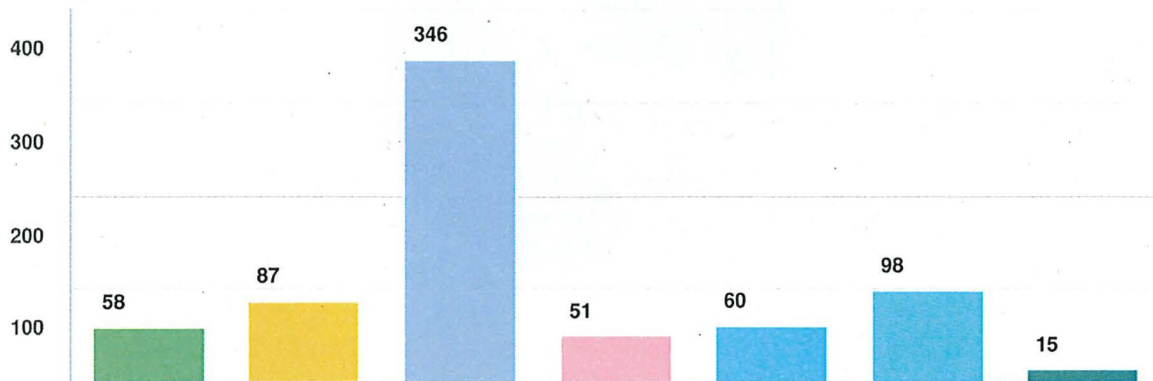
Question type: Checkbox Question

ENGAGEMENT TOOL: SURVEY TOOL

Fireworks Survey

Visitors	1203	Contributors	651	CONTRIBUTIONS	659
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How did you learn about this community engagement opportunity? (select all that apply)



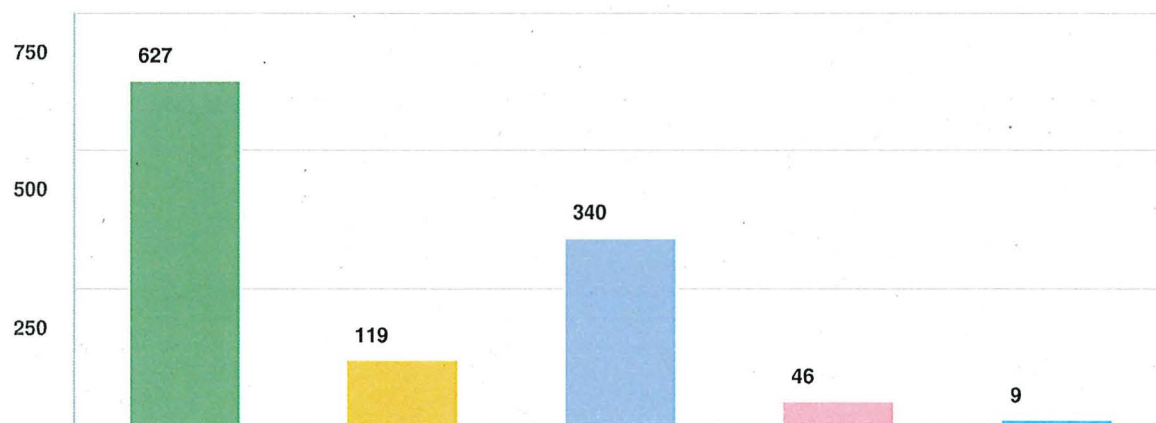
Question options

- Connect Whitby website (connectwhitby.ca)
- Newspaper ad
- Social Media
- Town of Whitby website (whitby.ca)
- Email/Town e-News alert
- Word of Mouth
- Other (please specify)

Mandatory Question (659 response(s))

Question type: Checkbox Question

Do you...? (select all that apply)



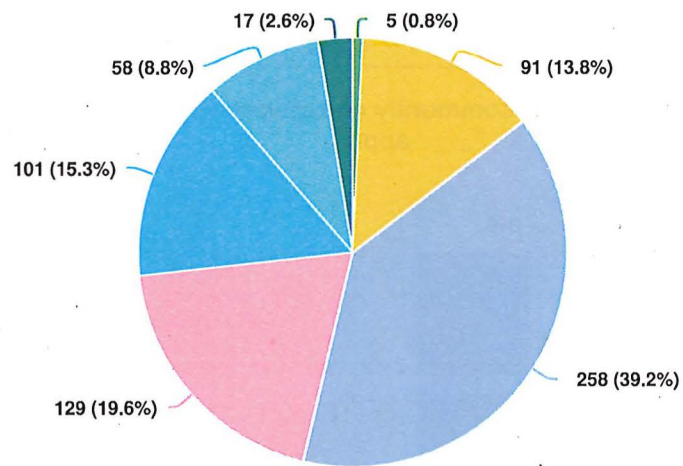
Question options

- Live in Whitby
- Work in Whitby
- Own property in Whitby
- Own a business in Whitby
- None of the above

Mandatory Question (659 response(s))

Question type: Checkbox Question

How old are you?



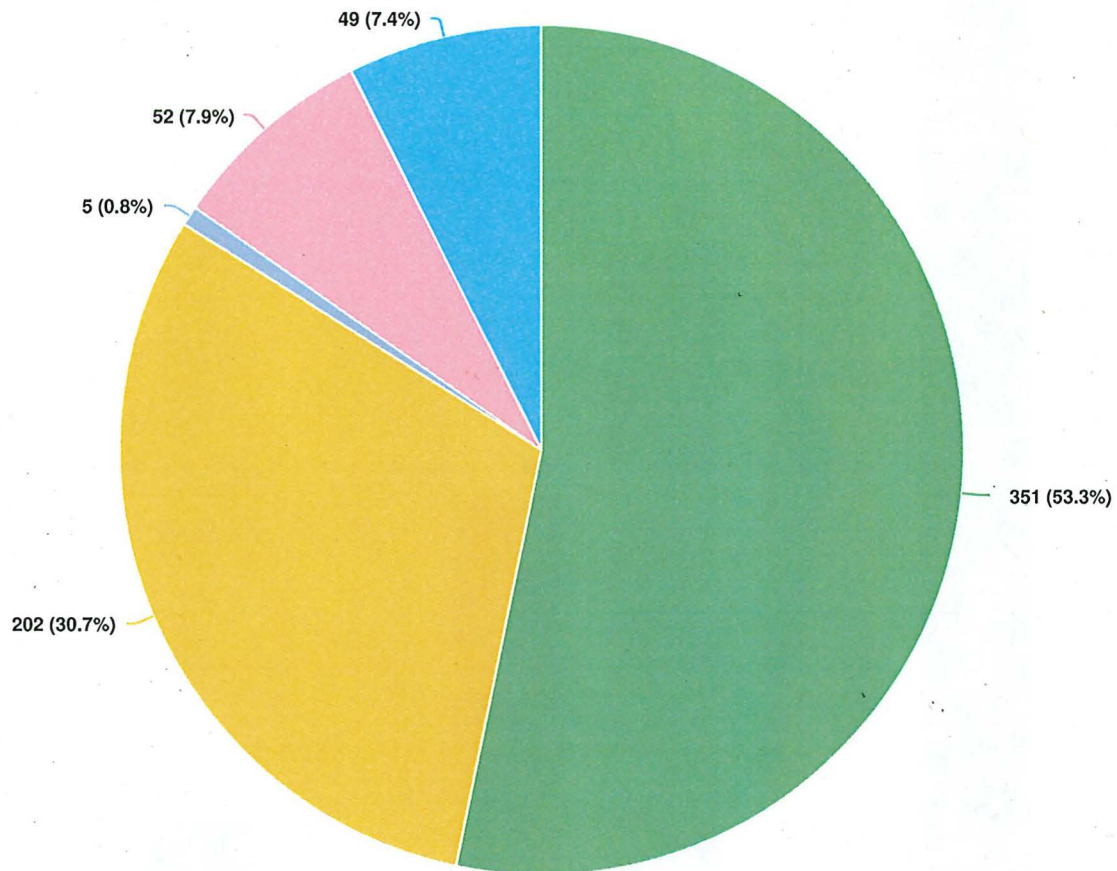
Question options

18 - 24 25 - 34 35 - 44 45 - 54 55 - 64 65+ Prefer not to say

Mandatory Question (659 response(s))

Question type: Radio Button Question

Do you enjoy watching fireworks?



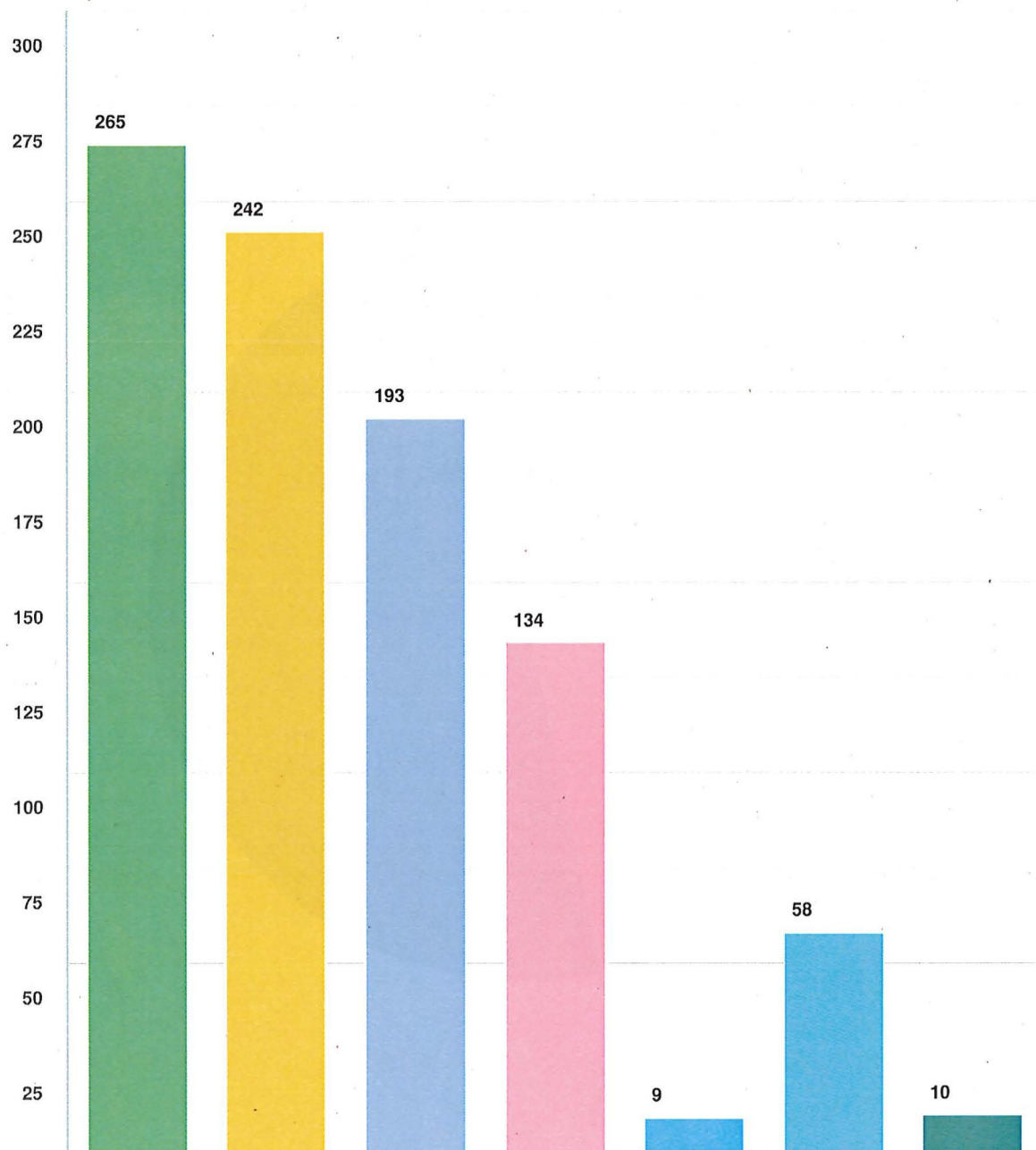
Question options

● Yes, a lot ● Somewhat ● Not sure ● Not a lot ● Not at all

Mandatory Question (659 response(s))

Question type: Radio Button Question

Where to you typically like to watch fireworks? (select all that apply)



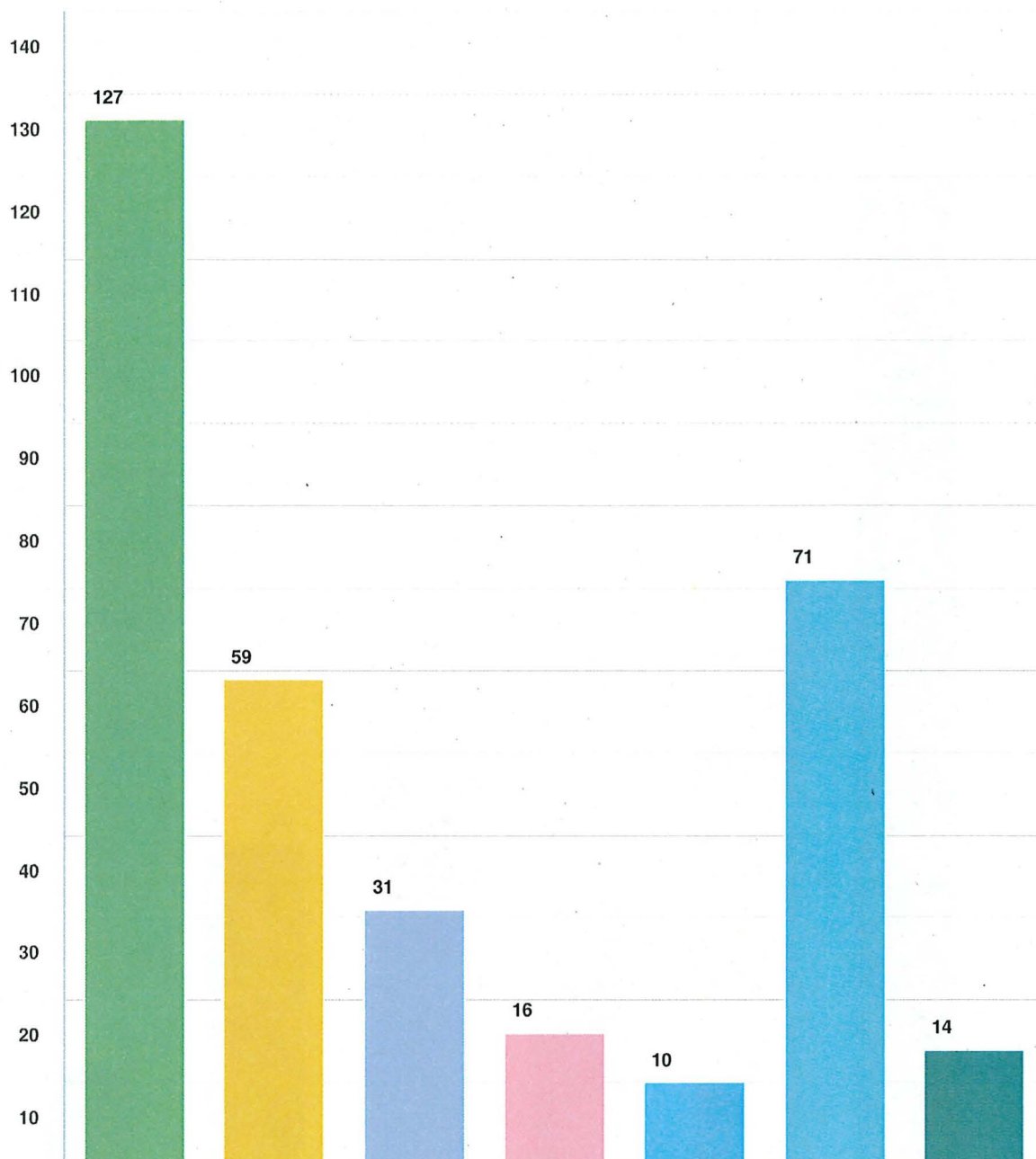
Question options

- ☒ The waterfront ☒ Local parks ☒ On my street ☒ At friend's houses ☒ Virtually
☒ Only at Town or Community events ☒ Other (please specify)

Mandatory Question (351 response(s))

Question type: Checkbox Question

Where to you typically like to watch fireworks? (select all that apply)



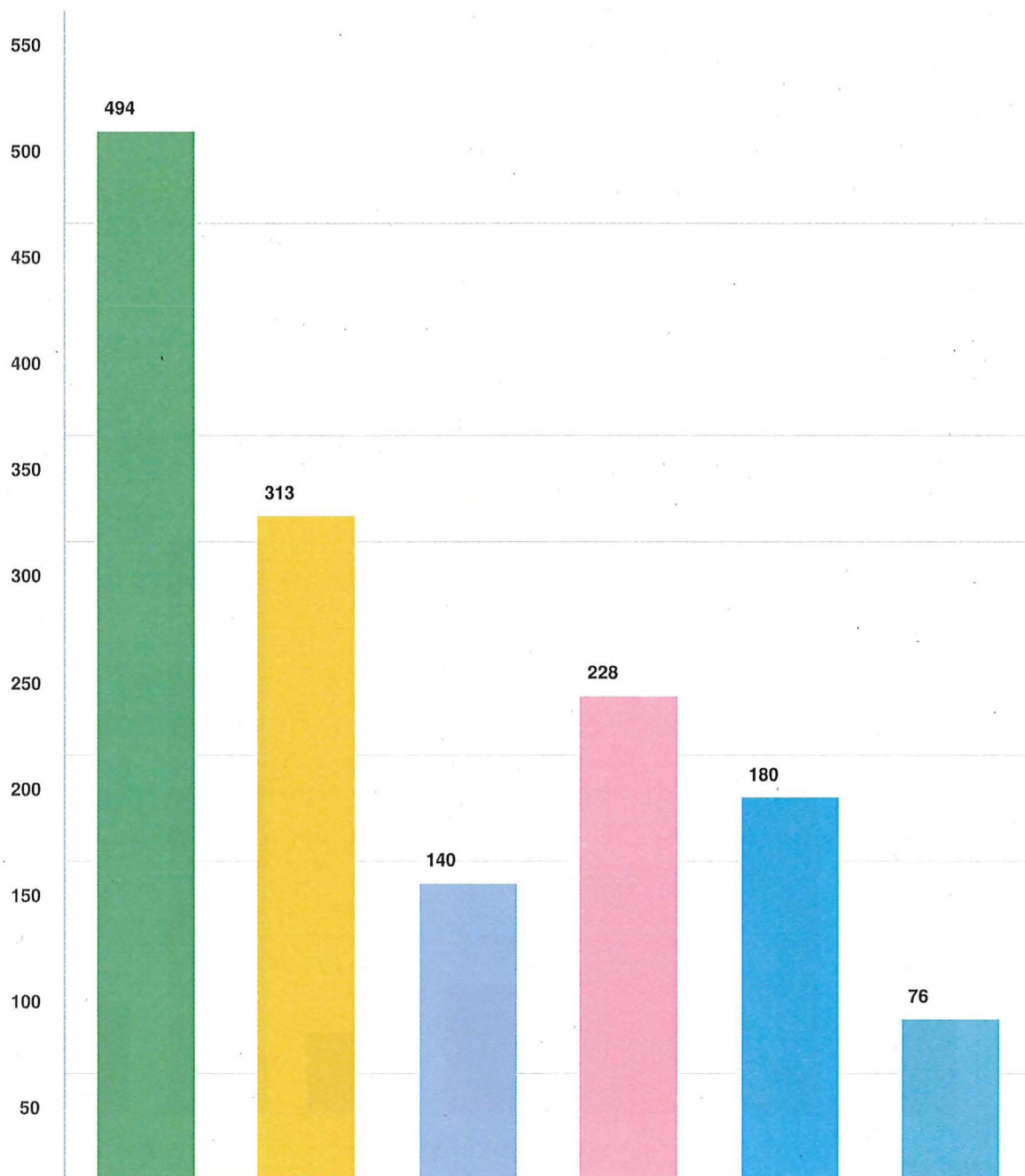
Question options

- ☒ The waterfront ☒ Local parks ☒ On my street ☒ At friend's houses ☒ Virtually
☒ Only at Town or Community events ☒ Other (please specify)

Optional question (195 response(s), 464 skipped)

Question type: Checkbox Question

Who do you think should be permitted to use fireworks in Whitby? (select all that apply)



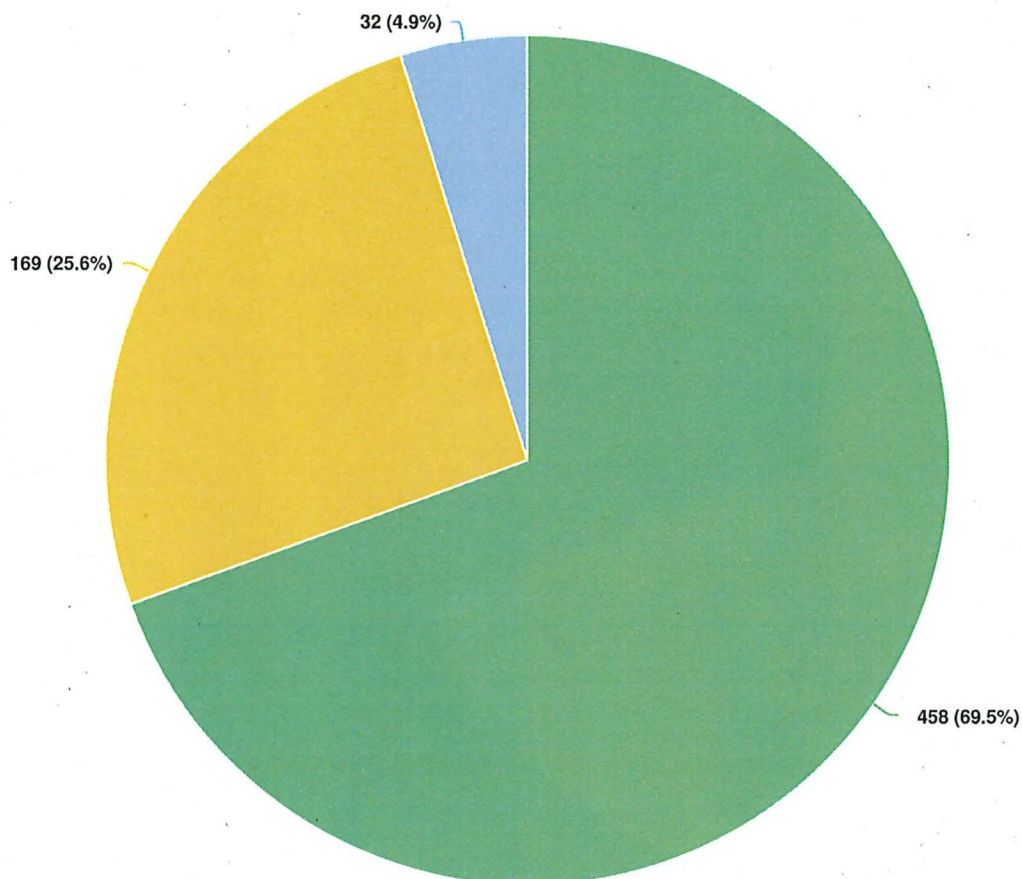
Question options

● The Town ● Community groups ● Businesses ● Residents ● Anyone ● No one

Mandatory Question (659 response(s))

Question type: Checkbox Question

Do you think the Town should limit on what days and where fireworks are allowed?



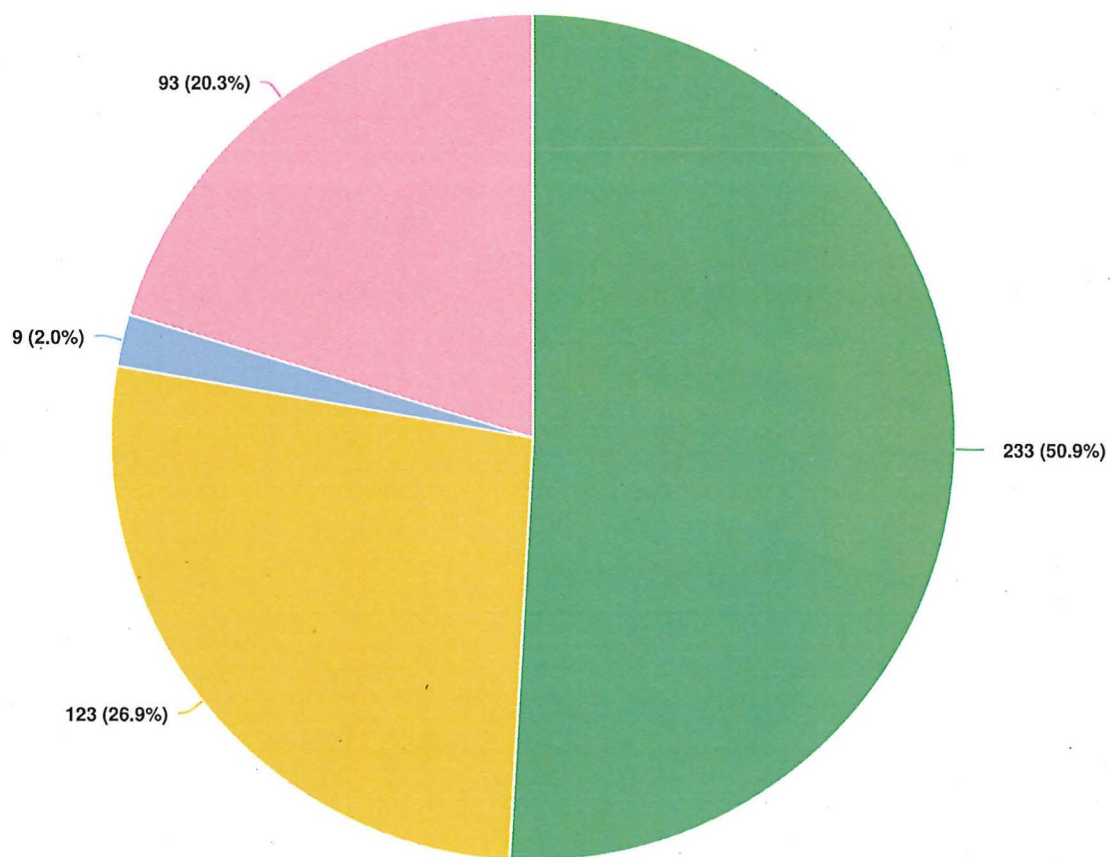
Question options

☒ Yes ☐ No ☐ Not sure

Mandatory Question (659 response(s))

Question type: Radio Button Question

Where in the Town should they be limited to?



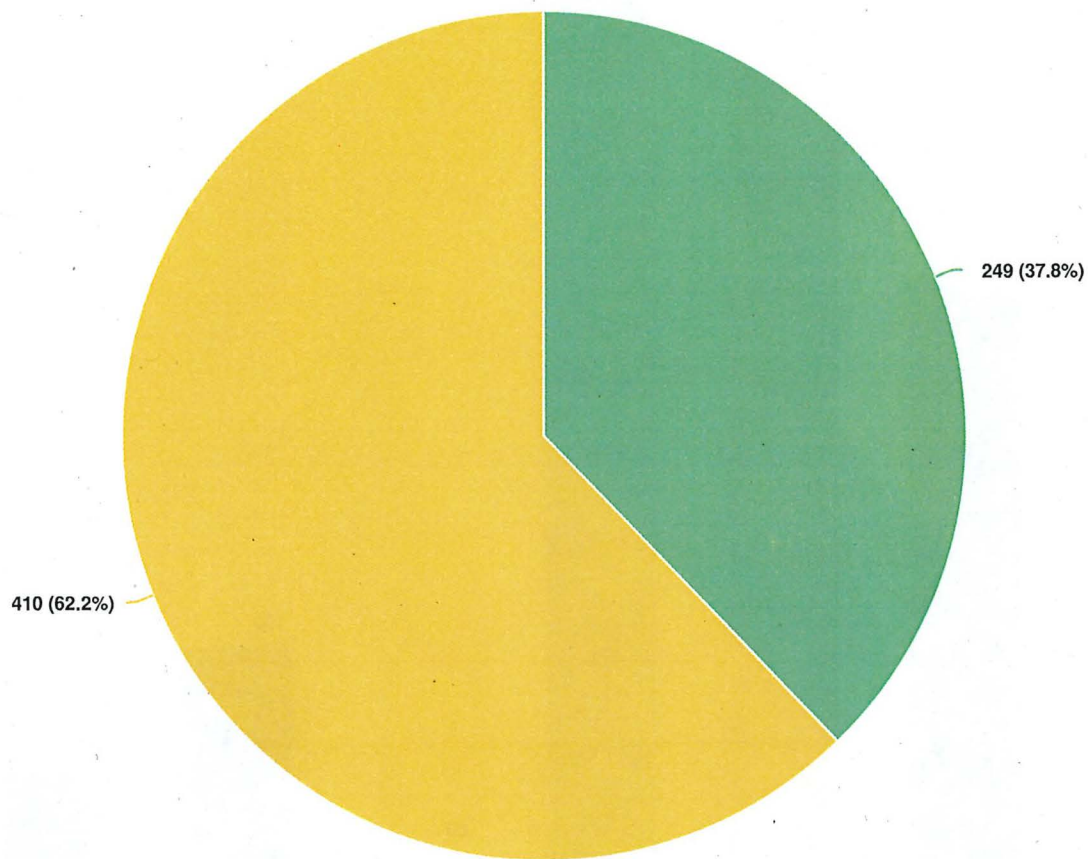
Question options

● The waterfront ● Local Parks ● Downtown ● Other (please specify)

Mandatory Question (458 response(s))

Question type: Radio Button Question

Are you aware if people visit Whitby to watch or set off fireworks?



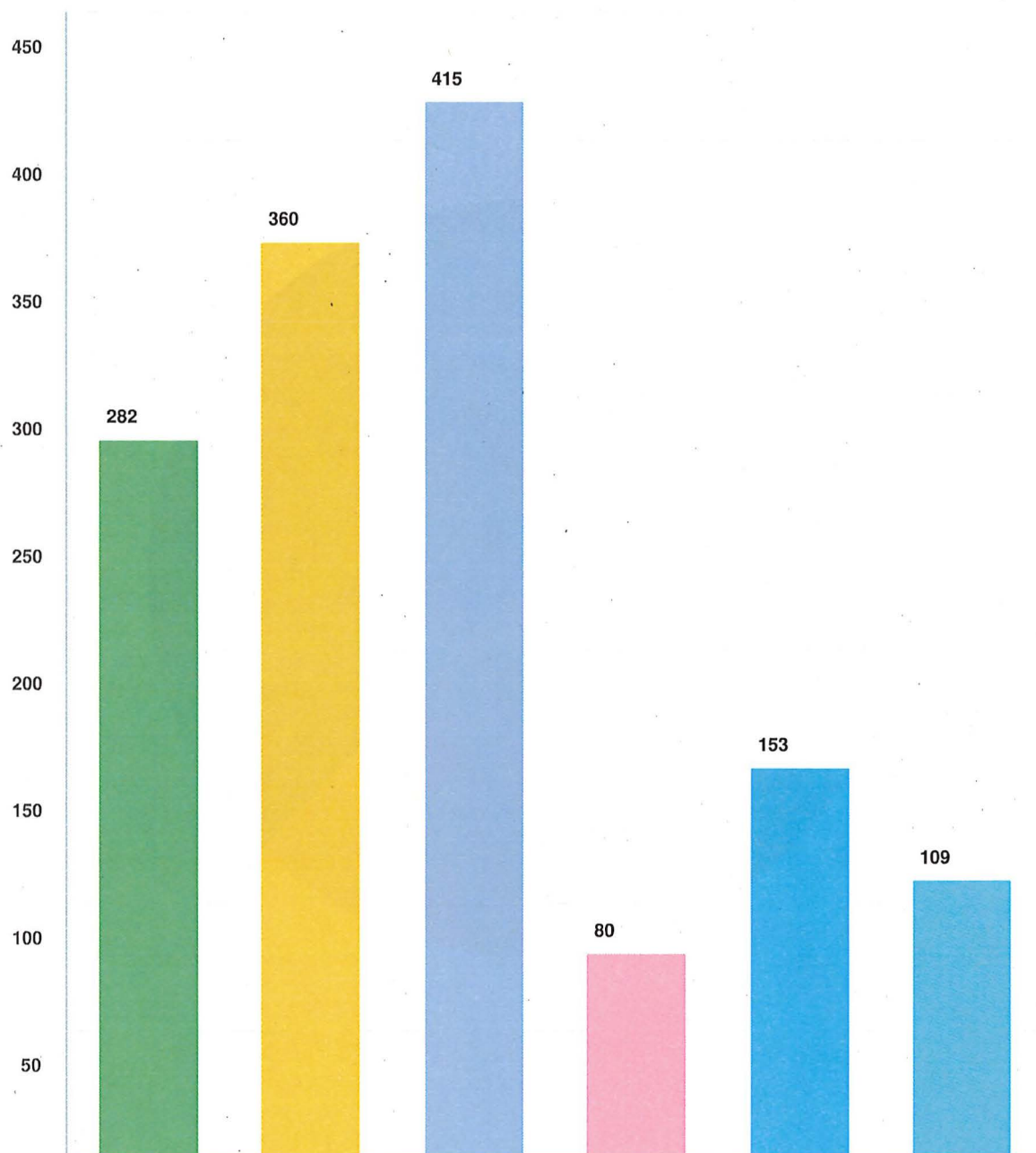
Question options

☒ Yes ☐ No

Mandatory Question (659 response(s))

Question type: Radio Button Question

**If you have concerns about people using fireworks in the Town, what are they?
(select all that apply)**



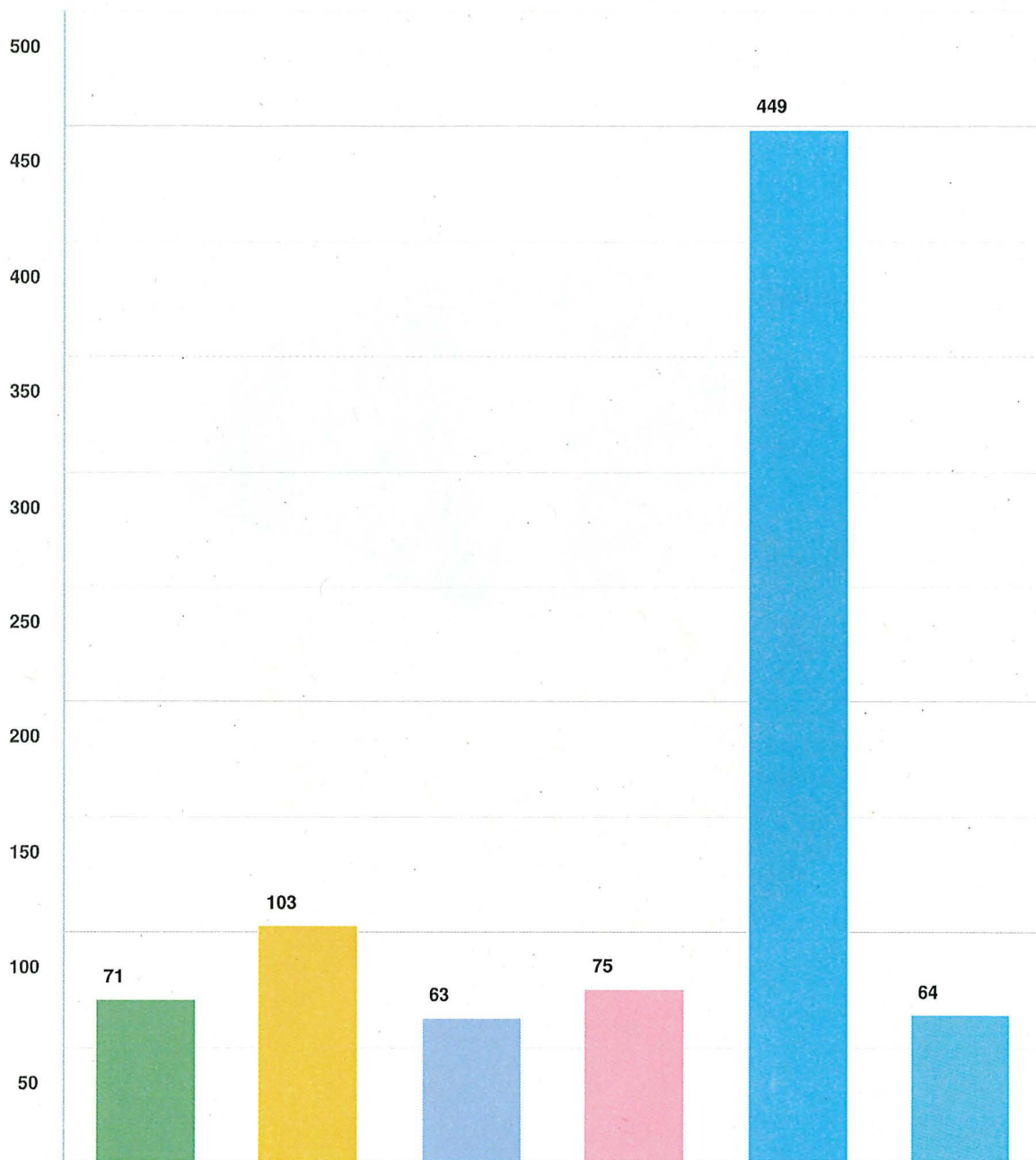
Question options

- Garbage ● Noise ● Safety/unsafe use (could result in fire, personal injury, property damage, etc.) ● Traffic/Parking
● No concerns ● Other (please specify)

Mandatory Question (659 response(s))

Question type: Checkbox Question

Prior to the pandemic, the Town of Whitby typically held a fireworks show one day a year – on Canada Day. If you have concerns about fireworks set off by the Town of Whitby (organization), what are they? (Select all that apply)



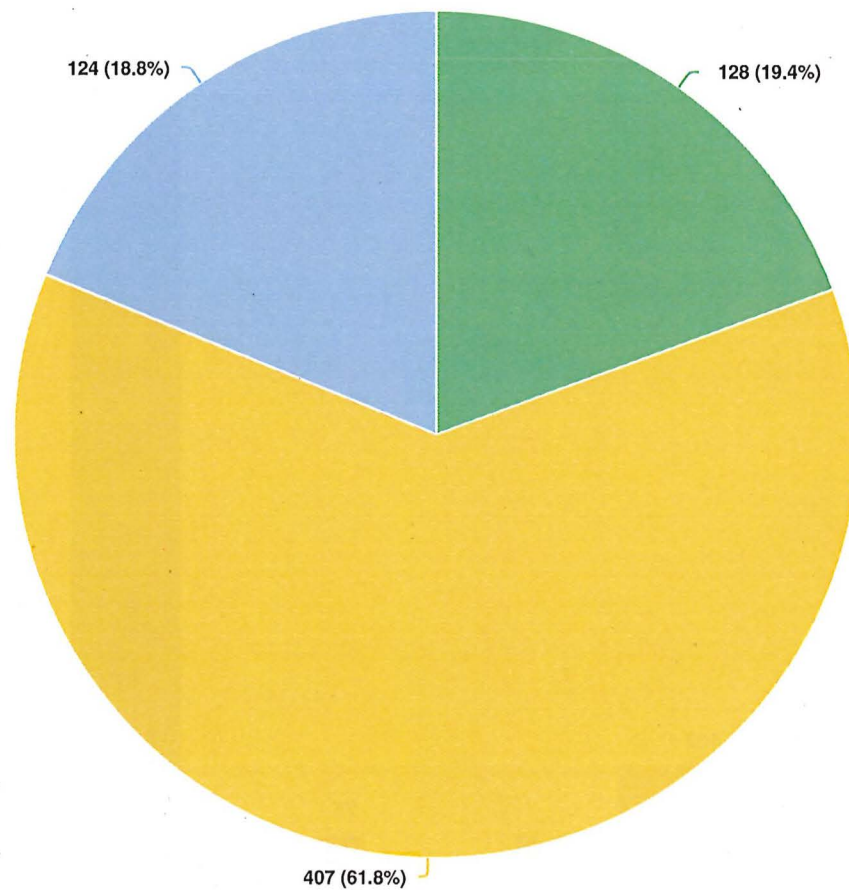
Question options

- ☒ Garbage ☒ Noise ☒ Safety/unsafe use (could result in fire, personal injury, property damage, etc.) ☒ Traffic/Parking
☒ No concerns ☒ Other (please specify)

Mandatory Question (659 response(s))

Question type: Checkbox Question

Currently, fireworks are allowed in Whitby on New Years' Eve, New Years' Day, Victoria Day, Canada Day and in 2021, Whitby Town Council authorized an exemption to its Fireworks Bylaw to allow the use of fireworks on Diwali. Are there any other days ...



Question options

☒ Yes ☒ No ☒ Not sure

Mandatory Question (659 response(s))

Question type: Radio Button Question

Q12 (Please elaborate on your safety concerns:)
Last year a fire that was started in a neighbor's backyard when their 16 year old son shot fireworks & lit the fence/trees on fire. I called 911 and my husband grabbed a fire extinguisher to put out the fire. Seeing how quickly the fire escalated made me realize how much damage and potential injury fireworks may cause. Having to call 911 on a busy holiday weekend to have the fire department show up and waste taxpayer dollars was not something to take lightly. This is something the Town should consider in this decision process.
I think if it was limited to businesses with large property it would help to ease community's safety concern.
People can safely deploy fireworks on residential streets permitting it is facing away from properties and shrubs (i.e. small ones that do not go up in the air or hand held sparklers).
Fireworks if not properly setup before ignition can have potential adverse effects.
The noise is very disturbing to animals and little children.
As stated above....fire, personal injury, property damage, garbage, children unsupervised useage, pets terrified...
Too many people handle fireworks carelessly, no consider to safety or the disturbance to fireworks every day of a long weekend and then some. I've had neighbours set them off in their backyards and this could result in fire and injury since, quite frankly, a lot of people are stupid.
The fire-works are sometimes set off by children who may not know all possible precautionary measures that need to be taken into consideration to avoid tragic consequences or disturbance to neighbours.
Many people do not understand the hazards with fire works. They have no safety plan and in most cases not even a 1st aid kit.
I have observed people lighting them too close to houses, and also children playing/running too close to the detonation spot. I am concerned for childhood injuries from reckless use and also for the potential fire hazards.
Dogs and young children might be afraid.
The visual aspect of fireworks is enjoyable but the noise factor is very disruptive and stressful to residents and their animals. Youth and teenagers generally do not abide by the rules and set off fireworks late into the night. They regularly use Roman candles as hand held projectiles which is a serious safety concern to human health and infrastructure.
All firework displays should be limited to professional displays approved by the Town.
One mistake, even with a small child's sparkler, and you have a tragedy.
unsafe use is a major concern, other than that, I'm fine with all the others for just a few days a
Improper use, lack of concern for safety
Burns and structure fires
Annoying all hrs of nite
-People shooting fireworks at each other in the park behind our house.
-Fireworks hitting our house again
Risk of fire or injury
Our local park and playground is strewn with the discarded remnants of fireworks after any screaming. They drive away at high speeds. In the morning I go to the beach and fill garbage bags with empty alcohol bottles, mountains of wrappers and fireworks. So dangerous to live here, i can't wait to get back to Toronto, I felt safer and more peaceful with a police force that cared.

Should be used in a supervised manor
I live in a townhouse complex and some of my neighbors set them off in the backyard which is way too close to any of our houses. People leave all their garbage in the park's, the noise spooks the dogs, and people set them off all days of the week not just the designated holiday
Disturb wildlife and pets and children who may be afraid of loud noises
Ppl need to clean up the mess they make, and set them off safely.. away from other ppl homes..cars.. etc
If used in a safe manner, and responsible people using them, we should not limit the use
Residents and their visiting friends and relatives using fireworks within residential parks, parking lots, backyards don't have any respect for people who work early mornings, even on Canadian holidays and weekends, regardless of the dates the city permits it, as they do not adhere to these regulations anyways. Additionally, these amateur fireworks are of significant fire concern to me, and should be for everyone, and since we (residents of whitby)cannot have an open firepit in whitby, i must assume its of major concern to city leadership as well, Lastly, fireworks are a significant problem for dogs and infants, who are greatly impacted by the noise. Fireworks should absolutely, and exclusively, be used by permit issued from the city, and exclusively near the waterfront, or central single location, to be avoided by people like me.
No safety precautions are taken, often there is drinking involved. Personal injury or fire damage can result when not handled properly. Minors often are setting off dangerous fireworks in neighbourhood parks.
In general, my concerns are usually alcohol is involved with people setting off fireworks, with noise until at least 2am in my neighborhood. Garbage is left all over our nearby park (Willow
Just need to be careful
Personal injury or fire damage to private property
No regards for dates or times
Safe distance from homes
Fire, injuries
Kids shooting them at each other, fires, dangerous storage
People setting them off through the night/early morning and shooting them at each other
I have witnessed neighbours carelessly setting off fireworks in the street and far too close to houses and then not clean up any of the debris
Safety concerns include damage to the environment, burning down houses, triggering hazardous fire events, children and adults could get hurt with fireworks and causing healthcare emergencies, houses are made of wood in Canada and can have severe consequences if the general public is allowed to use fireworks. It should be obvious that allowing fireworks to be used by anyone is dangerous
I am concerned with neighbours setting off fireworks in backyards, on neighbourhood streets and in community parks. Fireworks are dangerous, especially when handled by people with little to no experience handling them. In some cases they are being set off too close to other people and houses.
Injuries, property damage, fires
Teens and adults setting them off without water or knowing what they are doing
home. Fireworks are frequently set off on any good-weather holiday, usually every night of the weekend. Partying before, during and after the fireworks. Not much regard for safety, for the ones lighting the fireworks , spectators, or neighbours. Lots of garbage left for others to pick up next day.

We back onto Peel Park, where there are people setting off fireworks frequently. There have been long weekends when we have had 4 consecutive nights of noise - sometimes 4-5 hours at a time. They have gone on well after midnight many times. Quite often, they are set off on random days. I believe these are young people enjoying themselves but I doubt they have any safety equipment and there is no water available. Grass fires are a concern.
I've seen issues of fireworks hitting homes and parked vehicles in my neighbourhood. Huge issue if potential fire. In another municipality I've seen brush fires start.
Unexplored ordnance is typically left behind for kids and pets to pick up.
I have seen people setting off fireworks in an unsafe manner in residential areas.
We have seen damage in our parks due to fireworks. We worry about fires if the fireworks are too close to homes.
People gather while drinking, don't trust their competence. My house backs onto a park...I've had debris land on my property.
Residents using fireworks in communities. Issues with fireworks hitting houses, cars and more. Also it is very hard on pets.
Residents using fireworks in neighborhoods. Issues with hitting houses, cars and more. Also issue with the noise for pets.
Personal injury due to the inexperience of the handler. Also potential fire hazard also based on inexperience.
Fire safety from my neighbours setting off fireworks in the wooded area behind their house, close to our fence line. One mistake and my property could be damaged/destroyed. In the past two years, local residents have not honoured the noise-related time limits and have continued their fireworks shows long after midnight.
No one respect the 11pm dead line and bylaw is not enforced. With your kids those night when people use fireworks are nightmare.
Too close to houses
It happens for days before and days after the holiday and its Traumatizing and danger.
Can cause fire and I have seen it happen in the past
The noise, it's stressful on area animals, and pets. Knowing specific days and times allows a responsible pet owner to ensure their pet is indoors and safe
Some people appear to underestimate the danger and ignore safe and prudent spacing/distance from property.
The event at the waterfront is always amazing, but the exit process for drivers is not practical with streets blocked off. We would have to drive west to Ajax and then turn around on another Main Street just to get home, which is daunting.
People can be erratic, don't know how to use them properly and potentially injure someone, or set something on fire. Not to mention the distress animals go through.
My pet is terrified of fireworks. Particularly when there are consecutive days, it gets worse and worse. It's extremely stressful for him and us. We have them often in our neighborhood.
We have a baseball diamond behind our house that always gets used for fireworks. The garbage left behind is disgusting. No idea what kind of safety precautions are in place. A lot of pets get spooked by the sound of fireworks and it can cause a lot of anxiety in animals not to mention dogs that run off from their homes.
Fireworks should not be allowed in around residential neighbourhoods.
Have seen them done too close to homes or neighborhoods that are very condensed
People just let them off without taking safety measures around people and their property.

On and around firework permitted days I see and hear fireworks being set off inappropriately. People's small yards, next to people's homes, in public parks as people are walking by or walking a dog. It's clear they're not being used safely and consiterately by the general public.
I have witnessed fireworks gone wrong. No one was hurt, as far as I know but it was scary and upsetting to everyone involved. Put a damper on the night and traumatized my young daughter.
Unnecessary and can be very loud/upsetting for people for lots of reasons, but when people set them off then everyone else has to hear them.
Fireworks as part of a planned city function or in someone's house/street are fun and needed after everything we have been through with Covid. Fireworks in parks or heavily treed areas should require notice given to the town to ensure safety (fire).
Appropriate hours of use should be in place (none after certain time), but I believe groups should be allowed to set off fireworks.
People who uses them should be responsible and make sure they are used in a safety matter. Safety precautions should be shared with residents
Pollution and wildlife become very scared at fireworks and also may eat the waste. my dog must be sedated on all holidays already due to his fear of fireworks. i am okay with fireworks being allowed on certain days but the days must be limited
Personal injury
Garbage
It is also very distressing for our pets, not to mention people with ptsd. I live close to downtown whitby close to a park where kids park melted due to people lighting fireworks. It's a waste of money and it's dangerous.
Personal/animal injury, property damage
It causes pollution , noise and lot of waste
Unfortunately, fireworks are often not set up properly/safely and can cause injury or fires.
Please stop polluting the air. Next day after fireworks I cannot breathe properly.think about the wildlife and global warming. We should start protecting environment somewhere and why not start at whitby
gets done about it. We're surrounded by parks and schools and parking lots so whenever it's time to set off fireworks, it gets crazy, nearly uncontrolled. Just a huge fire concern and a garbage concern.
Could cause fires, cause harm to people and animals, property etc
Kids get burned
Fireworks are very loud and people don't abide the rules. On new year's, fireworks was still happening past midnight
It is noisy and disrupts. Sometimes in the evening hours. I am concerned about garbage people leave behind. I am most concerned about them hitting vehicles, houses, or injuring
Fire hazard, injuries
Sometimes fireworks aren't lit properly, dealt with properly or disposed of properly.
I live in old downtown Whitby. A number of years ago someone purchased a home across the street from us and decided to throw fireworks from the street, where the sparks etc, would fall on our 98 year old house. Obviously it did not happen again. Not to mention the stress on our neighbourhood dogs and area birds. I do not support fireworks at all
People set off fireworks whenever they like and the existing bylaws are not enforced.
Stray fireworks can be extremely dangerous.
Home fireworks are being used carelessly. Concerns for fire safety issues in out neighborhood.

Fire hazard
Follow safe practice
untrained people not aware of how dangerous they can be
The loud noises distrust baby and small children's sleep, as well as make pets
Have a family and cannot withstand noise due to firecrackers
I have seen them being set off on driveways or small front lawns, they fly over my yard and house. It's too close and dangerous if something we're to catch fire.
Fire or injury
Too much noise and unsafe traffic and ofcourse garbage
I have seen fireworks wars fought. Also people who set fireworks in their backyards where space is limited - I have heard the fireworks hit my roof after explosion.
Fireworks used by residents, many of whom are inexperienced, in locations which impact other residents of a community, are too often uncontrolled, unsupervised, and create nuisance
Be careful while working with fireworks
Fireworks yes but done carefully
My house backs on to Col farewell school. many times fireworks are set off at the baseball diamond on school property where houses are in close proximity The last firework display that was there a firework went wrong and fireballs were shooting towards my house and neighbours It was a scary situation. It is hard to control peoples actions but there needs to be bylaw officers available on call when these situations arise. Fireworks should not be put into the hands of just anyone. they are avery dangerous if not used correctly
I have seen people setting up fireworks without safety and getting injured
Exploded fireworks have landed 50m away on property with old growth trees and there is a concern of fire in dry summer season when foliage is very dry.
People start them early in the evening and do it on the street rather than in parks. The noise is very loud and affects the young children and especially babies and pets who are scared of the loud sounds.
Children under age of 16 should be accompanied by an adult.
People are not careful setting off fireworks when children are nearby
People are not careful setting off fireworks when children are nearby
Both extreme noise which not only scares humans but is very detrimental to animals. Also pyrotechnics are extremely dangerous if not handled properly and can set off fires. They should be BANNED altogether. Only the Town of Whitby should be allowed to handle fireworks as they do at Canada Day at Victoria Fields.
Sky rocketing or similar kinds should be used by professionals only and in open spaces
People lighting fireworks with inadequate safety (water, sand) or training (too large a firework for a small space)
If you could use the silent fireworks, this would be preferred. Animals are terrified by the sound, both domestic and wild. It's not worth the trauma. Children with special needs, such as autism, are also traumatized by the sound.
In this sub division they have had a detrimental effect over holiday weekends. Fireworks have been let off long into the early hours of the morning and disrupt pets and humans alike
Safety is always a concern. Many don't understand proper use of them.
Fireworks in subdivisions during a long dry hot summer seem to be a recipe for disaster and a potential cause of house fires. Residential fireworks need to be banned by the Town.
They are not good for the environment, and they are not good for animals.

Improper use
The fireworks should not damage property or cause injury to an individual.
I am concerned for the wildlife and pets. Fireworks are extremely frightening for them, also dangerous for people if they get in the wrong hands
Fireworks are great when the town puts them off at a set time and place. When random neighbors use them in parks near your home, they never abide by the 11pm cutoff time. Fireworks can trigger a severe response in people with PTSD, they wake up children and ruin their nights, and deeply disturbs animals. Again, fireworks are wonderful to watch when they are done in monitored situations, with time cutoffs, and not in small parks in residential zones.
Alcohol, drugs, fools and fireworks don't mix
People set them off in their backyards of suburban neighbourhood s, could damage our roof or property. Also they terrify my dogs
Damages to property
After hours use by youth who disregard safety precautions.
In my neighborhood people set them off in the middle of the street or in backyards
They should read the instructions in detail and follow it.
People not knowing how to correctly use them (eg pointing at people or homes or animals)
Idiots setting them off day and night without any training. Risk of fallout damage. Traffic is crazy, saw people almost hit as well as road rage. People in cars literally stop in the middle of the road and watch, some people literally park anywhere and leave vehicles in the way. There is no way will emergency vehicles get through that.
Safety of public and private property
People will light them in their street
Unqualified or underage use. I think an adult (21 or older) is mature enough to safely monitor and use basic "over the counter" fireworks.
The ongoing issues on firework nights in the parking lot of all saints high school. Numerous fights, violence property destruction. Need to be addressed but hasn't since we have lived here
Lack of safety education mixed with alcohol can create issues.
The fireworks can go in any direction and cause damage
I'm most concerned about how the noise affects pets and wildlife.
See above. People are letting them off near houses and parks at times outside of the bylaw without any consideration. With cornerstores selling them all the time they are easily accessible
People don't take proper precautions and know how to for new variety of fireworks. There should be some rules and laws around it for generic resident use.
Fire, young children
Noise is the biggest issue with fireworks because it is so detrimental to humans and animals
Could result in burns
Fireworks frighten pets, farm animals, and young children. I back onto a park and have seen some unsafe practices that have had me worried about fires.
Fire and injury
Fire emergency
approved locations away from structures. I always worry each time I see some random person with the kids in tow, setting off random works in their backyard! One Victoria Day a neighbour's teenagers had a party and were shooting them off their townhouse deck into the street!

Governments are working to limit our carbon footprint. In these times, we should focus on minimizing the use of fireworks and keep the environment and air in residential communities much cleaner.
There is no safe way to set off fireworks, if we want to ensure we are not directly causing harm how can you even propose to allow fireworks to be set off within residential communities? Do you not care about disabled people, are they lesser beings who are somehow less deserving of the ability to exist comfortably within the homes they pay for? What about the homeless that have to hide in dark, scary conditions to avoid charges? Are they not allowed to sleep without the trigger of excessively loud noises that mimic gun shots? When theres a long weekend i have had to spend hours consoling my animals & other human beings & myself. I have had to use my minimal resources to purchase accommodations to avoid having actual heart palpitations. What about human beings with heart conditions and trauma? Do you feel comfortable causing higher numbers of heart attacks and eventually, deaths?
I live with a park behind the house and have seen people setting off fireworks in an unsafe manor, even some of them shooting fireworks at each other and they always leave lots of
Concerned with residence setting fireworks off on residential streets
Fire
Fireworks are set off in the green space with the chance of setting fires in the community
Unorganized fireworks always leave trash around, fireworks go on and on in the evening. It's not planned and cause an uninvited scare to our children and pets.
Environment and safety
Use of fireworks in private lots could result in a fire.
I do not think fireworks should be permitted. There are other ways to celebrate that do not involve such noise and create anxiety in individuals and animals. With the diverse population, fireworks are a frequent occurrence and they cause unnecessary stress for many.
fire and personal harm
concerned about house fire when used close to homes
We have seen errant fireworks at Captain Vandenbos school (from neighbours) go towards houses...not safe as people do not bring a bucket of water, etc..and parents with babies have issues as the fireworks scares them...
People setting off firework incorrectly cause damage, unnecessary noise that scare animals and people
Adults only should use them but still be safe.
Once or twice a year ok... Beyond that NO
Kids should be use crackers with the elders
Lately it seems that people are having fireworks for days on end surrounding a holiday. Then they leave all the garbage in the field behind at the rec centre.
Please ban them outside of waterfront. They are so disruptive to neighborhoods in so many
Many people set them off in fields/their backyards. There is a risk of starting a fire/hurting someone when inexperienced people set them off wherever/whenever they want. People should not be able to purchase them and set them off in Whitby.
could result in fire, personal injury, property damage, etc

have unsafely set off fireworks in their front yards. Neighbours are often using fireworks outside of the permitted days (I.e., during lockdown, fireworks were being set off every night of the week!) I also frequent Lynde Shores Conservation Area, and was appalled to see the amount of garbage and pollution left from fireworks, as well as the wanton destruction of protected wetland habitat.
I work as a Registered Nurse, and have witnessed horrific injuries caused by fireworks (including injury to innocent bystanders and young children!)
It only takes one unsupervised idiot to set fire to a house.
People in the neighborhood set them off on the street aiming at each other. Police did nothing whatsoever. Keep it to the parks and waterfront. Not in the street or too close to homes.
Fireworks lit in backyard can lead to neighbourhood fires. I would rather have people light fireworks in parks.
Childrens safety and improper use of them. Also the safety and well being of animals not just pets but also the impact on wildlife
There have been personal and community organized fireworks in College Downs Park behind our house. They did not have a permit. Fireworks material ended up in the back yard and eaten by our dogs which became ill. Material also ended up in an area around the house that led me to lead it landed on the roof and fell off over the front of the house.
Fire hazard
Kids fire them at houses and themselves
I'm in Williamsburg area, and fireworks go off all the time, NOT just those holidays mentioned. My family gets up early for work/school and in bed by 9pm. Fireworks start then and go until midnight, or 1am. ALL THE TIME. Canada Day? Yes.. .the day previous and for a few days after as well. The noise, garbage and disruptions are unwanted.
Houses in our neighbourhood are close together and unfortunately, consideration is often lacking with the groups who set off fireworks. It doesn't make sense for the town to allow members of the public to set off fireworks in parks and yards when fire pits and open fires are banned. We have someone in our household with asthma and neighbours setting off fireworks and also having illegal fires in their yard are a huge health problem for us.
People and children can be burned and blinded by improper use of fireworks.
Recent years people have been setting them off multiple days in a row in the middle of the night disturbing residents sleep and impacting pets. There was a week straight where this was happening as well as random times throughout the year. Kids have started to shoot them off at each other and at other properties. The garbage is atrocious and impacts wildlife.
Stupid people do stupid things. Luckily I don't know if any incidents.
Poor safety practices. Parking concerns. Garbage left behind.
When the fireworks happen at the park behind my home, my dog gets VERY SCARED and agitated- he is EXTREMELY hard to console. Furthermore I have to be careful when I let him out in the night for a potty break
Concerned about people using it unsafely manner.
Property damage and fireworks going off too close to houses
Teenagers shooting fireworks at each other in our neighbourhood
As long as people use a proper base to set them off in and make sure they are safely distanced from buildings and people
Current rule only allows fireworks at residence. With such a dense population I don't think it makes any sense as it will definitely lead to fire incidents.

Using fireworks close to residential areas. Should have permits to use fireworks and only do it in big open space such as parks
not cleaning up, use that could cause fire or hurt others.
There is a park behind our property and we have found firework remnants in the back and front yards after fireworks were lit in the park. Our dogs ate some of it and became ill.
Not accessible to children
I have concerns about people setting off fireworks in their yards/streets without proper safety precautions. If they are unregulated, the risk of dangerous behaviors increases, including risks of young kids getting hurt, accidental fires, injuries, with no safety plan.
If young kids get a hold of fireworks they might not know how to use them properly and can result in property damage or injury.
Currently people in neighbourhoods set them off at all times of the day and night regardless if there is a holiday or not. Fireworks should not be available to the public to buy
There was a fire on school property in the middle of the night due to improperly handled fireworks last year
People setting them off unsafely, leading to fires.
During Diwali. People of all ages set off fireworks including minors/underage children with a lack of supervision. This will result in unnecessary accidents and waste of resources.
i've seen a lot of close calls with fireworks. they're dangerous traffic/parking is why we go to fireworks in Ajax rather than Whitby. Whitby events are a hot mess.
Close density may cause debris to light surrounding houses on fire.
Having fireworks on non designated canadian holidays created all sorts of problem. People using them are not prepared, trained and have no consideration for their neighbors and use local parks to create chaotic situation for other local neighbors.
If someone sets off fireworks of any kind, they are posing an unnecessary risk to first to themselves, others in the proximity and first responders. First responders are better utilized in real emergency situations, like car accidents, house fires, etc. Fireworks are only good for momentary joy. Other activities could offer us humans that joy.
Individuals often set them off on their backyard or on the street. They are not trained in use or handling and would certainly not have insurance should someone be seriously injured or homes burned.
Untrained uninsured individuals should not be setting off fireworks. If you need training and permits to store and sell fireworks you should require training and permits to fire them.
Should not be allowed in community parks. Garbage always left in park and, in particular, pieces of the fireworks for small children to accidentally pick up in the park the next day or for dogs to pick up. Also, in the past firework debris left beside the garbage container which melted the garbage container.
Burns leaving garbage & debris behind, it is unsafe for animals that may try to eat the garbage.
As well as the panic it causes for most animals.
People are not allowed an open fire on their property yet anyone can buy and set off fireworks. I am not in favour of either.
That cleaning to be taken care of post activities.
Safety measure to be in place of course..

Armatures, who could have been drinking all day, with explosives.
There have been incidents in recent years of improper firework use in
holiday seems to have turned into multiple nights - it is significantly disturbing to my dog who experiences extreme illness after and this is not tolerable for multiple nights in my community. I am sure it is also not good for wildlife either. These should be controlled events on one specific date.
Concerns re: effect on environment pets, and use by people who don't have the right knowledge or expertise.
I am concerned on how the noise pollution effects animals (pets and wildlife) as well as young children. Living near a park, we see first hand how dangerous the fireworks can be and the garbage strewn about town property post festivities.
Williamsburg subdivision - fireworks start on Thurs pm until Sun / Mon on a holiday weekend. 9 pm, 11 pm, 2 am. They just don't stop!
Use in residential neighbourhoods and lack of concern for injury
Last summer alone I have heard of two safety incidents with firework use (that could have led to fire if someone hadn't happened to wake in the night).
Typically residents tend to take advantage of long weekends and have fireworks all weekend. It's loud and very disruptive. Every long weekend there are fireworks from 9 am to after midnight. This is beyond ridiculous.
HEALTH ISSUES: Shift workers- sleep, babies- sleep, PTSD- military, police Dogs- many do not like the flash/ bang sound ALSO many people have noise sensitivity and having a Mental Health facility, should be addressed also.
A neighbour seems to celebrate anytime and last July extended to 6 nights AND one night lasted until after 1 in the morning! Don't know where these people get the fireworks but they seem to be lighting them off often!
I am concerned about fire, property damage, personal injury and garbage.
On every long weekend through the summer people are setting off fireworks at all times and all through the weekend. It is very frustrating when they are set off for hours every night of a long weekend. It should be restricted to one day and time or by professionals only.
fire pollution
Noise, timings, pollution
Shooting at houses at 1am country lane and Taunton area
To much people in one area shooting off fireworks could be problematic
Some people are clueless with fireworks. I was a teenager once, firing roman candles out of my hand or taped to my car. We can't fix that. But they shouldn't be fired over houses or buildings. An empty ball diamond or soccer field, aimed away from structures and spectators, is relatively safe. Chinese lanterns need to be banned completely - they're a floating fire hazard. And people need to be reminded to properly dispose of their garbage - take it home!
People leave garbage and don't clean up after
I have young children who are very frightened by the loud noise of fireworks. This is especially difficult when fireworks occur after dark when the children are trying to sleep. I also understand fireworks are particularly scary for dogs. For these reasons I think fireworks should be limited to only a few public gathering areas where the noise is less likely to impact residents.
Indiscriminate use throughout the community, often teens.
See above. The displays are set off everywhere. They go on late at night. They're being set off unsafely I. My dog and others are terrified by the noise.

Where there is fire and explosives, there is always a risk of injury. I know someone who was badly burned by fireworks that were set off by inexperienced neighbours.
People losing fingers or hurting themselves or setting homes on fire.
Risks of personal property or personal injury. Fireworks should be limited to experts.
Residents using fireworks in neighbourhoods with little to no awareness of safety issues.
Fireworks affect wildlife, many household pets are terrified
Fire, personal injury, property damage, pet trauma
People setting them off too close to homes or roads, or too close to where wildlife lives
Fire risk, ingestion of waste by animals
Potential for fire
access to hose to put out potential fires isn't available. Both also send debris into backyards of neighbouring properties and could also light up dry brush or cause fire damage to outdoor furniture.
Lack of access to hoses
Being done by people that have been drinking - risk of personal injury to self or others.
Local residents on Brooklin had hosted and set off fireworks at a local park on Canada day. We decided to take our kids to see as it seemed like a fun event. We sat around a soccer field not knowing how close they would be setting up. During the event some of their fireworks fell over while lit and shot horizontally along the ground on a couple occasions. One of those times a fireworks flew by me (with my 6 year old daughter on my lap) by about 20 feet, and exploded about 40 feet away.
This was EXTREMELY dangerous and uncontrolled. These are so fast there would be no way to avoid them... And it passed by only 20feet! Another degree it 2 and we probably would have been hit. Had it hit us and exploded on us I am sure the injuries would have been severe if not fatal. And who is held responsible in this instance?
This event has traumatized my daughter to not want to be anywhere near fireworks, and has panic attacks when she hears fireworks.
So my stance is that fireworks should only be run by licensed and insured technicians (preferably hired by the town), at a venue that allows everyone to be at a safe distance.
Very unsafe in residential areas with houses and vegetation that can easily catch fire
The amount of days fireworks are allowed by the Town, needs to be greatly reduced. Whitby currently allows fireworks on New Years' Eve and New Years' Day (pick one day). Victoria Day and Canada Day (pick one). Many major places around the globe have banned fireworks due to air pollution and impact on the ecosystem. I appreciate we do not want to take all of the celebrations away, but we need to greatly reduce what is allowed due to the harm fireworks have, and ensure when they are being used it is in a controlled environment. Residential Safety was a concern as well. We had several homes in our area set off fireworks in their backyards or on the front street, for all 3 days on long weekends. The greatest concern was fireworks near roofs, backyard trees and the stress to pets, wildlife and some residents.

weekends and holidays.

In terms of safety, I've seen people light fireworks from their backyard in a residential area and this is unsafe to other residents who live on the street. I am concerned about property damage and fire.

Some fireworks are too strong for the area they get used and they get into other people's yards, which can be a fire hazard.

Non sanction / non TOW events careless discharges from property as example backyard deck in middle of a residential area or front lawn.

For non town events - parks should be authorize for use by application/ permit with a safety action plan and provide applicant with 'no go zones' and safe zone to set them off

I am concerned at the ecological impact. Animals are very easily frightened and stunned, from domestic to wildlife.

Noise scares children and pets

I have seen them set off in small backyards, too close to houses.

1.too close to residences, audience/people

2. People setting off are either careless or ignorant of safety methods

We live on conversation and last year theee we're people in the conversation area lighting them off as well as people directing them toward the conversation area. In other cases they are very close to homes. A few years ago a stray firework landed beside our pool heater!

Not being used properly, too close to houses, trees

Teens using without regard to safety. Psychological impact on people from areas of the world where fireworks could trigger traumatic memories of violence/threat to safety.

Fireworks pollute the air, water, and land. Fireworks have injured and killed people. I think all Fireworks should be banned in Canada. Fireworks were used by the extremists, racists, and misogynists, to torture the residents of Ottawa during the February 2022 insurrection of Canada. If the Town of Whitby do not ban all Fireworks in Whitby, then the Town of Whitby stands with the terrorists. If I hear any Fireworks in Whitby from this day forward, I will petition the governments of Ontario, and Canada to immediately seize the Town of Whitby's bank accounts and assests, just like they have done to supporters of the Freedom Convoy 2022.

Shells falling on homes.

Lighting in tiny backyards. Not safe enough space.

I have seen people set them off in areas where they clearly don't have the space or clearance between houses to do so safely. Perhaps a permit like a fire one can be done that has certain requirements for distance to homes etc, and that permit is good for the year

I feel that allowing anyone to use fireworks on any given days pose safety risks and noise pollution issues.

There are no regulations for a homeowner to set off firecrackers. Inexperience and partying(alcohol) in holidays esp can cause lack of judgement causing safety concerns for

If the firework angle changes towards a residence (or similar) there is possibility of fire.

Many animals are very stressed at the noise, some get out and run away.

Persons suffering from PTSD can be re-traumatized by the noise.

There is evidence that fireworks are harmful to both wildlife and domesticated animals. Effects range from disorientation to physical/chemical damage and possibly death, especially young animals. I have included an article complete with references: https://www.animal-ethics.org/how-fireworks-harm-nonhuman-animals/
I also have a neighbour who sets off fireworks on random non-holiday dates on our street late at night, which wakes up small children who are sleeping (not my own). Bylaw officers did not care when my other neighbour reported it.
Many people are using them on multiple non eligible nights, often several nights in a row and well past midnight. This is very stressful for family pets including dogs and cats as well as small children trying to sleep or adults trying to sleep who have to get up and go to work the next morning. Teenagers walking down my street between midnight and 3 in the morning shooting off fireworks and firecrackers has occurred. Also, many people are using them at parks, on baseball diamonds and soccer fields and then leave the garbage including used and unlit fireworks, used metal sparkler wands which are dangerous to the kids using the parks and diamonds. This garbage is usually not cleaned up by the Town prior to a scheduled youth league game or practice the following day or two.
In residential areas, fireworks can cause a fire or injury. Especially when houses are so close together.
Some fireworks sound like gun fire, not used properly, fire hazard.
Often shot off after 11 pm curfew, disturbing children's sleep
Fireworks used by untrained individuals and groups in unauthorized, unmonitored spaces are safety hazards, can damage hearing and mental health and well-being and impact domestic animals and wildlife.
Dangerous for starting fires during hot dry weather!
The loud noise can be very disturbing to sensitive hearing people
People setting off fireworks do not clean up after.
Unknown people seen at paths with a convoy of cars during these times
There is more smoke than beauty in most fireworks.
People not respecting them and the damage they can do to one's self. Setting fireworks off in residential areas could lead to destruction of property or even serious bodily harm
Safety of people living in houses, neighbor bringing fireworks can come to the next door also the smoke and the noise it creates is not pleasing.
When I find leftover fireworks in areas that they should be set off in, as in the waterfront beach. It's disgusting what gets left behind
on our roof or damaging our pool cover. Last year neighbours set of fireworks around midnight in the middle of the road (a quiet crescent) and the garbage from the fireworks was left in the road.
Fireworks must be allowed in open space , small firework can be allowed in drive way
Drunken people and fireworks
Setting off in yards too close to home.
Danger to spectators if not set up pr
The injury to children or property from irresponsible individuals setting off fireworks
Improper use, not prepared with water or a proper launch area

Experienced someone nearly being hit by a firework, have also witnessed someone having a seizure due to the lights
Residents in tight subdivisions are using them at the end of their driveways. This is really unsafe due to a lack of general knowledge about firework safety and handling procedures. Also property damage is a concern.
The noise sounds like gunshots in residential areas causing frustration anxiety and unsafe
A person two doors down from our home let off a firework in their backyard that came down in our backyard almost injuring 2 people.
people set off fireworks in park behind us. this summer had to go out and watch for embers/ash hitting our gazebo.
also, fireworks set off at 1:30 am new years eve. a large display
The noise from fireworks frightens family pets as well as the local wildlife, I personally have found the spent casings of rockets on the roof of my house and in my backyard from neighbours that were setting them off, one street over. The one that landed on my roof was of special concern as it could have been a fire hazard. What if one of these landed in someone's garbage or recycling box and started a fire.
What is there to elaborate on? Safety concerns: fire safety, personal injury, property damage, etc. I have witnessed young people lighting/ setting small fireworks out the passenger window of their moving vehicle. I have seen firework packaging not disposed of appropriately. Instead of in the garbage, left on the beach front, community parks, etc. Homes are so close together and I worry about fire and property damage. Sure we have insurance, but that's not the point!
I have anxiety of fireworks in subdivisions Please Dont allow
I am a home owner I have the right to feel safe in my home.
Fire works should only be handled by the fire dept. not individual people
Usually people are reckless or intoxicated
After permitted use holidays, for several days after people will use up leftover fireworks, this is often done in an unsafe way.
compounds such as barium or aluminium that can have negative impacts on animal and human health.
Additionally, to produce the oxygen needed for an explosion, many fireworks contain oxidisers known as perchlorates. These can dissolve in water, contaminating rivers, lakes and drinking water. https://www.sciencefocus.com/planet-earth/are-fireworks-bad-for-the-environment/
and more over the last decade people have been letting off fireworks in their back yard. HUGE SAFETY issue. All it would take is a spark to land on a neighbour's house and lead to a fire. Not to mention the rain of ash that lands on neighbouring hoses, backyards, patios and decks and all over.
Not to mention safety for kids and pets (a neighbour set of bottle rockets against the wooden fence - with sparks hitting our dog who was in the yard).
dry, parched rooftop! As well, cats/dogs are terrified at the noise. These should only be allowed under the Towns supervision in specific parks or waterfronts and should also not be sold for public use.

We worry about fire on our property and neighbours. People who do not have any regard for safety, set these things off. Its amazing we haven't had at least brush fires here but we also worry about fire landing on our roof.
People getting hurt or homes being damaged
Risk of fire and damage.
Scares animals and people
There are always risks with fireworks but with good education and some monitoring or easing of restrictions I believe you could inform people how to use them safely.
Personal injury and property
Children sometimes throw fireworks
<p>people trespassing in Lupin Park after hours, setting off fireworks for HOURS directly behind my house. The group arrived in cars and parked in the school parking lot so I presume they did not live in the neighbourhood. They accessed Lupin Park by walking down the adjoining hill with their "supplies" - supplies that did NOT include water for fire safety, but did include a case of beer. One can only assume that they were untrained and unlicensed (?) because they were also drunk - that is if the beer, foul language, cigarette smoke and loud idiotic laughter was any indicator. A spreading fire could have broken out in the dry grass at any moment. They themselves could have been seriously hurt by a delayed explosive - and then what - go to Emerg in a Pandemic for self-inflicted burns. yeah that.</p> <p>Full disclosure: they left for about 15 minutes around 11:00pm but returned and remained in party mode until after midnight at which point they staggered their way up the hill to the parking lot and started setting off fireworks over the school. FYI: I called the police - a waste of time. To make matters worse, in various private home locations near and around me there were hours of what sounded like machine guns and the elongated whistling explosions of bomb/grenades going off until well after midnight.</p> <p>It was horrible.</p> <p>The stench of sulphur hung in what had previously been sweet summer night air. I was literally surrounded by the sounds and smells of explosives for hours. No where to go; no where to hide.</p> <p>And it happened again the next night, and the next - think about that. 3 days of torture</p> <p>They did it because they could.</p> <p>I cannot possibly be the only one who was adversely affected.</p> <p>IMO the selling and the purchase of fireworks for private displays set off by individuals with no pyrotechnic training, no fire safety training or equipment standing by, in random backyards and parks at random times should be illegal.</p> <p>In a neighbourhood setting like mine there is literally no escape from the burning, acrid smell hanging in the air and the blasts of intense light and unbearable, yes unbearable, violent</p>
Kids are now putting them off all over every weekend in the summer.
Ban from neighborhoods- safety concerns; fires,misuse,extended hours, setting off on Non Holiday events etc
<p>Generally when people set them off, there is alcohol invovled and very poor decisions are made. Combine that with young children running around its an accident waiting to happen. So the safety concerns are : fires, personal injury due to careless handling of fireworks, improperly aimed fireworks, and hearing and vision loss due to being to close of proximity to the person or people setting the fireworks.</p>

We are adamantly opposed to allowing fireworks in residential areas due to safety concerns. I've had firework debris land very near my roof in past years - terribly dangerous.
People's pets/dogs who are terrified of them and the damage and stress it causes to wildlife
People light off fireworks any time they want all throughout the year. Nothing is enforced. Canada Day/Victoria Day becomes 4-5 straight days of fireworks, not a single day. It's disruptive and exhausting for those of us who get up early for work/school. People light them off in their backyards of subdivisions - it's incredibly loud when people are trying to sleep and dangerous that they are lighting them all so close to other's homes. It seems like people feel they can disrupt other people's lives any time they want, with no enforcement of the by-laws. Very frustrating! I'm also a parent of young kids who go to bed early and get woken up...
Too close to houses, if they aren't too close to homes I wouldn't mind.
fire hazard
obviously backyard fireworks could cause all kinds of unsafe situations and should be banned..
Lack of training on use Indifference to potential hazards Idiocy of people
People in my neighbourhood set fireworks off on the street or in a local park. I'm concerned that they are doing it too close to houses. When they are set off, they are so loud, so they sound really close
Home fireworks seem to be set off for any reason now, doesn't have to be a major holiday. Children get woken up from their sleep, scared. Most dogs are extremely scared of fireworks. My dog gets severe anxiety, it is not a fun time in our house when fireworks are set off. Not fair to children and our furry friends.
People use fireworks on our street and in our neighborhood it's dangerous and they are going until 2 am in the morning. Also not necessarily the day of. They purchase and set off fireworks for a week surrounding the date fireworks should be set off.
They should be handled by professionals
Home fireworks are extremely dangerous. Safety concerns of property damage or harm to individuals is not taken into consideration when home fireworks take place
Generally, there is a lot of garbage left by people who come to see fireworks. The noises are loud and terrify pets. Lately there have been accidents and even deaths associated with
We have a dog that is extremely terrified of fireworks. This New Year's Eve a neighbor a few houses down set off fireworks till one in the morning. As well, we did not like the idea of fireworks going off near our house as it could be a potential fire hazard.
Fireworks are set off on my street/court and afraid of roofs catching fire
They should only be handled by professionals
Setting off fireworks in residential areas too close to houses
sparks may lead to fires affecting property and living things; many pets are traumatized by the noise; humans suffering from PTSD may be triggered by the sight and sound of fireworks
some people are setting off fireworks in very small backyards that are very close to neighbors. This past year was particularly bad with fireworks almost every weekend and some displays that were professional displays in a community neighborhood.
People are NOT adhering to the allowed dates for fireworks. We have a very large dog that has significant anxiety with fireworks and we will plan to be away on the stated allowed weekends but it goes on all summer every weekend in the neighborhood at Rossland and Anderson. It has gotten out of hand. We can't even enjoy our own home

They need to be conducted by professionals in this and be in a controlled setting.
If a burning piece from firework drops on the dry bushes, people's houses, people who are walking in the streets can cause fire to properties and burn or hurt people
All firework shows Professional, should be monitored and controlled by otherized personal
Fireworks being set up incorrectly, flying over homes and even hitting windows etc.
Some go off so close to our house and I don't feel most ppl are fully realizing the potential
Using the then in enclosed areas and too close to things like hydro lines
I have witnessed reckless use of fireworks a few times over the years and have concerns of personal injury or fire.
fireworks.
I'm also concerned about the effects of fireworks on wildlife, water and air quality. Fireworks can kill thousands of birds. I posted an article below to look at with lots of suggestions. The heavy metals and gases from the fireworks are hazardous to all living creatures. I enjoy fireworks very much. I do honestly think it might be time to re-evaluate and see if there is a non-lethal alternative (like a light show?).
Inexperienced people set them off too close to other peoples homes - fire hazard. Loud noise scares animals.
Noise concern for pets.
Fireworks should be banned. Animals (domestic and wild) have experienced heart attacks and died! Yes - DOGS too - which have recently been in the news - again! ...and dogs have taken off out of their leash and become lost because the noise scared them SO much. People AND animals with PTSD (yes...animals experience PTSD too)...cannot endure fireworks. It is a CRUELTY to animals to make them endure fireworks!!! The elderly have an extremely difficult time enduring fireworks, and particularly CIVILIANS AND VETERANS WHO HAVE SURVIVED THE WARS experience horrific PTSD during fireworks. Don't make them endure that AGAIN and AGAIN! Young children and BABIES have an extremely difficult and upsetting time enduring fireworks. BAN FIREWORKS which create noise in WHITBY. Mental health is at all time high and rising as a result of the pandemic and now with the state of the world and the noise of fireworks affects mental health and PTSD. There are noiseless fireworks but these need to be properly and carefully investigated first. BANFF banned noise fireworks.
As a dog owner, I don't appreciate people setting off fireworks on any given day at random hours. Even if I wasn't a dog owner, I would not appreciate it, especially during early morning
Late at night - loud
Fireworks are dangerous and residents shouldn't be allowed to freely set them off where they chose. If the Town organized a firework celebration at the waterfront or at Pringle Creek like in the past and as suggested below, I think this would limit personal/individual celebrations. Fines should be set for fireworks and police should be patrolling on New Years Eve, Victoria Day, Canada Day, etc.
Children have been injured by rogue fireworks.
Harmful to animals and environment.
Fireworks set off close to trees
I am concerned about garbage and animals
People have been regularly setting off fireworks in their backyards throughout the summer. Restrictions on sales of fireworks would ensure a safer environment as I imagine that the most regular fireworks users are also drinking while setting them off.

With fireworks there is always possibility of injury costing health care money and could permanently disfigure a child.
Uncontrolled use on local streets can pose a fire hazard
This is very triggering for pets and people with mental health issues. It's also annoying to those with young children or who's sleep is disturbed. There seems to be no effort by police or bylaw enforcement to shut this down.
Small lots - vinyl sided homes, many with fabric awnings in backyard.
Inexperience in lighting fireworks - all contribute to safety issues
I have animals who get very distressed even when inside people set them off at stupid times waking my children
Have a fire truck on call
Fireworks are often used much too closely to homes and are oblivious to the hazards
Fire, injury, property damage
Damage to my home, damage to park grounds, fires, debris or forgotten unused paraphernalia found by children in parks
Concerns for wild life if over used
concerned about injuries, as well as upsetting to dogs
People shooting them at eachother and strays finding their ways in to people's properties. Also not having proper safety appliances(fire extinguishers) near by.
People are going to set fireworks off whenever or wherever they want, bylaw or not. Last July 1st, fireworks were going for 6 straight days lasting until 1 am a few nights and nothing was done about it after many complaining.
Having them on residential streets near trees is a concern
I'm also concerned about the negative impact that fireworks can have on pets and wildlife.
Fireworks that go on every night before and after July 1. Fireworks that go on past 11 pm. Fireworks that are multi day celebrations like Diwali much too long and always exceed time permitted
many residents who use fireworks on their property do not know how to properly handle fireworks and should not be allowed to use them - presents a danger to the public - many houses are too close to each other to allow fireworks to be used safely
air pollution, scared dogs

trying to sleep or enjoy their evening peacefully when people set off fireworks all night long for days on end. People come from everywhere else, go down to the Ontario Shores waterfront and Yacht Club beach, and set off endless fireworks, one group after another after another - from before dusk often to 3 or 4am, any day they feel like it. They do NOT respect the days and times fireworks are permitted, and no one enforces the bylaws. When these people do clean up (rare), they leave the fireworks garbage, food garbage and liquor bottles and cans by the garbage bins along the Waterfront Trail for others to pick up, and until it is, those of us trying to enjoy the Waterfront Trail have to see these piles of garbage. Cars are parked in the yacht club parking lot at the bottom of Gordon St. and revelers yell, rev their engines and race along Gordon Street when they're done assaulting the neighbourhood's ears. Fireworks are just a loud, rude, obnoxious excuse to party along waterfront neighbourhoods. Some people, like me, work for a living. I get NO sleep for nights on end because of the fireworks, and have to go into work sleep-deprived. My own pets and the animals along the waterfront are frightened out of their minds with the nightly barrage of noise amplified by the water. People have no respect or consideration for their community or neighbours, and don't care about the neighbourhoods who have to hear explosions in their homes as loud as bombs and gunshots at 3am. And they know they won't get caught because no one enforces the bylaws. When I contacted the town, I was told that bylaw enforcement "doesn't work those hours". DRPS likewise has no interest in enforcing the bylaws or policing the waterfront for people who use fireworks all night long, night after night. Thanks for letting me rant!

The private use of fireworks in residential areas should be banned at all times in back yards, front yards or on the street. Careless use, accidental failure and just plain non-compliance and ignorance of safety precautions will cause property damage or injury to themselves or others.

I personally feel only people that are experienced with fireworks should be allowed to set them off. I don't think it's safe for just anybody to handle them, much less be setting them in

I have witnessed fireworks that have gone astray in a group in the field on Bassett Blvd

My house backs onto a park. Residents are using this park to set off fire works. They leave behind their garbage, (Even though the Town provides 2 Garbage cans in the park) They are set off with no concern for safety and at times outside of the Bylaw. (esp at New Years)

There is no regard for numerous residents who are shift workers.

Youth are careless and could be injured, or injure others, and damage property. Noise is VERY upsetting to pets, and many people.

People use fireworks during summer droughts when the grass is dry, risking fires in residential areas.

Some people have no safety concerns for the environment or other people.

People let off fireworks on residential streets in close proximity to houses and in parks. Danger of fire and injury from improper use.

I've witnessed "private" fireworks landing on residential roofs (fireworks being mishandled and way to close to houses/trees), and frankly being set-off at all hours/days.

I live across from a park. People drive here use the park to set off fireworks sometimes dangerously/in the direction of homes and often until 12-1am or later. Most often leaving their used fireworks and garbage everywhere.

I worry about fireworks being set off in back yards. They often fall onto the roofs of others.

Fireworks are set off not only in the park by us, but also in backyards and go on till past midnight. Some people have young kids/pets and the fireworks keep them up at night and scare them. They're so close and so loud. Not to mention the danger of them being set off close to trees. It's an infringement on OUR rights as well.
When used in backyards potential for fire. Young people having Roman candle wars firing at one another
They might be dangerous if done by inexperienced people
People let off fireworks in their backyard without regard to pieces landing on neighboring
People set off fireworks behind Anderson Collegiate and in our little park on Bradley at the bridge. There is no organized group just random people. Last July 2021 someone let off a massive amount fireworks for an over an hour behind Anderson Collegiate. It was extremely noisy and long. I doubt the school board gave permission to do so on their property.
they have been fired off in backyards or streets, and no safe use training is provided that I am aware of.
Also a concern of late night usage, as some residents in our Whitby neighbourhood fire off fireworks up to midnight.
Being let off in street too close to houses..worry about setting place on fire.
I think people who use fireworks outside of holidays (May 24, July 1, Dec. 31, other religious holidays that require fireworks) should be able to apply for a simple permit, outlining safety and community concerns, with a nominal fee.
Family pets are traumatized. Homeowners starting them by 4 pm -- not even dark outside!
Noise pollution - some of the fireworks do not have a visual component, they are just very noisy explosions that remind one of being in a warzone. And there's the potential for injury to persons who don't really know what they're doing. At spring events, there are many animals that have had or are having their young, and it's dangerous for them.
Large fireworks should only be done by someone qualified not just anyone that buys them from a trailer in a parking lot
People buy fireworks all summer, and let them off every weekend, sometimes pointing them at things.
Sometimes they are loud, and sound like gunshots.
Have seen fireworks in the streets near large trees without it being secured properly and without sand and water precautions

Q14 (Please elaborate on your safety concerns:)
Anyone can purchase them now almost anywhere and set them off without safety precautions.
Can cause fire and I have seen it happen in the past
Personal fireworks in neighbourhoods with neighbours/nearby houses and trees and children and pet are a safety/fire hazard and nuisance.
noise pollution is a problem and fireworks also cause air pollution
Same as above
As long as the Town of Whitby is safe and isn't too excessive, fireworks can be greatly enjoyed by the community. As long as the crowds of people aren't impeding/damaging local property.
People don't follow any safety procedures.
Noise pollution
Unsupervised, unregulated use by residents is an invitation for disaster.
Could result in burns if not properly used
Pollution
There is no safe way to set off fireworks, if we want to ensure we are not directly causing harm how can you even propose to allow fireworks to be set off within residential communities? Do you not care about disabled people, are they lesser beings who are somehow less deserving of the ability to exist comfortably within the homes they pay for? What about the homeless that have to hide in dark, scary conditions to avoid charges? Are they not allowed to sleep without the trigger of excessively loud noises that mimic gun shots? When theres a long weekend i have had to spend hours consoling my animals & other human beings & myself. I have had to use my minimal resources to purchase accommodations to avoid having actual heart palpitations. What about human beings with heart conditions and trauma? Do you feel comfortable causing higher numbers of heart attacks and eventually, deaths?
fire and environment
fire
Noise and fire hazard
While the town doing them should eliminate other people being stupid with them and control the time better, I still have deep concerns about the impacts to the environment from the waste and discharge from the especially to waterways, and noise and waste impacts to wildlife.
Mental health disruption; sleep disturbance for shift workers, children, ect. Terrorizes local wildlife and pets.
fire

Local residents on Brooklin had hosted and set off fireworks at a local park on Canada day. We decided to take our kids to see as it seemed like a fun event. We sat around a soccer field not knowing how close they would be setting up. During the event some of their fireworks fell over while lit and shot horizontally along the ground on a couple occasions. One of those times a fireworks flew by me (with my 6 year old daughter on my lap) by about 20 feet, and exploded about 40 feet away.

This was EXTREMELY dangerous and uncontrolled. These are so fast there would be no way to avoid them... And it passed by only 20feet! Another degree it 2 and we probably would have been hit. Had it hit us and exploded on us I am sure the injuries would have been severe if not fatal. And who is held responsible in this instance?

This event has traumatized my daughter to not want to be anywhere near fireworks, and has panic attacks when she hears fireworks.

So my stance is that fireworks should only be run by licensed and insured technicians, at a venue that allows everyone to be at a safe distance.

Fireworks pollute the air, water, and land. Fireworks have injured and killed people. I think all Fireworks should be banned in Canada. Fireworks were used by the extremists, racists, and misogynists, to torture the residents of Ottawa during the February 2022 insurrection of Canada. If the Town of Whitby do not ban all Fireworks in Whitby, then the Town of Whitby stands with the terrorists. If I hear any Fireworks in Whitby from this day forward, I will petition the governments of Ontario, and Canada to immediately seize the Town of Whitby's bank accounts and assets, just like they have done to supporters of the Freedom Convoy 2022.

Fire caused by fireworks in dry weather

Safety is a huge concern...I recall 1985 Fireworks at Wonderland going into crowd ..imagine what could happen if anyone sets fireworks off. Trained professionals have less accidents Most cases

<https://www.sciencefocus.com/planet-earth/are-fireworks-bad-for-the-environment/>

No concerns if held by the Town in supervised and specific areas - not public use. Fireworks are unsafe and a huge fire factor and property damage when in the hands of reckless residents who just want to show their children and have no consideration of their neighbours, especially seniors!

People's pets/dogs who are terrified of them and the damage and stress it causes to wildlife animals

Fireworks should be banned. Animals (domestic and wild) have experienced heart attacks and died! Yes - DOGS too - which have recently been in the news - again! ...and dogs have taken off out of their leash and become lost because the noise scared them SO much. People AND animals with PTSD (yes...animals experience PTSD too)...cannot endure fireworks. It is a CRUELTY to animals to make them endure fireworks!!! The elderly have an extremely difficult time enduring fireworks, and particularly CIVILIANS AND VETERANS WHO HAVE SURVIVED THE WARS experience horrific PTSD during fireworks. Don't make them endure that AGAIN and AGAIN! Young children and BABIES have an extremely difficult and upsetting time enduring fireworks. BAN FIREWORKS which create noise in WHITBY. Mental health is at all time high and rising as a result of the pandemic and now with the state of the world and the noise of fireworks affects mental health and PTSD. There are noiseless fireworks but these need to be properly and carefully investigated first. BANFF banned noise fireworks.

Fireworks are dangerous period.

Fire truck on call

Q16 (Which days/celebrations?)
Labour Day, May 24 Weekend
Any other cultural days not mentioned (i.e. Lunar New Year).
Chinese New Years/ Lunar year
Days/celebrations other cultural groups have on which they would like to use fireworks.
labor day
August holiday
Wedding event
Eid holidays (Muslim celebration)
Friyays Saturyay and Sunday funday.
New Years!
There should be no exlusions to when fireworks are permitted.
Weekends
If there are other multi cultural/ethnic holidays where fireworks are appropriate they should be
5th of November
Long weekends
Diwali (6 days), Dassehra. Ganesh Chaturthi
Diwali should be yearly, skip New Year's Day the party is New Year's Eve,
Christmas or Labour Day. It would be a nice celebration for end of summer and before children go back to school
Any celebration, who are you (or we) to decide what determines a celebration. Fireworks contribute to happiness, happiness heals.
Any religious festivals
Labour Day and Civic Holiday
I would say year round, but that might be a bit much. A compromise might be any long weekend with exemptions for community groups to celebrate a special occasion.
Please continue Diwali Fireworks bylaws. Thank you
Last day of school/first weekend of "summer" to celebrate graduation/etc.
Civic holiday. Start of March Break.
Any summer long weekend.
Deepavali/Diwali
Up to the resident
Weekend following diwali because mostly people get together during the weekend following
Chinese New Year, others as requested
Family day would be fun
Labour Day week-end
Memorial Day to honor our veterans
Family day would be fun
Memorial Day to go our veterans
Any day that is meant to celebrate a person, community that is being done in memory of
Labour Day week-end
Diwali
Dusshera
Diwali
Summer

Any day; people shall be free to choose when they want to do fireworks. People shall clean up after, is all I ask.
Fireworks to be allowed on Diwali day
Diwali all day
Birthdays, weddings, other celebrations
Any other days that other ethnic groups celebrate , fair to all or have none.
Diwali
Chinese New Year
Easter, Christmas and all public holidays
Diwali
Diwali
When a permit is procured and there is a reasonably large celebration occurring. This applies to personally acquired fireworks and not professionally detonated. Large scale professional fireworks should be advertised well in advance when planned for days other than those listed in the Bylaw.
I don't have specific dates but I do feel the above permitted dates are not reflective of the cultural diversity in our committees. I would suggest looking at other celebration and if fireworks are traditionally apart of the experience. The fact that the town made an exception for Diwali tells me that the town may have white washed the initial list of dates and it should be updated with an anti racism lens.
Diwali
Any long weekend.
Diwali
Diwali
Diwali
I am a Captain for Whitby Fire, and have attended Diwali celebrations. The individuals who celebrate Diwali should be allowed to celebrate just as any other resident would
Diwali is celebrated for 3 days so It should be allowed for 3 days of Diwali. Atleast bare minimum like small ones at homes for 3 days.
Cultural celebration based on the population demographics, eg diwali, eid, Christmas
Diwali
Labour Day
New Year celebration
Chinese Spring Festival evening till midnight
Diwali
Special celebrations for unforeseen events. This may require an application to the town.
Durga puja.It is now recognized at UNESCO
All stat holidays and all religious days that are applicable
Any day
Diwali
If groups have legitimate and specific requests then they should be considered.
Similar to 2021 fireworks should be allowed on Diwali in future to promote inclusiveness.
Chinese New Year
All of them. We have other laws to deal with excessive noise, if it ever came to that. But people set them off, and they're done 20 minutes later. Let's let people celebrate things.
Divali

Last day of school, any holiday, my birthday (ha ha)
Any celebration, any day. Weddings, graduations, birthdays, etc.
On Christmas day
Diwali and weddings
Any other holidays
There should be a limited permission to use fireworks on any day only at large open public places and for very limited hours. This ensures safety of people and limits noise pollution. Even without permission you can hear fireworks when there are games etc.
Labour's Day, Family Day
Birthday party
Retirement party
Lottery wins
To protest government
if its going to be opened for beyond Canada Day, New Years, and Victoria Day, it should be open for anyone anytime. trying to compile a list will always fail. you'll always miss something
Lunar New Years
Family day Diwali any other religious events celebrations concerts
Lunar new year
Diwali
Lunar new year
Neighbours seem to set them off whenever, in fact I heard them not too long ago! Why bother to have a bylaw, people are going to set them off whenever they feel like?
Diwali - Hindu festival of lights
Allow them any weekend, as long as they're used safely and not late at night. Put heavy fines on their misuse and actually lay fines on offenders. If Whitby is trying to encourage it's multicultural residents, then you can't just pick celebrations. Every culture has multiple days on their calendar that are important to them.
Eid
Any other cultural celebrations where fireworks are traditionally included.
Any cultural holiday such as Chinese New Year
People should be able to apply for a firework permit on other days for special celebrations like a wedding etc
Labour day
.labour day weekend
Wedding/birthday
Labour Day weekend
Any stat holiday
Christmas
Diwali celebration
Fireworks is rooted in Hindu culture and is part of Diwali celebrations, allowing during Diwali will create great enthusiasm amongst Indians and children will be able to relate to their culture.
Lunar New Year
Diwali- Indian festival
Eid el Fitr
Civic Holiday and Labour Day
Lunar new year and any other cultural celebration that traditionally uses fireworks

Civic Monday, Labor Day, Family Day
I think it should be expanded to all long weekends and allow it on each day of that weekend. Limiting the fireworks 1 one day isn't always enjoyable if there is work the next morning.
Labour day weekend
Civic holiday weekend
Diwali Every year
Lunar New Year at a minimum. It appreciates and recognizes our multicultural community but is held in January so participation will always be too low for retailers to bother opening. The Lunar New Year will have fewer participants than New Years Eve which sees very little action already. Personally I'd also like to see Halloween, St Patricks Day, the list goes on and on. Restrictions only make people buy fireworks online or bring them illegally from the United States which are much bigger than fireworks here.
Lunar New Year
Anytime
Lunar New Year or other religious celebration.
All long weekends
Diwali
Lunar New Year
Muslim EID days.
I don't know specific days bit other cultures should be allowed to celebrate their special days should they choose to.
Special occasions
Any day
National Aboriginal Day, st Patrick's day
Labour day, Diwali. Lunar New year.
Lunar New Years!
Lunar New Year + should also consider any other culturally significant holidays
Labour Day weekend before the kids go back to school
not have a holiday for Diwali . we gather in the weekend with friends and family and would like to have the opportunity to light fireworks during thay weekend. Thank you for valuing our feedback
Lunar new year
Eid day for muslims
Random Tuesdays. The odd Thursday.
Maybe include labour day

Q17 (Any other suggestions or feedback that you would like the Town to consider related to fireworks in Whitby?)

I think time and place should be enforced. Four or five consecutive nights of fireworks starting anytime and going on til after midnight is a bit much since I live close to Baycliffe Park.

Enforce the rules ... there are fireworks throughout the spring and summer months on any given day...annoying noise and no reason for them.

Please do not expand fireworks use. It is already disruptive enough. It is dangerous, especially to children.

Further, it produces excess waste and garbage. This seems counterproductive to our Canadian and Global efforts of protecting the environment.

Dogs and young kids might be afraid of fireworks.

Prohibit the use of noise making fireworks, limit the hours, increase enforcement after hours in local parks, etc. Consider a permitting system to purchase fireworks to increase accountability.

Make Whitby a progressive town with singularly rigid firework policy. Ban the use of consumer fireworks.

need to be more flexible and understanding.

I have a small child and a dog and we are okay with fireworks. We are also close to the waterfront where they have been set off and have no issue with it.

They will be very hard to regulate. As a parent with young children, it's a little frustrating to have loud bangs outside well into the night, and to have to watch out for the debris left behind in the park, but at the same time, people will still obtain them, set them off, and be gone before any enforcement can take place.

I wish the city cared, we have complained so much between the loud vehicles and fireworks. They don't get away with this in Toronto.

Let the people celebrate, if you want to celebrate a birthday, shoot some fireworks. Gender reveal party, shoot some fireworks. Grandma just died... shoot some fireworks. Ban on fireworks, you guessed it, shoot some fireworks. Honestly I think most people are responsible and wouldn't be silly enough to be setting off fireworks on a weekday (outside of holidays) but fireworks are fun. But I don't have a dog or ptsd. So yeah. 🐕👊

Put simply fireworks use/sale/purchase, of any kind, should be banned within city limits, for everyone, regardless of the date/holiday, with exception of professional displays put on by the city or organizations, scheduled and by permit only, supported by trained professionals, Whitby fire services, and organizers.

The existing laws should be enforced when broken. That isn't happening. Fireworks are going off many nights before and after actual permitted day. We all know it's going to happen, so why aren't there officers stationed near parks to enforce the laws?

Apart from Public holidays like New Years' Eve, New Years' Day, Victoria Day, Canada Day, lets not include other days like Diwali or any other religious days to allow use of fireworks. The 4 days of use allowed are national holidays and should be maintained. Additional days are not required.

I really feel that the only ones who should be settling off fireworks on holidays is the Town of Whitby staff. That way it is done safely, by experienced individuals, in the proper location for all to enjoy. I have attended the fireworks on July 1st down at the waterfront and they are terrific! When people set them off in neighbourhoods and community parks they are just noisy and disruptive, not to mention unsafe.
Offer fireworks run by the town or organizations in multiple venues throughout the town.
I'm not sure if people are aware that they are only allowed certain days of the year. Perhaps more signage, public education, and enforcement would help.
I suggest that Diwali be removed from the bylaw. Or open it up to every religion and cultural celebration. Do it for all or do it for none. Don't discriminate.
I'm ok with their use on statutory holidays.
You may wish to review Victoria Day due to impacts on spring migratory birds.
Would the town consider drone shows as an alternative 🤖
Fireworks set off on New Year's Eve are always done after midnight. When done in residential areas, this wakes children and scares animals.
Designated park/area in each neighbourhood, with a specific area for setting off fireworks.. maybe a special disposal bin available on the designated holidays? I know people complain about finding used fireworks lying around the playgrounds.
They are loud and a mess. They scare the birds and very little respect for neighbours. Get rid of them.
I greatly enjoy fireworks shows and have no objections to the general public using them in safe locations. I do have an issue with people setting them off in backyards of residential neighbourhoods. I would like to see enforcement of the fireworks rules, and stricter regulations on allowable locations.
Reduce de days they are authorized
If fireworks are to be permitted for use by anyone, bylaw should not permit use in streets, only in parks with safe distance from property.
Let people be. This world has taken so much from us all already, it needs to stop. Being concerned about Fireworks is ridiculous. There are plenty more important worthwhile items that can be addressed- like why every street I drive down bottoms my car out because of all the potholes and that's just one small issue, there are bigger ones.
People already do not follow the rules around fireworks. Enforcement should be considered in this strategy. Fireworks have many negative effects for pets, children, the elderly, veterans or people with PTSD. Having strong policies and controlled firework activities can help those they affect in a negative way to prepare themselves accordingly. When neighbours set off fireworks during non-designated times, people can't properly prepare themselves and it can cause stress, anxiety, trauma or worse.
<p>We loved the Canada day celebration down at the marina!</p> <p>It would also be acceptable if the town hosted a celebration in the field behind Vipond arena in Brooklin. This would eliminate a lot of Brooklin residents setting off their own fireworks. Last summer I would say almost every park in Brooklin had fireworks going off one night. While it was lovely to watch, I couldn't help but think how much more incredible it would be if it were just one large fireworks display, held between a specific time, and free for all residents.</p>

Allow fireworks. There is nothing wrong.
Stop regulating everything so much of the petty stuff. Maybe concentrate on things like parking on one side of the street and actually plowing snow
There has been an incredibly large increase in the times of year that people are using fireworks. While I generally don't have an issue with some use, it's becoming far too often during the warmer months, as any weekend with some sort of holiday there are multiple nights of usage. It's well above the 4 days you lost above. Last summer alone I could safely say there were 10 different nights between Victoria Day and Labor Day I also have animals that are incredibly sensitive to the very loud noises they create.
Prohibit personal fireworks
We came to Whitby from Brampton. People let off fireworks all night for most celebrations without considering other people's vehicles and property. The mess on our property was terrible.
Please restrict fireworks to city use only. Fireworks by the general public are loud, polluting and dangerous. Many places are banning them. There's no good reason explosives should be set off by the average person. There's a multitude of reasons they should be done just by the city, in a controlled, safe fashion for the public to enjoy.
Fireworks safety class either virtual or in person by town to help residents make safer use
I think fireworks should be allowed on the days you have specified, but not any other and charges should be laid for people to put them on almost every weekend
If neighbourhood displays are to be allowed at all these different occasions, could they at least be restricted to one particular night and within a two-three hour time span. Fireworks going off unexpectedly after 11pm mean a very disrupted night's sleep for the dog, and as a result, me.
COVID has caused a great deal of mental health concerns for children, special events including fireworks are needed to lift our youths spirits this calendar year.
Please keep it as planned days so we can sedate our pets
I don't think that anyone should be able to set fireworks off at any time. As a pet owner it is frustrating sometimes just to deal with firework happening on holidays (but since we know about it in advance it is easy to prepare). Not to mention people with babies and small children who will also be disturbed by the noise, and potentially afraid.
Let's bring them back as they have been cancelled for COVID. Let's residents use them but communicate Tempe safety precautions and where they can use them. A park is safer than close to homes
Noise scares pets - planned days make it easier to plan sedating pets
Always allow on diwali.
If they are not going away please consider silent fireworks as used in Europe countries.
No fireworks
Fireworks should not be allowed to be fired off from people's backyards, no matter what the size of fireworks or event. And enforcement should be readily available to ensure safety of all residencies of Whitby.
You have the laws, you need to actually enforce them
Pets are scared
Thank you for considering everyone's beliefs
Absolutely do not regulate this activity. The municipality should create a By-Law to ensure safety but hold those accountable should they create any of the hinderances noted above.

Not sure how it gets enforced. Fireworks were lit many times on random evenings late at night which was extremely frustrating, but of course nothing happens to the kids being inconsiderate. I don't know how it can be enforced at night when there are no town officials working to report it to.
Please do not stifle what has always been a fun family neighborhood enjoyable time. We have enough problems and controls and negative things happening please let's enjoy and be safe.
Stop fireworks, they are traumatic to our pets and local wildlife, they are a vocal nuisance and a waste of money. Let's have local gatherings and promote local purchases instead of wasting money on terror for our animals
Enforce the bylaws. Currently, fireworks are set off on most long weekends, and well past the 11:00 curfew. Safety regulations are not being followed. I've seen fireworks pointed at homes.
Fireworks should not be allowed in residential areas after 9pm.
Fireworks private sales should be banned in Whitby and Durham Region. They are being used in careless manner. Scaring pets and wildlife. Further they cause PTSD to some folks who have recently settled in our neighborhoods from war torn countries.
Ole allow fireworks during the Weekend following diwali because mostly people get together during the weekend following Diwali
laser fireworks put to music, no banging
Please stop firecrackers on Diwali as there's a lot of people misusing it and bursting crackers in the middle of the night.
Just let people have fun
My greatest issue isn't a planned firework display, but rather the setting off of random rogue fireworks for a week prior and a week after a holiday. The pandemic seems to have increased the spread of days. It is difficult to sleep, pets are terrified, wildlife is disturbed. I'd rather see them only happen on select days and then we can prepare for it.
Do not allow fireworks on any other except designated canadian holidays such as Canada Day, Victoria Day.
I think that people should not be allowed to set fireworks in residential areas as space is limited. I believe going to local parks is acceptable. Also people don't just set off fireworks on the specific days of long weekends - it's all weekend and at all hours with no concern to others.
Fireworks days should be kept as it is. Kids enjoy a lot.
Residents should only be allowed to set off fireworks at local parks
Diwali need to be permanently added
Clear messages sent ahead of time to residents about time frames for permissible and safe use of fireworks including minimum distance permitted from structures and trees.
Should be restricted to specific locations
Please allow the fireworks on Deepavali
There's always Fireworks being set off on the days around these events, not just on those events. The noise terrifies my dogs. Sure, allow fireworks but only up until say, 10pm, then cease. There's often fireworks being set off in the early hours of the morning, especially on Canada Day.
Please consider silent fireworks.
Please ensure that they cannot be set off in subdivisions by the general public

Fireworks are an anachronism in today's world. They represent martial displays of gunfire and explosives and they burn carbon and trace metals. There is NO PLACE for fireworks EVER in today's world.
Setting up sage firework spaces in park with garbage collection
This survey is a waste of time and money. They are more pressing things to address than fireworks a few times a year. There will always be those for and those against. You wont make everyone happy.
Fireworks are amazing! Citizens should be allowed to set them off on the days the town has permitted! They bring such awe and joy to children and adults! I have a dog that is scared of the noise they create so he goes to the basement or bathroom and we comfort him in between so he if fine after. We usually leave the tv or radio on and it helps. I don't think any changes need to be made. Thank You.
Please consider people with PTSD, especially those who have served our country. They do not deserve to be triggered by 'celebratory explosions' in the sky, unless they choose to go and watch them. Young families suffer as well when fireworks wake children up at midnight or later and ruin their nights. Please consider these.
Have transit to venues, set times and dates for use,
I understand people enjoy fireworks, but the town needs to be stricter and regulate/enforce the days that people are allowed to set them off so that I can prepare. As an example, in my neighbourhood they are set off the days before and after the designated events.
The issue with fireworks are those set off after 11pm. If youth are caught participating their parents/guardians should be liable in extreme or repetitive infractions with disturbing the peace or other criminal code violation that fits.
Too much at the waterfront...it's getting crazy. Last year there were big pop-up fireworks down here with no police. Fallout fire damage was noted in several locations around the waterfront. Bad enough for residents...horrible for wildlife and pets.
A cut-off time. When there are fireworks permitted, there is no need to be setting them off after 10pm or 11pm. Personally I don't mind 11pm but I can understand some preferring 10pm.
Allocate space in each park for local residents to do fireworks
The noise could be mitigated by including drones in the display and if there was a set time and date, pet owners and farmers would know when to expect the noise and maybe do something to keep their animals calm. I don't think they should allowed to be set off at all hours by private citizens.
Bylaws to regulate when the retail stores sell fireworks. We have had fireworks going off in our parks/empty parking lots/neighbourhood regularly throughout the year until 2amin the morning
All fireworks should be of the silent type and the times/locations they are permitted to be set off should be strictly regulated.
At the site of fireworks, safety aids like water buckets, first aid should be provided
We have really enjoyed watching the show from our boat docked at Whitby yatch club on Canada Day

Please think of people who do not hold the same privileges that you do when making decisions for them.
Let people enjoy without interference. No more rules!
Grammar mistake on question 5
be understanding that some of these fireworks happen on a school night. It keeps us awake, some scared and alert for the entire night, needs to respect the restriction to 11pm or earlier. Thank you.
I do not think fireworks should be permitted. There are other ways to celebrate that do not involve such noise and create anxiety in individuals and animals. With the diverse population, fireworks are a frequent occurrence and they cause unnecessary stress for many. They are too noisy, dangerous and make a lot of garbage to permit residents to use them
purchase silent fireworks
they are available
Vote to keep fireworks!
People should have to fill in a form that conveys safety information and location of fireworks being set off
Too many fireworks days... Often with no reason
Fireworks bring communities together, I love the fireworks at the lake but it's often hard to get to. I love the fireworks in our neighborhood parks. I think if you limit fireworks to the specific days listed above it doesn't get out of hand. There will always be people who complain but it's only available several days per year and brings community together!!! We need that more than ever!
You can put all the bylaws in place. I will still have fireworks on my property.
Start enforcing the people and kids who are setting them off for no specific reason. Lots of times going off when it's still light out.
For question No 8 I also want to be allowed on the water front
I think this is a great initiative and really appreciate the town asking for it's residents opinion.
Yes, it would really be nice if you mandate silent fireworks. Dog owner would be very happy, and people could still enjoy the display. Noise is totally unnecessary. And the 11:00 pm bylaw is a complete joke. We had fireworks going off until 2:00 am. Guess bylaw officers were tucked in bed.
Please continue allowing fireworks on Diwali.
Fireworks should only occur during special occasions, hosted by the city and in specific areas farther away from residential areas. There are people who are seriously affected by the noise from fireworks (whether it's people on the ASD spectrum, people with PTSD or people with noise sensitivity). It also has an impact on nature and people's pets. I'm also very concerned about the people who can buy them from a trailer in a parking lot and set them off in their backyard as they please; this is very dangerous and creates a noise disturbance in neighborhoods.

I truly believe that the use of fireworks should be better regulated. Perhaps those seeking to use fireworks for private events could apply for permits to ensure the safe and ethical use of fireworks. As a Registered Nurse, I have seen the serious health risks that they can pose. They are dangerous and have the potential to cause both grave environmental and physical harm, and should be treated with respect and caution.
I miss when the fireworks used to be held at Cullen Central Park.
I think watching fireworks is a great family activity. However, setting off fireworks should be limited to a number of special days throughout the year.
We need to be inclusive so allow them for other festivals however they should only be allowed in designated area and citizens need to be educated about where and when they can light fireworks and until what time.
Fireworks are really bad for the environment and are often set off week into the evening past the bylaw time, it's hard to enforce rules and people often do them whenever they want
I love love love fireworks! We need more!
I live on Bassett Blvd. Many people have been abusing the law by doing the firework beyond the allowed time. I woke by the noise many times. Really annoying
for the LOVE OF GOD, have the cut-off time by 10pm so folks that need to sleep can do so. ENFORCE the rules for time ... some kids in my area would set off fireworks on random days, for hours with zero repercussions. Williamsburg Facebook Group is on the ball with the regulations, but no one in the area ever does anything about it. No one is allowed to have a fire pit in their backyard because it is "too dangerous", but any punk ass kid can go out and get fireworks and set them off, (apparently) whenever they like at all hours. Most of us adults are trying to sleep because we work the next day, and parents with small children, pets and veterans' have no say and can't stop it, nor regulate the hours.
Fireworks are such an environmental hazard. The pollution from smoke, ashes, packaging and garbage is a concern. Wildlife suffer ill effects. Forward thinking communities have banned fireworks altogether.
Fire worms should not be permitted on Victoria Day
Whitby should continue with the fireworks, it brings life to Whitby.
I enjoy the fireworks.
Please don't take away people ability to celebrate. As long as it's done in a safe way there should be no issue. If the town has concerns perhaps have more by law people around during these celebration times .
Safety for kids
Allow only Professional Event Organizers .

I wish there was more done about the illegal use of fireworks and more control on time of day. In the last couple of years the summers have been exceptionally difficult with people setting them off whenever and where they want resulting in many sleepless nights (especially in a row) and very angry neighborhoods. Many babies/children are woken up and many pets have anxiety filled nights and there are residents who have sensitivities to noise (like some with ASD). Its one thing to mentally prepare for the nights that are scheduled but its another to never know when and where its going to happen. Residents will lose faith in leadership when nothing is done to curb it. Its sad that a few delinquent people are allowed to completely terrorize neighbourhoods for their own pleasure all summer and leave the majority of voters sleepless, damage to property, Whitby littered with trash and endanger wildlife and wild spaces and impact those around us with sensitivities. I would happy if fireworks just went away -they are a complete waste of money. Way more problems than they are worth.

I don't mind them during holidays but in Williamsburg they seem to be ongoing most of the summer. It sucks trying to keep babies and toddlers asleep when it happens every night

Do not restrict fireworks, add more city fireworks to support community

I think people should be less worried about fireworks unless there is a direct issue to their property ie parking garbage etc. Fireworks are loud but not being done every day.

Other alternatives, light shows, air shows other ways to celebrate would be nice.

Allowing Diwali fireworks is not necessary. This is a ridiculous exemption.

There should be a strict fine which should be enforced for non compliance.

I strongly encourage the town to consider banning fireworks altogether. They are highly traumatic for many pets as well as folks suffering from some forms of PTSD or sensory sensitivities. In addition to that, I find many fireworks users are inconsiderate and leave the remnants behind on the ground after the fireworks are set off or do not adhere to your time limitations. We have heard them being set off well after 11pm many times, not to mention the fact that they don't just get set off on the holiday but the ENTIRE long weekend of a holiday, which I'm sure you can imagine is extra stressful for those who have a hard time with the noise. They relive that trauma all weekend long.

But it's highly unlikely you're going to ban them entirely, let's be honest with ourselves. At the very least, stricter guidelines and more vigorous enforcement could help to at least minimize the effects.

Banning fireworks would be the most ethical thing to do for mental and physical wellbeing of both people and animals

Mind your own business

As with any other noise, adherence to the bylaw limiting how late they can go would be okay but I understand how difficult that is to enforce

Would appreciate if bylaws were strictly enforced. Fireworks have been going off for several nights in a row around the specified holidays not to mention at all hours of the night.

1. Ban fireworks from anyone other than the town.
2. Only town events on Victoria Day and Canada Day.
3. Set stronger bylaws and ticketing to those who don't comply.
4. Increase fire protection which discussion of the dangers of fireworks at schools.
Allow for paper lanterns to used as well in safe zones.
Only allow fireworks on NewYear, Canada Day and Victoria Day.
It is 2022. Time to abolish fireworks given all of the cons. The singular pro is momentary joy and awe. We must consider our fellow citizens and nature, given the delicate state of our planet.
In general people should not be allowed to purchase for back yard use which happens in my neighbourhood. They are let off at late hours. Noise disrupts sleep and dogs are scared.
Low noise fireworks.
Don't listen to Karens.
It would be interesting to see the number of emergency services calls that are related to fireworks and the added burden there.
please don't limit the firework even more in this town.
Diwali goes on for multiple nights - one dedicated night in a central location would be preferred.
Bans don't work so implementing a ban on fireworks won't work.
It would be helpful if on Diwali, there could be an organized fireworks display for all to enjoy rather than individual households adding to the negative effects. Would love to see a Diwali Mela (fair) hosted giving chance to local businesses to showcase their stuff (food, decor, clothing and much more).
Also, it will be nice if the Town can look into other options such as light show with music for all to enjoy, rather than the usual fireworks.
IF the town of Whitby could invest in silent fireworks, I'd be far more interested in supporting fireworks throughout the year.
Require the retailers to be certified so they are trained on safety and proper use
The use of fireworks in residential neighbourhoods days before and after the allowed holiday exemption...and late into the evening and early morning.
Individual Residents should not be permitted to set off fireworks in a residential area, especially surrounded by trees. Fireworks should be done in an open area by professionals.

<p>Possible suggestions: Citizens buying fireworks (explosives) need a permit to ensure they follow safety rules and set off times or could be charged for not doing so. When purchase, buyers must give location to be set off and time with address and contact info so if complaints and sign that they would abide by that.. eg. had to put out a fire in one of my trees as neighbors set them off too close to trees.... Not everyone is a fan of fireworks and maybe By-Law enforcement before , during and after dates of fireworks dates if to continue. Most people locally dont follow safety rules. A one event would be better then individual days. Canada Day would be the best one day a year event in a more new central location. Sellers of fireworks also need to be more accountable and educate purchaser. Thanks for your time.</p>
<p>See above.</p>
<p>I would like residents to stop setting off fireworks year round. It is very stressful and harmful to the domestic and wild animals. Plus they are setting them off very late at night.</p>
<p>They bylaw should widely advertised so people are informed as to when and where they are allowed to use fireworks and should be strictly enforced.</p>
<p>More bylaw enforcement is needed. Fireworks are set off the day before and after the allowed days and to all hours of the night.</p>
<p>Whitby countrylane and Taunton neighborhood shoots off fireworks every single weekend in the summer needs to stop</p>
<p>Silent fireworks are a reasonable compromise. People with some kinds of PTSD, and some pet owners will benefit.</p>
<p>Resume canada day fireworks</p>
<p>Government is too intrusive. Unless something bothers a majority of residents, let it be. You focus too much on the vocal minority of whiners. You can't please everyone so stop trying to please the few.</p>
<p>Police patrols please to shut down the rowdy parties that go on well past midnight with the fireworks. A response when you call about fireworks going off on not authorized days. And an environmental assessment of the impact of these being released</p>
<p>Diwali should be included in the list permanently. With the increasing south asian community in Whitby, it was a decision that welcomes all of us with open arms. We would love it if Diwali gets a permanent spot.</p>
<p>Let's think globally while we act locally. Most fireworks are manufactured in developing nations by people who make meagre wages, often children. Safety regulations in these fireworks companies rarely exist. Let's have some fun once a year with fireworks set off in a controlled environment by skilled handlers. This minimizes environmental impact as well as exploitation of those who risk their lives in unregulated factories. I would much rather see one (or a few) big community fireworks shows rather than extend permission to more people and groups to use them at more celebrations.</p>
<p>Apparently silent fireworks exist so it would be great if town events could shift to those.</p>
<p>Reduce the dates and times they can be used. It's not uncommon to hear them well after 11pm. It's totally out of control.</p>
<p>Not allow fireworks to be set off in residential neighbourhoods - specifically backyards. Require permits for fireworks to be set off in parks or other areas.</p>
<p>Anyone should be allowed to apply for permission to use fireworks at an event example a business grand opening or a gender reveal party, but the event / reason has to fit within guidelines such as enough space to do the fireworks, before 11 pm etc</p>

They should not be allowed everywhere. People do their own fireworks. I would rather they didn't happen but if they do in a contained, controlled environment
Only the town should conduct fireworks displays. None should be set off locally in subdivisions. Country estate properties, maybe. Organizations at parks maybe.
A permit should be required for all fireworks. Even neighbourhood displays. Should have to display it. If they can't then the public should be able to call police or fire (non emergency) for them to address it. These need to be shutdown. So many drunk people setting off fireworks after they've been drinking all night. Start at 11pm and then set off randomly into the early morning hours.
No use of public school parking lots or parks. No fireworks in backyards or on streets.
During the last 2 years there seem to be more people who have decided they can set off fireworks wherever and whenever they want, including residential areas where this becomes a nuisance with the amount of noise it creates at odd hours when many people or children are trying to sleep.
I am far less concerned about the noise from fireworks a few times a year than other noise violations. Getting assistance about outside dogs constant barking or loud music at all hours is next to impossible and I would like to see that improved more.
Ensure fireworks are only set off on one day of each long weekend and finished by 10pm. My kids and pets are negatively affected by firework noise and end up suffering 4 nights of EVERY long weekend. Some fireworks are still going at 130am at Guthrie park!! And because it's dark the garbage is just left in the park often on soccer fields where kids have to train/play the next day.
Diwali should no longer be an exemption. It should be equivalent to new year's
You asked if we wanted more fireworks, but conveniently did not allow us to ask for less. To recap, less fireworks, more controlled environment.
Perhaps there should be safety regulations.
Please consider mandating the use of silent fireworks instead of loud ones.
I think it should be limited to city run and permits. They are loud, disruptive, terrifying for most pets and babies and impossible to opt out of because of the noise. Not to mention wildlife.
Though I have enjoyed city run fireworks in the past I honestly feel that they are an outdated way to celebrate. If you open it up to other holidays, as one should in this day and age, then there would be fireworks all the time.
I have no use for fireworks. Noisy and dangerous
Safety is paramount. There are too many instances of people using these in and around houses
Already there are too many firework celebrations. The amount of noise generated by these is consistently disturbing, and I'm not even old!! :)
Fireworks is such an important past time after losing so much. It would be a shame to change the policies.
Glad this is being examined.

Given recent events in our nation's Capitol City of Ottawa, and at our border crossings to the USA, Fireworks must be banned for the safety and security of all Canadians. Firework displays are a symbol of White Supremacy. The Town of Whitby, and the Government of Canada must show leadership and ban all Fireworks to disavow White Supremacy in Canada. Anyone found to have purchased, used, or attended, a Fireworks display must be held accountable, retroactively, and punished severely with sanctions and jail time. I call upon the Town of Whitby, and the Government of Canada to apologize, compensate, and begin reconciliation with the citizens, (and their families), that have been tortured by Fireworks for centuries.

Less firework days.

Fireworks only on Canada Day

Limit the days surrounding the holidays permitted - currently seems like a week earlier & after they go off

I would hope that if the Town of Whitby exclusively organized fireworks, it would implement safety measures to protect wildlife and domesticated pets.

Time limits needs to be set and addressed. Fireworks should not be going off in residential neighborhoods well past midnight multiple days in a row. I am talking past 1:00 and 2:00 a.m. There needs to be some limitations and by-law communication and enforcement of this if possible. Perhaps a portal to file complaints for violations. I realize this is a challenge for the Town, but the situation the last few years has gotten out of hand by numerous residents.

Ensure compliance of fireworks by-laws with mandatory signage where fireworks are sold. Advertise fireworks by-law around the time when fireworks are typically bought e.x. Victoria Day, Canada Day.

The fireworks set off by private groups/people have gone on recently without any enforcement of the existing permissions/bylaw. Neighbours have had pets spooked away from home (lost) and distressed (physically affected for longer duration than the fireworks) as a result. Many people consider pets as family members and find fireworks upsetting. If the fireworks are predictable and relegated away from homes, this allows the pet owners to either leave for the duration of the event with their pets or provide comforts needed for the pets to get through the noise. The enjoyment of small groups of people should not unduly impact the many residents that are impacted by the event.

Limit fireworks to Town displays on Canada Day and Diwali only. Prohibit use of fireworks on streets and in backyards and on any public land, especially parks and green spaces.

You guys are doing a fabulous job. Keep it up.

Purchase fireworks that are quiet. The noise kills many animals or confuses the wildlife.

Even for Diwalis firework should not be done on the streets or on the driveway of the people. Please give them some dedicated space to fire it so that it is safe for pets and kids. Most of the people don't even clean the road after the firework, its a disaster to see this mess in the community.

Let's go back the time when it wasn't a free for all, meaning I will set fireworks off anytime I feel like it.

Think about the Town's drive towards sustainability and climate change, etc. Fireworks do not align with the Town's values now and in the future.

There is not enough bylaw on holidays and outside the workday hours to allow for enforcement. Fireworks are set off on days when not permitted, especially in parks, and nothing is ever done to prevent it. I don't mind if it was 1 or 2 days a year, but fireworks will be set off 2 days before and 2 days following the days allowed.
It is fine with any citizen to use fireworks. If you set bylaws restricting celebrations, you are overstepping
The use of fireworks should be limited to permitted use only, and only on the aforementioned civic holidays. Keep them out of residential neighbourhoods, via by-law with appropriate enforcement follow-up. This would include the local small parks that are in residential areas.
Fireworks are entertaining and fun
Fireworks should only be allowed on the specific holiday ex. only on July 1. They should not be allowed on the day before or the day after the holiday. And they should not be allowed to be set off later than 11 pm and not on residential streets at all.
please do not cancel the fun of fireworks!
Do to noise and safety reasons I think only the Town of Whitby should be allowed to use Fireworks. All citizens of Whitby should be banned from their use.
Should anyone besides the town or government choose to organize or set-off a fireworks display, they should need to be issued a permit and have a certified business that they hire be responsible for the firework presentation or at least in compliance with the permit be sure to follow strict rules on location, distance from properties, etc.
Consider harsher enforcement for use of fireworks on non-permitted days. Or at minimum prominently advertise fireworks are not permitted except on those specific days.
Consider an alternative such as a laser show. http://lasershowcanada.com/
Please REMOVE the bylaw allowing residents to let off fireworks within the township, in communities and subdivisions. As Whitby rapidly grows, if this is not addressed, we fear the consequences of numerous people taking fireworks into their own hands.
Keep it strictly to Canada Day, Victoria Day and New Years Eve - only by the township.
Again, only in supervised parks/waterfront by the Town of Whitby and not reckless residents backyards! The radius of the sparks descending can cover 5+ home rooftops and it only takes one spark to start a fire. Fireworks should not be sold to the general public as most people are unaware or not concerned of the dangers of fireworks.
Thank you for allowing us to voice our opinion. I hope that someone listens.
More promotions for events
Seems like through covid people have been lighting fireworks for every single occasion and it's been horrible.

Please stop all fireworks displays. Or barring that, at least dedicate a response team for complaints, or strike a committee to create new guidelines and penalties, whatever. Please at least address the problem of extended, multiple days of backyard fireworks displays and do something to stop them or better yet, prevent the perpetrators from easy access to the explosives in the first place. Sure, fireworks used to be fun back in the day. But in 2022 they are an outdated, unnecessary, dangerous and highly invasive practice.

It is one thing to stage an official celebratory town of Whitby event on a designated day, at a designated time, in safe surroundings far from populated areas, manned by experienced pyrotechnic specialists with professional fire safety support standing by. It's another thing altogether when multiple random backyard Fireworks displays pop up on random days at random times polluting and terrifying. Frankly, these entitled fireworks displays belong in history. IMO in 2022, fireworks represent a past era of obliviousness to noise and sound pollution, and one of climate change ignorance. Fireworks help no one and harm everyone, yes, even those who still enjoy them.

If the majority feels differently, so be it. I have had my say.

Please, at least bear in mind that Fireworks should ONLY be allowed in the hands of Pyrotechnic professionals, at pre-warned/informed designated times to be set off as far from woodland, wetland, and populated neighbourhoods as possible.

FYI: apparently it is may be possible to use compressed air instead of gun powder

In closing, it is my opinion that no private citizen should be permitted to set off Fireworks from a backyard, or private boat, or a public park. Not ever.

Thank-you for asking. Thank-you for listening. Be well.

Many dogs are very afraid if them. Last summer my dog spent whole evenings in the cupboard shaking

Point of sale and distribution;by law enforcement /fines on non- holiday dates.

Education and public announcements to the general public about the safety issues that surround the use of fireworks. Inevitably when the property damage and personal injury happens the liability will in the hands of the lawyers and insurance companies. I'm not against people having fun and enjoying the show, but it takes the one person who uses poor judgement to ruin it for everyone.

Addressing the use of fireworks by residents in the summer months specifically on non-holiday weekends.

People's pets/dogs who are terrified of them and the damage and stress it causes to wildlife animals

While I personally love fireworks, I do have concerns for wildlife that are disturbed, and family pets that are affected.

Designated area only. We have them going off at our local park for every holiday.

Garbage left behind and the noise, not for us but for all the dogs that are scared by them.

perhaps only that wildlife sensitive areas are not used

It should be clear If residents can do fireworks on driveway and backyard.

If fireworks have a set day to be done, then stick to that one day. Having a 3-5 night occurrence for Victoria Day, for instance, is disruptive in a residential area. If fireworks continue to be allowed in residential areas, I would truly appreciate a limit on the day that they can be done as well as the time. It is not uncommon for fireworks to be done after 11 pm in my area.

Less fireworks is better. Have no problem with Town Fireworks but home fireworks have gotten out of control.
Fireworks should only be done on days listed above. People should not be allowed to do fireworks in any other days. In order for this to happen I feel the trailers selling fireworks should not be allowed as these are the places where people are purchasing fireworks and setting them off for several days and very late into the night.
Home fire works happen all the time, even the 4th of July. Home fireworks should be banned and only organized Town event or those with a permit from the Town conducted in a safe location should be permitted
Prefer to not allow fireworks at all but would accept limiting the use to the waterfront. Ban any residential use.
Stop having fireworks
Last summer fireworks were going off any night - very noisy and annoying
Italy has managed to produce fireworks that do not produce any noise . Has the city not done the research regarding the effects on pets and wildlife. The animal deaths and abandonment caused by fireworks .
I recognize that fireworks do present a business opportunity, however due to existing limits on the use of the product, the benefits of that business are likely narrow. Considering the earth's failing health, it seems reasonable to sacrifice the fleeting enjoyment fireworks may provide. If we in the developed world are unwilling to give up an activity that provides nothing but casual amusement, what hope do we have of saving the life of the planet and ourselves.
Need to enforce that fireworks are only allowed on Years' Eve, New Years' Day, Victoria Day, Canada Day and Diwali. There are fireworks every weekend behind my house and year over year it is just getting worse.
The effect on animals is deplorable.
I like the town provide a field or a place far from dwellings that people who want firework can go there and play year round. Otherwise it is better the fireworks be banned any other day unless by the town in event days.
No fireworks on Diwali. This is Canada
Please look into the cost of insuring parks. We all know that residents use the parks contrary to the bylaw but that is because it is the safest open space for larger safer gatherings to take place where spectators can sit appropriate distances away from the explosives and far away from residential homes and other property.
As nice as fireworks are to see unnecessary noise that upsets animals who dont understand.
Fireworks need to be used in an area far away enough from residential areas.
Aside from the noise and safety concerns, they also have a huge impact on pets. I have to medicate mine because they are terrified of fireworks
Would love to have it only allowed on the actual holiday. Canada Day, for example, should only be allowed on canada day...not the couple days before and after the holiday. Seems to be getting worse each year. I would also love to see an earlier time on the end time. 11pm end time...usually means 12 or 1. Earlier time would be better.
None

It's been a very hard couple years. Fireworks is a socially distanced activity that everyone of every age can enjoy. Virtual fireworks are terrible and I don't know why anyone would ever watch them. Let people have fireworks, if safety is a concern have fire departments run them and ill gladly donate to the men and woman running it. It's such a simple joy to watch. Please do not rely on facebook comments for this decision. Facebook is basically a complaint board. Go ask the elderly, and go ask the teens and kids.

More bylaw enforcement as some people set them off at various times throughout the year for no particular reason. My main concerns are unnecessary anxiety for many dogs and the environmental concerns around fireworks, although minimal compared to fossil fuels.

Educate and make people aware of safety precautions, then lets people enjoy the celebration.

Read this article please. Good suggestions are made.

<https://www.google.ca/amp/s/www.forbes.com/sites/grrlscientist/2017/12/30/how-do-fireworks-harm-wild-birds/amp/>

People don't clean up afterwards at Carnwith Park.

Please ban all fireworks in Whitby

Fireworks should be banned. Animals (domestic and wild) have experienced heart attacks and died! Yes - DOGS too - which have recently been in the news - again! ...and dogs have taken off out of their leash and become lost because the noise scared them SO much. People AND animals with PTSD (yes...animals experience PTSD too)...cannot endure fireworks. It is a CRUELTY to animals to make them endure fireworks!!! The elderly have an extremely difficult time enduring fireworks, and particularly CIVILIANS AND VETERANS WHO HAVE SURVIVED THE WARS experience horrific PTSD during fireworks. Don't make them endure that AGAIN and AGAIN! Young children and BABIES have an extremely difficult and upsetting time enduring fireworks. BAN FIREWORKS which create noise in WHITBY. Mental health is at all time high and rising as a result of the pandemic and now with the state of the world and the noise of fireworks affects mental health and PTSD. There are noiseless fireworks but these need to be properly and carefully investigated first. BANFF banned noise fireworks.

There should be no exemptions. There should be a complete ban on fireworks. They are not necessary and they are costly (approx \$1000/minute for pyromusical and a 1/2 hour show would cost approx \$30,000. Taxpayers money can be put to better use.

Is Canada Day and New Years' Eve not enough? Fines should be imposed for people setting off fireworks in backyards on any given day at any given hour.

Have a light display without noise

I visited Pringle Creek for fireworks celebration when I was younger and it was a big community affair, which brought hundreds of Whitby residents together. This needs to be brought back!

Refugees, war vets, small children and animals are terrified of the noise. People often set off the fireworks days before and after the main event in our local parkettes.

Use drone visual displays

Police patrol and enforce ticketing

Fireworks should be a thing of the past like girdles.

Any cultural celebration/holiday

Limiting location to waterfront would be nice.

Please enforce when fireworks are set off on unapproved days.
Some people don't even follow the by-laws. They use fireworks beyond 11pm until 3-4am in the local parks. This noise is disrupting elderly and children's sleep.
Enforcement for current bylaws should be implemented. So many times over the last few years fireworks have gone off on random nights, this not only affects people with PTSD but also pets. There is currently no respect for when fireworks are viable
Fireworks are often used on days surrounding these holidays not just on the day itself, so it is difficult for families to prepare when they have members with PTSD, or animals etc that require special care. The enforcement is non-existent. Fireworks should not be allowed in residential communities. As a nurse, or other first responders, police etc that work night shifts it can be very hard to be rested for a shift when these are let off close to our homes, sometimes next door. And it's never just for one night.
People are going to light fireworks whenever it seems. How will this be monitored?
There is no need for fireworks on New Year's Eve or Day. I also think there should be a limit on how late they can be used. Fireworks in residential neighborhoods cause disruption for sleeping children, shift workers, etc. and often people set them off late into the night.
Fireworks in neighbourhood homes for no reason or celebration sounds like gunfire
Please do not ban the only fun we have had since the pandemic started.
People who set off fireworks for days on end, all night long, because they feel entitled to do whatever they want whenever they want and know they won't get caught, need to STOP. The privilege of resident use of fireworks is abused and bylaw enforcement of use during certain hours and on certain days is non-existent. Sadly, when it comes to fireworks use, we can't rely on people's common sense, respect for others and community consideration any more. These days, those things don't exist.
Your survey seems to be driving at events of large public gatherings where there is structure or organization for the event. I have no issues with that type of controlled setting. I think there is a huge problem with families or individuals setting off fireworks where ever and when ever they want. This is a problem and it's getting bigger every year!
Use of noiseless fireworks
Limit the purchase of fireworks to community groups and authorized town staff.
Fireworks in my neighbourhood are going off ONE WEEK for each special occasion. They start early (before dark) & continue late into the night. They should be more controlled in one gigantic area like the lake/old Cullen gardens/town property ONLY!!! MY DOG IS TERRIFIED OF FIREWORKS!!!!
People let off fireworks well past 11 pm which is very inconsiderate and also it means I cannot walk my dog or let her out as she is terrified.
Don't allow the sale of or setting-off of "private" fireworks within the town and enforce it.
It would be good if Diwali firework exception can be given for the weekend of Diwali. As we do not have a holiday for Diwali, we gather in the weekend with friends and family and would like to have the opportunity to light fireworks during that weekend. Thank you for valuing our feedback
People often use fireworks outside the permitted days. For simplicity and control designate the town as the only group that can set off fireworks. Ban the sale of fireworks in the town.
Bylaw enforcement or reminders to residents on appropriate locations, or time restraints for usage (ie; not past 10pm, etc)
Need a permit

Only allow fireworks on the days you mentioned. The problem for me is how often fireworks are used. I don't want to hear them all the time. 4-5 times a year is enough.
Stop wasting your time policing fireworks.
Too many fireworks set off by residents. Starting before dark. Family pets and animals are miserable.
My poor dog hates loud noises (ie Fireworks) and I know I'm not the only person with this issue. During covid neighbours would get fireworks during availability, keep them and set them off weekend after weekend. I don't have a problem twice a year, I can medicate my pup. But weekend after weekend is unreasonable. The local government of Collecchio (Italy) has made a law that fireworks in their town must be silent, and have created such silent fireworks. Fines for excessive noise and litter could easily be handed out for such individuals.
Fireworks are being let off at least a week before the approved date, and up to a week afterwards! And some of them aren't pretty at all, they are just horrid, horrid sounds. They, frankly, sound like bombs. Stores should not be permitted to sell them at anytime, only on the days they are permitted.
Fireworks should not be sold to the general public without a permit from the town, a permit for an event on one of the 5 specified days; these permits should be available only to adults, and the sale of fireworks should only be permitted during a limited time period leading up to the event (e.g. two weeks). I hear fireworks going off literally every weekend all summer, and sometimes during the week. This is a fairly recent phenomenon that began about two summers ago. Setting off fireworks on any day other than one of the 5 allowed celebrations should be subject to some sort of law enforcement measures, such as for a noise law violation.
The shows by the waterfront we have always enjoyed, I know in the condos next to it people watch it from the roof. It is a great way for everyone to celebrate The way the police had conducted the traffic was perfect in my opinion We enjoy driving down and watching it as a family

Town of Whitby

Staff Report

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Report Title: The IDEA Project, Journey to Inclusivity Status Update

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: CAO-15-23

Department(s) Responsible:

Organizational Effectiveness
Community Services Department

Submitted by:

Jacqueline Long, Head of Organizational Effectiveness, and,
John Romano, Commissioner,
Community Services

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

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John Romano, romanoj@whitby.ca

Recommendation:

1. That Council receive Report CAO-15-23 The IDEA Project, Journey to Inclusivity Status Update for information.

Highlights:

- The Town embarked on the IDEA Project as an opportunity to understand the current state of diversity and inclusion at the Town of Whitby, both as an employer and a public service organization.
- The IDEA Project, Journey to Inclusivity, Final Report recommended a report back to Council within 9 months of hiring the first dedicated IDEA staff resource.
- This report provides a status update on the implementation of the recommendations outlined in The IDEA Project, Journey to Inclusivity, Final Report.
- The Corporate IDEA Specialist started with the Town in October 2022. This status update focuses on the work undertaken internally to respond to the recommendations in the IDEA Report.

Background:

- *CAO-01-22 The IDEA Project, Whitby's Journey to Inclusivity, Final Report* was presented to Council in January 2022 and recommended forty-one (41) actions, across five (5) priority categories, to be implemented over a five-year period.
- *The IDEA Project, Whitby's Journey to Inclusivity, Final Report* also recommended two (2) new dedicated staff resources to lead and support the recommended IDEA actions.
- Included in the 2022 budget was the creation of a Corporate IDEA Specialist. The intent of this role is to provide support to the Town as employer as it creates structural change across the full range of services as identified in the action items. This may include training, mentoring, research on best practices, and guidance on matters related to IDEA.
- The Corporate IDEA Specialist started with the Town in October 2022.
- *CAO-01-22 The IDEA Project, Journey to Inclusivity, Final Report* recommended a report back to Council within 9 months of hiring the first dedicated IDEA staff resource.

Discussion:

Report CAO-01-22 The IDEA Report, Journey to Inclusivity, Final Report included a recommendation to establish two (2) staff resources that would steward and lead the work required to respond to the forty-one (41) recommendations in the report as well as advance and support all IDEA efforts at the Town.

Approved by Council in the 2022 budget was the creation of a Corporate IDEA Specialist. The intent of this role is to provide support to the employer as it creates structural change across the full range of services as identified by the recommendations. This may include training, mentoring, research on best practices, and guidance on matters related to IDEA.

Attached is Appendix A: Status Update on the IDEA Project, Journey to Inclusivity Recommendations detailing the status of each action item. In summary, of the forty-one (41) recommendations in the IDEA Report, eleven (11) are internally focused and designated to be led by the Corporate IDEA Specialist, nineteen (19) are externally focused, ten (10) are shared, that is, require the support and leadership of both an internally and externally focused specialist, and one (1) is not applicable.

Status on the internally facing recommendations from the IDEA Project, Journey to Inclusivity is on-going and is supported by staff across the organization. Work completed to date includes, but is not limited to:

- Adopting the AMO Resolution recognizing September 30 as National Day for Truth and Reconciliation. Council did not adopt the recommended AMO

resolution, however, did recognize September 30 as National Day for Truth and Reconciliation in 2022 and 2023. **Recommendation J2I:4.**

- The development and release of a corporate policy that encourages the use of an Indigenous land acknowledgement. Policy 400-072 Land Acknowledgement was released in April 2023. **Recommendation J2I:6.**
- Creating the permanent ability to choose virtual or in-person delegations to Council and Committee meetings. This option was approved at a Regular Council Meeting on November 29, 2021 (Resolution #313-21). **Recommendation J2I:9.**
- Establishing a government to nation relationship with First Nations who have traditional and legal rights pertaining to shared territory using United Nations Declaration on the Rights of Indigenous Peoples and the Truth and Reconciliation Commission recommendations and identify specific actions for reconciliation. An initial list of contacts was developed as part of the IDEA project. Since then, corporate lists have been maintained by Strategic Initiatives and Community Services. Recent requests for consultation include naming of the mid-block arterial road, Whitby sports complex public art, and federal grant applications submitted by Strategic Initiatives. **Recommendation J2I:10.**
- Ensure consequences for conduct not supportive of IDEA are clearly defined and enforced through the Respect in the Workplace Policy, including increased opportunities for transparency of the complaint and investigation process while protecting the confidentiality of the parties. Policy 400-060 Respect in the Workplace provides definitions of harassment, bullying, discrimination, and violence in the workplace, and highlights the investigation process. **Recommendation J2I:14.**
- Ongoing review of technology business application requirements that ensure IDEA principles are incorporated in choices and development of technology, including the ability to accommodate names, genders, etc. A recent example of ensuring application requirements for new technology included functionality for gender expression, pronouns, and preferred names, which was deemed as a must have, for the Enterprise Resources Planning (ERP). **Recommendation J2I:37.**

In addition to advancing the recommendations outlined in the IDEA Report, Journey to Inclusivity, the Corporate IDEA Specialist also has and will continue to:

- Partner with Communications and Creative Services to reinforce the value of IDEA through media campaigns on appropriate channels.
- Developed a policy review tool to support the development of new policies through an inclusion lens.
- Developed a cultural calendar and worked with Communications and Creative Services to recognize and showcase significant days both internally (the Wire, Messages without Barriers) and externally to potential applicants/candidates (LinkedIn, Town website).

- Provide support and expert advice to Employee Resource Groups (ERGS) both existing and new. Currently the Town supports four (4) ERGS: WOW (Women of Whitby), GLOW (Gays, Lesbians of Whitby), TOWN (Transitions of Whitby Now), and NewBees (recently hired employees).
- Provide support and expert advice to the Staff Led Diversity and Inclusion Taskforce. There are approximately seventeen (17) staff from across the organization participating in this taskforce. They are committed to advancing IDEA at the Town.
- Participate on the Corporate Policy Review Committee.
- Annual planning, administration, and actioning of the Corporate Diversity and Inclusion training plan. This includes the research and update of existing IDEA eLearning modules on the Town's Learning Management System (LMS).
- Provide expert advice to various stakeholders regarding IDEA as it pertains to staff programs.

Included in the 2023 budget for consideration was the Community IDEA Specialist. The intent of this role is to help the Town of Whitby build relationships and trust with diverse communities that will support continuous improvement of services and achieve the benefits from having a successful and thriving welcoming community. This resource would bring significant experience in community development with diverse communities, and inclusivity, diversity, equity, and anti-racism work in large, complex organizations, preferably municipal government. At the Special Council meeting to approve the annual budget on February 16, 2023, Council approved a motion to remove the Community IDEA Specialist and defer or suspend the work associated with this position. Consequently, at this time, there is limited progress to report on externally facing recommendations made in the IDEA Report, Journey to Inclusivity.

Financial Considerations:

Not applicable

Communication and Public Engagement:

Not applicable

Input from Departments/Sources:

Not applicable

Strategic Priorities:

Advancing IDEA at the Town of Whitby directly responds to the Corporate Strategic Plan's Objectives of People (We will foster an inclusive environment where employees can experience job satisfaction and rewarding careers), Organization (We will be a high performing, innovative, effective, and efficient organization), and Customer (We will provide a consistent, optimized, and positive customer service experience).

Attachments:

CAO-15-23 The IDEA Project, Journey to Inclusivity Status Update

Appendix A: Status Update on the IDEA Project, Journey to Inclusivity Recommendations

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
Corporate Leadership Action Items					
J2I:1	Create a project plan to implement the actions in this Inclusivity Report and fulfill the obligations of membership in the Canadian Coalition of Inclusive Municipalities. The project should be phased to include hiring of new dedicated resources, address current staff capacity to address IDEA, and development of actionable key performance indicators by the end of five years.	Community Survey	Jan 2023 to June 2023	Internal and External	Complete Project plan for all internally focused recommendations has been completed.
J2I:2	Adopt and promote the IDEA definitions created by the IDEA Project and connect them to other policies, practices, and strategies that discuss DEI.	SLT Interviews	On-going	Internal	In Progress
J2I:3	Include IDEA championship, change management, and outcomes in Senior Leadership and People Leader performance	Multiple	On-going	Internal	In Progress

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	evaluations, budget, workforce planning strategy and corporate strategic plan priorities.				
J2I:4	Adopt AMO Resolution recognizing September 30 as National Day for Truth and Reconciliation.	KJI	September 2022	External	Partially complete Council proclaimed Truth and Reconciliation Day in 2022 and 2023.
J2I:5	Adopt the IDEA-based service lens developed for Whitby's IDEA Project and use it for the continuous improvement and review of service delivery planning, policy, and practice.	KJI	On-going	Internal & External	In Progress
J2I:6	Encourage the use of an Indigenous land acknowledgement that affirms reconciliation is all our responsibility for formal internal meetings and events (for example all staff meetings, staff town hall meetings), public meetings hosted by Town staff and in physical acknowledgements in the community.	Service Review	April 2023	Internal	Completed Policy 400-072-Indigenous Land Acknowledgement released April 2023
Council Representation Action Items					
J2I:7	Expand outreach in advance of the 2022 elections to support a broad diversity of candidates to consider running for office or	Service Review	To Be Determined (TBD)	External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	applying to sit on committees of Council. Taking care to ensure that municipal staff are not influencing the election, this work will include outreach to diverse communities in Whitby to provide information and resources for accessing the election campaign and understanding the committee application and membership process. The Town should add a commitment to the IDEA principles in the application for membership on Town committees.				
J2I:8	Maintain a corporate list of Indigenous groups who are to be informed of Whitby projects (Environmental Assessments, Planning projects etc.) with up-to-date contact names and information. Ensure responsibility for currency is assigned appropriately.	Service Review	On-going	External	Initial list developed as part of the IDEA project. Corporate Lists maintained by Strategic Initiatives (SI) and Community Services (CS). Current requests for consultation include naming of the mid-block arterial road, Whitby sports complex public art, federal grant applications submitted by SI.
J2I:9	Create the permanent ability to choose virtual or in-person delegations to Council and Committee meetings.	Service Review	2021	External	Completed This option was approved at a Regular Council Meeting on November 29, 2021 (Resolution #313-21).

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
Cultural Services Action Items					
J2I:10	Build a government to nation relationship with First Nations who have traditional and legal rights pertaining to shared territory using United Nations Declaration on the Rights of Indigenous Peoples and the Truth and Reconciliation Commission recommendations and identify specific actions for reconciliation.	Service Review	TBD	Internal & External	On Hold
J2I:11	Create a program to expand expressions of cultural identity in the community including art, events, projects, or programs in accordance with the implementation of the Culture Plan.	Service Review	On-going	External	<p>In Progress</p> <p>New in 2022 & 2023:</p> <ul style="list-style-type: none"> ▪ National Indigenous People’s Day Celebration at Celebration Square. ▪ Welcome signage at events with “Welcome” in ten (10) languages representing the top ten languages spoken in Whitby. ▪ LGBTQ2S+ flag and signs provided at Town’s Signature Events and various programming. ▪ Roebuck Street Placemaking Road mural includes artists that identify as a person with a disability, Indigenous artist, and member of the LGBTQ2S+ community.

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
					<ul style="list-style-type: none"> Digital Food Guide featuring sections on cultural cuisines, Black Owned restaurants and culinary businesses, including a three-page spread on “Meet the Owners and Chefs” showcasing the diversity of Whitby’s business community. LGBTQ2S+ Pride hearts painted on entrances to four (4) municipal buildings for June 2023 (IPSC, Town Hall, BCCL, CRC).
Human Resources Action Items					
J2I:12	Create two dedicated staff positions with expertise and leadership in IDEA principles and practice to provide support to the corporation and to staff for the implementation of the action plan and the ongoing change management. One resource would be for internal supports and one for external supports.	People Leader Focus Group	Corporate IDEA Specialist hired October 2022	Not applicable	Partially Complete Community IDEA Specialist position on hold.
J2I:13	Develop a recruitment and retention strategy that increases the interest of people from diverse backgrounds to apply for and remain in employment with Whitby that includes outreach to communities, onboarding, mentoring, IDEA compliant job descriptions, internal policies that	Community Survey	2024-2025	Internal	In progress

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	remove bias, barriers and practices, succession planning and evaluation, and physical spaces that are welcoming. This item will include J2I:36.				
J2I:14	Ensure consequences for conduct not supportive of IDEA are clearly defined and enforced through the Respectful Workplace Policy. Consider opportunities to increase the transparency of the complaints and investigation process while protecting the confidentiality of the parties with a view to improving the sense of trust and safety in the process.	Internal Survey	On-going	Internal	Complete
J2I:15	Build on existing mentorship, personal stories, safe person, safe space, and allyship to build a leadership program on IDEA.	SLT Interviews	On-going	Internal	In Progress IDEA concepts and principles are being incorporated into formal and informal leadership development and mentoring programs, for example, Speed Mentoring and Employee Resource Groups (ERGs). In development is an Inclusive Leadership course for launch later this year.
J2I:16	As a follow up to the comprehensive DEI awareness training for Staff delivered in 2021-22, provide training and support for having IDEA-	Multiple	TBD	External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	based conversations and developing personal IDEA practices with Council and Committees, colleagues, and members of the community. Tactics can include stories of success related to IDEA, benefits of IDEA, modelling good practices in leadership, resources, tools, and communities of practice across the Town.				
J2I:17	Develop a diversity indicator data collection and analysis strategy through which the Town can review data on diversity over time, comparing those numbers appropriately with the general population, other municipalities, and organizations, and sharing them with the Senior Leadership Team, People Leaders, and the community to inform decisions that address gaps in the workplace.	Service Review	Beginning in mid 2024	Internal	Not Started Dependent upon implementation of HRMS
J2I:18	Review, develop, and implement stronger mental health and wellness programs, policies and resources that support all staff, with a focus on unique challenges facing minority and equity seeking groups.	Service Review	Jan 2024	Internal	In Progress Planning began May 2023 to leverage existing offerings and supports and identify enhancements for consideration beginning 2024.

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
Roads Action Item					
J2I:19	Provide support for more choice in uniforms for diverse staff.	Service Review	Ongoing	External	Completed Gender friendly choices now available.
Communication Action Item					
J2I:20	Develop an IDEA-based public engagement strategy for services which removes barriers to participation, encourages timely, genuine, and authentic desire for input and transparently communicates information, results, and outcomes. The strategy may include multiple methods, tactics, and approaches, and should consider the experience of consultation fatigue of community members and groups. This project will require the hiring of a dedicated external IDEA staff resource.	Both Surveys	TBD	External	On Hold
Land Use Planning Action Items					
J2I:21	Review Land Use plans (e.g., Official Plan, secondary plans, zoning bylaw, etc.) for systemic barriers or unconscious bias in the understanding of household types, built forms, neighborhood	KJI	Nov 2022 to Ongoing	External	In Progress Current review of Comprehensive Zoning By-laws underway.

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	design, employment choices and access, growth patterns and transportation referring to best practices from the Canadian Institute of Planners.				Later this year, initiate a review of the Official Plan, including the expansion of the Brooklin Community Secondary Plan. Best practices are employed for all review exercises.
J2I:22	Utilize IDEA compliant transportation system planning practices that consider complete streets, accessibility, community connection, neighbourhood boundaries, and income inequality when the Road, Sidewalk, Path, or Trail system is being developed, constructed, or changed or when there are opportunities to improve regional transit access in Whitby.	Community Survey	On-going	External	In Progress These considerations are a best practice and part of the normal course of business for the Active Transportation group.
J2I:23	Review the Town of Whitby's current street names and street naming policy with reference to emerging best practices at the City of Toronto following their review of ceremonial practices.	Steering Committee	TBD	External	Not Started See Memo to Council dated April 14, 2023.
Asset Management Action Item					
J2I:24	Review asset management policies including asset service levels with an IDEA lens for barriers or bias in the identification of service levels and prioritization of life cycle management that may	KJI	TBD	Internal & External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	result in lower asset quality in some parts of the community.				
Business Attraction and Retention Action Item					
J2I:25	Strengthen pathways to employment in the community for equity seeking groups by committing to the recommendation in the Economic Development Strategy to create a one-year post-graduate (master's and above). Paid Internship program for BIPOC youth working on the development of a policy position for the municipality with the goal of increasing diverse talent pipelines for the Town of Whitby and the larger community.	Service Review	TBD	Internal	Not Started
Grants Action Item					
J2I:26	Review corporate and community grant policy for IDEA principles and unconscious bias in granting criteria. Create outreach, workshops, and education sessions to help people understand	Service Review	TBD	External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	the process and be successful at obtaining grants.				
Customer Service Action Items					
J2I:27	Provide training for front line Town staff on the application of the Public Code of Conduct and develop a review process for disciplinary action with respect to members of the public that protects against unconscious bias in application or overt discrimination (noting that actions such as facility bans are a form of discipline). Develop a practice of keeping records of code breaches and incidents and conduct a regular analysis for continuous improvement.	KJI	TBD	Internal & External	On Hold
J2I:28	Implement the recently adopted Customer Service Strategy in alignment with the IDEA Project: Whitby's Journey to Inclusivity.	Service Review	TBD	Internal & External	In Progress
J2I:29	Provide more visibility and better education for Town staff and community members on the availability of Language Line and 211 and provide information on Town services in	Service Review	TBD	Internal & External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	newcomer languages. This should also align to the Customer Service Strategy.				
Recreation Facility Access / Rental Action Item					
J2I:30	Include IDEA-based design standards for indoor and outdoor Town of Whitby physical space and include them in new facility build design criteria. On an ongoing basis, when practical, audit existing facilities using these standards acknowledging that this may take several years.	Community Survey	On-going	Internal & External	Best practices applied to all new and renovated space. Review of corporate space undertaken to identify space for quiet rooms (April 2023).
Recreation Programming Action Items					
J2I:31	Identify opportunities to expand recreation offerings by Town staff and partners that expose participants to non-traditional sports, emerging sports, arts, and recreation activities.	Service Review	TBD	External	On Hold
J2I:32	Create opportunities or processes for people to recommend or request new forms of recreation.	Service Review	TBD	External	On Hold
Financial Management Action Item					
J2I:33	Develop and obtain Council endorsement of a municipal user fee policy that balances cost	Community Survey	TBD	External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	recovery from the benefiting party and burden on all taxpayers while addressing the issue of fairness. This should be built into existing user fee review projects (e.g., Recreation Master Planning project) and rolled out across other user fee-based services such as licensing, sponsorships, and promotions, etc. Each type of user fee will have unique IDEA considerations.				
Fire Inspection and Enforcement Action Item					
J2I:34	Acknowledge the role of Whitby By-law, Building and Fire Inspection and Enforcement Staff as a form of policing and review best practices in IDEA informedpolicing including appropriate data collection methods that are compliant with Ontario standards.	Community Survey	TBD	External	On Hold
J2I:35	Develop an IDEA-based emergency management planning tool to be used when planning and evaluating emergency responses. This project will be phased to start with improving communications to diverse communities and expand to reviewing differential impacts of	KJI	TBD	Internal & External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	emergencies on geographical locations, individuals, and diverse groups.				
J2I:36	Grow the interest in the community for people to become fire fighters and create opportunities for people to access training to prevent the cost of education from making the profession inaccessible. This item will be managed in conjunction with J2I:13.	Service Review	TBD	External	Not Started
Information Management Action Item					
J2I:37	Review technology business application requirements to ensure that IDEA principles are incorporated in choices and development of technology (infrastructure, devices, applications / solutions), including ability to accommodate names, genders, etc.	KJI	On-going	Internal	In progress
Library Action Item					
J2I:38	Develop an IDEA protocol for the collection of information and management of records that documents the history and experience of diverse populations in Whitby and adopt the Ontario Data Standards for the Identification and Monitoring of	KJI	TBD	External	On Hold

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
	Systemic Racism. This project would be done in partnership with archives and library.				
Procurement Action Item					
J2I:39	Create processes in procurement that enable purchasers in the Town to incorporate IDEA principles in the definition of product or service specifications, the choice of supplier (and supplier base), and/or the requirement for suppliers to have similar expectations regarding health and safety, insurance, or WSIB.	Service Review	TBD	External	Not started
Professional Advisory Action Item					
J2I:40	Follow up on the consultant review from the IDEA project and adopt a process of continuous improvement reviewing policies and practices for compliance with the IDEA principles regularly in a phased process.	Internal Survey	Ongoing	Internal	In Progress

No.	Action Item Description	Source	Forecasted Timeline	Focus	Status
Risk Management Action Item					
J2I:41	Review Risk Management practices and policies with an IDEA lens for potential unconscious bias in determining risk levels, impacts and mitigation strategies that reinforce stereotypes or create barriers to participation in Townactivities.	KJI	TBD	Internal & External	On Hold

Town of Whitby Staff Report

whitby.ca/CouncilCalendar



Report Title: Town of Whitby Official Tree Campaign

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: CAO 16-23

Department(s) Responsible:

Office of the Chief Administrative Officer

Submitted by:

Sarah Klein, Director, Strategic Initiatives

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

Sarah Shields, Project Manager,
Sustainability and Climate Change

T: 905.391.4439

1. Recommendation:

1. That Report CAO 16-23 be received for information; and,
2. That Council endorse the Town of Whitby Official Tree Campaign and adopt the tree species to be selected by the community as an official symbol of the Town.

2. Highlights:

- In celebration of National Forest Week 2023 (September 17 to 23), staff are proposing to launch the Town of Whitby Official Tree Campaign, through which the community will be able to vote for the tree species they believe best represents Whitby.
- Through this report, Staff are recommending that the tree species selected by the community be adopted by Council as an official symbol of the Town.

3. Background:

The Town recognizes the essential role that trees and the urban forest play in providing a healthy and sustainable quality of life for all residents. As one of 169 Tree Cities of the World, the protection, preservation, growth, and enhancement of the urban forest is a

priority for the Town of Whitby. To achieve the status as a Tree City of the World, the Town is committed to the following:

1. Establishing responsibility for the care and protection of trees
2. Setting rules for managing trees
3. Having an updated inventory of local tree resources
4. Allocating resources for tree management
5. Celebrating trees and forests within our community

To celebrate trees and forests within our community, each year, the Town formally proclaims the third week of September as **National Forest Week**. The objective of National Forest Week is to raise awareness about one of the most valuable and renewable resources – forests. This year marks the 12th National Forest Week, and this year's theme will focus on Canada's Forests: Supporting Biological Diversity.

4. Discussion:

In 2023, to celebrate National Forest Week and the Town's ongoing commitments to the urban forest, the Sustainability Division is planning to launch a community campaign to select the Official Tree of Whitby. Residents will be encouraged through the Town's social media channels and Whitby.ca to visit Connect Whitby between September 18 and October 16, 2023, to cast their vote for the Town's Official Tree. Residents will be able to vote for one of the following eight native tree species:

1. Butternut (*Juglans cinerea*)
2. Bur Oak (*Quercus macrocarpa*)
3. White Birch (*Betula papyrifera*)
4. Trembling Aspen (*Populus tremuloides*)
5. Northern Catalpa (*Catalpa speciosa*)
6. Eastern White Cedar (*Thuja occidentalis*)
7. Black Willow (*Salix nigra*)
8. Tamarack (*Larix laricina*)

The tree species above were selected for their abundance and significance in Whitby, while also considering species that are not already recognized as official trees nationally, provincially, or near neighbouring communities.

Photos and a brief description of each tree will be available on Connect Whitby to help our residents understand why the tree may be the best representative of our Town.

Staff are recommending that the tree species selected by the community be adopted by Council as an official symbol of the Town. Once adopted by Council, the Official Tree of Whitby will be used in communication materials to support the Sustainability Division's initiatives. Staff also recommend planting a tree of the species selected for the Official Tree of Whitby at Town Hall to recognize its significance to the Town.

5. Financial Considerations:

There are no immediate financial impacts associated with this campaign as the tree that may be planted at Town Hall to recognize the Official Tree of Whitby would be provided by LEAF through the Town's existing programs and partnership.

6. Communication and Public Engagement:

As a public campaign, the community will be engaged to select the Town's Official Tree. The campaign will be promoted through the Town's social media channels, Whitby.ca, and Connect Whitby. Residents will visit Connect Whitby to complete a survey to select the tree species they believe best represents the Town.

7. Input from Departments/Sources:

The Sustainability Division generated the list of eight native tree species that residents can vote on with input from the Parks Planning Division and Operational Services Division.

8. Strategic Priorities:

The recognition of a tree as an official symbol of the Town aligns with corporate goals by recognizing the role that the urban forest plays in being an economically, socially, and environmentally responsible municipality. The Town of Whitby Official Tree Campaign will educate residents on the role that trees play in reducing the impacts of climate change.

9. Attachments:

Not Applicable.

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Family Physician Recruitment Update

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: CAO 17-23

Department(s) Responsible:

Office of the Chief Administrative Officer

Submitted by:

Sarah Klein, Director, Strategic Initiatives

**Acknowledged by M. Gaskell, Chief
Administrative Officer**

For additional information, contact:

Sarah Klein, x.4338

1. Recommendation:

1. That Report CAO 17-23 be received for information; and,
2. That Council approve an initial expense of \$20,000 to support the Regional 2023 Family Physician Recruitment Program, funded from Strategic Initiatives operating budget account 799SIN-PS-3990.

2. Highlights:

- As identified in the feedback from the Community Strategic Plan, the attraction and retention of family physicians is a top priority for residents of the Town of Whitby.
- The Town of Whitby is looking to partner with the Region of Durham, Lakeridge Health, and Durham Region municipalities on a Durham Family Physician Program. This would include two focuses:
 - A welcome and settlement program for the students in the Queen's–Lakeridge Health MD Family Physician training program
- The creation of a plan to establish a Family Physician Retention, Recruitment, and Incentive Program
- The cost of these programs is approximately \$215,000 and would be shared by the Region and local municipalities. Whitby's portion would be \$20,000.

3. Background:

The shortage of family physicians is a challenge across Canada, Ontario, Durham Region, and Whitby. The Canada Medical Forum reports that 4.6 million Canadians are without a family physician, and the Ontario College of Family Physicians reports that nearly 15% of Ontarians are without access to a regular family physician. Preliminary data for Durham indicates that there are approximately 366 family physicians in the Region who deliver primary care services, and the average patient roster for a family physician is 1,380. With a regional population of 738,710, it is estimated that there are 230,000 Durham residents without a family doctor practicing in Durham. Some of these individuals may have a family physician outside of Durham. Furthermore, each year over 1,500 babies born in Durham Region are discharged without a primary care physician.

With the recent and anticipated growth in Durham, the supply of family physicians is unable to keep up with current and future demand. The shortage of family physicians impacts the health and well-being of residents and creates capacity issues for emergency and urgent care resulting in overloads and long wait times.

As a part of the development of the Community Strategic Plan, 50% of respondents to the survey identified access to family physicians as a top priority. A focus on family physician attraction is not new to Whitby or Durham, and there have been physician recruitment plans and strategies in the past. However, since this is a nationwide crisis, the approach needs to focus on addressing the root of the problem in the long term and not simply attracting existing family physicians away from other communities. Furthermore, since residents will travel across the Region to access their family physician, a regional approach is recommended.

The Queen's Lakeridge Family Medicine Program has been in place in Durham since 2013. These residents are based in Durham for their 2-year training program with 9 graduates each year. A novel program looking to address the root of the problem is the new Queen's-Lakeridge MD Family Medicine training program which is beginning this Fall. This program will select 20 trainees annually who will complete four years of medical school and then two years of family medicine residency. They will be based at Queen's Regional Medical Campus in Durham Region and trainees will complete their six years of training in our communities.

Other types of attraction programs include marketing, outreach, promotion, direct recruitment, settlement services, local industry support, succession planning support, data analysis and research, and financial incentives and inducements.

4. Discussion:

A regional approach to family physician recruitment is being recommended to look at the immediate and long-term solutions to attract and retain family physicians. This strategy would be in partnership with the Region and all eight lower-tier municipalities and would focus on two scopes of work; one focusing on the immediate opportunity with the Queen's-Lakeridge Health Program and the second on a long-term plan to create a Physician Retention, Recruitment, and Incentive Program. Once financial commitments are received from area municipalities, Regional staff will recommend the project and seek internal approvals to proceed.

Queen's-Lakeridge Health Family Medicine Program

To respond to the immediate opportunity of 20 medical students arriving in Durham this Fall, a support and retention program would be implemented. This program will also include the 18 family medicine residents currently based in Durham. The Queen's-Lakeridge Health Family Medicine Program would include the provision of the following services for one year, beginning this summer:

- Assistance in finding housing and linking with settlement services
- Working with partners to assist spouses in finding jobs locally
- Organizing and hosting a welcome dinner with partners and subsequent individual follow-ups to reinforce that Durham is a welcoming community
- One-on-one meeting to identify individual support requirements and provide an overview and education of the Region
- Assignment of a point-person to assist with navigating Durham as their new home, with quarterly check-ins
- Undertake activities to create connections in the community, including negotiation with local tourism industries for gift certificates or discounts to local attractions

Creating a Plan for a Physician Retention, Recruitment, and Incentive Program

To address the shortage of family physicians through a long-term and sustainable approach, a multi-faceted plan is required. The creation of a plan would be done in partnership with the Region of Durham, local municipalities, Lakeridge Health, local family physicians, businesses, the Association of Realtors, Chambers of Commerce, School Boards, and local post-secondary institutions. The creation of the plan would begin with research, engagement and evaluation of best practices and the unique needs of the Durham Region. A report would be created that would include the following:

- Estimate of the actual number of additional family doctors needed in Durham
- Scan of physician attraction and retention practices across Ontario
- Regulatory impacts
- An evaluation of possible objectives of a program and recommendations related to the delivery of services to medical trainees to retain them post-graduation, retention of practicing family physicians and attraction of family physicians from outside the Durham Region
- An evaluation of services and programs that could be delivered and recommendations related to marketing, outreach and promotion, direct recruitment, settlement services, local industry support, succession planning support, data analysis and research, and financial incentives and inducements
- Resourcing requirements, including staffing, annual operating funding, and capital funding
- An evaluation of governance and structure options, funding sources, and composition of a board or advisory committee

- Program success metrics and outcomes

The Region of Durham would engage a consultant to develop this report which would be completed by Fall 2023.

5. Financial Considerations:

The total estimated cost of the two scopes of work outlined above is \$215,000:

- 1) The Queen's-Lakeridge Health Family Medicine Program is estimated to cost \$175,000, which includes a part-time staff for 12 months and the associated expenses with delivering the program; and
- 2) The estimated cost to develop the Family Physician Retention, Recruitment, and Incentive Program is \$40,000.

These costs would be shared, with the Region covering 50% and the balance being shared amongst the lower-tier municipalities. The Town of Whitby's share would be \$20,000.

It is recommended that the Town's \$20,000 contribution to one-time costs of developing a Physician Retention, Recruitment, and Incentive Program Plan and the Town's 2023 participation in the Queen's-Lakeridge Health Family Medicine Program be funded from the Strategic Initiatives operating budget account 799SIN-PS-3990. The \$20,000 is unbudgeted and will result in a pressure in this operating budget account which will be offset from other 2023 operating surpluses in the department and across the Town. Any ongoing costs from the Physician Retention, Recruitment, and Incentive Program Plan will be included for Council consideration as part of the 2024 and future budgets.

6. Communication and Public Engagement:

As part of the Phase 1 engagement on the Community Strategic Plan, 50% of the 2,200 respondents identified access to family physicians as one of their top five priorities under the Neighbourhoods pillar. As such, family physician recruitment is included in the Community Strategic Plan, and the recommendations within this report outline actions to address this priority.

7. Input from Departments/Sources:

The recommendations within this report have been developed in partnership with the Region of Durham and other partners identified in this report.

8. Strategic Priorities:

Working with partners to increase access to family physicians is one of the Strategic Actions that is being recommended to Council to include in the Community Strategic Plan. This Strategic Action is listed under the Neighbourhoods pillar under the objective of improving community safety, health, and well-being.

9. Attachments:

n/a

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Canada Mortgage and Housing Corporation – Housing Accelerator Fund

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: CAO-19-23

Department(s) Responsible:

Office of the Chief Administrative Officer

Submitted by:

M. Gaskell, Chief Administrative Officer

Acknowledged by M. Gaskell, Chief Administrative Officer

For additional information, contact:

M. Gaskell, Chief Administrative Officer

1. Recommendation:

1. That Council approve in principle the Draft Proposed Action Plan outlined in Attachment # 1 to Report CAO 19-23 for the purpose of submitting an application for Canada Mortgage and Housing Corporation – Housing Accelerator Fund (2023);
2. That Council authorize the Chief Administrative Officer to submit the application for the Canada Mortgage and Housing Corporation – Housing Accelerator Fund (2023);
3. That Council authorize the Chief Administrative Officer to approve any changes to the Draft Proposed Action Plan outlined in Attachment # 1 to Report CAO 19-23, prior to submission of the Town's application for Canada Mortgage and Housing Corporation's Housing Accelerator Fund; and,
4. That Council authorize the Mayor and Clerk to execute any necessary agreements regarding the application.

2. Highlights:

- Canada Mortgage and Housing Corporation (CMHC) has announced the Housing Accelerator Fund (HAF) making available \$4 billion for transformational change for the creation of 100,000 more housing units across Canada.
- All applications for the HAF must include an Action Plan with housing supply growth targets and a minimum of seven (7) initiatives intended to grow housing supply and speed up housing approvals.
- The HAF funding can be used for a variety of housing related purposes which fall into 4 categories: (i) investments in HAF Action Plans; (ii) affordable housing projects; (iii) housing-related infrastructure; and, (iv) community-related infrastructure that supports housing. The program is subject to mandatory reporting.
- The HAF application portal is expected to open in summer 2023 with a 45-day window for submission of applications; with funding being awarded to successful applicants in fall 2023.
- Further details required to be included in the Town's Action Plan and the necessary supporting documentation will be prepared and finalized by staff prior to submission of the HAF application through the CMHC HAF online portal.

3. Background:

The Federal government recently announced \$4 billion in funding, available beginning in 2023 until 2026/27, to launch a new Canada Mortgage and Housing Corporation (CMHC) Housing Accelerator Fund (HAF) which will provide incentive funding to local governments.

Housing Accelerator Fund (HAF)

According to CMHC, the \$4 billion HAF program is intended to make transformational change within the control of local governments regarding land use planning and development. The Fund's objective is to accelerate the supply of housing across Canada, resulting in at least 100,000 more housing units permitted than would have otherwise occurred without the program, and enhancing certainty regarding the development approval process.

The HAF is intended to: make systemic changes to reduce barriers to housing supply; streamline development approvals; support the development of complete, low-carbon, and climate-resilient communities, that are affordable, inclusive, equitable, and diverse; and, speed up housing development and increase supply.

HAF Eligibility

The HAF program provides two application streams:

- **Large/Urban communities** with a population (based on 2021 census data) greater than 10,000, excluding those within a territory or an Indigenous community; and

- **Small/Rural/North/Indigenous communities** with a population less than 10,000 or within one of the territories or an Indigenous community.

Eligible communities must have delegated approval authority over land use planning and development approvals.

According to CMHC, eligibility for the incentive funding requires:

- submission of an online application, including an action plan that outlines supply growth targets and specific action plan initiatives to grow housing supply and speed up housing approvals;
- a minimum of 7 initiatives in an action plan (for large/urban communities);
- commitment to a housing supply growth target within the action plan that increases the average annual rate of growth;
- completion or updating of a housing needs assessment report; and
- mandatory progress and data reporting requirements.

Action Plan

HAF applicants must provide an action plan, outlining appropriate initiatives as part of their application, which will assist CMHC in selecting successful applicants and awarding funding accordingly. Part of developing an action plan for HAF applications includes an assessment of housing needs, challenges, and opportunities.

The required action plan must include housing supply growth targets that includes two projections: one for an annual projected growth rate without the HAF funding, and another with a growth rate if HAF funding were awarded.

The action plan must commit to increasing the average annual housing supply growth by at least 10% and the overall housing stock growth rate must also exceed 1.1%. Growth targets and action plan initiatives can also be based on targets for additional types of housing supply that are projected to be permitted if funding was made available through the HAF program. Such additional targets and initiatives would increase the amount of funding available.

Action Plans can include initiatives that are context-appropriate for each municipality, such as:

- pre-zoning for high-density development within proximity to rapid transit stations (to reduce car dependency);
- introducing policies for additional dwelling units (ADU's);
- promoting infill developments;
- making systemic changes for increased supply and diversified dwelling unit types;
- revised/reduced parking requirements for new developments;
- aligning development charges with the costs of infrastructure and servicing;

- implementing incentives, costing or fee structures to encourage such things as affordable housing;
- implementing measures to address or prevent flood plain or climate change risk;
- incorporating a climate adaptability plan into Official Plan;
- promoting housing that serves vulnerable populations;
- implementing inclusionary zoning which would require a certain percentage of new units to be affordable;
- disposing of publicly-owned surplus lands for the development of affordable housing;
- e-permitting;
- delegating development approval authority;
- partnering with non-profit housing providers for affordable housing; and
- updating infrastructure planning.

Refer to section 4 and Attachment #1 for more information on a Draft Proposed Action Plan for the Town's application for HAF incentive funding.

Application Submission Requirements

An application for CMHC's HAF funding must include the following minimum documentation:

- Completed application form, including an action plan and growth targets;
- Signed integrity declaration;
- Most recent audited financial statements (if not available publicly);
- Current housing needs assessment report (if available at time of application); and
- Attestation letter signed by the applicant's Chief Financial Officer (or equivalent) using the prescribed form on the viability of the action plan.

Evaluation Criteria

Evaluation of HAF applications is based on the following criteria:

- The **commitment to increase housing supply** – exceeding minimum growth expectations;
- The **relevance of the initiative** outcome(s) to one or more of the objectives of the HAF – including creating more supply; complete communities; affordable housing; and, low-carbon, climate-resilient communities;
- The **effectiveness of the initiative** on increasing the supply of housing – including implementation/timeliness of the initiative; supply impact; and, system impact; and

- The **need for increased housing supply** – based on available housing needs assessment; higher score if already available.

(Note: the Region of Durham has completed a Housing Needs Assessment as a component of the Envision Durham Municipal Comprehensive Review which can be used in part for the Town's application for HAF.)

Funding

Eligible applicants can receive funding based on overall growth commitments and projected units that align with the HAF's program priority areas, as follows:

- **Base Funding:**
 - designed to incent all types of supply across the housing spectrum; based on estimated number of units without HAF funding vs. estimated number with HAF funding.
- **Top-up Funding:**
 - designed to incent certain types of housing (single detached is not eligible; formula applied to other types such as higher densities in proximity to rapid transit, medium and higher density, 'missing middle').
- **Affordable Housing Bonus:**
 - designed to reward applicants who can increase share of affordable housing units (formula is applied relative to affordable units vs. the total projected units supported by the HAF. Targets must be included in the Action Plan).

The funding that is potentially available to Whitby is based on the methodology and formulae set by CMHC, and the growth targets set by the Town.

The incentive funding can be used in a variety of ways as investments to support housing, such as:

- Initiatives within an approved HAF Action Plan;
- Affordable Housing (e.g., construction, repair, or modernization, land or building acquisition)
- Housing-related infrastructure, that supports housing such as: municipal infrastructure; public transit; community energy systems; disaster mitigation; brownfield redevelopment; broadband and connectivity; and
- Community-related Infrastructure, that supports housing such as: local roads and bridges; sidewalks, lighting, bicycle lanes; firehalls; landscaping and green space.

Funding will be advanced to successful applicants in four (4) annual phases, with 25% of funding made available during each phase, including an up-front advance in year 1 to initiate action plan items. Advancement of funding requires mandatory reporting of data, and demonstration of progress on the initiatives in the action plan.

Reporting Requirements

Successful applicants will be required to provide periodic mandatory progress reports and details how funds were used.

There are three main reporting obligations under the HAF:

- **Progress** on the initiatives and commitments outlined in the action plan (e.g., start and completion dates; percentage complete; status; milestones; number of units; etc.) .
- **Data** for all housing units permitted during the reporting period (e.g., permit number; submission date; issue date; type of work; number of units; secondary suites; etc.)
- **How funding was used** during the reporting period (e.g. category incentive funding; dollar amount per category; details on capital projects; etc.)

4. Discussion:

It is recommended that Council endorse in principle the Draft Proposed Action Plan outlined in Attachment #1, for the purpose of submitting an application for the CMHC HAF. The Draft Proposed Action Plan consists of the following initiatives:

- Housing Assessment Report;
- OPA/ZBLA for Whitby GO Protected Major Transit Station Area (PMTSA);
- Inclusionary Zoning and Implementation Strategy for PMTSA;
- OPA/ZBLA for Brooklin Secondary Plan Expansion Area;
- Surplus Land Inventory and Disposition Strategy;
- E-permitting Application/Permit Portal; GIS Dashboard; and, Lean Process Review;
- OPA/ZBLA for Additional Dwelling Units (ADU's); and
- OPA/ZBLA for Provincial / Regional lands: 590 and 650 Rossland Road East.

The application will require the preparation of more detailed information to be submitted with the application through the HAF portal. Further input will be sought from Staff in relevant departments to outline the necessary details for each initiative in the action plan.

Next Steps

The CMHC HAF application portal is intended to open in summer 2023 (date is to be determined, but anticipated to be open in late June), with a 45-day window for submission of applications and documentation.

Successful applicants will be notified by fall 2023, followed by Phase 1 up-front funding advancements.

Should the Town be successful in its application, the Town would be required to enter into a contribution agreement with CMHC.

Staff are seeking Council's approval-in-principle of the Draft Proposed Action Plan, and that the CAO be delegated the authority to finalize the necessary action plan and documentation and allocate necessary staffing and resources required to submit the Town's application for CMHC HAF.

5. Financial Considerations:

The HAF funding would allow for advancement of projects that support increased housing supply, diversity, and affordability sooner than would have been anticipated without the funding.

Staff are working on refining the Proposed Action Plan and estimating the cost to implement. Projected implementation costs are required as part of the HAF application and it is anticipated that, subject to HAF grant approval, extensive staff resources will be required for successful implementation of the HAF Action Plan. This includes resources for matters such as: preparation/finalization of the action plan and necessary documentation for the application, project management of each action plan initiative, and the mandatory grant reporting.

6. Communication and Public Engagement:

Not applicable at this time.

Certain initiatives in the action plan will require public consultation at a later date (e.g., Surplus Land Inventory and Disposition; OPAs/ZBLAs; Inclusionary Zoning; etc.), which would be undertaken in accordance with relevant legislation as each initiative is advanced.

7. Input from Departments/Sources:

Input from the Legal, Finance, Strategic Initiatives, and Planning and Development Departments was provided in the preparation of this report.

8. Strategic Priorities:

The objectives of the Housing Accelerator Fund align with the priorities identified by the community in the development of the Community Strategic Plan. Programs that support affordability and help with access to housing options was identified as one of the top ten priorities in the Neighbourhoods Pillar in the Phase 1 engagement of the Community Strategic Plan. The proposed Plan includes an Action that focuses on collaboration with partners to support the implementation of Durham Region's Housing Plan regarding affordability and diversity of housing.

The Housing Accelerator Fund also aligns with the Town's priorities of accessibility and sustainability as the program focuses on accessible housing that supports the development of complete, low-carbon, and climate-resilient communities.

9. Attachments:

Attachment 1 – Draft Proposed Action Plan for CMHC HAF Application

Town of Whitby – Draft Proposed Action Plan for CMHC HAF Application

Initiatives	Actions	Comments
1. Housing Assessment Report	<ul style="list-style-type: none"> Update Region's Envision Durham Housing Needs Assessment (HNA) report. 	HNA is required by Planning Act for PMTSA Inclusionary Zoning. Region could be a potential partner.
2. Whitby GO Protected Major Transit Station Area (PMTSA)	<ul style="list-style-type: none"> Review OP policies and ZBL provisions for increased height and density within appropriate areas of the PMTSA. Initiate and approve OPA/ZBLA. 	Significant increase in units within the PMTSA based on revised PMTSA boundary through Envision Durham new ROP. Meets the HAF objective for increased units within proximity to rapid transit. Significant increase in potential units through increased height and density permissions within PMTSA. 0 affordable units listed here; rather, affordable units within PMTSA are tracked through PMTSA Inclusionary Zoning Project.
3. Inclusionary Zoning	<ul style="list-style-type: none"> Compile necessary HNA info. for PMTSA Initiate and approve ZBLA for PMTSA Inclusionary Zoning Prepare Implementation Strategy 	Planning Act enables implementation of Inclusionary Zoning in a PMTSA to require minimum of 5% of all new units to be affordable. Meets HAF objective of transformational change by allowing for increased affordable units. Region could be a potential partner.
4. OPA/ZBLA for Brooklin Secondary Plan Expansion Area	<ul style="list-style-type: none"> Undertake background work 	OPA/ZBLA will be included as component of (minor) OP Review for Envision Durham conformity.

Initiatives	Actions	Comments
	<ul style="list-style-type: none"> • Conduct public consultation for Brooklin Community Secondary Plan expansion areas • Initiate and approve OPA/ZBLA 	<p>Meets the HAF objectives regarding certainty and expediting of planning approvals.</p> <p>Project will facilitate development for growth to 2051, sooner than would have occurred without HAF funding.</p>
5. Surplus Land Inventory and Disposition Strategy	<ul style="list-style-type: none"> • Complete surplus land inventory and disposition strategy for publicly owned lands within Whitby. • Initiate discussions and potential partnerships with for-profit and non-profit developers for affordable housing on surplus lands. 	<p>Surplus lands can be developed for both new additional dwelling units, as well as affordable units.</p> <p>Potential to pre-zone surplus lands.</p> <p>Region could be a potential partner.</p>
6. E-permitting Portal; GIS Dashboard; and, Lean Process Review	<ul style="list-style-type: none"> • Implement online portal for Planning, Engineering and Building Permit applications. • Create GIS interface for development application tracking. • Undertake a Lean Process Review for applications with intake through portal. 	<p>Further implementation of SDAF project for online application/permitting portal.</p> <p>Lean process review will help meet requirements under Bill 109.</p> <p>Meets the HAF objectives for streamlining and expediting planning approvals to increase supply and provide greater certainty for development approvals.</p> <p>Prioritization would be given to development of portals for Planning, Engineering Review and Building Permit applications.</p> <p>May require dedicated Project Manager.</p>
7. Additional Dwelling Units (ADU's)	<ul style="list-style-type: none"> • Review Official Plan policies and Zoning provisions to allow 3 units per lot. • Initiate and approve OPA/ZBLA. 	<p>Meets the HAF objectives for increased supply and affordability of units within existing dwellings, through sensitive infill,</p>

Initiatives	Actions	Comments
		and as permitted by Bill 23; and increased flexibility for housing types and tenures.
8. Development Approvals for 590-650 Rossland Road East	<ul style="list-style-type: none"> Initiate partnership with Province and Region regarding development of Provincial / Regional lands at 590 / 605 Rossland Road East to permit High Density Residential, Mixed Use and affordable housing. Initiate and approve OPA/ZBLA/SP. 	<p>Potential for 800 to 900 units on publicly-owned lands.</p> <p>Potential for 25% or more of all units to be affordable.</p> <p>Meets the HAF objectives for both increased supply and affordable units.</p>

Town of Whitby

Staff Report

whitby.ca/CouncilCalendar



Report Title: Proposed Amendments to the Town of Whitby Towing By-law # 6887-14

Report to: Committee of the Whole

Date of meeting: June 12, 2023

Report Number: LS 07-23

Department(s) Responsible:

Legal and Enforcement Services

Submitted by:

Francesco Santaguida, Commissioner of
Legal and Enforcement Services/Town
Solicitor

**Acknowledged by M. Gaskell,
Chief Administrative Officer**

For additional information, contact:

Alison Albrecht, Supervisor of Parking
Services;

Brent K. Harasym, Associate Solicitor

1. Recommendation:

1. That By-law # 6887-14, the Towing By-law, be amended substantially in accordance with Attachment 1 to Report LS 07-23, and that staff bring forward the amendment to a future Council meeting; and
2. That Council direct staff to review current municipal regulations regarding the licensing and governing of tow truck drivers and tow truck businesses, activities, and undertakings in the Town of Whitby.

2. Highlights:

- The current Towing By-law was enacted in 2014 and has not been amended since its inception.
- The Towing By-law as it currently exists is not in line with the manner in which other municipalities have dealt with the issue of towing and parking on private property.
- Town staff have received feedback from property owners and agents about the current challenges and restrictive provisions of the Town's Towing by law. Additionally, the current provisions create unnecessary geographical restrictions for private property owners within Durham Region.

- The current provisions restrict property owners from being able to effectively manage parking on private properties.
- Staff recommend the Towing by-law be amended to update towing rates, remove geographical restrictions, and improve regulations for private property owners.
- The above amendments are meant to improve the administration of the Towing By-law in the short term. It is staff's intent to report back to Council in the fall of 2023 with a more fulsome recommendation with respect to the current regime for towing vehicles parked on private property without the consent of the owner of the property.

3. Background:

The Town of Whitby enacted the Towing By-law # 6887-14 in 2014, and the by-law has not been amended since it was enacted. This by-law was enacted to provide consumer protection, set clear and consistent regulations/ practices for the removal of vehicles from private property, and to establish acceptable towing rates for vehicles being impounded within the Town of Whitby.

The current by-law makes the removal of vehicles from private property challenging for property owners and tow truck drivers. It also incentivizes parking on private property without the consent of the owner or occupant of the property in contravention of the Traffic By-Law. This has resulted in several complaints from private property owners relating to vehicles parking on their property without their consent.

4. Discussion:

Staff and property owners have since encountered challenges with the provisions of the current by-law. The concerns noted are the following:

- Acceptable towing practices.
- Towing rates which are outdated.
- Restrictive geographical boundaries.
- Challenges due to signage requirements.

Staff recommend that Sections 3.5 to 3.6 and 3.8 to 3.11 of the Towing By-law be repealed in their entirety and that Sections 3.5 and 3.6 of the By-law be replaced with the following:

- 3.5 Where a vehicle is parked or left on private property without the express consent of the owner or occupant of such property, an officer, upon the written complaint of the owner or occupant of the property, may cause the vehicle to be towed or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, shall be paid by the registered owner of the vehicle and such costs and charges shall be a lien upon the vehicle which may be enforced in the manner provided by the *Repair and Storage Lien Act*, R.S.O. 1990, c. 25 as amended.

- 3.6 If signs are erected on private property specifying conditions on which a vehicle may be parked or left on private property or regulating or prohibiting the parking or leaving of a vehicle on private property, a vehicle parked or left on private property contrary to the conditions or prohibition shall be deemed to have been parked or left without the consent of the owner or occupant of the private property.

In addition to the above, staff have received feedback regarding challenges with the current restrictions for tow company signage. Currently the name of the towing company on contract for the property must be posted. Private property owners have indicated that some towing companies prefer not to have their information on posted signs, and also if there is a change in approved tow companies it requires new signage. To address these concerns, staff recommend the Towing by-law # 6887-14, Section 3.7 (4), is amended to permit property owners to post a sign with the contact information such as an agent rather than a towing company. The Towing by-law would continue to require contact information be posted to allow for easier retrieval of a vehicle if it has been towed.

The proposed changes to By-law # 6887-14 are outlined in “Track Changes” in Attachment 1 to this report.

The provisions of this by-law do not apply to the tow or storage of a vehicle where the tow is at the direction of the registered owner of the vehicle.

These proposed amendments are intended to be interim changes to address the more pressing enforcement issues that the Town has encountered. These amendments will help address concerns received from property owners and agents while maintaining consumer protection within the Town of Whitby in the interim and in advance of a more fulsome update.

5. Financial Consideration:

There are no financial implications to this report.

6. Communication and Public Engagement:

Enforcement Services will send written correspondence to all registered private properties, private property management and security companies, which will be affected by these changes.

7. Input from Departments/Sources:

N/A

8. Strategic Priorities:

The recommendations contained in Report LS 07-23 including the appended amendments to the Town’s Towing By-law support the Corporate Strategic Plan objective to “continually improve how we do things by fostering innovation and focusing on making our processes better”.

9. Attachments:

Amendments to Tow By-law 6887-14 with track changes

Private Property Towing

~~3.5 Towing or impounding of vehicles from private property without the consent of the registered owner or agent of the vehicle may only be undertaken if vehicles are towed to a location within the Town of Whitby.~~

3.5 Where a vehicle is parked or left on private property without the express consent of the owner or occupant of such property, an officer, upon the written complaint of the owner or occupant of the property, may cause the vehicle to be towed or taken to and placed or stored in a suitable place, and all costs and charges for removing, care and storage thereof, if any, shall be paid by the registered owner for the vehicle and such costs and charges shall be a lien upon the vehicle which may be enforced in the manner provided by the *Repair and Storage Lien Act*, R.S.O. 1990, c. 25 as amended.

~~3.6 No person shall tow or impound or authorize the towing or impounding of a vehicle from private property unless the tow or impound is caused or authorized by a municipal law enforcement officer and is conducted in accordance with Section 3.5 and Section 3.7 of this by-law, unless the tow or impound is requested and authorized by the registered owner or agent of the vehicle.~~

3.6 If signs are erected on private property specifying conditions on which a vehicle may be parked or left on private property or regulating or prohibiting the parking or leaving of a vehicle on private property, a vehicle parked or left on private property contrary to the conditions or prohibition shall be deemed to have been parked or left without the consent of the owner or occupant of the private property.

3.7 No municipal law enforcement officer shall cause or authorize the removal, towing or impounding of a vehicle from private property unless,

- (1) the vehicle is parked, stopped, standing or left as the case may be, in contravention of a Town by-law;
- (2) the boundaries of the property are clearly defined;
- (3) signs have been posted at all public entrances to the private property indicating the policies in effect and enforced on the private property;
- (4) a sign is posted in a conspicuous location on the private property indicating the name and telephone number of the ~~towing contractor used~~ person to be contacted in relation to a vehicle tow or impound from the property;

- (5) a parking infraction notice is issued and served at the time of the alleged parking infraction in accordance with Part II of the Provincial Offences Act;
 - (6) ~~a minimum period of 12 (twelve) hours has elapsed from the time the parking infraction notice referenced in Subsection 3.7(5) of this by-law was issued and the time of the removal, towing or impounding of the vehicle, with the exception of vehicles located in signed fire routes, designated accessible parking spaces or vehicles blocking a laneway or loading docks; and~~
 - (7) the Durham Regional Police Service is notified of an impending tow or impound of a vehicle prior to the tow or impound occurring.
- 3.8 ~~No person shall request or require payment of an administrative fee or any other fee by the owner or driver of a vehicle parked, stopped or standing on private property.~~ Repealed
 - 3.9 ~~No person shall request or require payment of any fee exceeding an amount of \$120.00 (one hundred twenty) dollars, plus HST, for any charge in relation to the towing or impounding of a light vehicle from private property without the consent of the registered owner or agent of the vehicle.~~ Repealed
 - 3.10 ~~No person shall request or require payment of any fee exceeding an amount of \$250.00 (two hundred fifty) dollars, plus HST, for any charge in relation to the towing or impounding of a heavy vehicle from private property without the consent of the registered owner or agent of the vehicle.~~ Repealed
 - 3.11 ~~Any person who conducts a tow or impound in accordance with this by-law shall, upon demand from the owner or operator of a vehicle that has been towed or impounded, immediately provide a receipt detailing all charges and fees associated with the tow or impound.~~ Repealed
 - 3.12 Any person who has their vehicle towed or impounded in accordance with this by-law shall be required to pay the charge in relation to the tow or impound, ~~up to the maximum charges indicated in Section 3.9 or Section 3.10 of this by-law, as the context requires.~~
 - 3.13 The provisions of this by-law do not apply to any person who causes or authorizes the towing of a vehicle from a laneway on private residential property provided that the person causing or authorizing the tow does not demand any payment or any other fee for the owner or driver of the vehicle.
 - 3.14 The provisions of this by-law do not apply to any person demanding or obtaining parking fees from customers for the consensual purchase of a permit for parking on private property, where the parking rates are posted in

| clear view of all drivers upon entering the private property and the property is
in compliance with all other municipal by-laws.

New and Unfinished Business - General Government

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
GG-0001	Fishing in Town Parks	That Staff report back on legal fishing in Town parks, including Port Whitby, after consultation with the fishing community has occurred.	07 May 2018	11 Feb 2019	20 Nov 2023	
GG-0002	Community and Marketing Services Department Report, CMS 35-18 Re: Cullen Central Park Master Plan	2. That Council direct staff to commence the development of the Cullen Central Park Master Plan with the final Master Plan to be brought forward for Council approval in Q4 2019; and, 5. That Staff identify options to recognize former mayor Marcel Brunelle in Cullen Park.	25 Jun 2018	18 Nov 2019	20 Nov 2023	Community Services staff expect to engage a consultant for the Master Plan this spring to begin the Master Plan. The results will be brought forward for approval in Q4 of 2023.
GG 0004	Correspondence # 2020-77 from Karey Anne Large, Executive Director, Downtown Whitby Business Improvement Area, dated January 2, 2020 regarding the Downtown Whitby Business Improvement Area's Annual Report, the 2020 Proposed Budget, and Disbursement Schedule.	That the Commissioner of Corporate Services/Treasurer be directed to report back on the development of a policy to deal with grant and in-kind requests, including predetermined criteria and scoring, in order to ensure grants are based on needs and targeted outcomes.	09-Mar-20	21 Sep 2020	25 Sep 2023	
GG 0005	Public Works (Operations) Department Report, PW 17-21 Re: Vimy Memorial Park	3. That staff report back to Council on the progress of the park agreement along with refined budget implications prior to assumption.	21 Jun 2021	13 Jun 2022	25 Sep 2023	

New and Unfinished Business - General Government

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
GG 0006	Financial Services Department Report, FS 37-21 Re: Town-Owned Land Strategy	That the properties at Part of Lot 25, 26, Conc. 4, Portion of PIN 26569 0285 (LT), Broadleaf and McKinney, as shown on Attachment #15 and Part Lot 25, Con. 2, now 40R-1655, Part 6, PIN 26532 0244 (LT), known municipally as 500 Garden Street, as shown on Attachment #3 be referred to staff to investigate zoning opportunities that would maximize the land value.	27 Sep 2021	05 Jun 2023		
GG 0007	Community Services Department Report, CMS 19-21 Re: Unnamed West Whitby Park – Park Name Survey Results	3. That staff be directed to review the Municipal Property and Facility Naming Policy (MS 250) and report back with any recommended revisions to update the policy.	29 Nov 2021	16 Jan 2023	23 Oct 2023	
GG 0008	Public Works (Operations) Department Report, PW 35-21 Re: Proposed New Waste Collection By-law	3. That Staff report to Council on townhouses, multi-residential and other properties that are not currently serviced for waste collection by the Town of Whitby and report on the feasibility and cost implications of including these properties in the Town's waste collection service to ensure that there are no gaps with respect to the implementation of upcoming extended producer responsibility legislation from the Province of Ontario.	29 Nov 2021	13 Jun 2022	20 Nov 2023	Draft Design Standards have been completed and are being circulated to various depts. and will be used to determine eligible properties in preparation of costing and completion of report for COW.
GG-0009	Participatory Budgeting	That the Town of Whitby staff report back on a participatory budget pilot project in 2022 to be implemented in the 2023 budget process.	29 Nov 2021	06 Jun 2022	13 Jun 2022	

New and Unfinished Business - General Government

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
GG-0010	Memorandum from C. Harris, Town Clerk, dated November 10, 2021 regarding Whitby Diversity and Inclusion Advisory Committee Request to Rename Dundas Street	2. That Town of Whitby staff be directed to prepare a report for Council for Q2 that will identify a process to begin community engagement including consultation with the advisory committees and stakeholders on the question of renaming Dundas Street through the Town of Whitby, and highlight the public and private sector cost implications.	31 Jan 2022	16 Sep 2024		Pending budget approval to support the hiring of a consultant to conduct the community engagement process on the potential of renaming Dundas Street in Whitby.
GG-0012	Legal and Enforcement Services Department Report, LS 04-22 Re: Amendments to Property Standards By-law # 6874-14, Hedge Heights and Management of Vermin	That Report LS 04-22 with respect to hedge heights, be referred back to Staff for a report to Council in Q2 to review and propose changes to the Property Standards By-law including the definition relating to hedges and best practices with respect to hedge heights restrictions and best practices with respect to the removal of hedge heights according to arborists.	07 Mar 2022	13 Jun 2022	12 Jun 2023	
GG-0013	Correspondence # 2022-133 received by C. Harris, Town Clerk, from John Semjan dated February 28, 2022 regarding Dry Saw Cutting Asphalt, Stone, and Concrete on Residential Home Improvement Projects	2. That Council shall direct staff to further investigate and research to determine best practices in neighbouring municipalities and report back to Council through a report on the merits and financial implications of a residential construction dust permit system.	11 Apr 2022	19 Sep 2022	12 Jun 2023	

New and Unfinished Business - General Government

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
GG-0015	Fire and Operational Services (Fire and Emergency Services) Department Report, FOS(FES) 02-22 Re: Report and Recommendations of Changes to the Bylaw to Regulate the Sales and Discharge of Fireworks	2. That Council direct staff to review By-law # 6339-10, in consideration of the Connect Whitby fireworks public survey results, and provide recommendations in the first quarter of 2023 for further revisions to the by-law.	16 May 2022	06 Mar 2023	12 Jun 2023	
GG-0017	Office of the Chief Administrative Officer Report, CAO 18-22 Re: Climate Emergency Response Plan Phase 2: Mitigation-Interim Report	That Staff report back to Council with the tender results for Council's consideration.	26-Sep-22	30 Oct 23		
GG-0018	CAO 03-23, Office of the Chief Administrative Officer Re: Public Art Policy Framework	3. That Staff be directed to prepare a final Public Art Policy to be presented to Council in Q4 2023	20-Mar-23	13 Nov 23		
GG-0019	Refrigerated Outdoor Ice Rinks or Skating Trails	That following the tender results for the Whitby Sports Complex and as part of the development of the Parks and Recreation Master Plan, that Staff be directed to report on opportunities to install refrigerated outdoor ice rinks or skating trails in the Town	20-Mar-23	25 Mar 24		

New and Unfinished Business - General Government

Item Number	Description	Resolution	Meeting Date	Due Date	Revised Date	Explanation/Comments
GG-0020	School Zone Parking Enforcement Staff	That Staff be directed to review the opportunity for enhanced school zone parking enforcement through additional staffing resources, and include an analysis of whether such resources would be revenue neutral.	27-Feb-23	25 Sep 23		
GG-0021	Protecting Whitby's Urban Forest Canopy	That staff report back on the opportunity to protect trees of significance on private lands in order to preserve Whitby's urban forest canopy.	20- Mar-23	04 Dec 23		
GG-0022	Gateway Maintenance Program	That Staff be directed to report to Council on the implementation of a gateway maintenance program, including additional resources required, to address the repair and rehabilitation of deteriorating ateway signage in subdivisions throughout the Town of Whitby.	24-Apr-23	20 Nov 23		