1990

c 16 County of Simcoe Act, 1990

Ontario
CHAPTER 16

An Act respecting the Amalgamation of certain Municipalities in the County of Simcoe

Assented to June 28th, 1990

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HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Definitions

1.—(1) In this Act,

"Amalgamated Town" means The Corporation of the Town of the Amalgamated Municipalities of Alliston, Beeton, Tecumseth and Tottenham;

"County" means The Corporation of the County of Simcoe;

"County Council" means the council of the County;


"Minister" means the Minister of Municipal Affairs;

"Municipal Board" means the Ontario Municipal Board;

"prescribed" means prescribed by the regulations;

"qualified elector" means a qualified elector under the Municipal Elections Act;

"town municipality" means The Corporation of the Town of Innisfil, The Corporation of the Town of Bradford West Gwillimbury or The Corporation of the Town of the Amalgamated Municipalities of Alliston, Beeton, Tecumseth and Tottenham created by the amalgamations under section 2.
(2) A reference in this Act to the Town of Innisfil, the Town of Bradford West Gwillimbury or the Amalgamated Town is a reference to the geographic area comprising those municipalities or a reference to the municipal corporation bearing that name, as the context requires.

PART I

TOWN MUNICIPALITIES

2.—(1) On the 1st day of January, 1991,

(a) the Township of Innisfil, the Village of Cookstown and those portions of the Township of West Gwillimbury and the Township of Tecumseth described in Schedule A are amalgamated as a town municipality under the name of The Corporation of the Town of Innisfil;

(b) the Town of Bradford, the portion of the Township of West Gwillimbury described in Schedule B and the portion of the Township of Tecumseth described in Schedule C are amalgamated as a town municipality under the name of The Corporation of the Town of Bradford West Gwillimbury; and

(c) the Town of Alliston, the Village of Beeton, the Village of Tottenham and the portion of the Township of Tecumseth described in Schedule D are amalgamated as a town municipality under the name of The Corporation of the Town of the Amalgamated Municipalities of Alliston, Beeton, Tecumseth and Tottenham.

(2) The Town of Innisfil shall be deemed to be a township for all purposes related to the Police Village of Thornton.

(3) Upon the application of The Corporation of the Township of Essa, the Township of Innisfil or the Town of Innisfil, the Municipal Board may by order on such terms as it considers expedient, dissolve the Police Village of Thornton.

(4) Section 25 of the Municipal Act applies with necessary modifications to an application and a dissolution under subsection (3).

(5) The Town of Innisfil may continue any application by the Township of Innisfil under subsection (3).
(6) Sections 94 and 95 of the *Ontario Municipal Board Act* do not apply to decisions or orders of the Municipal Board under subsection (3).

(7) During 1992 the Minister may by order alter the name of the Amalgamated Town.

3.—(1) Despite section 32 of the *Municipal Act*, commencing the 1st day of December, 1991, the council of each town municipality shall be composed of a mayor and a county councillor who shall be elected by general vote and seven additional members who shall be elected by wards.

(2) Each member of a council of a town municipality has one vote.

(3) A town municipality shall not have a board of control.

4.—(1) A joint proposal shall be submitted on behalf of each future town municipality to the Minister, no later than the 1st day of October, 1990, to divide each town municipality into wards and the proposal shall contain the number of wards, the boundaries of each ward and the number of members of council to be elected from each ward in that town municipality.

(2) The joint proposal shall be submitted,

(a) on behalf of the future Town of Innisfil, by the councils of the Township of Innisfil and the Village of Cookstown;

(b) on behalf of the future Town of Bradford West Gwillimbury, by the councils of the Town of Bradford and the Township of West Gwillimbury; and

(c) on behalf of the future Amalgamated Town, by the councils of the Town of Alliston, the Village of Beeton, the Township of Tecumseth and the Village of Tottenham.

(3) After the expiration of the time for the submission of proposals under subsection (1), the Minister shall by order establish for each town municipality,

(a) the number of wards;

(b) the boundaries of the wards; and
(c) the number of members of council, up to a maximum of two members, to be elected from each ward.

(4) An order under subsection (3) may provide for a different number of members to be elected from different wards within the same town municipality.

(5) An order under subsection (3) shall come into effect on the 1st day of December, 1991 but the regular election held in 1991 shall be conducted as if the order was in effect.

5.—(1) Upon the application of a town municipality under subsection 13 (2) of the Municipal Act, or upon the petition of electors under subsection 13 (3) of that Act, the Municipal Board may by order,

(a) divide or redivide the town municipality into wards and designate the name or number each ward shall bear;

(b) alter the boundaries of any or all of the wards in the town municipality; and

(c) determine the number of members of council, up to a maximum of two members, to be elected from each ward.

(2) An order made under subsection (1) shall come into effect on the 1st day of December in 1994 or on the 1st day of December in any subsequent year in which regular elections under the Municipal Elections Act occur but the regular elections held in that year shall be conducted as if the order was in effect.

(3) An order under subsection (1) shall not alter the total number of members who represent the town municipality on the County Council or the number of votes assigned to the members under this Act.

(4) An order under subsection (1) may provide for a different number of members to be elected from different wards within the same town municipality.

(5) Despite subsection (1), the mayor and the county councillor of the town municipality shall continue to be elected by a general vote of the electors of the town municipality and shall be members of the County Council, and the mayor shall be the head of council of the town municipality.
(6) Where the Minister is inquiring into the structure, organization and methods of operation of a town municipality, the Minister may give notice to the Municipal Board of the inquiry and request that any application or petition made under subsection (1) be deferred until the inquiry has been completed.

(7) If notice is given under subsection (6), all proceedings in the application or petition are stayed until the Minister gives notice to the Municipal Board that they may be continued.

6.—(1) Every by-law and resolution of a former municipality pertaining to an area included in a town municipality shall be deemed to be a by-law or resolution of the town municipality of which that area now forms a part and shall remain in force in that area until the earlier of,

(a) the date it is amended or repealed by the council of the town municipality; and

(b) the 31st day of December, 1994.

(2) Despite subsection (1), any by-law of a former municipality passed under section 34 of the Planning Act, 1983, or a predecessor of that section, and any official plan of a former municipality approved under the Planning Act, 1983, or a predecessor of that Act, pertaining to an area in a town municipality shall be deemed to be a by-law or official plan of the town municipality of which that area now forms a part and shall remain in force in that area until amended or repealed.

(3) If a former municipality has commenced procedures to enact a by-law under any Act or to adopt an official plan or amendment thereto under the Planning Act, 1983, and that by-law, official plan or amendment applies to an area located in a town municipality and is not in force on the 1st day of January, 1991, the council of that town municipality may continue the procedures to enact the by-law or adopt the official plan or amendment to the extent that it applies to the area of that town municipality.

(4) Subsections (1) and (2) apply with necessary modifications to the by-law, official plan or amendments thereto.

(5) Nothing in this section repeals or authorizes the amendment or repeal of,
(a) by-laws or resolutions of the former municipalities passed under section 45, 58 or 61 of the Drainage Act or a predecessor of those sections; and

(b) by-laws or resolutions conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed by the councils of the former municipalities.

(6) Despite section 74 of the Drainage Act, and any by-law of the former municipalities, on and after the 1st day of January, 1991, 40.733 per cent of the costs of operating, maintaining and repairing the drainage works known locally as the Holland Marsh Drainage Scheme shall be assessed against the lands and roads in the Town of Bradford West Gwillimbury benefiting from the drainage works as follows:

1. 34.393 per cent shall be assessed against the lands.

2. 3.440 per cent shall be assessed against the roads of the Town.

3. 2.1 per cent shall be assessed against the roads of the County.

4. 0.800 per cent shall be assessed against provincial highways.

(7) Subsection (6) shall remain in force until amended or repealed in the same manner as such assessment and apportionment of costs may be amended or repealed under the Drainage Act.

7. Except as otherwise provided in this Act, the assets and liabilities of a former municipality and its local boards pertaining to the area included in a particular town municipality become assets and liabilities of that town municipality or a local board thereof without compensation, and the town municipality and its local boards stand in the place of the former municipality and its local boards.

8. Except as otherwise provided in this Act, all taxes, charges or rates levied by a former municipality or its local boards under any general or special Act that are due and unpaid on the 31st day of December, 1990, pertaining to the lands included in a particular town municipality, shall, on the 1st day of January, 1991, be due and payable to the town municipality or a local board thereof and may be collected and recovered as if the taxes, charges or rates had been imposed by the town municipality or the local board thereof.
9.—(1) The clerk of the Town of Bradford West Gwillimbury shall, as soon as practicable after the 1st day of January, 1991, prepare and furnish to the clerk of the Town of Innisfil a special collector's roll showing all arrears of taxes, charges or rates assessed against that portion of the Township of West Gwillimbury being amalgamated with the Town of Innisfil up to and including the 31st day of December, 1990, and the persons assessed therefor.

(2) On or before the 1st day of April, 1991, the Town of Innisfil shall pay to the Town of Bradford West Gwillimbury an amount equal to the arrears of taxes, charges and rates contained on the special collector's roll under subsection (1).

(3) The clerk of the Amalgamated Town shall, as soon as practicable after the 1st day of January, 1991, prepare and furnish to the clerk of the Town of Innisfil a special collector's roll showing all arrears of taxes, charges or rates assessed against that portion of the Township of Tecumseth being amalgamated with the Town of Innisfil up to and including the 31st day of December, 1990, and the persons assessed therefor.

(4) On or before the 1st day of April, 1991, the Town of Innisfil shall pay to the Amalgamated Town an amount equal to the arrears of taxes, charges and rates contained on the special collector's roll under subsection (3).

(5) The clerk of the Amalgamated Town shall, as soon as practicable after the 1st day of January, 1991, prepare and furnish to the clerk of the Town of Bradford West Gwillimbury a special collector's roll showing all arrears of taxes, charges or rates assessed against that portion of the Township of Tecumseth being amalgamated with the Town of Bradford West Gwillimbury up to and including the 31st day of December, 1990, and the persons assessed therefor.

(6) On or before the 1st day of April, 1991, the Town of Bradford West Gwillimbury shall pay to the Amalgamated Town an amount equal to the arrears of taxes, charges and rates contained on the special collector's roll under subsection (5).

10.—(1) Subject to subsection (5), on the 1st day of January, 1991, all committees of adjustment of the former municipalities are dissolved.

(2) Each town municipality shall establish a committee of adjustment under section 43 of the Planning Act, 1983 and shall delegate its authority under subsection 53 (2) of the
Planning Act, 1983 to the committee and, for this purpose, the County shall be deemed to have received the approval of the Minister and to have delegated to each town municipality the authority under subsection 53 (1) of the Planning Act, 1983 for the giving of consents.

(3) Nothing in subsection (2) prevents the delegation, withdrawal of delegation or redelegation of the authority to give consents.

(4) All applications to a committee of adjustment dissolved under subsection (1) shall be deemed to be applications to and shall be continued by the committee of adjustment of the town municipality in which the lands that are the subject of the application are located.

(5) The committees of adjustment dissolved under subsection (1) and the terms of office of the members of the committees shall continue to the 31st day of January, 1991 for the purpose of making a decision on any application for which a hearing is completed before the 1st day of January, 1991.

11.—(1) The council of each town municipality shall be deemed to be a recreation committee under the Ministry of Tourism and Recreation Act, 1982, a committee of management of a community recreation centre under the Community Recreation Centres Act and a board of park management under the Public Parks Act and all such committees and boards of the former municipalities are dissolved on the 1st day of January, 1991.

(2) Every by-law and resolution of the boards and committees dissolved under subsection (1) pertaining to an area included in a particular town municipality shall be deemed to be a by-law and resolution of the town municipality of which that area now forms a part, and shall remain in force in that area until the earlier of,

(a) the date it is amended or repealed by the town municipality; and

(b) the 31st day of December, 1994.

(3) Nothing in this section repeals or authorizes the amendment or repeal of by-laws or resolutions conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed by the boards and committees dissolved under subsection (1).
12. (1) Every person who is employed by the Township of Innisfil or a local board thereof or by the Village of Cookstown or a local board thereof on the 1st day of July, 1990 and who continues to be so employed until the 31st day of December, 1990 becomes on the 1st day of January, 1991, an employee of the Town of Innisfil or a local board thereof.

(2) Every person who is employed by the Town of Bradford or a local board thereof or by the Township of West Gwillimbury or a local board thereof on the 1st day of July, 1990 and who continues to be so employed until the 31st day of December, 1990, becomes on the 1st day of January, 1991, an employee of the Town of Bradford West Gwillimbury or a local board thereof.

(3) Every person who was employed by the Town of Alliston or a local board thereof, by the Village of Beeton or a local board thereof, by the Township of Tecumseth or a local board thereof or by the Village of Tottenham or a local board thereof on the 1st day of July, 1990 and who continues to be so employed until the 31st day of December, 1990, becomes on the 1st day of January, 1991, an employee of the Amalgamated Town or a local board thereof.

(4) Any person who becomes an employee of a town municipality or a local board thereof under subsection (1), (2) or (3) shall receive a wage or salary of not less than the amount that that person was receiving on the 31st day December, 1990.

(5) The Minister may by order define employee for the purposes of this section and provide for the security of employment, the protection of benefits, including seniority and pensions, and early retirement options for employees affected by this Act.

PART II
COUNTY COUNCIL

13. This Part applies despite the County of Simcoe Act, 1988 and sections 27, 28 and 29 of the Municipal Act.

14. (1) After the 30th day of November, 1991, each town municipality shall be represented on County Council by its mayor and county councillor.

(2) The members of the County Council under subsection (1) shall have a total of fifteen votes of which each mayor
shall have three votes and each county councillor shall have two votes.

15. Section 39a of the Municipal Act applies with necessary modifications to members of County Council under this Part.

16. The County Council may by by-law provide that a member who in council has one or more additional votes by virtue of this Part shall as a member of any committee have the same number of additional votes.

PART III
PUBLIC UTILITY COMMISSIONS

17.—(1) All public utility commissions of the former municipalities established under any Act and all committees of council of the former municipalities responsible for public utilities are dissolved on the 1st day of January, 1991.

(2) On the 1st day of January, 1991,

(a) a hydro-electric power commission is hereby established for each of the Town of Innisfil and the Amalgamated Town; and

(b) a combined hydro-electric power and water commission is hereby established for the Town of Bradford West Gwillimbury.

(3) Each commission established under subsection (2) shall be deemed to be a commission established under Part III of the Public Utilities Act and a municipal commission within the meaning of the Power Corporation Act.

18.—(1) Despite section 41 of the Public Utilities Act, the members of the commission established under this Part shall, after the 30th day of November, 1991, be determined in accordance with this section.

(2) The commission of the Town of Innisfil shall be composed of the mayor of the Town of Innisfil and,

(a) for the term commencing the 1st day of December, 1991, four other members, who are qualified electors of the Town of Innisfil and who are not members of council of the Town of Innisfil, appointed by the council of the Town of Innisfil at its first meeting of that term; and
(b) for the term commencing the 1st day of December, 1994 and all terms thereafter, four other members who are qualified electors elected by general vote of the electors of the Town of Innisfil.

(3) The commission of the Town of Bradford West Gwillimbury shall be composed of,

(a) the mayor of the Town of Bradford West Gwillimbury; and

(b) four other members who are qualified electors of the Town of Bradford West Gwillimbury and one of whom may be a member of the council of the Town of Bradford West Gwillimbury, appointed by the council of the Town of Bradford West Gwillimbury at its first meeting of each term.

(4) The commission of the Amalgamated Town shall be composed of,

(a) the mayor of the Amalgamated Town; and

(b) four other members who are qualified electors of the Amalgamated Town in an area served by the commission, elected by wards.

(5) For the purpose of clause (4) (b), the Minister may, by order,

(a) establish the number of wards, the boundaries of the wards, the number of members of the commission, up to a maximum of two members, to be elected from each ward; and

(b) provide additional qualifications for the members of the commission to be elected from each ward.

(6) An order under subsection (5) may provide for a different number of members to be elected from different wards.

(7) An order under subsection (5) shall come into effect on the 1st day of December, 1991 but the regular election held in 1991 shall be conducted as if the order was in effect.

(8) Section 5, except subsection (5), applies with necessary modifications to the matters set out in clause (5) (a).

(9) The Minister, after an order has been issued by the Municipal Board under subsection (8), may by order provide
additional qualifications for the members of the commission to be elected from each ward.

(10) Despite subsection (2), the council of the Town of Innisfil may, by by-law passed before an appointment is made under clause (2) (a), provide that only two members be appointed to the commission for the term commencing the 1st day of December, 1991, but a by-law under this subsection shall not be repealed once an appointment has been made.

(11) Despite subsection (2), the council of the Town of Innisfil may, by by-law passed during 1993, provide that only two members be elected to the commission under clause (2) (b) for the term commencing the 1st day of December, 1994 and all subsequent terms, but a by-law under this subsection shall not be repealed after the 31st day of December, 1993.

19. A member of a commission shall hold office for the same term as the members of council or until the successor of the member is elected or appointed.

20. The council of a town municipality may, by by-law passed with the written consent of the mayor, appoint a delegate from among the members of the council to represent the mayor on the commission for that town municipality.

21. On the 1st day of January, 1991, the assets of a former municipality and the assets under the control and management of a commission dissolved under subsection 17 (1), and the liabilities of a former municipality and of a commission dissolved under subsection 17 (1),

(a) if they relate to the distribution and supply of electrical power and pertain to an area in a town municipality, become assets under the control and management of and liabilities of the commission of that town municipality, without compensation;

(b) if they relate to the production, treatment, distribution and supply of water and pertain to an area in the Town of Innisfil or the Amalgamated Town, become assets and liabilities of the Town of Innisfil or the Amalgamated Town, respectively, without compensation; and

(c) if they relate to the production, treatment, distribution and supply of water and pertain to an area in the Town of Bradford West Gwillimbury, become assets under the control and management of and lia-
abilities of the commission of the Town of Bradford West Gwillimbury, without compensation.

22.—(1) On the 1st day of January, 1991, every by-law and resolution of a former municipality and of a commission of a former municipality dissolved under subsection 17 (1),

(a) if they relate to the distribution and supply of electrical power and pertain to an area in a town municipality, shall be deemed to be a by-law or resolution of the commission of the town municipality of which that area now forms a part;

(b) if they relate to the production, treatment, distribution and supply of water and pertain to an area in the Town of Innisfil or the Amalgamated Town, shall be deemed to be a by-law or resolution of the Town of Innisfil or the Amalgamated Town respectively; and

(c) if they relate to the production, treatment, distribution and supply of water and pertain to an area in the Town of Bradford West Gwillimbury, shall be deemed to be a by-law or resolution of the commission of the Town of Bradford West Gwillimbury.

(2) A by-law or resolution deemed to continue under subsection (1) shall remain in force until the earlier of the date they are amended or repealed by the commission or the town municipality, as the case may be, and the 31st day of December, 1994.

(3) Nothing in this section repeals or authorizes the amendment or repeal of by-laws or resolutions conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed by the former municipality or by a commission of that former municipality dissolved under subsection 17 (1).

23. Subject to section 24 of this Act and despite section 18 of the Public Utilities Act, Ontario Hydro shall continue to distribute and supply power in those parts of each town municipality that Ontario Hydro served on the 31st day of December, 1990.

24.—(1) A town municipality, without the assent of the municipal electors, may pass by-laws describing additional areas of that town municipality which shall be served with hydro-electric power by the commission of that town municipality.
(2) Each town municipality shall pass a by-law under subsection (1) on or before the 31st day of December, 1991.

(3) If no notice of appeal is filed under subsection (12), a by-law under subsection (1) shall come into force on the thirtieth day after the expiry of the appeal period.

(4) If one or more appeals have been filed under subsection (12), a by-law under subsection (1), as amended by the Municipal Board, shall come into force on the thirtieth day after the final order of the Municipal Board is issued disposing of all the appeals.

(5) A by-law under subsection (1) shall not be amended for five years unless both Ontario Hydro and the town municipality consent to an earlier amendment.

(6) If the council of a town municipality has not complied with subsection (2), or more than five years have passed since the last by-law under subsection (1) has come into force in that town municipality, any person may apply to the council of that town municipality requesting the council to pass or to amend a by-law under subsection (1).

(7) If an application under subsection (6) is refused or the council refuses or neglects to make a decision thereon within ninety days after receipt of the application by the clerk, the applicant may appeal to the Municipal Board and the Board shall hear the appeal and may,

(a) dismiss the appeal;

(b) pass a by-law under subsection (1) which shall be deemed to be a by-law of that town municipality; or

(c) amend a by-law under subsection (1) in such manner as the Board may determine,

and any such by-law or amendment comes into force thirty days after the day the order of the Board is issued.

(8) Before passing a by-law under this section, except a by-law passed or amended by the Municipal Board under subsection (7) or (19), the council of the town municipality shall ensure that sufficient information is made available to enable the public to understand generally the proposed by-law and, for this purpose, shall hold at least one public meeting, notice of which shall be given in the manner and in the form and to the persons and agencies prescribed.
(9) The meeting under subsection (8) shall not be held sooner than twenty days after the requirements for the giving of notice have been complied with and any person who attends the meeting shall be afforded an opportunity to make representations in respect of the proposed by-law.

(10) If a change is made in a proposed by-law after the holding of a meeting under subsection (8), the council is not required to give any further notice in respect of the proposed by-law.

(11) Upon the passing of a by-law under this section, except a by-law passed or amended by the Municipal Board under subsection (7) or (19), the clerk of the town municipality shall give written notice of the passing of the by-law in the manner and in the form and to the persons and agencies prescribed and the notice shall specify the last day for filing a notice of appeal under subsection (12).

(12) Any person may, not later than the twentieth day after the day that the giving of written notice as required by subsection (11) is completed, appeal to the Municipal Board by filing with the clerk of the town municipality a notice of appeal setting out the objection to the by-law and the reasons in support of the objection.

(13) For the purposes of subsection (12), the giving of written notice shall be deemed to be completed,

(a) where notice is given by publication in a newspaper, on the day that such publication occurs;

(b) where notice is given by personal service, on the day that the serving of all required notices is completed; and

(c) where notice is given by mail, on the day that the mailing of all required notices is completed.

(14) An affidavit or declaration of the clerk of the municipality that notice was given as required by subsection (11) or that no notice of appeal was filed under subsection (12) within the time allowed for appeal is conclusive evidence of the facts stated therein.

(15) The clerk of the town municipality, upon receipt of a notice of appeal under subsection (12), shall compile a record which shall include,

(a) a copy of the by-law certified by the clerk;
(b) an affidavit or declaration duly sworn certifying that the requirements for the giving of notice as mentioned in subsection (11) have been complied with; and

(c) the original or a true copy of all written submissions and material in support of the submissions received in respect of the by-law before the passing thereof.

(16) The clerk shall forward the notice of appeal and the record to the secretary of the Municipal Board within fifteen days of the expiry of the appeal period and shall provide such other information or material the Board may require in respect of the appeal.

(17) The Municipal Board shall hold a hearing of which notice shall be given to such persons or bodies and in such manner as the Board may determine.

(18) Despite subsection (17), the Municipal Board may, where it is of the opinion that the reasons given for an appeal under subsection (7) or (12) are insufficient, dismiss the appeal without holding a full hearing but before so dismissing the appeal shall give the appellant an opportunity to make representations as to the merits of the appeal.

(19) The Municipal Board may dismiss the appeal or allow the appeal in whole or in part and repeal the by-law in whole or in part or amend the by-law in such manner as the Board may determine.

(20) A by-law under this section shall not have the effect of removing any area which was served with hydro-electric power by the commission of a town municipality on the day before the by-law comes into force from the service area of that commission.

(21) In considering what additional areas of a town municipality should be added to the service area of the commission of that town municipality under this section, the town municipality and the Municipal Board shall have regard to the potential growth and development of the town municipality in the foreseeable future.

(22) On the day a by-law comes into force in a town municipality under this section, the commission for that town municipality shall acquire the retail distribution facilities within the expanded service area of that commission used by Ontario Hydro in the retail distribution of power on the day before the by-law came into force, including equipment leased by
Ontario Hydro to retail customers within the expanded service area for the use of that power.

(23) The price of the facilities shall be equal to the original cost of the facilities less the sum of the accumulated net retail equity of the customers supplied with power through the facilities and the accumulated depreciation associated with the facilities.

(24) In subsection (22), "retail distribution facilities" means works for the transmission and supply of power at voltages less than 50 kilovolts other than works located within a transformer station that transforms power from voltages greater than 50 kilovolts to voltages less than 50 kilovolts.

(25) In subsection (23), "accumulated net retail equity" means the portion of the equity accumulated through debt retirement appropriations recorded for the rural power district relating to Ontario Hydro's rural retail system plus the portion of the balance recorded for rural retail customers in the Stabilization of Rates and Contingencies Account in the books of Ontario Hydro.

(26) The Lieutenant Governor in Council may, upon the recommendation of the Minister, make regulations,

(a) prescribing for the purpose of subsections (8) and (11), the persons and agencies that are to be given notice and the manner and form in which notice is to be given;

(b) providing for the security of employment, the protection of benefits, including seniority and pensions, and early retirement options for employees of Ontario Hydro, town municipalities and the commission of the town municipalities affected by the expansion of the service area of a commission under this section;

(c) exempting any matter related to the expansion of the service area of a commission under this section from the requirement of obtaining the assent of the electors of a town municipality;

(d) deeming any matter related to the expansion of the service area of a commission under this section to be a matter within the meaning of subsection 149 (2) of the *Municipal Act*. 

R.S.O. 1980, c. 302
25.—(1) If the purchase price of the retail distribution facilities of Ontario Hydro under subsection 24 (22) is not agreed upon within one year after the date on which the commission commences distributing and supplying power in its expanded service area, the commission or Ontario Hydro may, at any time thereafter, request that the purchase price be determined by a single arbitrator agreed on by the commission and Ontario Hydro.

(2) The Arbitrations Act applies where a request is made under subsection (1).

(3) The decision of an arbitrator under subsection (1) is not subject to appeal.

PART IV

POLICE SERVICES

26. The Board of Commissioners of Police of the Township of Innisfil and the committees of council of the Town of Bradford and the Town of Alliston responsible for policing are dissolved on the 1st day of January, 1991.

27.—(1) A board of commissioners of police is hereby established for each of the town municipalities on the 1st day of January, 1991.

(2) Each board established under subsection (1) shall be deemed to be a board established under section 8 of the Police Act.

(3) After the 30th day of November, 1991, each board shall be composed of those members provided for under section 8 of the Police Act.

28. On the 1st day of January, 1991,

(a) the assets under the control and management of the Board of Commissioners of Police of the Township of Innisfil dissolved under section 26 and the liabilities of such board become assets under the control and management of and liabilities of the board of the Town of Innisfil, without compensation;

(b) the assets and liabilities of the Town of Bradford related to policing become assets under the control and management of and liabilities of the board of the Town of Bradford West Gwillimbury, without compensation; and
(c) the assets and liabilities of the Town of Alliston related to policing become assets under the control and management of and liabilities of the board of the Amalgamated Town, without compensation.

29.—(1) On the 1st day of January, 1991,

(a) all by-laws and resolutions of the Board of Commissioners of Police of the Township of Innisfil dissolved under this Part are continued as by-laws and resolutions of the board of the Town of Innisfil;

(b) all by-laws and resolutions of the Town of Bradford relating to the governing of its police force are continued as by-laws and resolutions of the board of the Town of Bradford West Gwillimbury; and

(c) all by-laws and resolutions of the Town of Alliston relating to the governing of its police force are continued as by-laws and resolutions of the board of the Amalgamated Town.

(2) By-laws and resolutions continued by clauses (1) (a), (b) and (c) apply only in the area of the Township of Innisfil, the Town of Bradford and the Town of Alliston, respectively.

(3) By-laws and resolutions continued by subsection (1) shall remain in force until the earlier of,

(a) the date they are amended or repealed by the board; and

(b) the 31st day of December, 1994.

(4) Nothing in this section repeals or authorizes the amendment or repeal of by-laws or resolutions conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed or amended by the board or municipality which originally enacted the by-laws or resolutions.

30.—(1) Subject to subsection (4), the Solicitor General, upon the application of the council of a town municipality or upon the joint application of the councils of the requesting municipalities of a town municipality described in subsection (2), shall enter into an agreement with the town municipality or the requesting municipalities of the town municipality, as the case may be, under section 64 of the Police Act for the Ontario Provincial Police Force to provide police services for five years, or such shorter time as may be requested, com-
mencing the 1st day of January, 1991, in those areas of the town municipality in which the Ontario Provincial Police Force was providing police services on the 31st day of December, 1990.

(2) The requesting municipalities under subsection (1) are,

(a) the Township of Innisfil and the Village of Cookstown for the Town of Innisfil;

(b) the Town of Bradford and the Township of West Gwillimbury for the Town of Bradford West Gwillimbury;

(c) the Town of Alliston, the Village of Beeton, the Township of Tecumseth and the Village of Tottenham for the Amalgamated Town.

(3) An application under subsection (1) shall be made no later than the 31st day of January, 1991.

(4) The Solicitor General may refuse to enter into an agreement to provide police services under subsection (1) unless the town municipality or the requesting municipalities of the town municipality, as the case may be,

(a) agree to pay the compensation established by the Solicitor General for the police services; and

(b) agree to purchase the type and level of police services that, in the opinion of the Solicitor General, is required to properly police the town municipality.

(5) An agreement under subsection (1) between the Solicitor General and the requesting municipalities of a town municipality shall on the 1st day of January, 1991 be deemed to be an agreement between the Solicitor General and the town municipality.

31.—(1) If, on the 1st day of January, 1991, a town municipality does not have an agreement with the Solicitor General under section 30, the Ontario Provincial Police Force shall continue to provide police services in the area of the town municipality in which the Ontario Provincial Police Force was providing police services on the 31st day of December, 1990 until the Ontario Police Commission is satisfied the board of that town municipality has made adequate provision for the proper policing of the town municipality.
(2) The cost of the Ontario Provincial Police Force providing police services under subsection (1) shall be charged to the town municipality and may be deducted from any grant payable out of provincial funds to the town municipality or may be recovered with costs by action in any court of competent jurisdiction as a debt due to the Crown.

PART V

PUBLIC LIBRARIES

32.—(1) All library boards of the former municipalities are dissolved on the 1st day of January, 1991, and their assets and liabilities pertaining to the area in a particular town municipality are transferred to the board for that town municipality established under subsection (2), without compensation.

(2) A public library board for each town municipality is hereby established on the 1st day of January, 1991, and each board shall be deemed to be a public library board under Part I of the Public Libraries Act, 1984.

(3) All by-laws, rules, regulations and fees pertaining to the area in a particular town municipality passed or established by the boards dissolved under subsection (1) are continued as by-laws, rules, regulations and fees of the board for that town municipality established under subsection (2) and shall remain in force until the earlier of,

(a) the date they are amended or repealed by the board; and

(b) the 31st day of December, 1994.

(4) Nothing in this section repeals or authorizes the amendment or repeal of by-laws conferring rights, privileges, franchises, immunities or exemptions that could not have been lawfully repealed by a board dissolved under subsection (1).

PART VI

FINANCES

33. In this Part,

“average municipal commercial mill rate” means, in respect of a local municipality, the rate obtained by dividing the total of taxes levied for all purposes, other than for school purposes and other than under sections 32 and 33 of the Assessment Act, on the commercial assessment for the sec-
ond preceding year by the total commercial assessment for the second preceding year and multiplying the result by 1,000;

“commercial assessment” means commercial assessment as defined in clause 1 (1) (b) of the Ontario Unconditional Grants Act;

“discounted assessment” means, for a local municipality or for a merged area, the sum of,

(a) the product obtained by multiplying the residential and farm assessment for that local municipality or that merged area by its prescribed discount factor, and

(b) the commercial assessment for that local municipality or that merged area;

“discounted equalized assessment” means,

(a) for each local municipality, the sum of the discounted assessment and the equivalent assessment of that local municipality divided by its prescribed equalization factor and multiplied by 100, and

(b) for each merged area, the discounted assessment of the merged area divided by its prescribed equalization factor and multiplied by 100;

“equivalent assessment” means, for a local municipality, except a town municipality, the assessment obtained by dividing that portion of its payments in lieu of taxes in the second preceding year, as defined in clause 365 (1) (j) of the Municipal Act, not allocated for school purposes, by the average municipal commercial mill rate and multiplying the result by 1,000;

“local municipality” means a town, village and township which forms part of the County for municipal purposes;

“merged area” means,

(a) in the case of the Town of Innisfil, the area of the Township of Innisfil, the Village of Cookstown, the portion of the Township of Tecumseth forming part of the said town, or the portion of the Township of West Gwillimbury forming part of the said town,
in the case of the Town of Bradford West Gwillimbury, the area of the Town of Bradford, the portion of the Township of West Gwillimbury forming part of the Town of Bradford West Gwillimbury or the portion of the Township of Tecumseth forming part of the Town of Bradford West Gwillimbury, and

(c) in the case of the Amalgamated Town, the area of the Town of Alliston, the Village of Beeton, the Village of Tottenham, or the portion of the Township of Tecumseth forming part of the Amalgamated Town;

“net county levy” means the amount required for County purposes under subsection 365 (6) of the Municipal Act including the sums required for any board, commission or other body, apportioned to each local municipality by the County;

“net lower tier levy” means the amount required for the purposes of a local municipality under section 164 of the Municipal Act including the sums required for any board, commission or other body, but excluding amounts required to be raised for County and school purposes or for a special rate imposed under section 42;

“residential and farm assessment” means residential and farm assessment as defined in clause 7 (1) (e) of the Ontario Unconditional Grants Act.

34.—(1) For purposes of apportioning the net county levy or the net lower tier levy among the merged areas, the Minister may, in each year, prescribe the equalization factor and the discount factor to apply for that year to each local municipality within the County and each merged area.

(2) For purposes of determining the discounted equalized assessment for each town municipality, the Ministry of Municipal Affairs may, in each year, calculate and notify the treasurer of the County of the equivalent assessment for each town municipality.

(3) Despite subsection 365 (6) of the Municipal Act, the treasurer of the County shall determine,

(a) the discounted equalized assessment of each local municipality in the County;

(b) the discounted equalized assessment of the County; and
(c) the percentage share of apportionment, correct to three decimal places, for each local municipality by dividing the discounted equalized assessment for each local municipality by the discounted equalized assessment of the County and multiplying the result by 100.

35.—(1) In each year, the Ministry of Municipal Affairs shall calculate and notify each town municipality of the discounted equalized assessment for each merged area of that town municipality.

(2) Despite subsection 7 (2) of the Ontario Unconditional Grants Act, the net county levy and the net lower tier levy of a town municipality shall be levied against the whole rateable property, including business assessment thereon, of that town municipality and apportioned between the merged areas of that town municipality in the proportion that the discounted equalized assessment for each merged area of that town municipality bears to the total discounted equalized assessment of all merged areas of that town municipality.

(3) The rates to be levied in each merged area of a town municipality shall be determined in accordance with subsection 7 (3) of the Ontario Unconditional Grants Act.

36.—(1) Despite section 35, the council of a town municipality may by by-law in any year, before the adoption of the estimates for that year, levy such rates as it may determine in each of the merged areas of that town municipality on the rateable commercial assessment and on the rateable residential and farm assessment in the merged area.

(2) A by-law for levying rates under subsection (1) shall be passed in the year that the rates are to be levied or may be passed in December of the preceding year if it provides that it does not come into force until a specified day in the following year.

(3) The rate that may be levied on any assessment under subsection (1) shall not exceed 50 per cent of the total of the rates that were levied or would have been levied on that assessment for all purposes in the preceding year.

(4) If the assessment roll for taxation in the current year has not been returned, the rate levied under subsection (1) may be levied on the assessment according to the assessment roll used for taxation purposes in the preceding year.
(5) The amount of any levy under subsection (1) shall be deducted from the amount of the levies made under subsection 35 (2) of this Act and under Parts IV and VIII of the Education Act.

(6) The provisions of the Municipal Act respecting the levying of rates and collection of taxes apply to the levying of rates and collection of taxes under this section.

37.—(1) For the purposes of levying taxes under Parts IV and VIII of the Education Act, the merged areas shall be deemed to be municipalities, and the council of a town municipality shall be deemed to be the council of each merged area of that town municipality.

(2) The Lieutenant Governor in Council may each year make regulations providing for the apportionment of the sums required by The Simcoe County Board of Education and the Simcoe County Roman Catholic Separate School Board with respect to any local municipality or merged area or parts thereof that are wholly or partly within their area of jurisdiction.

38. When a town municipality is reassessed under section 63 or section 70 of the Assessment Act,

(a) the merged areas of that town municipality cease to exist; and

(b) subsections 34 (1) and (2) and sections 35, 36 and 37 cease to apply to that town municipality.

39. Sections 34 to 38 of this Act and sections 365, 366 and 368 of the Municipal Act cease to apply to the County and the local municipalities if the County has been subject to an assessment update under section 368b of the Municipal Act.

40. The Minister may by order provide that in the year or years and in the manner specified in the order, the council of a town municipality shall levy, on the real property and business assessment according to the last returned assessment roll in any specified merged area or in any other area specified in the order, rates of taxation for general purposes and rates and charges for special purposes that are different from the rates which would have been levied for such purposes but for this section.

41. The Minister may by order before the 1st day of January, 2000, on such conditions as the Minister considers appropriate, make grants or loans to the town municipalities, the
former municipalities and the County to achieve the purposes of this Act.

42.—(1) In this section,

"urban service" means a service of a town municipality not being provided generally throughout that town municipality or not benefiting lands in that town municipality equally, and includes any liability incurred by a former municipality with respect to such service;

"urban service area" means the area or rateable property, including the business assessment thereon, designated in a by-law under clause (2) (c) or in an order under clause (4) (c).

(2) The council of a town municipality may, with the approval of the Municipal Board, by by-law,

(a) identify an urban service;

(b) define which costs of that town municipality are related to that urban service;

(c) designate upon what area or rateable property, including business assessment thereon, of that town municipality the related costs should be raised;

(d) levy a special rate on that area or rateable property, including the business assessment thereon, to raise the whole or part of the related costs; and

(e) amend or dissolve an urban service area established under this section.

(3) The rates to be levied within each urban service area shall be determined in accordance with subsection 7 (3) of the Ontario Unconditional Grants Act.

(4) Before the 1st day of January, 1991, the Minister, upon the joint application of the councils of all former municipalities which will form part of a particular town municipality, may make an order to be effective no earlier than the 1st day of January, 1991, that,

(a) identifies an urban service;

(b) defines which costs of that town municipality will relate to that urban service; and
(c) designates upon what area or rateable property, including business assessment thereon, of the town municipality the related costs shall be raised.

Where O.M.B. approval not required

(5) Where an order under subsection (4) creating an urban service area is in force and has not been amended under subsection (6), the council of a town municipality may pass a by-law under clause (2) (d) related to that urban service area without the approval of the Municipal Board.

Amendment or repeal of order

(6) The council of a town municipality may, with the approval of the Municipal Board, by by-law amend or repeal an order under subsection (4).

PART VII

MISCELLANEOUS

Committee of referees

43.—(1) The Minister may, on or before the 1st day of September, 1990, appoint committees of referees to make adjustments of assets and liabilities arising from any amalgamation or dissolution under this Act.

Composition of committee

(2) Each committee shall consist of one or more treasurers of the former municipalities directly affected by the adjustment of particular assets and liabilities and such other persons as the Minister may appoint.

Provisional adjustments

(3) Before the 31st day of December, 1990, the committees shall make provisional adjustments of the known assets and liabilities and these adjustments shall become operative from the 1st day of January, 1991.

Final adjustments

(4) Before the 30th day of June, 1991, the committees shall determine the final adjustments of the assets and liabilities as of the 31st day of December, 1990.

Copy of decision to parties affected

(5) The committee of referees shall within thirty days of making the determination under subsection (4) forward its decision to the town municipalities and local boards directly affected by the adjustments.

Appeal to board of arbitrators

(6) Any town municipality or local board directly affected by a decision under subsection (4) may, within thirty days of receiving the decision under subsection (5), appeal the decision to a board of arbitrators established under subsection (7) which shall determine the matter after a hearing.
(7) The Minister shall appoint a board of arbitrators to make adjustments of assets and liabilities arising from any amalgamation or dissolution under this Act.

(8) Sections 3 to 5, 7, 9 to 11 and 13 to 15 of the Arbitrations Act and the Schedule to that Act apply to an arbitration under this section.

(9) The decisions of the board of arbitrators are binding on the town municipalities and local boards and are not subject to appeal.

(10) A decision of a committee of referees or of the board of arbitrators under this section may provide for any financial adjustments among the town municipalities and the local boards thereof which in its opinion are necessary as a result of the adjustments of assets and liabilities under this Act.

44.—(1) Subject to subsection (2), for 1991 and each subsequent year the maximum contribution that the County may make to a town municipality under section 59 of the Public Transportation and Highway Improvement Act shall not exceed the total of the contributions the County made under that section in 1990 to former municipalities that now form part of that town municipality.

(2) The maximum contribution the County may make to a town municipality in any year shall be increased by the percentage by which the total County levy for road purposes in that year on all municipalities forming part of the County for municipal purposes exceeds the total County levy for road purposes in 1990.

45.—(1) Subject to subsection (2), section 58 of the Public Transportation and Highway Improvement Act does not apply to roads of a town municipality located in the Township of Innisfil, the Township of Tecumseth or the Township of West Gwillimbury.

(2) The Lieutenant Governor in Council may, upon the recommendation of the Minister, make regulations providing that section 58 of the Public Transportation and Highway Improvement Act applies to any road located in the Township of Innisfil, the Township of Tecumseth and the Township of West Gwillimbury.

46.—(1) No former municipality shall, without the approval of the Minister, dispose of any real property located in,
(a) the portion of the Township of West Gwillimbury to be amalgamated with the Town of Innisfil under clause 2 (1) (a);

(b) the portion of the Township of Tecumseth to be amalgamated with the Town of Innisfil under clause 2 (1) (a); or

(c) the portion of the Township of Tecumseth to be amalgamated with the Town of Bradford West Gwillimbury under clause 2 (1) (b).

(2) Any transaction made by a former municipality after the 6th day of June, 1990 that purports to dispose of real property without obtaining the approval of the Minister is void.

47.—(1) Despite this Act and section 2 of the Conservation Authorities Act, on and after the 1st day of January, 1991, every person who was a representative of a former municipality on a conservation authority on the 31st day of December, 1990, shall continue to hold that office until the town municipality for which that member is deemed to be a representative under subsection (2) makes its new appointments under section 2 of the Conservation Authorities Act following the 1991 regular election.

(2) A representative of a former municipality whose term is continued under subsection (1) shall,

(a) in the case of a representative appointed by the Village of Cookstown or the Township of Innisfil, be deemed to be a representative of the Town of Innisfil;

(b) in the case of a representative appointed by the Town of Bradford or the Township of West Gwillimbury, be deemed to be a representative of the Town of Bradford West Gwillimbury; and

(c) in the case of a representative appointed by the Town of Alliston, the Village of Beeton, the Township of Tecumseth or the Village of Tottenham, be deemed to be a representative of the Amalgamated Town.
PART VIII

TRANSITIONAL PROVISIONS

48. In this Part, “pre-election period” means the period from the 1st day of January, 1991 until the 30th day of November, 1991, inclusive.

49.—(1) Despite section 32 of the Municipal Act, during the pre-election period, the council of each town municipality shall consist of the members described under this section.

(2) The council of the Town of Innisfil shall be composed of,

(a) a mayor, who shall be the person who was the reeve of the Township of Innisfil on the 31st day of December, 1990;

(b) a reeve, who shall be the person who was the deputy reeve of the Township of Innisfil on the 31st day of December, 1990;

(c) a deputy reeve, who shall be the person who was the reeve of the Village of Cookstown on the 31st day of December, 1990;

(d) five members who shall be the persons who were the members of the council, except the reeve and deputy reeve, of the Township of Innisfil on the 31st day of December, 1990; and

(e) four members who shall be the persons who were the members of council, except the reeve, of the Village of Cookstown on the 31st day of December, 1990.

(3) The council of the Town of Bradford West Gwillimbury shall be composed of,

(a) a mayor, who shall be the person who was the mayor of the Town of Bradford on the 31st day of December, 1990;

(b) a deputy mayor, who shall be the person who was the reeve of the Township of West Gwillimbury on the 31st day of December, 1990;
(c) a reeve, who shall be the person who was the reeve of the Town of Bradford on the 31st day of December, 1990;

(d) two deputy reeves, who shall be the persons who were the deputy reeve of the Town of Bradford and the deputy reeve of the Township of West Gwillimbury on the 31st day of December, 1990;

(e) four members who shall be the persons who were the members of the council, except the mayor, reeve and deputy reeve, of the Town of Bradford on the 31st day of December, 1990; and

(f) three members who shall be the persons who were the members of the council, except the reeve and deputy reeve, of the Township of West Gwillimbury on the 31st day of December, 1990.

(4) The council of the Amalgamated Town shall be composed of,

(a) a mayor, who shall be the person who was the mayor of the Town of Alliston on the 31st day of December, 1990;

(b) a deputy mayor, who shall be the person who was the reeve of the Township of Tecumseth on the 31st day of December, 1990;

(c) a reeve, who shall be the person who was the reeve of the Village of Tottenham on the 31st day of December, 1990;

(d) a deputy reeve, who shall be the person who was the reeve of the Village of Beeton on the 31st day of December, 1990;

(e) a county councillor, who shall be the person who was the reeve of the Town of Alliston on the 31st day of December, 1990;

(f) five members who shall be the persons who were the members of council, except the mayor and the reeve, of the Town of Alliston on the 31st day of December, 1990;

(g) four members who shall be the persons who were the members of council, except the reeve, of the
Township of Tecumseth on the 31st day of December, 1990;

(h) four members who shall be the persons who were the members of council, except the reeve, of the Village of Tottenham on the 31st day of December, 1990; and

(i) four members who shall be the persons who were the members of council, except the reeve, of the Village of Beeton on the 31st day of December, 1990.

(5) The first meeting of a council established under this section shall be held not later than the 9th day of January, 1991.

(6) A member of a council established under this section has only one vote.

(7) Despite sections 37 and 38 of the Municipal Act, a member of a council established under this section shall not be disqualified from holding that office because of any loss of qualification resulting solely from the amalgamations under section 2.

50.—(1) During the pre-election period, the five wards of the Township of Innisfil shall continue as the five wards of the Town of Innisfil except that,

(a) the area of the Village of Cookstown, the portion of the Township of Tecumseth described firstly in Schedule A and the portion of the Township of West Gwillimbury described in Schedule E are added to Ward 1; and

(b) the portion of the Township of West Gwillimbury described in Schedule F is added to Ward 2.

(2) The five members of the council of the Town of Innisfil described in clause 49 (2) (d) shall represent the same wards, as modified under subsection (1), as they represented in the Township of Innisfil.

(3) In addition to the Ward 1 representative under subsection (2), the four members of the council of the Village of Cookstown described in clause 49 (2) (e) shall represent Ward 1 as modified under subsection (1).

51.—(1) During the pre-election period,
the Town of Innisfil shall be represented on County Council by its mayor, reeve and deputy reeve;

(b) the Town of Bradford West Gwillimbury shall be represented on County Council by its deputy mayor and reeve; and

(c) the Amalgamated Town shall be represented on County Council by its deputy mayor, reeve, deputy reeve and county councillor.

(2) The members of County Council under subsection (1) shall have a total of seventeen votes of which,

(a) the mayor of the Town of Innisfil and the reeve of the Town of Bradford West Gwillimbury shall each have three votes;

(b) the reeve of the Town of Innisfil, the deputy mayor of the Town of Bradford West Gwillimbury and the deputy mayor and the county councillor of the Amalgamated Town shall each have two votes; and

(c) the deputy reeve of the Town of Innisfil and the reeve and deputy reeve of the Amalgamated Town shall each have one vote.

(3) The first meeting of County Council in 1991 shall be held after each of the councils of the town municipalities has held its first meeting under subsection 49 (5) but, in any event, not later than the 22nd day of January, 1991.

(4) Sections 15 and 16 apply to the members of County Council during the pre-election period.

52.—(1) Despite section 41 of the Public Utilities Act, the hydro-electric commission of a town municipality shall, during the pre-election period, be composed of,

(a) in the case of the commission of the Town of Innisfil, the members of the committee of council of the Village of Cookstown dissolved under subsection 17 (1);

(b) in the case of the commission of the Town of Bradford West Gwillimbury, the members of the public utility commission of the Town of Bradford dissolved under subsection 17 (1) and the person who was the reeve of the Township of West Gwillimbury on the 31st day of December, 1990; and
(c) in the case of the commission of the Amalgamated Town,

(i) the members of the public utility commissions of the Town of Alliston and the Village of Tottenham dissolved under subsection 17 (1),

(ii) the person who was the reeve of the Village of Beeton on the 31st day of December, 1990, and

(iii) the person who was the reeve of the Township of Tecumseth on the 31st day of December, 1990.

(2) Sections 19 and 20 apply to the members of a commission during the pre-election period.

53.—(1) During the pre-election period, the boards established under subsection 27 (1) shall be composed of the members described in this section.

(2) The board of the Town of Innisfil shall be composed of,

(a) the members of the Board of Commissioners of Police of the Township of Innisfil dissolved under section 26;

(b) the person who was the reeve of the Village of Cookstown on the 31st day of December, 1990; and

(c) one other person appointed by the Lieutenant Governor in Council.

(3) The board of the Town of Bradford West Gwillimbury shall be composed of,

(a) the person who was the mayor of the Town of Bradford on the 31st day of December, 1990;

(b) the person who was the reeve of the Township of West Gwillimbury on the 31st day of December, 1990; and

(c) three other persons appointed by the Lieutenant Governor in Council.

(4) The board of the Amalgamated Town shall be composed of,
(a) the person who was the mayor of the Town of Alliston on the 31st day of December, 1990;

(b) a person who is a qualified elector of the Amalgamated Town, appointed by the council of the Amalgamated Town at its first meeting in 1991; and

(c) three other persons appointed by the Lieutenant Governor in Council.

54. Despite section 9 of the Public Libraries Act, 1984 during the pre-election period, two of the members appointed by the council of the Town of Innisfil to the public library board for the Town of Innisfil established under subsection 32 (2), shall be qualified electors of the Town of Innisfil in the area of the Village of Cookstown.

PART IX

CONSEQUENTIAL AMENDMENTS AND COMMENCEMENT

55. Paragraph 34 of section 1 of the Territorial Division Act is amended,

(a) by repealing clause (b) and substituting the following:

(b) the Town of the Amalgamated Municipalities of Alliston, Beeton, Tecumseth and Tottenham;

(ba) the towns of Bradford West Gwillimbury, Collingwood, Innisfil, Midland, Penetanguishene, Stayner, Wasaga Beach;

(b) by striking out "Beeton" and "Cookstown" in the first line of clause (c) and "Tottenham" in the second line of clause (c); and

(c) by striking out "Innisfil" in the first column of clause (d) and "Tecumseth" and "West Gwillimbury" in the second column of clause (d).

56.—(1) This Act, except sections 5 and 55, comes into force on the day it receives Royal Assent.

(2) Section 5 comes into force on the 1st day of December, 1991.
(3) Section 55 comes into force on the 1st day of January, 1991.

57. The short title of this Act is the County of Simcoe Act, 1990.

SCHEDULE A

The land described as follows:

Firstly: Part of the Township of Tecumseth, commencing at the intersection of the easterly boundary of the Township of Tecumseth and the easterly prolongation of the southerly limit of the northerly half of Lot 24 in Concession XIII;

Thence westerly to and along the southerly limit of the northerly half of lots 24, 23 and 22 in Concession XIII to the westerly limit of Lot 22;

Thence northerly along the westerly limit of Lot 22 in concessions XIII, XIV and XV and the northerly prolongation thereof to the northerly boundary of the Township of Tecumseth;

Thence easterly along the northerly boundary of the Township of Tecumseth to the westerly boundary of the Village of Cookstown;

Thence southerly and easterly along the southwesterly boundaries of the Village of Cookstown to the easterly boundary of the Township of Tecumseth;

Thence southerly along the easterly boundary of the Township of Tecumseth to the point of commencement;

Secondly: Part of the Township of West Gwillimbury, commencing at the intersection of the westerly boundary of the Township of West Gwillimbury and the westerly prolongation of the southerly limit of the northerly half of Lot 1 in Concession XIII;

Thence easterly to and along the southerly limit of the northerly half of Concession XIII to the southeasterly angle of the northerly half of Lot 23;

Thence easterly along the easterly prolongation of the southerly limit of the northerly half of Lot 23 in Concession XIII to the middle of Cook's Bay of Lake Simcoe being a point on a line measured north 15° east from the middle of the mouth of the Holland River in accordance with subsection 12 (1) of the Territorial Division Act;

Thence north 15° east along the middle of Cook's Bay 2,900 metres to intersect the easterly prolongation of the northerly boundary of the Township of West Gwillimbury;

Thence westerly to and along the northerly boundary of the Township of West Gwillimbury to the easterly boundary of the Village of Cookstown;

Thence southwesterly along the southeasterly boundaries of the Village of Cookstown to the westerly boundary of the Township of West Gwillimbury;
Thence southerly along the westerly boundary of the Township of West Gwillimbury to the point of commencement.

SCHEDULE B

The land described as follows:

Part of the Township of West Gwillimbury, commencing at the southwesterly angle of the Township of West Gwillimbury;

Thence northerly along the westerly boundary of the Township of West Gwillimbury to intersect the westerly prolongation of the northerly limit of the southerly half of Lot 1 in Concession XIII;

Thence easterly to and along the northerly limit of the southerly half of Concession XIII to the southeasterly angle of the northerly half of Lot 23 in Concession XIII;

Thence easterly along the easterly prolongation of the southerly limit of the northerly half of Lot 23 in Concession XIII to the middle of Cook’s Bay of Lake Simcoe being a point on a line measured north 15° east from the middle of the mouth of the Holland River in accordance with subsection 12 (1) of the Territorial Division Act;

Thence south 15° west 750 metres to the middle of the mouth of the Holland River;

Thence southwesterly along the middle of the main channel of the Holland River to the westerly boundary of the Township of West Gwillimbury;

Thence northerly along the westerly boundary of the Township of West Gwillimbury to the point of commencement;

Excluding the lands lying within the Town of Bradford.

SCHEDULE C

The land described as follows:

Part of the Township of Tecumseth, commencing at the southeasterly angle of the Township of Tecumseth;

Thence westerly along the southerly boundary of the Township of Tecumseth to intersect the southerly prolongation of the westerly limit of Lot 23 in Concession I;

Thence northerly to and along the westerly limit of Lot 23 in concessions I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII and XIII to the northerly limit of the southerly half of Lot 23 in Concession XIII;

Thence easterly along the northerly limit of the southerly half of lots 23 and 24 in Concession XIII and the easterly prolongation thereof to the easterly boundary of the Township of Tecumseth;

Thence southerly along the easterly boundary of the Township of Tecumseth to the point of commencement.
SCHEDULE D

The land described as follows:

Part of the Township of Tecumseth commencing at the southwesterly angle of the Township of Tecumseth;

Thence easterly along the southerly boundary of the Township of Tecumseth to intersect the southerly prolongation of the easterly limit of Lot 22 in Concession I;

Thence northerly to and along the easterly limit of Lot 22 in concessions I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII and XIII to the northerly limit of the southerly half of Lot 22 in Concession XIII;

Thence westerly along the northerly limit of the southerly half of Lot 22 to the westerly limit of the northerly half of Lot 22;

Thence northerly along the westerly limit of Lot 22 in concessions XIII, XIV and XV and the northerly prolongation thereof to the northerly boundary of the Township of Tecumseth;

Thence westerly along the northerly boundary of the said Township to the easterly boundary of the Town of Alliston;

Thence southwesterly along the southeasterly boundaries of the said Town to the westerly boundary of the Township of Tecumseth;

Thence southerly along the westerly boundary of the said Township to the point of commencement;

Excluding the lands lying within the Village of Beeton and the Village of Tottenham.

SCHEDULE E

The land described as follows:

Commencing at the intersection of the northerly boundary of the Township of West Gwillimbury and the westerly limit of Lot 20 in Concession XV;

Thence southerly along the westerly limit of Lot 20 in concessions XV, XIV and XIII to the southerly limit of the northerly half of Lot 20 in Concession XIII;

Thence westerly along the southerly limit of the northerly half of Concession XIII to the westerly boundary of the Township of West Gwillimbury;

Thence northerly along the westerly boundary of the said Township to the southerly boundary of the Village of Cookstown;

Thence northeasterly along the southerly and easterly boundaries of the said Village to the northerly boundary of the Township of West Gwillimbury;

Thence easterly along the northerly boundary of the said Township to the point of commencement.
The land described as follows:

Commencing at the intersection of the northerly boundary of the Township of West Gwillimbury and the westerly limit of Lot 20 in Concession XV;

Thence southerly along the westerly limit of Lot 20 in concessions XV, XIV and XIII to the southerly limit of the northerly half of Lot 20 in Concession XIII;

Thence easterly along the southerly limit of the northerly half of lots 20, 21, 22 and 23 to the southeasterly angle of the northerly half of Lot 23;

Thence easterly along the easterly prolongation of the southerly limit of the northerly half of Lot 23 in Concession XIII to the easterly boundary of the Township of West Gwillimbury;

Thence northerly along the easterly boundary of the said Township of the northeasterly angle of the said Township;

Thence westerly along the northerly boundary of the said Township to the point of commencement.