**GREATER ESSEX COUNTY DISTRICT SCHOOL BOARD**
**EDUCATION DEVELOPMENT CHARGE AMENDING BY-LAW (2022)**

**A by-law to amend Greater Essex County District School Board No. 34 (April 2019 – W), Education Development Charges By-law, for the City of Windsor**

WHEREAS the Greater Essex County District School Board enacted Greater Essex County District School Board No. 34 (April 2019 – W), Education Development Charges By-law, for the City of Windsor (referred to as "EDC By-law No. 34") on April 16, 2019;

AND WHEREAS Section 257.70 of the Education Act, R.S.O. 1990, c. E.2 (the "Act"), provides for amendments to education development charges by-laws;

AND WHEREAS the Greater Essex County District School Board requires amendments to EDC By-law No. 34;

AND WHEREAS in accordance with the Act, the background study for EDC By-law No. 34 has been made available to the public;

AND WHEREAS the Greater Essex County District School Board has made available to the public sufficient information to allow the public to understand the proposed amendments to EDC By-law No. 34;

AND WHEREAS the Greater Essex County District School Board has given notice of the proposed amendments to EDC By-law No. 34 in accordance with the Act and Ontario Regulation 20/98;

AND WHEREAS an opportunity was given to interested parties to provide comments and submissions to the Greater Essex County District School Board in respect of this amending by-law;

NOW THEREFORE, THE GREATER ESSEX COUNTY DISTRICT SCHOOL BOARD HEREBY ENACTS AS FOLLOWS:

1. Section 3 of EDC By-law No. 34 is hereby repealed and replaced with the following:

    (1) Subject to subsections 3(2) to 3(5), this by-law applies to all lands in the geographic area of the Municipality.

    (2) This by-law shall not apply to lands that are owned by and are used for the purposes of:

        (i) a municipality or a local board thereof;

        (ii) a board as defined in section 257.53(1) of the Act;

        (iii) a public hospital receiving aid under the *Public Hospitals Act*, R.S.O. 1990, c. P.40;

    (3) Subject to subsection 3(4), an owner shall be exempt from education development charges if a development on its lands would construct, erect, or place a building or

structure, or make an addition or alteration to a building or structure for one of the following purposes:

(i) a private school;

(ii) a long-term care home, as defined in the *Long-Term Care Homes Act, 2007*;

(iii) a retirement home, as defined in the *Retirement Homes Act, 2010*;

(iv) a hospice or other facility that provides palliative care services;

(v) a child care centre, as defined in the *Child Care and Early Years Act, 2014*;

(vi) a memorial home, clubhouse or athletic grounds owned by the Royal Canadian Legion.

(4) If only a portion of a building or structure, or an addition or alteration to a building or structure, referred to in subsection 3(3) will be used for a purpose identified in that subsection, only that portion of the building, structure, addition or alteration is exempt from an education development charge.

(5) An owner shall be exempt from education development charges if the owner is,

(i) a college of applied arts and technology established under the *Ontario Colleges of Applied Arts and Technology Act, 2002*;

(ii) a university that receives regular and ongoing operating funds from the Government of Ontario for the purposes of post-secondary education;

(iii) an Indigenous Institute prescribed for the purposes of section 6 of the *Indigenous Institutes Act, 2017*.

2. Schedule A of EDC By-law No. 34 is hereby repealed and replaced with the Schedule A attached to this amending by-law.

3. For greater certainty, EDC By-law No. 34 remains in full force and effect subject to the amendments thereto described in Sections 1 and 2 of this amending by-law.

4. This amending by-law shall come into force on January 23, 2022.

ENACTED AND PASSED this 18th day of January, 2022.

Chairperson

Director of Education and Secretary

## Schedule A

## By-law No. 34 (April 2019 – W)

**Being a By-law for the Imposition of Education Development Charges, for the City of Windsor**

The following education development charges shall be imposed in accordance with Section 8 of this By-law:

| YEAR OF THE BY-LAW | DATE RANGE | EDUCATION DEVELOPMENT CHARGE RATE PER DWELLING UNIT |
|---|---|---|
| 1 | April 22, 2019 to April 21, 2020 | $ 605 |
| 2 | April 22, 2020 to April 21, 2021 | $ 905 |
| 3 | April 22, 2021 to April 21, 2022 | $ 1,205 |
| 4 | April 22, 2022 to April 21, 2023 | $ 1,505 |
| 5 | April 22, 2023 to April 21, 2024 | $ 1,805 |