

# THE MUNICIPALITY OF LAMBTON SHORES

Report TR-18-2023

Council Meeting Date: June 27, 2023

**TO:** Mayor Cook and Members of Council  
**FROM:** Janet Ferguson, Director of Financial Services  
**RE:** 2022 Cash in Lieu of Parkland

**RECOMMENDATION:**

**THAT** Report TR-18-2023 regarding 2022 Cash in Lieu of Parkland be received; and

**THAT** Council approves the Cash in Lieu of Parkland Statement as presented; and

**THAT** the Treasurer's Cash in Lieu of Parkland Statement be posted on the Lambton Shores website.

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**SUMMARY**

This report presents the 2022 Cash in Lieu (CIL) of Parkland statement.

**BACKGROUND**

On July 1, 2016 changes to the *Planning Act* brought reporting requirements for a Treasurers Statement outlining the collection of and allocation of funds collected through Section 42 of the *Planning Act* (parkland dedication). The following excerpt from the *Planning Act* explains the reporting requirement under *Section 42*:

Treasurer's statement

(17) The treasurer of the municipality shall each year, on or before the date specified by the council, give the council a financial statement relating to the special account. 2015, c. 26, s. 28 (11).

Requirements

(18) The statement shall include, for the preceding year,  
(a) statements of the opening and closing balances of the special account and of the transactions relating to the account;  
(b) statements identifying,  
(i) any land or machinery acquired during the year with funds from the special account,  
(ii) any building erected, improved or repaired during the year with funds from the special account,  
(iii) details of the amounts spent, and

(iv) for each asset mentioned in subclauses (i) and (ii), the manner in which any capital cost not funded from the special account was or will be funded; and

(c) any other information that is prescribed. 2015, c. 26, s. 28 (11).

Copy to Minister

(19) The treasurer shall give a copy of the statement to the Minister on request. 2015, c. 26, s. 28 (11).

Statement available to public

(20) The council shall ensure that the statement is made available to the public. 2015, c. 26, s. 28 (11).

Under Section 42 of the *Planning Act*, a municipality may require, as a condition of development, that land be conveyed to the municipality for park or other public recreational purposes. Alternatively the council may require a payment in lieu, to the value of the land otherwise required to be conveyed. Those funds must be held in a special account (reserve fund), allocated interest and spent only for the acquisition of land to be used for park or other recreational purposes including the erection, improvement or repair of buildings and the acquisition of machinery.

Lambton Shores has been collecting CIL of Parkland for several years and By-Law 79 of 2011 establishes the current CIL of Parkland fee for Lambton Shores which is 5% of the value of land which is standard. The following statement summarizes the activity within the dedicated reserve fund during 2021.

**Municipality of Lambton Shores  
Cash in Lieu of Parkland Reserve Fund  
Treasurer's Statement Under Section 42 of the Planning Act  
For the Year Ended December 31, 2022**

<b>Balance as of January 1, 2022</b>	\$264,702.59
<b>Revenues</b>	
Fees Collected	\$79,281.72
Interest Earned	\$7,919.47
<b>Subtotal</b>	<b>\$87,201.19</b>
<b>Expenditures</b>	
<b>Subtotal</b>	<b>\$0.00</b>
<b>Balance as of December 31, 2022</b>	<b>\$351,903.78</b>

In addition, to comply with the requirements of Section 42 that this statement be made available to the public, the statement will be posted on the municipality's website.

### **ALTERNATIVES TO CONSIDER**

None

### **RECOMMENDED ACTIONS**

That this report be received and the Treasurer's Cash in Lieu of Parkland Statement be approved and posted on the Lambton Shores website.

### **FINANCIAL IMPACT**

There are no financial implications associated with Council approving this report. The recommendations relate specifically to adhering to legislated reporting requirements.

### **CONSULTATION**

Ministry of Municipal Affairs and Housing