



City of  
**Peterborough**

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**To:** Members of the Peterborough Architectural Conservation Advisory Committee (PACAC)

**From:** Erik Hanson, Heritage Resources Coordinator

**Meeting Date:** May 3, 2018

**Subject:** Report PACAC18-018  
Heritage Property Tax Rebate Program By-law Amendment

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## **Purpose**

A report to recommend that the PACAC forward to Council its recommendation regarding the amendment of By-law 11-086 which regulates the Heritage Property Tax Rebate Program.

## **Recommendations**

That the Peterborough Architectural Conservation Advisory Committee approve the recommendations outlined in Report PACAC18-018, dated May 3, 2018 of the Heritage Resources Coordinator, as follows:

- a) That the PACAC support the amendment to the by-law regulating the Heritage Property Tax Relief Program; and,
- b) That the PACAC forward to Council its recommendations regarding the amendment of by-law 11-086.

## **Budget and Financial Implications**

There are no budgetary or financial implications associated with the recommendation.

## Background

The by-law regulating the Heritage Property Tax Rebate Program (HPTRP) came into effect in October 2003 and has been updated twice, in 2004 and 2011, to reflect changes in procedure and property eligibility. The current version of the by-law, By-law 11-086, is attached as Appendix A. Since the passage of By-law 11-086, there has been a change in how properties are evaluated for designation which has a direct impact on the administration of the program.

In 2002, the PACAC adopted an evaluation system that used criteria under five headings to create a weighted score that classified the overall significance and eligibility of a property for designation. In addition to determining whether a property was eligible for designation, the scoring system was also used to determine whether a property outside of Schedule 'J' was eligible for an exception to the program boundaries of the HPTRP program. Section 10 of By-law 11-086 defined the criteria for exception, stating that:

A property outside of the Central Area must have received a score of 70 or better on PACAC's property evaluation score sheet before PACAC is permitted to make a recommendation to Council.

However, in 2005, amendments were made to the **Ontario Heritage Act** that provided municipalities with standard criteria for determining cultural heritage value when designating an individual property. Regulation 9/06 was adopted provincially in January 2006. This regulation was subsequently adopted by the PACAC at its meeting of May 4, 2017 to replace its old evaluation system. Since this change, designation briefs have included these criteria for designation and properties have been evaluated in compliance with provincial law.

As the scoring system referenced in By-law 11-086 is no longer in use, eligibility for an exception for the purposes of enrolling in the HPTRP must be determined by some other means. Staff believe that this should be determined at the discretion of the PACAC and Council on a case-by-case basis based on a review of the Regulation 9/06 criteria, and have updated the by-law to reflect this. The proposed draft by-law is attached as Appendix B.

Staff have also updated the by-law to reflect procedural changes as to how heritage easement agreements are approved. Also included in the revised by-law is the requirement for an annual reporting out to the PACAC on the participation of properties in the HPTRP.

Submitted by,

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Heritage Researcher

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Attachments:

Appendix A: By-law 11-086  
Appendix B: Revised HPTRP By-law