

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. 13-2008

A BY-LAW TO AUTHORIZE PARTICIPATION BY THE  
NIAGARA REGION IN THE DEDICATED GAS TAX  
FUNDS FOR PUBLIC TRANSPORTATION PROGRAM

WHEREAS the Provincial Government introduced the Dedicated Gas Tax for Public Transportation Program (the "Program") in 2004 in an effort to increase use of public transportation; and

WHEREAS municipalities receiving gas tax money under the Program must ensure that all funds received are used exclusively towards the provision of public transportation services; and

WHEREAS Bill 64, being a by-law to assume inter-municipal specialized transit services within the Regional Municipality of Niagara, was approved by Regional Council on May 6, 2004; and

WHEREAS the triple majority approval required under the Municipal Act, 2001 was obtained and the assumption of the inter-municipal specialized transit services by Niagara Region was effective as of January 31, 2005; and

WHEREAS Niagara Region introduced specialized transit service in November, 2006, and is now eligible for funding from the Program; and

WHEREAS the Ministry of Transportation requires, as a condition of funding, that the municipality sign an agreement and approve a by-law consenting to participation in the Program prior to payment of the funds.

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That Niagara Region's participation in the Dedicated Gas Tax Funds for Public Transportation Program be approved; and
2. That the Regional Chair and the Regional Treasurer be authorized to sign on behalf of the Regional Municipality of Niagara the January 3, 2008 Letter of Agreement between the Province of Ontario and the Niagara Region consenting to Niagara Region's participation in the Program and the receipt and use of the aforementioned funds in accordance with the Program; and
3. That a copy of this by-law and two fully signed copies of the Letter of Agreement be forwarded to the Ontario Ministry of Transportation's Transit Policy and Program's Office.

Bill 13

4. That By-law 112-2006 be repealed.
5. This by-law shall come into force on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

*Original signed by:*

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(Peter Partington, Regional Chair)

*Original signed by:*

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(Janet Pilon, Acting Regional Clerk)

Passed: February 28, 2008