



MUNICIPALITY OF CHATHAM-KENT

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HEALTH AND FAMILY SERVICES

SOCIAL HOUSING DIVISION

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Memo

To: Chatham-Kent Social Housing Providers with Part V Housing Provider Legal Agreements and/or Letters of Agreement respecting RGI Administration

From: Nancy Kalbfleisch, Housing Advisor

Date: February 13th, 2009


Re: Amendments of Ontario Regulation 298/01, 339/01, 368/01, and 369/01 as of February 14th, 2009

Overview

 **Amendments to Ontario Regulation 298/01** (Rent-Geared-To-Income Assistance and Special Needs Housing)

O. Reg. 298/01	Summary	Detail	CKSH Policy & Procedure
8 (12)	<ul style="list-style-type: none">Under <i>Local eligibility rules, income and asset limits</i>, paragraph 23 has been added. <p>Funds held in a Registered Disability Savings Plan will not be included in assets for the calculation of RGI rents.</p>	<p><u>New:</u></p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> 23 - Funds held in a Registered Disability Savings Plan, as defined in subsection 146.4 (1) of the <i>Income Tax Act</i> (Canada), established for the benefit of a member of the household.	<ul style="list-style-type: none">SH-0202 revised accordingly.
50 (3)	<ul style="list-style-type: none">Under <i>Adjusted family income</i>, paragraphs 16.1 to 16.4 have been added. <p>Funds held in a Registered Disability Savings Plan will not be included in assets for the calculation of RGI rents.</p>	<p><u>New:</u></p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> 16.1 - A payment made by the Government of Canada under the Canada Disability Savings Act that is paid into a Registered Disability Savings Plan established for the benefit of a member of the family unit.<input checked="" type="checkbox"/> 16.2 - Subject to subsection (4.1), a gift or voluntary payment received for the purpose of making a contribution to a Registered Disability Savings Plan, if the gift or payment is contributed as soon as practicable into a Registered Disability Savings Plan established for the benefit of a member of the family unit.	<ul style="list-style-type: none">See above

O. Reg. 298/01	Summary	Detail	CKSH Policy & Procedure
		<input checked="" type="checkbox"/> 16.3 - Interest, dividends or any other income accrued in a Registered Disability Savings Plan established for the benefit of a member of the family unit. <input checked="" type="checkbox"/> 16.4 - Payments from a Registered Disability Savings Plan established for the benefit of a member of the family unit.	
50 (4)	<ul style="list-style-type: none"> • Under <i>Adjusted family income</i>, subsection 4 includes paragraph reference 16.3. • Plus, subsection 4.1 has been added. <p>Funds held in a Registered Disability Savings Plan will not be included in assets for the calculation of RGI rents.</p>	<p><u>Amendment:</u></p> <ul style="list-style-type: none"> • 50 (4) - Interest received or accrued on an amount excluded from the income of a member of a family unit under subsection (3), other than interest on an amount excluded under paragraph 16.3, 19 or 20 of subsection (3), shall be included in the income of that member. <p><u>New:</u></p> <input checked="" type="checkbox"/> 50 (4.1) -The exemption from income under paragraph 16.2 of subsection (3) does not include gifts or payments contributed to a Registered Disability Savings Plan if the contributions fail to comply with the condition required under subparagraph 146.4 (4) (g) (iii) of the Income Tax Act (Canada).	<ul style="list-style-type: none"> • SH-0202 revised accordingly.
50 (5)	<ul style="list-style-type: none"> • Under <i>Adjusted family income</i>, subsection 5 has changed. 	<p><u>Amendment:</u></p> <ul style="list-style-type: none"> • “Canada Customs and Revenue Agency” has been changed to “Canada Revenue Agency”. 	<ul style="list-style-type: none"> • No changes to CK policies required.
50 (8)	<ul style="list-style-type: none"> • Under <i>Adjusted family income</i>, paragraph 8 has been revoked. It has been updated to include a Registered Disability Savings Plan as a non-income producing asset. <p>Funds held in a Registered Disability Savings Plan will not be included in assets for the calculation of RGI rents.</p>	<p><u>Original:</u></p> <ul style="list-style-type: none"> ➤ 50 (8) A non-income-producing Registered Retirement Savings Plan or Registered Education Savings Plan shall not be included in non-income producing assets for the purpose of subclause (1) (a) (ii). <p><u>New:</u></p> <input checked="" type="checkbox"/> 50 (8) A non-income-producing Registered Retirement Savings Plan, Registered Education Savings Plan or Registered Disability Savings Plan shall not be included in non-income producing assets for the purpose of subclause (1) (a) (ii).	<ul style="list-style-type: none"> • SH-0202 revised accordingly.

 **Amendments to Ontario Regulation 339/01 (Housing Projects Subject to Part VI of the Act)**

- October 14, 2008, Service Manager mailed CK Directive CK-08-08 (**2009 Market Rent Table and 2009 Indices**) to affected SH Providers

O. Reg. 339/01	Summary	Detail	CKSH Policy & Procedure
Paragraph 32	<ul style="list-style-type: none"> Under <i>Section 106 housing providers</i>, paragraph 32 has been revoked. <p>Instead of the cost indices for regular and 100% RGI target portfolios being shown on Table 3, the cost indices will now be reported by the Ministry of Municipal Affairs and Housing in a separate mailing.</p> <p>* Please refer to CK Directive, CK-08-08.</p>	<p>Original:</p> <ul style="list-style-type: none"> ➤ For purposes of section 106 of the Act, the cost index for a fiscal year applicable to the housing projects in a service area named in Table 3 is either the index for projects heated by electricity or the index for projects heated with a fuel other than electricity as set out in the same row of that Table as, <ul style="list-style-type: none"> (a) the name of the housing provider; (b) the calendar year in which the fiscal year ends; and (c) the name of the service manager for the service area in which the housing projects are located. <p>New:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Housing projects located in the service area of a service manager listed in Column 1 of Table 3 and managed by the housing provider listed in Column 2 of the Table opposite the service manager are prescribed for the purposes of section 106 of the Act. 	<ul style="list-style-type: none"> Service Manager will send the cost indices to the affected SH Providers, including: “New Beginnings Housing Project of Chatham, Chatham Hope Non-Profit Housing and Riverway NPHC”. No changes to CK policies required.

 **Amendments to Ontario Regulation 368/01 (General)**

O. Reg. 368/01	Summary	Detail	CKSH Policy & Procedure
Table 2	<ul style="list-style-type: none"> Under <i>Table 2, Criteria for High Need Household, Maximum Annual Incomes</i>, the table has been updated to reflect current CMHC data as of February 1st, 2009. 	<p>Original:</p> <ul style="list-style-type: none"> ➤ Please see the following chart. <p>New:</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Please see the following chart. 	<ul style="list-style-type: none"> No changes to CK policies required.

Original:

Item	Service Manager	Part of service area	Maximum annual household income for high need household					Effective Date
			<i>Bachelor unit</i>	<i>1-bedroom unit</i>	<i>2-bedroom unit</i>	<i>3-bedroom unit</i>	<i>4-bedroom unit or larger</i>	
4.	Municipality of Chatham-Kent	Whole service area	\$11,400	\$14,700	\$17,700	\$20,700	\$26,700	January 1, 2006

New:

Item	Service Manager	Part of service area	Maximum annual household income for high need household					Effective Date
			Bachelor unit	1-bedroom unit	2-bedroom unit	3-bedroom unit	4-bedroom unit or larger	
5.	Municipality of Chatham-Kent	Whole service area	\$12,600	\$15,900	\$19,200	\$21,000	\$24,600	February 1, 2009

O. Reg. 368/01	Summary	Detail	CKSH Policy & Procedure
Table 6	<ul style="list-style-type: none"> Under <i>Table 6, Household Income Limits for the Purposes of Clause 11 (1) of the Act (Section 8)</i>, the table has been updated to reflect current CMHC data. 	<p><u>Original:</u></p> <ul style="list-style-type: none"> ➤ Please see the following chart. <p><u>New:</u></p> <ul style="list-style-type: none"> ☑ Please see the following chart. 	<ul style="list-style-type: none"> No changes to CK policies required.

Original:

Item	Service Manager	Part of service area	Household income limits for the purposes of subsection 11 (1) of the Act				
			Bachelor unit	1-bedroom unit	2-bedroom unit	3-bedroom unit	4-bedroom unit or larger
4.	Municipality of Chatham-Kent	Whole service area	\$19,000	\$24,500	\$29,500	\$34,500	\$44,500

New:

Item	Service Manager	Part of service area	Household income limits for the purposes of subsection 11 (1) of the Act				
			Bachelor unit	1-bedroom unit	2-bedroom unit	3-bedroom unit	4-bedroom unit or larger
5.	Municipality of Chatham-Kent	Whole service area	\$21,000	\$26,500	\$32,000	\$35,000	\$41,000

 **Amendments to Ontario Regulation 369/01** (Transfer of Administration for Housing Programs and Projects)

O. Reg. 369/01	Summary	Detail	CKSH Policy & Procedure
Schedule 1	<ul style="list-style-type: none"> Under <i>City of Toronto</i>, items 461, 546, 549, 557 and 559 are revoked. 	<p><u>Original:</u></p> <p>For exact addresses, please refer to the previous posting of Ontario Regulation 369/01.</p>	<ul style="list-style-type: none"> No changes to CK policies required.
Schedule 9	<ul style="list-style-type: none"> Under <i>City of Greater Sudbury</i>, item 9 has been amended. 	<p><u>Amendment:</u></p> <ul style="list-style-type: none"> Under Housing Project, 27 Hanna Avenue, Cardinal is now “27 Hanna Avenue, Capreol.” 	<ul style="list-style-type: none"> No changes to CK policies required.