

UPDATED STATUTORY REFERENCES OF “GROUP HOME” DEFINITION

The definition of “GROUP HOME” in the Zoning By-laws is as follows:

““GROUP HOME” means a one-family detached dwelling in which a minimum of 3 persons excluding staff or receiving family and a maximum of 8 persons including staff or receiving family, requiring specialized or group care reside in the style of a family, and which is licensed, approved or supervised by the Province as:

- (a) an Approved Home, approved under the *Mental Hospitals Act*, R.S.O. 1980, c.263;
- (b) a Home for Special Care, licensed under the *Homes for Special Care Act*, R.S.O. 1980, c.202;
- (c) a Halfway House for the Socially Disadvantaged, approved under the *Charitable Institutions Act*, R.S.O. 1980, c.64;
- (d) a Satellite Residence for Seniors, approved under the *Homes for Aged and Rest Homes Act*, R.S.O. 1980, c.203;
- (e) Accommodation Services for the Mentally Retarded, approved under the *Homes for Retarded Persons Act*, R.S.O. 1980, c.201 (ADULTS) and the *Development Services Act*, R.S.O. 1980, c.118, (CHILDREN);
- (f) a Children’s Residence, licensed under the *Children’s Residential Services Act*, R.S.O. 1980, c.71, exclusive of Observation Homes, Detention Homes and Children’s Aid Foster Homes;
- (g) Supportive Housing Programs:
Adult Community Mental Health Program, approved under the *Ministry of Health Act*, R.S.O. 1980, c.280;

A home which provides accommodation and care for any other purpose including observation, detention and rehabilitation of offenders or ex-offenders shall not be deemed to be a group home.”

The statutory references of “GROUP HOME” definition in the Zoning By-laws and the classes of group homes in the Group Home Registration By-law 475-83 have since be updated. The most current references to the statues cited in the “GROUP HOME” definition are as follows:

- (a) the *Mental Hospitals Act*, R.S.O. 1980, c. 263 is now the *Mental Hospitals Act*, R.S.O. 1990, c. M-8;
- (b) the *Homes for Special Care Act*, R.S.O. 1980, c. 202 is now the *Homes for Special Care Act*, R.S.O. 1990, c. H.12, as amended;

- (c) the *Charitable Institutions Act*, R.S.O. 1980, c. 64 is now the *Charitable Institutions Act*, R.S.O. 1990, c. C.9, as amended;

Also there is no defined term for “Halfway House for the Socially Disadvantaged” in the current Act, rather, the applicable defined terms are “charitable institution”, “hostel”, “approved charitable institution” and “approved charitable home for the aged”;

- (d) the *Homes for Aged and Rest Homes Act*, R.S.O. 1980, c. 203 is now the *Homes for the Aged and Rest Homes Act*, R.S.O. 1990, c. H.13, as amended;

Also, the phrase “a satellite residence for Seniors” is not recognized in the current Act. The term used in the legislation are “home”, “home for the aged” and “rest home”;

- (e) (i) the *Homes for Retarded Persons Act*, R.S.O. 1980, c. 201 is now the *Homes for Retarded Persons Act*, R.S.O. 1990, c. H.11.

The legislation also refers to “home for retarded persons”, “approved home” and “residential accommodation”, but not to “accommodation services for the mentally retarded” as in the current “GROUP HOME” definition;

- (ii) the *Development Services Act*, R.S.O. 1980 c.118 is now the *Development Services Act*, R.S.O. 1990, c. D.11, as amended;

The legislation uses the term “facility” which carries its own definition.

- (f) the *Children’s Residential Services Act*, R.S.O. 1980, c. 71 no longer exists. It has been repealed and its concepts incorporated into Part IX of the *Child and Family Services Act*, R.S.O. 1990, c. C11, as amended;
- (g) the *Ministry of Health Act*, R.S.O. 1980, c. 280 is now the *Ministry of Health Act*, R.S.O. 1990, c. M-26, as amended.

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