### Welcome!

#### to the FOCA Cottage Succession Seminar



Feature Speaker: **Peter Lillico** Estate Planning Lawyer



Introduction: Tony Lepine FOCA Director





### **About FOCA**

#### the Federation of Ontario Cottagers' Associations

the province-wide voice for waterfront property owners

# We focus on details, so you can enjoy the big picture.



Our priorities include: SAFETY WATER QUALITY FAIR TAXATION COTTAGE SUCCESSION



### FOCA is... the Federation of Ontario Cottagers' Associations



Federation of Ontario Cottagers' Associations

50+ years of volunteers500+ lake associations50,000 member families



#### If you are in a Member Association, YOU are a FOCA member!

### **FOCA Member Benefits include:**

#### For your ASSOCIATION -Key Services & Offers:

- tips for <u>starting and building a</u> <u>successful lake or road Association</u>
- 15% member discount on insurance coverage for your Association, through the FOCA <u>Association</u> <u>Insurance Program</u>, administered by Cade Associates Insurance Brokers
- a great rate for FOCA Associations on teleconferencing from <u>Genesis</u> <u>Integration</u>: only 2.5¢ /minute, per participant
- <u>online (credit card) payment</u> processing service via FOCA, so you can offer your members a digital fee renewal option
- <u>Association Webpage Offer</u>: FOCA can create a free basic web presence for your Association!

 environmental programs: water quality data in the <u>Lake Partner Program</u>; use the "cottager action plan" to help prevent the spread of <u>Invasive</u> <u>Species</u>; and start your own family's <u>cottage succession</u> plan

# Also, **DEALS & DISCOUNTS** for you from FOCA's corporate partners, including:



For access codes & any offer updates, visit: <u>https://foca.on.ca/benefits/</u>

### FOCA's strategic priorities:



https://foca.on.ca/about/our-work/



### **2019 FOCA Board of Directors**

#### =13 great volunteers from across Ontario





Tony Lepine FOCA Director Kennisis Lake Cottage Owners Association



Barb LeVasseur FOCA Director Redstone Lake Cottagers Association



+ About Barb

+ About Darvle



Catchacoma Cottagers Association



Daryle Moffatt FOCA Treasurer Otter Lake Ratepavers Association







Bruce Moore **FOCA Director** Canonto Lake Property Owners Association



Bev Thorpe FOCA Vice President Kennebec Lake Association

+ About Bev



FOCA Director Lake of Bays Association







A Guide to Municipal Engagement

for Ontario Lake Associations

#### **A** What's new at FOCA?

#### **Recent reports include:**



- ✓ waterfront property owners & rural economic development
- septic systems: parts & maintenance (YouTube video)
   COMING SOON: results of FOCA's 2019 Road Survey
   & new report on Municipal Septic Re-inspection Programs



https://foca.on.ca/ publications/



FOCA Cottage Country Septic System Video

### What can cottage country expect?

#### more severe weather & extreme water events





#### As our climate changes, expect more:

#### **Blue green algae**



Ontario Ministry of Environment and Climate Change (now MOECP)



Zebra Mussel reportings May 2019 - EDDMapS Ontario

#### **Invasive species**

#### 1. Learn how to ID carp:



#### 2. Report sightings: EDDMapS Ontario



### What can <u>we</u> do? Be prepared in cottage country

- Talk to your municipality about local emergency preparedness, and advise others to take steps to safeguard their own families and their homes.
- Develop your own family cottage emergency plan!
- Maintain a resilient shoreline.



#### Weather Extremes / Emergency Preparedness OVERVIEW

NEW – FOCA Fact Sheet – Emergency Preparedness Tips (download PDF, 2 pages)

Emergency Preparedness Resources and Tips (download PDF, 3 pages; Province of Ontario, Apr. 2018)

Check out an infographic summarizing standard emergency kit contents, by clicking the image at the side, or this link.

Video: Your 72 hour emergency kit

	A basic emergency kit includes:
REPARE AN	
MERGENCY KIT	turige
hen an emergency rikes it's good actice to ensure ou can keep surself and family ife for 72 hours.	Handhard H Andhard Handhard Ha
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Get more info: <u>https://foca.on.ca/</u> weather-extremes-and-emergency-preparedness/



#### Get more tips, in these free guides:



Visit <a href="https://foca.on.ca/publications">https://foca.on.ca/publications</a>

or contact the office for copies: info@foca.on.ca

### For important cottage country updates: Get on the FOCA "Elert" list!

#### Elert = our free monthly e-newsletter

Join thousands of subscribers

Stay in-the-know





### KLCOA Shoreline Restoration Workshop

- A FEW SPOTS LEFT!
- Sunday July 28, 10AM-12PM (Kennisis Lake Road, Near Second Bridge,) Workshop Format
  - Workshop at one of the the 2018 Restoration sites
  - Property Restoration Objectives
  - Property Walk About & Description of Restoration Details- Plant Species, Locations etc.
  - Native Planting Demonstration + Q& A
  - Take Home Surprise!

Julia Sutton of Sweet Fern Consulting will lead workshop and native planting demo. Contact - Jim Prince after the meeting

#### What we are all working to protect:





"It is clear to me now that FOCA has the scale to address many issues that would be beyond the ability of most individual associations to tackle on their own... Keep up the good work." ~ Phil T., FOCA member



Support FOCA! <u>https://foca.on.ca</u>

# KEEPING THE "FAMILY"

# in the Family Cottage

#### Peter Lillico

# Six Steps

RETAINING the cottage by the parents until time for succession
 MANAGING the capital gains tax upon succession
 CHOOSING which child or children to be the next stewards of the cottage

# Six Steps

4. COMPENSATING the child or children who are not involved in cottage ownership
5. COTTAGE SHARING AGREEMENT to ensure a safe and secure structure for future family owners

6. FAIRLY FUNDING cottage expenses when all owners' pockets are not equally deep

# **Financial Challenges**

### PARENTAL PRESSURES

- Payment of ongoing expenses
- Non-income producing asset
- Capital gains tax liability and funding

# **Financial Challenges**

### CHILDREN'S ISSUES

- Affordability of expenses
- Other family priorities
- Tied up capital

# **Capital Gains**

Estimating capital gain liability
Funding capital gain liability
Use of principal residence exemption

# Family Challenges

THE FOUR C's
Choosing children
Compensation questions
Coping with financial differences
Co-ownership concerns

# Cottage Agreement

Passing the torch
Protecting the parents
Providing for children
Preserving the cottage

# **Cottage Sharing Agreement**

- Restrictions on transfer
- Sharing usage
- Dividing responsibilities
- Allocating expenses
- Avoiding adversity
- Budgeting and financial reserves
- Family Council

## **Cottage Succession Plan**

- Effectively addresses the fundamental financial challenges
  Respects and reflects family dynamics
- Provides a firm foundation for future generations

# **Cottage Succession Process**

- THE PLANNING PROCESS
- Gather critical information
- Analyze capital gains tax liability
- Assess deferral or avoidance options
- Consider optimal owner children
- Provide alternative strategies
- Costs and timelines for implementation

# **Getting Started**

Get professional help
Get the kids involved
Get going!

### **Questions?** Contact us:

#### Peter Lillico

Lillico Bazuk Galloway Halka Barristers & Solicitors phone: 705-743-3577 email: plillico@lbghlaw.com website: www.lbghlaw.com



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phone: email: website: 705-749-3622 info@foca.on.ca www.foca.on.ca

Thanks for joining us today.