

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

TUESDAY APRIL 6, 2010

The meeting convened with Mayor
Tom Walsh presiding

ATTENDANCE

COUNCIL

Mayor T. Walsh
Deputy Mayor D. Little
Councillors J. Jordan
R. Wallace
J. Webster
T. Cook
M. Brett

STAFF

Wm. B. Fox, CAO
E. Wargel, Director of Public Works
B. Kane, Clerk
J. Hosick, Dir. of Growth and Development
G. Caterer, Director of Planning
D. Bulman, Treasurer

I CALL TO ORDER

Mayor Walsh called the meeting to Order.

II LORDS PRAYER, NON-DENOMINATIONAL PRAYER, OR PERSONAL MOMENT OF SILENCE

Mayor Walsh invited those who wished, to join him in the Lord's Prayer.

III ACCEPTANCE OF AGENDA

Township Clerk requested that a letter from the Parental Alienation Awareness Organization be placed on the Agenda.

RESOLUTION 10-28

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

BE IT RESOLVED THAT the request by the Parental Alienation Awareness Organization to declare April 25th, 2010 as Parental Alienation Day be deferred until the next regular meeting of Council.

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

That the Agenda be accepted with the following additions:

- a) Alliston & District Humane Society

IV DISCLOSURE OF INTEREST

There were no disclosures of interest.

V ADOPTION OF MINUTES

A motion was made by Deputy Mayor Little, seconded by Councillor Cook and carried:

THAT the minutes of Council Monday March 1, 2010 and Special Meeting of Council Thursday February 25, 2010 at 5:30 p.m. be adopted.

VI DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

1. 6:34 p.m.

Public Meetings under the Planning Act

- a) To consider an Official Plan and Zoning By-law Amendment for the property located at Part of Lot 13, Concession 1, former Township of Adjala, 994205 Mono/Adjala Townline

Mayor Walsh called the Public Meeting to order at 6:34 p.m.

The purpose of this meeting is to consider an Official Plan Amendment and Zoning By-law Amendment pursuant to the Planning Act, RSO 1990, Chapter P.13, as amended for the property located at Part of Lot 13, Concession 1, in the former Township of Adjala, now in the Township of Adjala – Tosorontio.

The effect of the proposed Official Plan Amendment and Zoning By-law Amendment would be to change the Institutional Designation and Zone to Commercial Designation and General Commercial Zone as well as reduce the minimum lot area, minimum exterior side yard and rear yard setbacks.

Any person may make written or verbal representation either in support of or in opposition to the proposed Official Plan Amendment and Zoning By-law Amendment.

If you wish to be notified of the approval of the proposed Official Plan Amendment you must make a written request to the County of Simcoe Planning Department, Administration Centre, 1110 Highway 26, Midhurst, Ontario L0L 1X0.

If you wish to be notified of the approval of the proposed Zoning by-law Amendment, you must make a written request to the Township of Adjala – Tosorontio, 7855 Sideroad 30 Adjala, Alliston, Ontario L9R 1V1.

If a person or public body does not make oral submissions at a public meeting or make written submission to the County of Simcoe before the proposed official plan amendment is adopted, the person or public body is not entitled to appeal the decision of the County of Simcoe to the Ontario Municipal Board.

If a person or public body does not make oral submissions at a public meeting or make written submissions to the County of Simcoe before the proposed official plan amendment is adopted, the person or public body may not be added as a part to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to add the person or public body as a party.

If a person or public body does not make oral submissions at a public meeting or make written submissions to the Township of Adjala – Tosorontio before the proposed Zoning by-law is passed, the person or public body is not entitled to appeal the decision of the Township of Adjala – Tosorontio to the Ontario Municipal Board.

If a person or public body does not make oral submissions at a public meeting or make written submission at a public meeting or make written submission to the Township of Adjala – Tosorontio before the proposed Zoning by-law is passed, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

Notice of the Public Meeting was given as required by the Planning Act and regulations thereto on 23rd day of February, 2010.

The following correspondence has been received as a result of the Township's notices of public meeting:

1. Simcoe County District School Board by letter dated February 17, 2010.
2. Nottawasaga Valley Conservation Authority by letter dated February 10, 2010.
3. Planning Staff Report dated April 6, 2010.

Mayor Walsh provided an opportunity for those in attendance to speak to the application or ask questions.

Mr. Greg Barker, Planner for Innovative Planning Solutions on behalf of the applicant made a presentation to Council outlining the proposal and requesting a deferral of the zoning by-law amendment until such time that a meeting can be arranged with the Planning Department with respect to the uses of the property.

Resident Mr. James MacIntyre from 994201 Mono-Adjala Townline raised concerns regarding parking and requested an impact study.

Resident John Earley from 4 Ken Avenue raised concerns regarding parking, drainage and septic.

Resident Kathy Miller from 3 Ken Avenue raised concerns regarding the commercial use.

Resident Don Maclachlan from 994203 Mono-Adjala Townline wanted to visit the current location of the antique store to see what it looks like.

The meeting closed at 6:49 p.m.

RESOLUTION 10-29

A motion was made by Deputy Mayor Little, seconded by Councillor Wallace and carried:

BE IT RESOLVED THAT the approval of the proposed amendments be deferred until further clarification on the proposed uses for the property have been obtained.

- b) To consider a Zoning By-law Amendment for the property located at Part of Lot 30, Concession 3, former Township of Adjala, 4600 Concession Road 4

Mayor Walsh called the Public Meeting to order at 6:51 p.m.

The purpose of this meeting is to consider a Zoning By-law Amendment pursuant to the Planning Act, RSO 1990, Chapter P.13, as amended for the property located at Part of Lot 30, Concession 3, 4600 Concession Road 4, former Township of Adjala.

The effect of the proposed Zoning By-law Amendment would be to delete the provision restricting the grain storage capacity of the entire facility to 500,000 bushels.

If a person or public body does not make oral submissions at a public meeting or make written submissions to the Township of Adjala – Tosorontio before the by-law is passed, the person or public body is not entitled to appeal the decision of the Township of Adjala – Tosorontio to the Ontario Municipal Board.

If a person or public body does not make oral submissions at a public meeting or make written submission at a public meeting or make written submission to the Township of Adjala – Tosorontio before the by-law is passed, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

Any person may attend the public meeting and/or make written or verbal representation either in support of, or in opposition to, the Zoning By-law Amendment.

If you wish to be notified of the approval of the proposed Zoning by-law amendment, you must make a written request to the Township of Adjala – Tosorontio, 7855 Sideroad 30 Adjala, Alliston, Ontario L9R 1V1.

Notice of the Public Meeting was given as required by the Planning Act and regulations thereto on 9th day of March, 2010.

The following correspondence has been received as a result of the Township's notices of public meeting:

1. Simcoe County District School Board by letter dated March 18, 2010.
2. Nottawasaga Valley Conservation Authority by letter dated March 19, 2010
3. Planning Staff Report dated March 23, 2010

Mayor Walsh provided an opportunity for those in attendance to speak to the application or ask questions.

Applicant Stephen Hall made a presentation to Council outlining the proposal.

Resident Ken Kitchen from 4556 Concession Road 4 raised concerns regarding the open ended agreement, truck traffic volume and height of future structures.

The meeting closed at 7:07 p.m.

3. Time for Adjala – Tosorontio Ratepayers

Resident Olga Les on behalf of the Adjala-Tosorontio Resident's Association announced Annual General Meeting of ATRA on Monday April 7th at 6:30 p.m.

4. Upcoming Events

May 15th – Adjala – Tosorontio Firefighters Garage Sale.

July 17th – Everett Firefighters Golf Tournament

April 24th – Ward 4 Pitch In Day – Contact Councillor Joy Webster for further information.

Diversion Days May 22nd, June 19th, July 17th, August 14th & September 18th. Councillor Brett reminds everyone to bring all repairable, reusable or recyclable items to the Simcoe Adjala Transfer Station at 3022 Concession Road 4 (near Loretto)

VII CORRESPONDENCE AND REPORTS

1. PUBLIC WORKS

Roads, Utilities

Chair Deputy Mayor Doug Little, Vice Chair Councillor Jack Jordan

Deputy Mayor Little chaired the Public Works Agenda portion of the meeting.

(a) Reports

i) Director of Public Works

Re: Reconstruction of Lisle Creek Bridge

Director of Public Works provided Council with a report on the proposed reconstruction of the Lisle Creek Bridge.

(b) Assistant Director of Public Works, Utilities Section

Re: Ontario Clean Water Agency (OCWA)
2009 Annual Summary Report

Council received and reviewed memo dated March 29th, 2010.

RESOLUTION 10-30

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

BE IT RESOLVED THAT Council hereby receives the Ontario Clean Water Agency (OCWA) 2009 Annual Summary Report dated March 29th, 2010 and directs that it be filed as information.

(c) Assistant Director of Public Works, Utilities Section

Re: Ontario Clean Water Agency (OCWA)
New Horizon Subdivision Sewage Treatment Plant
2009 Annual Performance Report

Council received and reviewed memo dated March 26th, 2010.

RESOLUTION 10-31

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

BE IT RESOLVED THAT Council hereby receives the Ontario Clean Water Agency (OCWA) 2009 Annual Performance Report for the New Horizon Subdivision Sewage Treatment Plant dated March 26th, 2010 and directs that it be filed as information.

2. PROTECTION TO PERSONS AND PROPERTY

Fire Protection, Building, Municipal Law Enforcement and Recreation

Chair Councillor Tom Cook, Vice Chair Councillor Jack Jordan

Councillor Cook chaired the Protection to Person and Property Agenda portion of the meeting.

(a) Reports

Councillor Cook reminded Council of the grand opening of the OPP Detachment on April 16th.

Councillor Cook gave a verbal report on the Adjala – Tosorontio Fire Department which included the following:

- a) Recruitment of 15 new probational firefighters.
- b) Fire ban throughout the Township.
- c) Senior Teas May 12th – Lisle Legion and June 16th Municipal Office.

- (b) Councillor Cook
Re: Permanent closure of Lisle Gate to CFB Borden

Councillor Cook reported on the closure of the Lisle Gate to CFB Borden and the effect on emergency response, bus routes and local residents.

RESOLUTION 10-32

A motion was made by Councillor Cook, seconded by Deputy Mayor Little and carried:

BE IT RESOLVED THAT Council direct Staff to send a letter to the Base Commander for CFB Borden expressing concerns regarding the closure of the Lisle Gate.

- (c) Deputy Mayor Little
Re: Rosemont Fire Board
2010 Final Budget

Council received and reviewed letter dated March 9, 2010.

RESOLUTION 10-33

A motion was made by Deputy Mayor Little, seconded by Councillor Wallace and carried:

BE IT RESOLVED THAT Council receive and approve the 2010 Rosemont District Fire Board Final Budget.

- (d) Lisle Astros Baseball Club
Re: Victoria Day Weekend Baseball Tournament
May 22, to May 24, 2010

Council received and reviewed letter dated March 24, 2010.

RESOLUTION 10-34

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

BE IT RESOLVED THAT provided there is no liability to the Township of Adjala – Tosorontio and provided the Club abides by the conditions set out in the Alcohol Policy for Special Occasion Permits adopted by Council resolution dated April 2, 2001, we have no objection to the Lisle Astros Baseball Club receiving a Special Occasion Permit from the Liquor Licence Board of Ontario to have a licenced beer garden at their Victoria Day Weekend Baseball Tournament at the Ross Houston Memorial Park in Lisle from May 22nd to May 24th, 2010;

AND THAT Council support the Application to the LCBO and the event is subject to the approval of the Fire Chief and submission of Facility Rental Agreement, proof of liability insurance and deposit by May 10, 2010.

3. GENERAL GOVERNMENT

Finance and Administration

Chair Councillor Mary Brett, Vice Chair Councillor Ray Wallace

Councillor Brett chaired the General Government Agenda portion of the meeting.

(a) Accounts

A motion was made by Councillor Jordan seconded by Councillor Wallace and carried:

THAT the Accounts Payable Number 5-10 paid by the Treasurer for the period of February 24, 2010 – March 9, 2010 in the amount of \$1,310,895.94 is hereby approved.

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT the Accounts Payable Number 6-10 paid by the Treasurer for the period of March 10, 2010 – March 23, 2010 in the amount of \$1,158,696.52 is hereby approved.

(b) Reports

There were no reports.

(c) Treasurer

Re: Statement of Investment Policies and Guidelines

Council received and reviewed report dated March 30, 2010 and policy dated April 2010.

RESOLUTION 10-35

A motion was made by Councillor Brett, seconded by Councillor Wallace and carried:

BE IT RESOLVED THAT Council adopt Statement of Investment Policies and Guidelines dated April 2010.

(d) R.J. Burnside and Associates Ltd.

Township Engineering Consultants

Re: Recommendation for Security Reduction and Preliminary Acceptance

Pine Plains Meadow (Lynch) Subdivision

RESOLUTION 10-36

A motion was made by Councillor Brett, seconded by Councillor Webster and carried:

WHEREAS a letter has been received from R.J. Burnside and Associates Ltd., Township Consulting Engineers, dated March 19, 2010 regarding a recommendation for security reduction and preliminary acceptance of Pine Plains Meadow (Lynch) Subdivision;

NOW THEREFORE BE IT RESOLVED THAT Council hereby authorizes the reduction of security to a value of \$371,702.18;

AND THAT Council accepts the preliminary services of the subdivision.

4. LAND USE PLANNING AND DEVELOPMENT
Chair Councillor Ray Wallace, Vice Chair Councillor Joy Webster

Councillor Wallace chaired the Land Use Planning and Development Agenda portion of the meeting.

(a) Reports

There were no reports.

VIII RESOLUTIONS

1. Simcoe Muskoka District Health Unit
Re: Request proclamation June 5th to June 11th
Cycling Safety Week

RESOLUTION 10-37

A motion was made by Councillor Webster, seconded by Councillor Cook and carried:

BE IT RESOLVED THAT Council proclaim June 5th to June 11th, 2010 as Cycling Safety Week-Share the Road;

AND THAT Council encourage all cyclists and drivers of motor vehicles to share the road safely, to reduce the frequency, impact and severity of preventable injuries to cyclists on our roadways.

2. RESOLUTION 10-38

A motion was made by Deputy Mayor Little, seconded by Councillor Brett and carried:

BE IT RESOLVED THAT the Township of Adjala – Tosorontio support Corporate Services and the County of Simcoe regarding the initiative to proceed with an appeal of the Provinces' lack of decision on the approval of the County of Simcoe's Official Plan;

AND THAT a provincial facilitator be requested to assist in the completion of this process.

IX BY-LAWS

1. A by-law to adopt amendment No. 12 to the Official Plan of the Township of Adjala – Tosorontio – 994205 Mono/Adjala Townline.

A motion was made by Deputy Mayor Little, seconded by Councillor Brett and carried:

THAT this by-law be deferred.

2. A by-law to amend By-law No. 03-57, as amended of the Township of Adjala – Tosorontio – 994205 Mono/Adjala Townline.

A motion was made by Councillor Wallace seconded by Deputy Mayor Little and carried:

THAT this by-law be deferred.

3. BY-LAW 10-12

A BY-LAW TO AMEND BY-LAW NO. 03-57, AS AMENDED OF THE TOWNSHIP OF ADJALA – TOSORONTIO

Part of Lot 30, Concession 3, 4600 Concession Road 4, former Township of Adjala, PIF/6-131-00

A motion was made by Councillor Webster seconded by Councillor Cook:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of April, 2010.

4. BY-LAW 10-13

A BY-LAW TO AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO (AS REPRESENTED BY THE MINISTER OF COMMUNITY SAFETY AND CORRECTIONAL SERVICES) TOWN OF NEW TECUMSETH, TOWNSHIP OF ESSA AND THE NOTTAWASAGA POLICE SERVICES BOARD TO PARTICIPATE IN THE SAFER COMMUNITIES 1,000 OFFICERS PARTNERSHIP PROGRAM

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of April, 2010.

5. BY-LAW 10-14

A BY-LAW TO AUTHORIZE THE SIGNING AND EXECUTION OF AN AGREEMENT WITH THE CORPORATION OF THE TOWN OF HUNTSVILLE FOR THE PROVISION OF FIRE PROTECTION SERVICES

Fire Protection Service Agreement (2010 G8 Summit) By-law

A motion was made by Councillor Cook, seconded by Councillor Brett and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of April, 2010.

6. BY-LAW 10-15

A BY-LAW TO AUTHORIZE A LIBRARY AGREEMENT WITH THE NEW TECUMSETH PUBLIC LIBRARY BOARD

2010 New Tecumseth Library Agreement

A motion was made by Councillor Webster, seconded by Councillor Wallace and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of April, 2010.

7. BY-LAW 10-16

A BY-LAW TO AMEND BY-LAW NO. 03-57, AS AMENDED OF THE TOWNSHIP OF ADJALA – TOSORONTIO

Part of Lot 15, Concession 2, 8998 County Road 1, former Township of Adjala, Part 1 on Registered Plan 51R-30878, PIF/5-131-00

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of April, 2010.

X GENERAL/UNFINISHED BUSINESS

a) RESOLUTION 10-39

A motion was made by Councillor Webster, seconded by Councillor Brett and carried:

BE IT RESOLVED THAT Council approve the reimbursement of the cost of the building permit fees to the Alliston and District Humane Society.

b) Deputy Mayor Little thanked the Chief Building Official for the update on the Building Statistics for the Township.

c) Councillor Webster thanked the fire department for responding to the house fire in Everett.

XI DATE OF NEXT MEETING

The next regular meeting of Council will be held Monday May 3, 2010 at 6:30 p.m.

XII ADJOURNMENT

A motion was made by Councillor Cook, seconded by Councillor Webster and carried:

THAT the meeting adjourn.

The meeting adjourned at 7:40 p.m.

"T. Walsh"
MAYOR TOM WALSH

"B. Kane"
CLERK BARBARA KANE