

THE CORPORATION OF THE TOWN OF GEORGINA

COUNCIL MINUTES

(Tuesday) March 25, 2008
(7:05 p.m.)

1. MOMENT OF MEDITATION:

A moment of meditation was observed.

2. ROLL CALL:

The Clerk gave the roll call and the following Council members were present:

Mayor Grossi	Regional Councillor Wheeler
Councillor Jordan	Councillor Jamieson
Councillor Szollosy	Councillor Hackenbrook
Councillor Smockum	

3. COMMUNITY SERVICE ANNOUNCEMENTS:

The Council members were made aware of a number of community events taking place.

- 3.1 Presentation of the 2007 Lieutenant Governor's Ontario Heritage Award to Nena Marsden for Lifetime Achievement, by Dr. James Angus and Mayor Grossi.

Mayor Grossi indicated that Dr. Jim Angus, Secretary to the Board of Directors of the Ontario Heritage Trust and a member of the Heritage Programs Committee, was unable to attend due to the weather. He read Dr. Angus' speech at this time, indicating that last year the Trust was honoured when the then-Lieutenant Governor The Honourable James Bartleman, agreed to the creation of a new category, the Lieutenant Governor's Ontario Heritage Award for Lifetime Achievement, which recognizes individuals who have made sustained volunteer contributions to heritage preservation over a period of 25 years or more. Nominations are accepted from across the Province and this year eighteen individuals received the award for lifetime achievement. Dr. Angus congratulated Nena Marsden on receiving this prestigious award and thanked her for helping to preserve our history and improve our quality of life.

Mr. Peter Van Loan, MP, presented Mrs. Marsden with a certificate in appreciation for her dedication to the heritage of Georgina.

3. COMMUNITY SERVICE ANNOUNCEMENTS cont'd

Mr. Shawn Conde, President of the Georgina Heritage Committee, presented Mrs. Marsden with a bouquet of flowers in appreciation for her interest in Georgina's heritage.

Mayor Grossi presented Mrs. Marsden with the Lieutenant Governor's Ontario Heritage Award for Lifetime Achievement along with a pin in honour of her dedication to heritage preservation.

Mrs. Marsden explained that some residents had the idea of forming an Historical Society 40 years ago and after a lot of fundraising and volunteer hours, the Georgina Pioneer Village opened its doors in 1975 on Thanksgiving weekend. She thanked everyone for the honour of receiving the award.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:

The following addendum items were identified as part of the agenda:

- 4.1 Report No. PB-2008-0032 entitled 'Application to Amend Zoning By-law 500, Anne McKeown, Part Lot 3, Concession 4 (NG)', as Item No. 14.1.1
- 4.2 Correspondence from Dr. Karin Kurji, Medical Officer of Health, requesting a letter of support for their larviciding portion of the West Nile Virus control program, as Item No. 15.2.17
- 4.3 Correspondence entitled 'Potential Lake Flooding' as Item No. 23
- 4.4 Various letters concerning the Roches Point Dock issue, Item No. 17.3.1, to be listed separately later in the agenda

5. APPROVAL OF AGENDA:

Moved by Councillor Smockum

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0115

THAT THE AGENDA, WITH THE FOLLOWING ADDENDUM ITEMS, BE APPROVED:

- 5.1 REPORT NO. PB-2008-0032 ENTITLED 'APPLICATION TO AMEND ZONING BY-LAW 500, ANNE MCKEOWN, PART LOT 3, CONCESSION 4 (NG)', AS ITEM NO. 14.1.1
- 5.2 CORRESPONDENCE FROM DR. KARIN KURJI, MEDICAL OFFICER OF HEALTH, REQUESTING A LETTER OF SUPPORT FOR THEIR LARVICIDING PORTION OF THE WEST NILE VIRUS CONTROL PROGRAM, AS ITEM NO. 15.2.17

5. APPROVAL OF AGENDA cont'd:

- 5.3 CORRESPONDENCE ENTITLED 'POTENTIAL LAKE FLOODING' AS ITEM NO. 23
- 5.4 VARIOUS LETTERS CONCERNING THE ROCHES POINT DOCK ISSUE, ITEM NO. 17.3.1, TO BE LISTED SEPARATELY LATER IN THE AGENDA

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

Councillor Jordan declared an interest in Addendum Item No. 14.1.1 because she owns property in the immediate vicinity of the subject property.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Hackenbrook

Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2008-0116

THAT THE MINUTES OF THE COUNCIL MEETING HELD ON FEBRUARY 25, 2008, BE ADOPTED AS PRESENTED.

RESOLUTION NO. C-2008-0117

THAT THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON MARCH 3, 2008, BE ADOPTED AS PRESENTED.

Carried.....

8. BUSINESS ARISING FROM THE MINUTES:

None.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

The following items were identified for separate discussion:

- 9.1 Deputation by Dr. Ursula Higgins and Paul Higgins concerning the Roches Point Dock and Road Allowance.
- 9.2 Deputation by Mark Setter and Murray Marriage of the Roches' Point Cottager's Association concerning the Roches Point Dock and Road Allowance.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:

- 9.3 Item No. 14.1.1, Report No PB-2008-0032 entitled 'Application to Amend Zoning By-law 500, Anne McKeown, Part Lot 3, Concession 4 (NG)'
- 9.4 Item No. 15.2, various matters for disposition
- 9.5 Item No. 16, petition
- 9.6 Item No. 17.3.1, Report No. LS-2008-0011 entitled 'Roches Point Dock and Road Allowance'
- 9.7 Item No. 20, various by-laws

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

Moved by Councillor Szollosy

Seconded by Councillor Smockum

That the following recommendations respecting the matters listed as 'Items Not Requiring Separate Discussion' be adopted as submitted to Council and staff be authorized to take all necessary action required to give effect to same:

Routine:

RESOLUTION NO. C-2008-0118

THAT THE ROUTINE CORRESPONDENCE BE RECEIVED.

Reports:

17.1 Report from the Engineering and Public Works Department:

- 17.1.1 Pre-Servicing Agreements
 - 1. 711371 Ontario Corp.
Plan of Subdivision 19T-90033
 - 2. Cherryview Estates Inc. – Benner Court Extension
Plan of Subdivision 19T-95033
 - 3. Cheslock Developments (Keswick) Inc.
Plan of Subdivision 19T-04-G01

Report No. EPW-2008-0006

RESOLUTION NO. C-2008-0119

- 1. THAT REPORT EPW-2008-0006 BE RECEIVED FOR INFORMATION.

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION cont'd:

2. THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A PRE-SERVICING AGREEMENT BETWEEN 711371 ONTARIO CORP., AS OWNER, AND THE CORPORATION OF THE TOWN OF GEORGINA RESPECTING THE SERVICING OF DRAFT PLAN OF SUBDIVISION 19T-90033, IDENTIFIED AS PART LOT 3, CONCESSION 7 (G).
3. THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A PRE-SERVICING AGREEMENT BETWEEN CHERRYVIEW ESTATES INC., C/O MURRAY KOEBEL, AS OWNER, AND THE CORPORATION OF THE TOWN OF GEORGINA RESPECTING THE SERVICING OF DRAFT PLAN OF SUBDIVISION 19T-95033, IDENTIFIED AS LOT 95, REGISTERED PLAN 290 AND LOT 9, CONCESSION 3 (NG).
4. THAT BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A PRE-SERVICING AGREEMENT BETWEEN CHESLOCK DEVELOPMENTS (KESWICK) INC., AS OWNER, AND THE CORPORATION OF THE TOWN OF GEORGINA RESPECTING THE SERVICING OF DRAFT PLAN OF SUBDIVISION 19T-04-G01, IDENTIFIED AS LOT 13, CONCESSION 3 (NG).

17.2 Report from the Planning and Building Department:

17.2.1 Application for Deeming By-law
EISENBERG, Robert
Lot 11, Plan 300

Report No. PB-2008-0031

RESOLUTION NO. C-2008-0120

- A. THAT REPORT PB-2008-0031 BE RECEIVED FOR INFORMATION.
- B. THAT THE APPLICATION SUBMITTED BY ROBERT EISENBERG TO DEEM LOT 11, REGISTERED PLAN 300, NOT TO BE A LOT ON A REGISTERED PLAN OF SUBDIVISION FOR THE PURPOSE OF SECTION 50(3) AND IN ACCORDANCE WITH SECTION 50(4) OF THE PLANNING ACT, R.S.O. 1990, BE APPROVED.

Carried.....

10.2 Matters subject to individual conflicts

None.

Mayor Grossi moved Item No. 17.3.1 forward at this time to be dealt with in conjunction with Item Nos. 11.1 and 11.2.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

17.3 Report from the Leisure Services Department

17.3.1 Roches Point Dock & Road Allowance

Report No. LS-2008-0011

Mr. John McLean, Director of Leisure Services, summarized the report at this time, stating that the issue is a long-standing one. In July of 2007, he met with residents of the area with regard to their concerns about the problems occurring with the Roches Point Dock property at which time they requested that Council come to grips with a solution acceptable to both the residents and the public at large. The Town then received an offer of purchase and sale for the road allowance and the dock and the Town followed the procedure with regard to offers for road allowances.

Mr. McLean indicated that Council has not yet made a decision on the matter. A Committee was struck in November of 2007, a meeting was held and a deferral of the Roches Point Community Association was requested until this evening in order to give the Association time to develop a plan for Council's consideration for an alternative use for the property other than its sale.

Mr. McLean stated that it is a political decision. The sale of the dock and road allowance would be precedent-setting, but the financial gain could be used to augment other areas within the Town. He indicated that if Council chooses recommendation #4 of the report, i.e. entering into a management agreement with the Association, it would not preclude the use of the property by residents of the Town as is assumed by some residents.

11. DEPUTATIONS:

11.1 Dr. Ursula Higgins and Paul Higgins concerning the Roches Point Dock and Road Allowance.

Mr. Higgins made a power point presentation to Council at this time, indicating that their goal is to secure better public lakefront access. He stated that there is no swimming or fishing area available at this dock. The public is abusing the area through illegal parking, unsanitary conditions and noise day and night, although signs were erected in 1998 to prohibit fishing and swimming at the dock. He noted that there is no room for boat mooring at the dock due to the great number of people who use the dock at any given time during the summer months.

11. DEPUTATIONS cont'd:

Mr. Higgins stated that the intended use of the dock was for boats in distress and the mooring of boats, but it has become a late-night destination point for partying and drug transactions, garbage being left behind, using the bushes as washroom facilities and loud noise, reducing the property value for all local homes. The dock is unsafe for swimming as the rocks are steep, sharp and slippery and the dock is too high to access, and the walkway is uneven and potentially dangerous. He stated that the lack of enforcement of the by-law by the Town will increase the liability of the Town in the event of an accident. He noted that the dock is on a narrow, dead-end road which is not easily navigated.

Mr. Higgins indicated that there are three potential solutions to the problems, namely, 1) enforce the by-law and close the stub road leading to the dock for cars and use for pedestrian traffic only, 2) gate the road and dock with restricted use to Roches Point residents and management of the dock by the Roches Point Community Association, or 3) sell the dock and relocate to a more suitable location such as North Gwillimbury Park. The difficulties are that the Town does not have the manpower to enforce the by-law and if the road was gated, who would pay for the gate and administer its proper use.

Mr. Higgins indicated that with respect to Option 3, North Gwillimbury Park has washrooms, parking, tables, benches, space for a proper fishing dock and over 500 feet of lakefront access. If the Town sold the Roches Point dock, the revenue from the sale could be used towards projects that more citizens of Georgina can enjoy, it would reduce liability exposure, eliminate illegal parking, eliminate unsanitary conditions and be easily monitored by the police. The residents of Roches Point would still have excellent swimming access at the end of Bouchier Street and boat launching at Osborne Street all within a short walk from the Roches Point dock and the North Gwillimbury fishing dock is only a fifteen minute walk from Roches Point.

Mr. Higgins stated that the sale of the dock would produce a quieter, safer, cleaner Roches Point, a proper fishing location would be established for all residents and visitors to enjoy and the revenue would be available for more community projects. He noted that a survey of the Roches Point residents indicated that only 4 out of 20 residents use the Roches Point dock, and 14 out of 20 use the beach at Bouchier.

11.2 Mark Setter and Murray Marriage of the Roches' Point Cottager's Association concerning the Roches Point Dock and Road Allowance.

Mr. Murray Marriage stated that he is the President of the Roches Point Community Association and has lived in Roches Point for 25 years, across the road from the dock. He indicated that he purchased his property because of the access to the beach and the dock. He stated that the Association has been working on an

11. DEPUTATIONS cont'd:

alternative proposal for the subject property, noting that its 90 members are opposed to the sale of the land. A concept plan has been developed and they believe it to be a good plan.

Mr. Marriage indicated that the Association has submitted a Letter of Intent to the Lake Simcoe Region Conservation Authority for financial assistance. He suggested that selling the property would set a bad precedent.

Mr. Anthony Medakovic, 414 Bouchier Street, thanked Council for the extension to this issue to tonight's meeting. He indicated that through the Town's Official Plan, the Town seems to be of the same mind as the residents with regard to 'growth management', 'healthy communities', 'policies' with comments such as '...increase the opportunities for public access to the Lake Simcoe waterfront', '...the Town should acquire lands or easements to provide increased public access to the lake' and '...securing additional lakefront land'. This provides an opportunity to repair the property. He stated that the Association spend many hours on preparing a solution, noting that the dock is a unique site and should be treated as one.

Ms. Alice Bostido, 430 Bouchier Street, stated that she lives on the other side of the dock. She explained that the community representatives have worked together to come up with a plan that contributes to the well-being of the community and to the lake and believes Council will agree with the proposed plan.

Mr. Mark Setter of Mark Setter Associates presented the Roche's Point Eco-Parkette conceptual design to Council at this time. He explained that a 1.8 metre high iron picket fence is proposed at the entrance to the park, with native trees, shrubs and ground cover, as well as low rock planters. The road and curbs would be removed and replaced with a pathway surrounded by native trees, shrubs and grass. They propose to remove the cat tails and sediments produced by bad water flow and replace them with indigenous native aquatic and shoreline planting. They propose to recycle the existing granite boulders found along the perimeter of the park for a series of low rock terraces up the hill and at the entrance. Seating areas would be provided, along with native meadow grasses and wild flowers.

Mr. Setter explained that the wharf has the potential to be restored to a more natural state, increasing the aquatic habitat of the lake while still maintaining public access for viewing and experiencing the lake. He advised that the restoration concepts would have to be approved by the community group, as well as the Lake Simcoe Region Conservation Authority and the Town of Georgina. He explained that the proposal would create a sense of proprietorship for the residents. It would provide clear entry to the park and control access as well, eliminating the undesirable element. It would not be private property, but it would feel and look like private property.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Moved by Regional Councillor Wheeler

Seconded by Councillor Szollosy

That the deputations made by Paul Higgins, Murray Marriage and Mark Setter concerning the Roches Point Dock and Road Allowance be received and that Council enter into a Management Agreement with the Roches Point Community Association for the operation of the road allowance and the Roches Point Dock.

Superseded by deferral motion.....

Moved by Councillor Jordan

Seconded by Councillor Smockum

RESOLUTION NO. C-2008-0121

THAT THE MOTION TO RECEIVE THE DEPUTATIONS CONCERNING THE ROCHES POINT DOCK AND ROAD ALLOWANCE AND TO ENTER INTO A MANAGEMENT AGREEMENT WITH THE ROCHES POINT COMMUNITY ASSOCIATION FOR THE OPERATION OF THE ROAD ALLOWANCE AND THE ROCHES POINT DOCK BE DEFERRED PENDING INPUT FROM THE PUBLIC.

Carried.....

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

That the Rules of Procedure be waived in order to permit members of the public to address Council at this time.

Carried.....

Mr. Rob Hare of 224 Boyers Road commended the community of Roches Point for their determination and conceptual plan, but inquired where a resident from another part of the Town would park a vehicle once the property was developed as proposed.

Mr. Marriage indicated that there are 8 or 10 parking spaces provide on the road as long as you are in possession of a parking permit.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Mr. Harry Behrend of 835 Lake Drive North congratulated the Community Association for its worthy proposal. He explained that he has maintained a lot in Florida for the last twenty years, noting that Florida eliminated all water access and he does not understand why the Town is even considering selling the subject land. He suggested that the Town establish a formal policy for acquiring lakefront property. The subject property is public domain and should remain that way.

Mayor Grossi explained that the Town does have a formal policy on acquiring lakefront property and due to the offer of purchase and sale that was submitted to the Town, the Town had to follow the process in place and bring the offer to Town Council for consideration.

Mr. John Gunn of 384 Bouchier Street stated that selling the subject property may seem like a good idea at this point in time, but it may not be such a good idea in the future. He indicated that the subject property is a good location and the proposal meets all of the concerns and then some, and suggested that the Higgins approve of the plan also.

Dr. Higgins explained that now that she and her husband have read the Town's report and have seen the Association's proposal, they are prepared to withdraw their offer to purchase the property. They believe that the proposal should have the opportunity to succeed.

Councillor Jordan noted that Town Staff and police representatives should establish a Park Committee in order to deal with the subject area over the next few months. The report needs to be refined, noting that it is not to become a private park with public access.

Roland Chenier, Town Clerk, listed the following pieces of correspondence with regard to this issue:

Carol McDermott, Debbie Gordon, Rob Duffus, Ruth Krentz, Mike Kehoe, Elliott Snitman, Preston Quan, Kevin Izzard, Scott Williamson, President, Lake Simcoe Marine Heritage Society and Michael Meredith. As well, the following people have sent correspondence to the Town over the last few months; John Hastings, Adam Charlinski, President, Ontario Underwater Explorers SCUBA Club, Jim Easton (twice), Scott Williamson, President, Lake Simcoe Marine Heritage Society, John Storey, Lawrence Dolson, George Connell, Rob and Dorothy Hare, Brian and Annabel Slaight, Toni Oliver, Anne and Murray Marriage, Rosa Sharpe, Richard of the Ontario Chinese Anglers Association, George Gibbons, Elva Zee of the Ontario Chinese Anglers Association, Dave B., Jane Aitken.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Mr. McLean stated that there are parking spots in the vicinity where non-residents can park their vehicles and walk to the park. It is not the intention to lock the gates for non-residents, but just to get things under control. He stated that further refinement of the agreement is needed and the Town will have to stop up and close the portion of Raines Street to allow for the asphalt and curbs to be removed. In addition, a by-law would have to be passed to stop up and close the road.

Mr. McLean stated that there will be rules and a code of conduct for activities in the park. It is not staff's intention to provide public washroom facilities in the park as it is intended for short visits and washrooms tend to encourage visitors to stay for longer periods. Access by lake would obviously still be available. He indicated that this is not a wide-destination type of park and was never intended to be. The intention is to minimize that kind of use and maximize the local and passive use. He stated that the park is in a residential area and the problems associated with it have been on-going for 30 years.

Mr. McLean indicated that time is of the essence with this issue because the local residents are willing to finance the proposal and would like to see Phase I of the plan completed by late summer, this year. All issues regarding public access would be dealt with through the proposed plan and access for Georgina residents will be entrenched in the agreement, but possibly not for non-residents.

Moved by Regional Councillor Wheeler

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0122

THAT THE DEPUTATIONS MADE BY PAUL HIGGINS, MURRAY MARRIAGE OF THE ROCHES POINT COMMUNITY ASSOCIATION AND MARK SETTER OF MARK SETTER ASSOCIATES CONCERNING THE ROCHES POINT DOCK AND ROAD ALLOWANCE ISSUE BE RECEIVED ALONG WITH REPORT LS-2008-0011, THAT STAFF REPORT BACK TO COUNCIL WITH RESPECT TO ENTERING INTO TWO MANAGEMENT AGREEMENTS WITH THE ROCHES POINT COMMUNITY ASSOCIATION, ONE TO MANAGE THE ROAD END BEACH FRONT AREA AT THE FOOT OF BOUCHIER STREET AND THE OTHER FOR THE OPERATION OF THE ROAD ALLOWANCE AND THE ROCHES POINT DOCK, AND THAT A BY-LAW BE PASSED TO STOP UP AND CLOSE THE PORTION OF RAINES STREET FROM BOUCHIER STREET TO THE LAKE.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

A Recorded vote was requested; the Clerk recorded the vote as follows:

	<u>YEA</u>	<u>NAY</u>
Mayor Grossi	X	
Regional Councillor Wheeler	X	
Councillor Hackenbrook	X	
Councillor Jamieson	X	
Councillor Jordan	X	
Councillor Smockum	X	
Councillor Szollosy	X	
YEA	-	7
NAY	-	0

Carried unanimously.....

12. PRESENTATIONS:

None.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

None.

15. COMMUNICATIONS:15.2 Matters for Disposition:

15.2.1 John Gerretson, Minister of the Environment, respecting concerns of un-permitted water takers in the Lake Simcoe Watershed and inspections conducted.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

RESOLUTION NO. C-2008-0123

THAT CORRESPONDENCE FROM JOHN GERRETSON, MINISTER OF THE ENVIRONMENT, RESPECTING CONCERNS OF UN-PERMITTED WATER TAKERS IN THE LAKE SIMCOE WATERSHED AND INSPECTIONS CONDUCTED, BE RECEIVED AND REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE FOR FOLLOW-UP.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.2 Michel Chan, Minister of Citizenship and Immigration, requesting support of the Lincoln M. Alexander Award 2008 through nominations.

Moved by Regional Councillor Wheeler

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0124

THAT CORRESPONDENCE FROM MICHEL CHAN, MINISTER OF CITIZENSHIP AND IMMIGRATION, REQUESTING SUPPORT OF THE LINCOLN M. ALEXANDER AWARD 2008 THROUGH NOMINATIONS BE RECEIVED AND REFERRED TO THE LEISURE SERVICES DEPARTMENT FOR DISPOSITION.

Carried.....

- 15.2.3 Jim Watson, Minister of Municipal Affairs and Housing, requesting input on the proposed criteria for considering Greenbelt expansions by April 30, 2008.

Moved by Councillor Jamieson

Seconded by Councillor Jordan

RESOLUTION NO. C-2008-0125

THAT CORRESPONDENCE FROM JIM WATSON, MINISTER OF MUNICIPAL AFFAIRS AND HOUSING, REQUESTING INPUT ON THE PROPOSED CRITERIA FOR CONSIDERING GREENBELT EXPANSIONS BY APRIL 30, 2008, BE RECEIVED.

Carried.....

- 15.2.4 D. Gayle Wood, CAO, Lake Simcoe Region Conservation Authority, responding to a request for clarification on the LSEMS Working Group and Steering Committee recommendations.

14. PUBLIC MEETINGS cont'd:

single family dwelling is acceptable in an Environmental Protection Area (EPA) subject to an Environmental Impact Statement (EIS), which was completed for this zoning amendment application. He stated that further analysis is required to clearly delineate the limits of any evaluation wetlands, floodplain and significant woodlands and demonstrate the ability to develop outside these limits and provide appropriate buffers so there will be no negative impacts.

Mr. Smith indicated that with regard to the on-site water supply, it appears to be a low impact to the subject property from abutting uses. He indicated that the single family dwelling will be able to be developed without impacting the natural features or functions contained on the subject property and surrounding lands.

Mrs. Karyn Stone, Planner, explained that this property is not unlike other rural properties dealt with in the past. She indicated that looking at the natural features within the subject property, the frontage of the subject property should likely have been designated Environmental Protection Area. She stated that the Environmental Impact Statement will assist staff in determining the most appropriate EPA designation to apply to this area of the property.

Mrs. Stone stated that the EIS conducted to date indicates that the forested areas on the subject property do not meet the definition of significant woodlands as defined in the Town's Official Plan. Significant Woodlands are defined as 'all old growth and mid-late successional forest, greater than 4 hectares in area', while the Town's official Plan indicates the presence of only early-mid successional forest on the subject property, but further review is required. She indicated that more field work needs to be conducted with regard to buffers, wetlands, driveway location and floodplain.

Mrs. Stone explained that the subject property contains portions of a significant forest and is located within the Region's Agricultural Policy Area and is also identified as part of the regional Greenlands System. In addition, provisions of the Greenbelt Plan apply to this application, it is within the Protected Countryside and is identified as being within the Natural Heritage System of the Greenbelt Plan.

Mrs. Stone stated that the Provincial Policy Statement indicates that natural features and areas shall be protected for the long term and development is to be restricted within areas containing significant natural features. She mentioned that the EIS acknowledges that some tree removal will be required and the York Regional Forest Conservation By-law restricts and regulates the destruction of trees in woodlots larger than 0.5 acres and in this regard, the clearing of trees required for building envelopes would be subject to this by-law.

14. PUBLIC MEETINGS cont'd:

Mr. Harold Lenters, Director of Planning and Building, stated that when the Official Plan was completed in 2002, designations for Rural-industrial were made to reflect existing uses or planned uses, but when tracing the history of the subject property, the designation was apparently shifted too far to the north, as there is nothing in the property's history to indicate there has ever been either a Rural-Industrial use in place, or planned on the property. He indicated that there is adequate room for buffering from abutting properties, but staff is not sure if the proposed use is entirely compatible at this point and will need further investigation.

Mr. Lenters indicated that the landfill site to the south has been closed down, the former smelter site has not been used for years and staff cannot say at this time that the subject property cannot support a home. He noted that neighbouring landowners would most likely prefer to see a residential use on the subject property, as opposed to an industrial one, and therefore have not expressed any concerns with the proposal.

Mrs. Sylvia Gerl, 619 Varney Road, inquired where Warden Avenue was situated on the site plan, and was advised of same by the agent.

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

RESOLUTION NO. C-2008-0127

- A. THAT REPORT NO. PB-2008-0032 BE RECEIVED AS INFORMATION.
- B. THAT STAFF REPORT FURTHER TO COUNCIL FOLLOWING THE RECEIPT AND ASSESSMENT OF ALL COMMENTS, AND THAT THE APPLICANTS ADDRESS ANY OUTSTANDING ISSUES, QUESTIONS AND CONCERNS.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.5 Michael Johnson, Georgina Garden Centre, requesting financial assistance and possible partnership with the Town for the newly created environmental program "Steward Of The Earth".

15. COMMUNICATIONS cont'd:

Moved by Councillor Smockum

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0128

THAT CORRESPONDENCE FROM MICHAEL JOHNSON, GEORGINA GARDEN CENTRE, REQUESTING FINANCIAL ASSISTANCE AND POSSIBLE PARTNERSHIP WITH THE TOWN FOR THE NEWLY CREATED ENVIRONMENTAL PROGRAM "STEWARD OF THE EARTH", BE RECEIVED.

Carried.....

- 15.2.6 City of Kingston inviting other municipalities to contribute what they can to prevent the incidence of malaria in Africa.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

RESOLUTION NO. C-2008-0129

THAT CORRESPONDENCE FROM THE CITY OF KINGSTON INVITING OTHER MUNICIPALITIES TO CONTRIBUTE WHAT THEY CAN TO PREVENT THE INCIDENCE OF MALARIA IN AFRICA BE RECEIVED, THAT COUNCIL PROCLAIM APRIL 25TH AS "WORLD MALARIA DAY" THROUGHOUT THE TOWN OF GEORGINA AND ADVERTISE THE PROCLAMATION ON THE TOWN PAGE OF THE LOCAL NEWSPAPER AND ON THE TOWN WEBSITE.

Carried.....

- 15.2.7 Lori Tomkinson, Friends of Udora, requesting permission to host a Family Fun Day on Sunday, July 13, 2008 from 1-8:00 p.m. at the Udora Community Hall.

Moved by Councillor Smockum

Seconded by Councillor Jamieson

RESOLUTION NO. C-2007-0130

THAT CORRESPONDENCE FROM LORI TOMKINSON, FRIENDS OF UDORA, REQUESTING PERMISSION TO HOST A FAMILY FUN DAY ON SUNDAY, JULY 13, 2008 FROM 1-8:00 P.M. AT THE UDORA COMMUNITY HALL BE RECEIVED

15. COMMUNICATIONS cont'd:

AND REFERRED TO THE UDORA HALL BOARD FOR CONSIDERATION, AS TOWN COUNCIL'S ENDORSEMENT IS NOT REQUIRED FOR THIS EVENT.

Carried.....

- 15.2.8 UMA Engineering Ltd. requesting comments by April 11, 2008 concerning the Highway 404 Extension Detail Design Study – Advanced Bridge Structures.

Moved by Councillor Smockum

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0131

THAT CORRESPONDENCE FROM UMA ENGINEERING LTD. REQUESTING COMMENTS BY APRIL 11, 2008 CONCERNING THE HIGHWAY 404 EXTENSION DETAIL DESIGN STUDY – ADVANCED BRIDGE STRUCTURES, BE RECEIVED.

Carried.....

- 15.2.9 Laura Moy, Clerk, Town of Tecumseh, requesting support of its position regarding the COMRIF Agreement and MRIP top-up funds.

Moved by Councillor Szollosy

Seconded by Councillor Jordan

RESOLUTION NO. C-2008-0132

THAT CORRESPONDENCE FROM LAURA MOY, CLERK, TOWN OF TECUMSEH, REQUESTING SUPPORT OF ITS POSITION REGARDING THE COMRIF AGREEMENT AND MRIP TOP-UP FUNDS BE RECEIVED.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.10 Women's Support Network of York Region requesting the Town purchase 50 tickets to support its V-Day event to be held March 30, 2008.

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

RESOLUTION NO. C-2008-0133

THAT TOWN COUNCIL RECEIVE CORRESPONDENCE FROM THE WOMEN'S SUPPORT NETWORK OF YORK REGION REQUESTING THE TOWN PURCHASE 50 TICKETS TO SUPPORT ITS V-DAY EVENT TO BE HELD MARCH 30, 2008, AND THAT COUNCIL AGREE TO PURCHASE 10 TICKETS FOR THE EVENT, TO BE INITIALLY OFFERED TO THE RESIDENTS OF THE SANDGATE WOMEN'S SHELTER AND THEN TO OTHER RESIDENTS OF THE TOWN.

Carried.....

- 15.2.11 Connie Phillipson, Executive Director, Regional Municipality of York Police Services Board, requesting support of the on-line petition requesting amendments be made to the 'Corrections and Conditional Release Act'.

Moved by Regional Councillor Wheeler

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0134

THAT CORRESPONDENCE FROM CONNIE PHILLIPSON, EXECUTIVE DIRECTOR, REGIONAL MUNICIPALITY OF YORK POLICE SERVICES BOARD, REQUESTING SUPPORT OF THE ON-LINE PETITION REQUESTING AMENDMENTS BE MADE TO THE 'CORRECTIONS AND CONDITIONAL RELEASE ACT' BE RECEIVED AND REFERRED TO THE POLICE SERVICES BOARD FOR MORE SPECIFIC DIRECTION WITH REGARD TO THE PROPOSED AMENDMENTS TO THE ACT.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.12 John Gooderham, Parade Chairman, The Royal Canadian Legion, requesting permission to host its annual D-Day Parade on Sunday, June 1st.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

RESOLUTION NO. C-2008-0135

THAT TOWN COUNCIL GRANT PERMISSION TO THE ROYAL CANADIAN LEGION TO HOST ITS ANNUAL D-DAY PARADE ON SUNDAY, JUNE 1ST, 2008, ALONG BLACK RIVER ROAD FROM THE LIBRARY TO THE BRIAR HILL CEMETERY COMMENCING AT 1:30 P.M.

Carried.....

- 15.2.13 Pam Gilroy, Regional Clerk, Region of Niagara, requesting endorsement of its position concerning the unfair formula proposed to improve representation in the House of Commons for Ontarians.

Moved by Councillor Szollosy

That Town Council endorse the position of the Region of Niagara requesting endorsement of its position concerning the unfair formula proposed to improve representation in the House of Commons for Ontarians.

Lost, no seconder.....

Moved by Councillor Jamieson

Seconded by Councillor Jordan

RESOLUTION NO. C-2008-0136

THAT CORRESPONDENCE FROM PAM GILROY, REGIONAL CLERK, REGION OF NIAGARA, REQUESTING ENDORSEMENT OF ITS POSITION CONCERNING THE UNFAIR FORMULA PROPOSED TO IMPROVE REPRESENTATION IN THE HOUSE OF COMMONS FOR ONTARIANS, BE RECEIVED.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.14 Judy Marshall, Executive Director, Sandgate Women's Shelter of Georgina, requesting permission to conduct its annual Tag Day on Saturday, May 31, 2008 and for Council to participate in the event.

Moved by Councillor Hackenbrook

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0137

THAT TOWN COUNCIL GRANT PERMISSION TO THE SANDGATE WOMEN'S SHELTER'S ANNUAL TAG DAY ON SATURDAY, MAY 31, 2008 AND THAT MEMBERS OF COUNCIL PARTICIPATE IN THE EVENT, IF POSSIBLE.

Carried.....

- 15.2.15 Terry Young, Director, Independent Electricity System Operator (IESO), respecting the electricity market and offering to provide more details.

Moved by Councillor Szollosy

Seconded by Councillor Jamieson

RESOLUTION NO. C-2008-0138

THAT CORRESPONDENCE FROM TERRY YOUNG, DIRECTOR, INDEPENDENT ELECTRICITY SYSTEM OPERATOR (IESO), RESPECTING THE ELECTRICITY MARKET AND OFFERING TO PROVIDE MORE DETAILS, BE RECEIVED.

Carried.....

- 15.2.16 AMO requesting nominations for the Peter J. Marshall 2008 Municipal Innovation Awards.

Moved by Councillor Hackenbrook

Seconded by Councillor Szollosy

RESOLUTION NO. C-2008-0139

THAT CORRESPONDENCE FROM AMO REQUESTING NOMINATIONS FOR THE PETER J. MARSHALL 2008 MUNICIPAL INNOVATION AWARDS BE RECEIVED AND REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER FOR

15. COMMUNICATIONS cont'd:

DETERMINATION OF AN APPROPRIATE AREA IN WHICH THE TOWN OF GEORGINA MAY BE ELIGIBLE.

Carried.....

Mayor Grossi moved forward and dealt with Addendum Item No. 15.2.17 at this time.

- 15.2.17 Dr. Karim Kurji, Medical Officer of Health and Director, Public Health Program, Region of York, requesting a letter of support in order to carry out the larviciding portion of the West Nile Virus control program this year.

Moved by Councillor Smockum

Seconded by Councillor Jordan

RESOLUTION NO. C-2008-0140

THAT CORRESPONDENCE FROM DR. KARIM KURJI, MEDICAL OFFICER OF HEALTH AND DIRECTOR, PUBLIC HEALTH PROGRAM, REGION OF YORK, REQUESTING A LETTER OF SUPPORT IN ORDER TO CARRY OUT THE LARVICIDING PORTION OF THE WEST NILE VIRUS CONTROL PROGRAM THIS YEAR BE RECEIVED AND ENDORSED, AND FORWARDED TO THE ENGINEERING MANAGER FOR INFORMATION.

Carried.....

16. PETITIONS:

- 16.1 A petition requesting the installation of street lights on Morning Glory Road from 9777 Morning Glory Road to Weirs Sideroad.

Moved b y Councillor Smockum

Seconded by Councillor Hackenbrook

RESOLUTION NO. C-2008-0141

THAT THE PETITION REQUESTING THE INSTALLATION OF STREET LIGHTS ON MORNING GLORY ROAD FROM 9777 MORNING GLORY ROAD TO WEIR'S SIDEROAD, BE RECEIVED AND REFERRED TO THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS TO VERIFY THAT 2/3 OF THE NAMES ON THE PETITION ARE RESIDENTS OF THE AREA IN QUESTION AND INFORM COUNCIL OF THE OUTCOME.

Carried.....

18. UNFINISHED BUSINESS:

None.

19. REGIONAL BUSINESS:

None.

20. BY-LAWS:

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

That the following bylaws be given three readings:

- | | | |
|------|---------------------------------|---|
| 20.1 | By-law Number 2008-0028 (PL-1) | Being a By-law to deem lots not to be lots on a registered Plan of Subdivision, Robert Eisenberg, Lot 11, Plan 300 |
| 20.2 | By-law Number 2008-0029 (PWO-3) | Being a By-law to authorize the Mayor and Clerk to execute a Pre-Servicing Agreement with 711371 Ontario Corp; servicing of proposed Plan of Subdivision 19T-90033, Part Lot 3, Conc. 7 (NG) |
| 20.3 | By-law Number 2008-0030 (PWO-3) | Being a By-law to authorize the Mayor and Clerk to execute a Pre-Servicing Agreement with Cherryview Estates Inc.; servicing of proposed Plan of Subdivision 19T-95033, Lot 95, Registered Plan 290 and Lot 9, Conc. 3 (NG) |
| 20.4 | By-law Number 2008-0031 (PWO-3) | Being a By-law to authorize the Mayor and Clerk to execute a Pre-Servicing Agreement with Cheslock Developments (Keswick) Inc.; servicing of proposed Plan of Subdivision 19T-04-G01, Lot 13, Conc. 3 (NG) |

20. BY-LAWS:

- 20.5 By-law Number 2008-0032 (MOU-1) Being a By-law to authorize the Mayor and Clerk to execute a Memorandum of Understanding; cost sharing arrangement regarding Internal Audit Services by the Region of York
- 20.7 By-law Number 2008-0033 (LA-1) Being a By-law to authorize the Mayor and Clerk to execute a Release of the Right of Re-conveyance; Part Lot 13, Concession 4, Part 1, 65R-11981.

Carried.....

Moved by Councillor Smockum

Seconded by Councillor Jordan

That the Council Meeting be recessed and Members convene into a Closed Session at this time (9:30 p.m.) to deal with the following matter:

- i) Personal matter about an identifiable individual, Section 239 (2)(b) MA, a by-law to appoint a Member to the Committee of Adjustment for the 2006-1010 Term of Office.

Carried.....

The Council members arose from the Closed Session at this time (9:45 p.m.); no motions emanated from the Closed Session.

21. MOTIONS:

None.

22. NOTICES OF MOTION:

None.

23. OTHER BUSINESS:

Mr. Bob Magloughlen, Director of Engineering and Public Works, indicated that nothing has changed with the level of water in Lake Simcoe within the last month, but Parks Canada is predicting that the level of Lake Simcoe this spring may be the highest in 40 years and shallow flooding may occur in low lying areas along the shoreline.

Mr. Magloughlen stated that property owners should be made aware of the potential for flooding, noting that there are approximately 1,500 homes that could be affected. He submitted a draft of an information package that he suggests the Mayor's office mail to the potentially affected residents.

24. CONFIRMING BY-LAW

Moved by Councillor Smockum

Seconded by Councillor Szollosy

That the following by-law be given three readings:

By-law Number 2008-0034 (COU-2)

Being a by-law to confirm the proceedings to Council.

Carried.....

25. ADJOURNMENT:

Moved by Councillor Jamieson

Seconded by Councillor Jordan

That the meeting adjourn at this time (9:55 p.m.).

Carried.....

Robert Grossi, Mayor

Roland Chenier, Town Clerk