

THE CORPORATION OF THE TOWN OF GEORGINA

COUNCIL AGENDA

April 28, 2008
(7:00 p.m.)

1. MOMENT OF MEDITATION:
2. ROLL CALL:
3. COMMUNITY SERVICE ANNOUNCEMENTS:
4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:
5. APPROVAL OF AGENDA:
6. DECLARATION OF PECUNIARY INTEREST:
7. ADOPTION OF THE MINUTES:
 - 7.1 Minutes of the Special Council Meeting held on April 7, 2008.
Pages 1-3
 - 7.2 Minutes of the Council Meeting held on April 14, 2008.
Pages 5-27
8. BUSINESS ARISING FROM THE MINUTES:
9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:
10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:
 - 10.1 Matters not subject to individual conflicts
 - 10.2 Matters subject to individual conflicts
11. DEPUTATIONS:
 - 11.1 Representatives of MegaWHAT concerning the Notice of Motion tabled at the Council Meeting of April 14, 2008 respecting the proposed simply cycle natural gas-fired electricity generating facility.
 - 11.2 Representatives of Pristine Power respecting the proposed simply cycle natural gas-fired electricity generating facility.

11. DEPUTATIONS cont'd:**Page 28**

- 11.3 Dan Davidson respecting the economical impacts the proposed power plant may have on the area.

12. PRESENTATIONS:**Page 29**

- 12.1 Brenda Muller, Artistic Director, concerning the Blue Ridge Festival, held June 6-8, 2008, in Sutton and Jackson's Point.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:14. PUBLIC MEETINGS:14.1 Continuation of a Planning Application (interested parties notified):**Pages 102-215****(7:30 p.m.)**

- 14.1.1 Applications to Amend the Official Plan and Zoning By-law 500,
DEEP PATEL (Baldwin Go Karts)
Part Lot 1, Concession 2 (G), 23721 Highway 48
AGENT: Michael T. Larkin, Larkin & Associates Planning Consultants Inc.

Report No. PB-2008-0046

Recommendation:

- A. That Report PB-2008-0046 be received as information.
- B. That in the event no public or Council concerns are raised at the public meeting warranting investigation and a further meeting, staff recommend the following:
- (I) that the application submitted by Deep Patel to amend the Georgina Official Plan to permit a go-kart track and indoor and outdoor paintball uses on land described as Part of Lot 1, Concession 2 (G) be approved.
 - (II) that the amending by-law to adopt the Official Plan Amendment contain the site specific policies described in Reports PB-2008-0021 and PB-2008-0046.
 - (III) that the application submitted by Deep Patel to amend the existing Highway Commercial (C2-2) zoning and to rezone a portion of the land from Rural (RU) to Rural (RU-218) and Open Space (OS-72) in order to permit a go-kart track and indoor and outdoor paintball uses on land described as Part of Lot 1, Concession 2 (G) be approved.

14. PUBLIC MEETINGS cont'd:

- (IV) that the amending Zoning By-law contain the site specific provisions as described in Reports PB-2008-0021 and PB-2008-0046.
- C. That prior to the passing of the amending Zoning By-law the Town Solicitor prepare and have registered on title a Restrictive Covenant Agreement between the owner and Town pertaining to the hours of operation of the go-kart and outdoor paintball use all of which shall be carried out at the owner's/applicant's expense.
- D. That any property owners who have requested to be considered an interested party to the applications (File Nos. 03.971 & 02.150) be invited to attend any Site Plan Committee meetings held with respect to the development of this site.
- E. That pursuant to Section 34(17) of The Planning Act, R.S.O. 1990, Council deems that further notice is not required to be given in the event that minor revisions to the proposed amending Zoning By-law are required.
- F. That Council pass a resolution exempting the use of paintball guns on lands described as Part of Lot 1, Concession 2 (G) and municipally known as 23721 Highway 48.

15 COMMUNICATIONS:15.1 Matters for Routine:**Page 30**

15.1.1 Routine Correspondence

(Advisement: please advise the Town Clerk prior to the meeting if you would like an item discussed, so that it can be made available at the meeting)

15.2 Matters for Disposition:**Page 31**

15.2.1 Leslie Drynan, Clerk, Tay Valley Township, requesting support of its position concerning availability of Provincial infrastructure funding to all municipalities.

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15.2.2 Association of Municipalities of Ontario requesting submission of application forms for the inaugural Federal Gas Tax Award by the May 16, 2008 deadline

Pages 33-36

15.2.3 Association of Municipalities of Ontario requesting submission of nominations to the 2008-2009 AMO Board of Directors.

15. COMMUNICATIONS cont'd:**Pages 37-39**

- 15.2.4 Liz Gibson, Deputy Clerk, Town of Newmarket, respecting the Northern York Region Electricity Needs.

(Advisement: Refer to Item No. 22 of this agenda)

Pages 40-41

- 15.2.5 Lisa Lyons, Committee Secretary, Georgina Accessibility Advisory Committee, recommending Council support the Town of Newmarket's position on Disabled Parking Permits and Parking Space.

Pages 42-50

- 15.2.6 Lisa Lyons, Committee Secretary, Georgina Agricultural Advisory Committee, recommending Council support the Township of Brock's position concerning Pulp and Paper Biosolids and the Township of West Lincoln's concerns regarding non-agricultural source materials.

(Advisement: Council referred two pieces of correspondence to GEAC October 15 and December 17, 2007 respectively, who in turn referred them to the GAgAC for review)

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- 15.2.7 Lisa Lyons, Committee Secretary, Lake Drive Pedway Committee, recommending Council support its position regarding increased police presence on Lake Drive and Hedge Road.

Pages 52-54

- 15.2.8 Tom Kutti, Co-Chair, JK Jazz 2008, requesting Council declare 'JK Jazz 2008' as an official Town event, and provide financial support of \$5,000 to help defray costs.

16. PETITIONS:17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:17.1 Recommendations from the Committee of the Whole Meeting held on April 21, 2008:

- 17.1.1
1. THAT REPORT NO. DAS-2008-0015 BE RECEIVED;
AND
 2. THAT SUBJECT TO THE EXECUTION OF THE AGREEMENT ATTACHED TO THIS REPORT, THAT THE TOWN OF GEORGINA GRANT EXEMPTION TO INLAND IRON & METALS FROM SECTION 3 (2) OF SCHEDULE 11 OF LICENSING BY-LAW NO. 2002-0169 (LI-3) AND SECTION 2 (E) (IV) OF NOISE BY-LAW NO. 2003-0075 (PWE-1) TO ALLOW TWO (2) TRACTOR TRAILERS TO

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

BE LOADED ON SUNDAYS AND STATUTORY HOLIDAYS FOR A PERIOD OF ONE YEAR FROM APRIL 25, 2008 TO APRIL 24, 2009 BETWEEN THE HOURS OF 10:00 A.M. AND 12 NOON; AND

3. THAT STAFF CARRY OUT, IF DEEMED NECESSARY, RANDOM UNANNOUNCED VISITS TO THE INLAND PROPERTY TO MONITOR FOR NONCOMPLIANCE OF THE TERMS OF THE AGREEMENT AND THAT THE COSTS INCURRED FOR STAFF TIME AND VEHICLE MILEAGE BE INVOICED TO INLAND IRON AND METALS; AND
4. THAT STAFF NOTIFY COUNCIL OF FAILURE TO COMPLY WITH THE SUBSTANTIAL TERMS OF THIS AGREEMENT; AND
5. THAT THE MATTER OF SUNDAY AND STATUTORY HOLIDAY MATERIAL HANDLING AT INLAND IRON & METALS BE BROUGHT BACK TO COUNCIL APPROXIMATELY ONE MONTH PRIOR TO THE EXPIRY DATE OF THIS AGREEMENT FOR REVIEW UPON WRITTEN REQUEST FROM INLAND FOR AN AGREEMENT RENEWAL.

17.1.2

1. THAT REPORT NO. DAS-2008-0016 BE RECEIVED FOR INFORMATION.
2. THAT THE TOWN OF GEORGINA PROCEED WITH THE RENOVATIONS AND ADDITION TO THE MUNICIPAL ANIMAL CONTROL AND ADOPTION CENTRE.
3. THAT WE HIRE THE SERVICES OF THOMAS BROWN ARCHITECTS INC. TO PREPARE THE DESIGN AND RFP FOR THE PROPOSED ADDITION AND RENOVATIONS.

17.1.3

1. THAT REPORT NO. DAS-2008-0017 BE RECEIVED FOR INFORMATION.
2. THAT THE CLERKS DEPARTMENT RE-ADVERTISE FOR A NEW MEMBER OF THE COMMITTEE OF ADJUSTMENT.
3. THAT THE ADDITIONAL CRITERIA STIPULATED IN THIS REPORT BE APPLIED WHEN APPOINTING MEMBERS TO THE COMMITTEE OF ADJUSTMENT AND PROPERTY STANDARDS COMMITTEE.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- 17.1.4 1. THAT REPORT NO. LS-2008-0014 BE RECEIVED.
- 2 THAT THE MAYOR AND COUNCIL AUTHORIZE THE CLERK TO ENTER INTO A NEW MEMORANDUM OF AGREEMENT WITH THE GEORGINA LAWN BOWLING CLUB.
- 17.1.5 THAT REPORT PB-2008-0042 BE RECEIVED FOR INFORMATION.
- 17.1.6 THAT COUNCIL APPROVE THE URBAN ARCHITECTURAL DESIGN GUIDELINES PREPARED BY CASSIDY & CO. ARCHITECTURAL TECHNOLOGISTS AND DATED AUGUST 2006 IN ORDER TO SATISFY DRAFT PLAN CONDITIONS 19-21 OF DRAFT PLAN OF SUBDIVISION 19T-05G02 SUBJECT TO INCORPORATING THE REVISIONS NOTED IN SECTION 3 OF REPORT PB-2008-0042.
- 17.1.7 1 THAT REPORT LS-2008-0016 BE RECEIVED FOR INFORMATION
- 2 THAT THE MAYOR AND CLERK BE AUTHORIZED TO EXECUTE THE MEMORANDUM OF AGREEMENT BETWEEN THE PARTIES FOR THE OPERATION OF THE RAINES STREET ROAD-END AND DOCK. (APPENDIX #1)
- 3 THAT THE MAYOR AND CLERK BE AUTHORIZED TO ENTER INTO AN OPERATING AGREEMENT BETWEEN THE PARTIES WITH RESPECT TO THE BOUCHIER STREET ROAD END FOR MEMBERS OF ROCHES POINT COMMUNITY ASSOCIATION. (APPENDIX #2)
- 17.1.8 1 THAT REPORT LS-2008-0017 BE RECEIVED.
- 2 THAT COUNCIL AWARD TENDER CONTRACT LS2008 - 006 SPORTSFIELD LIGHTING SUBMITTED BY NADALIN ELECTRIC COMPANY (ONTARIO) INCORPORATED, MILTON IN THE AMOUNT OF \$251,265.00 (GST INCLUSIVE).
- 3 THAT THE PURCHASING AGENT BE AUTHORIZED TO ISSUE A PURCHASE ORDER AND ATTACHING CONTRACT ACCORDINGLY FOR TENDER CONTRACT LS2008-006.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- 17.1.9 1. THAT REPORT NO. LS-2008-0015 BE RECEIVED.
2. THAT THE MAYOR AND CLERK BE AUTHORIZED TO EXTEND THE LEASE BETWEEN THE HARVEST FAMILY COMMUNITY CHURCH AND THE TOWN FOR A PERIOD OF FIVE YEARS COMMENCING JANUARY 1, 2008 TO DECEMBER 31, 2012.
- 17.1.10 1. THAT REPORT NO. DAS-2008-0018 BE RECEIVED FOR INFORMATION.
2. THAT THE FINAL ACCESSIBILITY PLAN FOR 2007-2008 AS PRESENTED BE APPROVED.
- 17.1.11 THAT TOWN COUNCIL DECLARE WEDNESDAY, JUNE 4, 2008, AS 'STEWARD OF THE EARTH DAY' THROUGHOUT THE TOWN OF GEORGINA IN RECOGNITION OF THE STEWARD OF THE EARTH PROGRAM THAT FAMILIARIZES STUDENTS WITH THE IMPORTANCE OF CARING FOR OUR ENVIRONMENT, SPECIFICALLY TREES.
- 17.1.12 THAT TOWN COUNCIL ENDORSE THE PASSAGE OF BILL 36, ENVIRONMENTAL PROTECTION AMENDMENT ACT, 2008, AMENDING THE ENVIRONMENTAL PROTECTION ACT REQUIRING A PERSON TO OBTAIN A CERTIFICATE OF APPROVAL BEFORE SPREADING OR STORING SEWAGE SLUDGE, OTHER BIO-SOLIDS AND PRODUCTS DERIVED FROM THEM.

17.2 Report from the Planning and Building Department:

Pages 55-101

- 17.2.1 Protecting Lake Simcoe: Creating Ontario's Strategy for Action Discussion Paper, March 2008

Report No. PB-2008-0045

Recommendation:

- A. That Report No. PB-2008-0045 be endorsed and received as information.**
- B. That Council advise the Province of its support for a long term strategy to improve and protect the health of the Lake Simcoe watershed.**

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- C. That Council advise the Province of its support for legislation that provides the resources (financial and otherwise) that are necessary on an ongoing basis to develop and implement a protection plan that is initially focused on carrying out already identified projects and programs.
- D. That Council advise the Province of its support of the Regional Municipality of York's position respecting the governance structure to implement the protection strategy and plan as generally set out below:
 - I) that the Lake Simcoe Region Conservation Authority serve as the lead and coordinating body within a strengthened LSEMS partnership that includes:
 - i) additional representation from the public and other stakeholder groups or within the various LSEMS committees.
 - ii) increased stable long term funding from multiple sources.
 - iii) the provision of dedicated administrative and technical support staff within the Conservation Authority.
- E. That Council request the Ministry of the Environment to arrange a workshop or workshops specifically for municipal and ministry staff to meet to discuss municipal concerns and issues in greater detail.
- F. That the Town Clerk forward a copy of this report to the Province of Ontario, specifically the Ministry of the Environment and the Ministry of Municipal Affairs and Housing, the Regional Municipality of York and the Lake Simcoe Region Conservation Authority.

18. UNFINISHED BUSINESS:

19. REGIONAL BUSINESS:

20. BY-LAWS:

- 20.1 A By-law to amend Zoning By-law 500, 950226 Ontario Ltd., (Sutton Home Hardware), Part Lot 8, Block 60, Plan 69, 20942 Dalton Road, Sutton

(Advisement: Refer to Report No. PB-2005-0082 considered by Council on June 13, 2005)

20. BY-LAWS cont'd:

20.2 A By-law to Amend the Official Plan, DEEP PATEL (Baldwin Go Karts), Part Lot 1, Concession 2 (G), 23721 Highway 48

(Advisement: Refer to Report No. PB-2008-0046, Item No. 14.1.1 of this agenda)

21. MOTIONS:

22. NOTICES OF MOTION:

The following Notice of Motion be put forward at the April 14th Council Meeting for discussion at the April 28th Council Meeting:

Moved by Councillor Szollosy

WHEREAS ON JANUARY 31, 2008, THE ONTARIO MINISTER OF ENERGY ISSUED A DIRECTIVE TO THE ONTARIO POWER AUTHORITY (OPA) TO PROCURE A SIMPLY CYCLE NATURAL GAS-FIRED ELECTRICITY GENERATING FACILITY, WITH RATED GENERATION CAPACITY OF APPROXIMATELY 350MW AND NOT MORE THAN 400 MW;

AND WHEREAS THE TOWN OF GEORGINA IS IDENTIFIED IN THE NORTHERN YORK REGION REQUEST FOR QUALIFICATIONS (JANUARY 2008) AS ONE OF THE PREFERRED CONNECTION POINTS OF THE GENERATOR TO THE EXISTING TRANSMISSION SYSTEM;

AND WHEREAS AT LEAST ONE PRIVATE ENERGY COMPANY HAS EXPRESSED AN INTEREST TO THE TOWN IN THE LOCATION AND DEVELOPMENT OF A NATURAL GAS SINGLE CYCLE TURBINE POWERED ENERGY GENERATION PEAKER PLANT IN THE TOWN OF GEORGINA;

AND WHEREAS AS PART OF THE PROCUREMENT PROCESS, THE OPA HAS COMPLETED THE REQUEST FOR QUALIFICATIONS STAGE AND IS NOW IN THE PROCESS OF EVALUATING THE RFQ APPLICANTS;

AND WHEREAS TOWARDS THE END OF APRIL 2008, THE OPA WILL ANNOUNCE THE SHORT LIST OF QUALIFIED PRIVATE ENERGY COMPANIES TO BUILD AND OPERATE A 350 MW PEAKING NATURAL GAS-FIRED POWER GENERATION FACILITY IN NORTHERN YORK REGION;

AND WHEREAS THE OFFICIAL PLAN OF THE TOWN OF GEORGINA STATES AS A GUIDING PRINCIPLE "TO PREVENT THE POLLUTION OF LAND, AIR AND WATER RESOURCES OF THE TOWN";

AND WHEREAS IT FURTHER STATES AS A GUIDING PRINCIPLE, "TO PROTECT THE HIGH CAPABILITY AGRICULTURAL LAND BASE FROM URBAN ENCROACHMENT AND LAND USE CONFLICTS AND TO RECOGNIZE THE AGRICULTURAL INDUSTRY AND ITS ASSOCIATED SERVICES AS AN IMPORTANT ECONOMIC ACTIVITY";

22. NOTICES OF MOTION:

THEREFORE BE IT RESOLVED THAT THE TOWN OF GEORGINA SHALL PREPARE A WRITTEN COMMUNICATION TO THE ONTARIO POWER AUTHORITY TO FORMALLY REGISTER THE TOWN OF GEORGINA'S POSITION THAT THE TOWN DOES NOT INTEND TO ACCEPT ANY PROPOSAL FOR A NATURAL GAS-FIRED POWER GENERATION FACILITY TO SUPPLY ADDITIONAL POWER TO MEET THE NEEDS OF NORTHERN YORK REGION, SOUTH SIMCOE AND THE INTEGRATED PROVINCIAL ELECTRICITY SUPPLY SYSTEM;

FURTHER THAT THE TOWN OF GEORGINA SUPPORTS CONSERVATION AND PEAK DEMAND MANAGEMENT INITIATIVES AS WELL AS COMBINED HEAT AND POWER PROJECTS AND ELECTRICITY GENERATION USING RENEWABLE ENERGY SOURCES; AND

THAT A COPY OF THE LETTER SHALL BE SENT TO THE MINISTER OF THE ENVIRONMENT, ONTARIO ENERGY BOARD AND THE REGIONAL MUNICIPALITY OF YORK.

23. OTHER BUSINESS:

24. CONFIRMING BY-LAW

25. ADJOURNMENT: