

# **THE CORPORATION OF THE TOWN OF GEORGINA**

## **COUNCIL MINUTES**

September 22, 2008  
(7:03 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  
Councillor Jordan  
Councillor Szollosy  
Councillor Smockum

Regional Councillor Wheeler  
Councillor Jamieson  
Councillor Hackenbrook

3. **COMMUNITY SERVICE ANNOUNCEMENTS:**

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

4. **INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:**

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

- 4.1 Addendum agenda for a closed meeting concerning update on the CAO recruitment process
- 4.2 page 7 of Report PB-2008-0102; excluded during photocopy process
- 4.3 motion concerning electricity generating facility proposal, Other Business

5. **APPROVAL OF AGENDA:**

Moved by Councillor Smockum

Seconded by Councillor Jamieson

**RESOLUTION NO. C-2008-0408**

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

5. APPROVAL OF AGENDA cont'd:

- 5.1 ADDENDUM AGENDA FOR A CLOSED MEETING CONCERNING UPDATE ON THE CAO RECRUITMENT PROCESS
- 5.2 PAGE 7 OF REPORT PB-2008-0102; EXCLUDED DURING PHOTOCOPY PROCESS
- 5.3 MOTION CONCERNING ELECTRICITY GENERATING FACILITY PROPOSAL, OTHER BUSINESS

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

None.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Smockum

Seconded by Regional Councillor Wheeler

**RESOLUTION NO. C-2008-0409**

THAT THE MINUTES OF THE COUNCIL MEETING HELD ON SEPTEMBER 8, 2008, BE ADOPTED AS PRESENTED.

**RESOLUTION NO. C-2008-0410**

THAT THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON SEPTEMBER 15, 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 Item No. 11.1, deputation by Brandon Bones and Sarah Murray respecting a proposed leadh-free dog park
- 9.2 Item No. 11.2, deputation by Bob Redinger concerning the construction of a boathouse

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

- 9.3 Item No. 11.3, Heather Fullerton and Laurence Ritchie, Georgina Arts Centre and Gallery, concerning budget issues
- 9.4 Item No. 14.1.1, Report No. PB-2008-0102 entitled 'Application to Amend the Official Plan and Zoning By-law 500, Penfei Zhang'
- 9.5 Item No. 15.2, various matters for disposition
- 9.6 Item No. 17.1.16, recommendation from Committee of the Whole meeting of September 15, 2008
- 9.7 Item No. 17.3.1, Report No. EPW-2008-0035 entitled 'Lake Simcoe Clean-Up Fund, Application for Round Two'
- 9.8 Item No. 20, various by-laws
- 9.9 Item No. 23, motion concerning electricity generating facility proposal as Other Business

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

Moved by Councillor Jordan

Seconded by Councillor Szollosy

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-2008-0411**

THAT THE ROUTINE CORRESPONDENCE BE RECEIVED.

Reports:

17.2 Report from the Planning and Building Department:

- 17.2.1 Application to Deem Lots not to be Lots on a Registered Plan of Subdivision,  
DUMAN, Alexander  
Lot 8, Registered Plan 309, 61 Lake Drive East  
AGENT: Michael Smith Planning Consultants

Report No. PB-2008-0103

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION cont'd:**RESOLUTION NO. C-2008-0412**

- A. THAT REPORT PB-2008-0103 BE RECEIVED FOR INFORMATION.
- B. THAT THE APPLICATION TO DEEM LOT 8, REGISTERED PLAN 309, NOT TO BE A LOT ON A REGISTERED PLAN OF SUBDIVISION AS PER SECTION 50(4) OF THE PLANNING ACT, R.S.O. 1990 BE APPROVED.

Recommendations from the Committee of the Whole Meeting held on September 15, 2008:**RESOLUTION NO. C-2008-0413**

- 17.1.1 1. THAT REPORT NO. EPW-2008-0038 BE RECEIVED FOR INFORMATION.
- 2. THAT THE MINISTRY OF TRANSPORTATION GRANT IN THE AMOUNT OF \$764,997 BE USED FOR THE REPLACEMENT OF CULVERT #203 (POLLOCK ROAD, EAST OF WARDEN AVENUE) AND CULVERT #205 (GLENWOODS AVENUE, WEST OF WARDEN AVENUE).
- 3. THAT A REQUEST FOR PROPOSAL BE REQUESTED FROM QUALIFIED CONSULTANTS TO PROVIDE COMPLETE ENGINEERING SERVICES FOR THESE WORKS.

**RESOLUTION NO. C-2008-0414**

- 17.1.2 1. THAT REPORT NO. EPW-2008-0039 BE RECEIVED FOR INFORMATION.
- 2. THAT A BY-LAW BE PASSED TO AMEND THE TRAFFIC BY-LAW TO ESTABLISH A TWO (2) HOUR PARKING RESTRICTION ON THE MARKET SQUARE.

**RESOLUTION NO. C-2008-0415**

- 17.1.3 1. THAT REPORT NO. EPW-2008-0040 BE RECEIVED FOR INFORMATION.

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

2. THAT COUNCIL AGREES, IN PRINCIPLE, TO A DIVERSION DITCH ALONG LYALL LANE AND A NEW OUTLET TO LAKE SIMCOE TO REDUCE FLOODING IN THAT AREA AND THAT THE DEPARTMENT OF ENGINEERING AND PUBLIC WORKS IS AUTHORIZED TO PREPARE A DETAILED DESIGN, SEEK APPROVALS AND PREPARE AN EASEMENT AGREEMENT WITH THE CHIPPEWAS OF GEORGINA ISLAND FIRST NATION TO FACILITATE THIS CONSTRUCTION.

**RESOLUTION NO. C-2008-0416**

- 17.1.4 1. THAT REPORT NO. EPW-2008-041 BE RECEIVED FOR INFORMATION.
2. THAT THE BID RECEIVED FROM BARRA CON CONSTRUCTION LTD. IN THE AMOUNT OF \$501,731.00 NET OF GST REBATE, FOR WOODFIELD DRIVE – ROAD RECONSTRUCTION IS ACCEPTED AND THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO ENTER INTO A CONTRACT BETWEEN BARRA CON CONSTRUCTION LTD. AND THE CORPORATION OF THE TOWN OF GEORGINA.

**RESOLUTION NO. C-2008-0417**

- 17.1.5 A. THAT REPORT PB-2008-0101 BE RECEIVED AS INFORMATION.
- B. THAT PURSUANT TO SECTION 51(33) OF THE PLANNING ACT, R.S.O., 1990, AN EXTENSION TO THE APPROVAL OF DRAFT PLAN OF SUBDIVISION 19T-90033 BE GRANTED TO OCTOBER 6, 2010.
- C. THAT PURSUANT TO SECTION 51(44) OF THE PLANNING ACT, R.S.O., 1990, THE LAPSING PROVISION CONTAINED IN THE CONDITIONS OF DRAFT PLAN APPROVAL BE AMENDED TO READ “PURSUANT TO THE PLANNING ACT, R.S.O., 1990, AS AMENDED, APPROVAL OF THIS PLAN OF SUBDIVISION SHALL LAPSE IF FINAL APPROVAL FOR REGISTRATION HAS NOT BEEN GIVEN BY OCTOBER 6<sup>TH</sup>, 2010, UNLESS APPROVAL HAS BEEN SOONER WITHDRAWN OR THE TOWN OF GEORGINA HAS EXTENDED THE DURATION OF THE APPROVAL.”

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

- D. THAT PURSUANT TO SECTION 51(47) OF THE PLANNING ACT, R.S.O., 1990, WRITTEN NOTICE SHALL NOT BE GIVEN AS THE CHANGE TO THE CONDITIONS OF DRAFT PLAN APPROVAL IS MINOR.

**RESOLUTION NO. C-2008-0418**

- 17.1.6 THAT THE DEPUTATION MADE BY SHAWN KNIGHT OF KESWICK RENTAL REQUESTING AN EXEMPTION FROM THE PARKING BY-LAW TO PERMIT VEHICLES TO PARK ALONG THE QUEENSWAY AND RAVENSHOE ROAD DURING AN AUCTION EVENT TO BE HELD ON OCTOBER 4, 2008, BE RECEIVED AND THAT MR. KNIGHT BE DIRECTED TO PREPARE A PARKING PLAN THROUGH DISCUSSION WITH THE CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER WHICH MAY INCLUDE ARRANGING FOR THE USE OF THE PARKING LOTS AT THE FORMER HERO'S RESTAURANT ON THE QUEENSWAY AND THE COOKS GAS STATION AT THE CORNER OF THE QUEENSWAY AND RAVENSHOE ROAD, THE USE OF CAUTION TAPE TO PREVENT THE BLOCKING OF DRIVEWAYS, OFF-DUTY POLICE OFFICERS OR PARKING CONTROL PEOPLE, AND THAT THIS PLAN BE PREPARED AND SUBMITTED TO THE MAYOR'S OFFICE BY WEDNESDAY, SEPTEMBER 17<sup>TH</sup> FOR DISCUSSION AT THE REGIONAL COUNCIL MEETING FOR DISPOSITION.

**RESOLUTION NO. C-2008-0419**

- 17.1.7 THAT THE DEPUTATION MADE BY PHIL ROSE-DONAHOE, GEORGINA VILLAGE MUSEUM CURATOR AND MANAGER, PRESENTING AND UPDATE ON THE VILLAGE INITIATIVES, BE RECEIVED WITH THANKS.

**RESOLUTION NO. C-2008-0420**

- 17.1.8 THAT THE DEPUTATION MADE BY JOHN WALLER, YORK REGION PLANNING AND DEVELOPMENT SERVICES DEPARTMENT, TO PRESENT THE PREFERRED GROWTH SCENARIO OF THE PLANNING FOR TOMORROW INITIATIVE, BE RECEIVED.

**RESOLUTION NO. C-2008-0421**

- 17.1.9 THAT THE DEPUTATION MADE BY ANDREW SIBBALD AND BRUCE ETHERINGTON ON BEHALF OF THE SOUTH SHORE COMMUNITY BROADBAND, TO PROVIDE A STATUS UPDATE ON THE SSCB PROJECT, BE RECEIVED.

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

**RESOLUTION NO. C-2008-0422**

17.1.10 THAT THE CORRESPONDENCE FROM SUZANNE COTTON REQUESTING PERMISSION TO POST ADVERTISING SIGNS FOR THE 14<sup>TH</sup> ANNUAL GEORGINA STUDIO TOUR ON TOWN, REGIONAL AND MINISTRY OF TRANSPORTATION ROAD ALLOWANCES AS SOON AS POSSIBLE BE RECEIVED, THAT THE TOWN GRANT APPROVAL FOR SIGNS ON TOWN ROAD ALLOWANCES, THAT THE ISSUE BE REFERRED TO THE CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER TO OBTAIN THE REQUIRED APPROVALS FROM THE REGION OF YORK AND THE MINISTRY OF TRANSPORTATION TO PERMIT THE PLACE TEMPORARY SIGNS ON THEIR ROAD ALLOWANCES, THAT THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS ASSIST BY PROVIDING THE NECESSARY CONTACT INFORMATION AND THAT THE FORMAL SIGN BY-LAW PROCESS BE FOLLOWED IN FUTURE YEARS.

**RESOLUTION NO. C-2008-0423**

17.1.11 1. THAT REPORT NO. DAS-2008-0047 BE RECEIVED; AND

2. THAT TOWN COUNCIL GRANT RELIEF TO ROXANNE KOSAROW OF METRUS DEVELOPMENT REGARDING THE APPLICATION FOR SIGN RELIEF FOR DOUBLE-FACED GREYSTONE HOMES REAL ESTATE DEVELOPMENT GROUND SIGNS, WITH A NON-IDENTICAL MESSAGE ON EITHER SIDE, ON RAVENSHOE ROAD, CONC. 3, PART LOT 1, KESWICK.

**RESOLUTION NO. C-2008-0424**

17.1.12 THAT COUNCIL FORWARD THE PROPOSED STREET NAMES OF "CAMDEN COURT" AND "PEM CRESCENT" TO THE GEORGINA FIRE CHIEF FOR REVIEW WITH THE REGION OF YORK AND IF APPROVED, THAT THEY BE ADDED TO THE REGION OF YORK'S RESERVED LIST AND THE TOWN'S STREET INVENTORY LIST.

**RESOLUTION NO. C-2008-0425**

17.1.13 1. THAT REPORT NO. DAS-2008-0044 BE RECEIVED FOR INFORMATION.

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

2. THAT THE COUNCIL OF THE TOWN OF GEORGINA ADOPT BY BY-LAW THE CODE OF CONDUCT POLICY FOR MEMBERS OF COUNCIL, SAVE AND EXCEPT THE LEGAL FEES AS THEY RELATE TO THE ABILITY BY EXONERATED INDIVIDUALS TO RECOVER COSTS.

**RESOLUTION NO. C-2008-0426**

- 17.1.14 THAT CORRESPONDENCE FROM JAY LEBLANC REQUESTING AN EXEMPTION FROM THE PARKING BY-LAW TO PERMIT VEHICLES TO PARK ALONG CHURCH STREET ON SATURDAY, OCTOBER 25, 2008, DURING A 24-HOUR WORLD RECORD EVENT AT PRIMAL INSTINCTS TATTOO AND PIERCING STUDIO, BE RECEIVED, THAT COUNCIL WAIVE THE 3-HOUR PARKING LIMIT ALONG THE SOUTH SIDE OF CHURCH STREET FROM METRO ROAD TO THE QUEENSWAY ON THIS DATE AND THAT THE BUSINESS OWNER BE REQUESTED TO PREPARE A PARKING PLAN WITH THE CHIEF MUNICIPAL LAW ENFORCEMENT OFFICER, OUTLINING THE NUMBER OF VEHICLES ANTICIPATED, THE LENGTH OF THE ROAD EXPECTED TO BE OCCUPIED BY PARKED VEHICLES AND THE LENGTH OF TIME FOR EACH VEHICLE, IF OVERNIGHT PARKING IS EXPECTED, THE POTENTIAL USE OF THE SCHOOL AND POST OFFICE PARKING LOTS, FOR FURTHER CONSIDERATION BY COUNCIL.

**RESOLUTION NO. C-2008-0427**

- 17.1.15 THAT THE ACTING CHIEF ADMINISTRATIVE OFFICER, BUILDING DEPARTMENT REPRESENTATIVE AND THE BURNABY DRIVE HOMEOWNER DISCUSS THE PERMITTED ALTERNATIVES TO THE TEMPORARY HALLOWEEN STRUCTURE THAT WAS REMOVED, AND REPORT BACK TO COUNCIL.

**RESOLUTION NO. C-2008-0428**

- 17.1.17 THAT ELECTIONS CANADA BE PERMITTED TO UTILIZE THE CIVIC CENTRE COUNCIL CHAMBERS ON TUESDAY, OCTOBER 14, 2008, DURING THE UPCOMING FEDERAL ELECTION AND THAT THE COUNCIL MEETING SCHEDULED TO BE HELD IN THE EVENING ON THAT SAME DATE BE CONDUCTED IN THE SECOND FLOOR COMMITTEE ROOM.



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

**RESOLUTION NO. C-2008-0429**

17.1.18 THAT CORRESPONDENCE FROM ENVIRONMENT CANADA REQUESTING LETTERS OF INTENT FOR LAKE SIMCOE CLEAN-UP FUND BY OCTOBER 1, 2008, BE RECEIVED AND THAT COUNCIL ADVISE THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS OF ANY ADDITIONAL PROJECTS THAT COULD BE CONDUCTED UNDER THIS FUND.

Carried.....

10.2 Matters subject to individual conflicts

None.

11. DEPUTATIONS:

11.1 Sarah Murray and Brandon Bones respecting a proposed Leash-Free Dog Park.

Councillor Jordan advised that the people listed on the agenda gave their deputation time to Bev Kolb, speaking on behalf of a group of residents in Keswick that have formed the 'Keswick Off-The-Lead Dog Park Committee'.

Bev Kolb circulated a proposal for a leash-free dog park to Council members at this time, indicating that their purpose is to provide a controlled area where Georgina residents can exercise their dogs. The proposed dog park would reduce and discourage the use of unauthorized locations such as school yards, public parks and soccer fields and would encourage responsible pet ownership through onsite education and notices.

Ms. Kolb indicated that they have worked out a budget and would like Council to consider matching funds. She explained that they are proposing a user-pay system so that the people using the park will take more responsibility for its maintenance. She stated that they proposed that users would purchase a \$25.00 per household sticker through the yearly dog licensing program, which would be applied to the back of the dog license at the time of licensing so that other users of the park could see at a glance who has paid for the privilege of using the park.

Ms. Kolb explained that seasonal residents or any resident wishing to change their park status would be able to purchase a sticker at any time through the Town office. She advised that rabies vaccination records would be checked at the time of purchasing the sticker.

11. DEPUTATIONS cont'd:

Ms. Kolb stated that several quotes were obtained for fencing, etc, and the proposed site is a town-owned, undeveloped property at Lake Drive South and Robert Street in Keswick, on the west side of the area facing West Park which measures 177 metres x 82 metres x 81 metres x 74 metres. The north side of the basin would remain vacant to act as a noise and visual barrier for residents abutting that area.

Ms. Kolb explained that they are proposing the area be fenced and contain a pavilion with picnic tables, any necessary lighting, along with the current parking area to be developed and graveled. Signs would be posted outlining the rules to follow when using the park. She further explained that they received several proposals concerning dog waste and prefer the \$180 per month bin for dog waste that would be picked up on a regular basis.

Ms. Kolb explained that peer pressure should be the best form of enforcement for all users of the park. She also mentioned that a large number of people plan their vacations around visits to leash-free parks so that if a visitor to the area wants to visit the park with their dog(s), it would be permitted, but residents would be required to pay for the privilege as it has been found that if users do not pay for this type of privilege, they are not as careful with the area and do not think about the importance of maintaining it.

Ms. Kolb stated that dog-owners are willing to pay for the privilege of using a leash-free park within their own community and their willingness to pay would contribute to the funding required to pay for the park. They are requesting the Council at least indicate their willingness to contribute to the project, if not to cover 50% of the costs involved. She requested Council to keep in mind that this proposed park would reduce the maintenance and clean-up of other parks and open areas within the Town that are currently being used by residents to run their dogs.

Moved by Councillor Jordan

Seconded by Councillor Szollosy

**RESOLUTION NO. C-2008-0430**

THAT THE DEPUTATION MADE BY BEV KOLB CONCERNING THE ESTABLISHMENT OF A LEASH-FREE DOG PARK WITHIN THE TOWN OF GEORGINA BE RECEIVED AND REFERRED TO THE DIRECTOR OF LEISURE SERVICES FOR A FULL REPORT INCLUDING POTENTIAL LOCATIONS.

Carried.....

11. DEPUTATIONS cont'd:

- 11.2 Bob Redinger requesting an exemption from the proposed Lake Drive policy to permit a boathouse to be constructed on the lake bed.

Mr. Redinger of 905 Lake Drive North stated that in September of 2007, he looked into building a dock and boathouse on the lake, not touching the shoreline. He was advised that he required approval from the Ministry of Natural Resources and from the Town with regard to the integrity of the boathouse. He therefore contracted for the dock and boathouse to be built in the spring of this year.

Mr. Redinger advised that he received approval from the Town and from the Ministry to build the dock. He is now ready to build the boathouse, but now that the issue is before Council and has been referred to the Engineering Department, he understands that it could be at least one year before a final decision is made concerning the details of building docks and boathouses.

Mr. Redinger went ahead in good faith with the policies and procedures that were in place at the time and he's now caught in the middle of policy changes. He requested that the Town provide approval for his boathouse based on the present rules. He explained that the proposed boathouse will not be seen from the street, that it will be lower than the road.

Mr. Bob Magloughlen, Director of Engineering and Public Works, explained that it is the Ministry that requests Town comments on the issuance of work permits for boathouses. He stated that the Town hasn't seen an application for the construction of a brand new boathouse for several years and the Town has not issued consent for this application to date.

Mr. Magloughlen explained that there are not too many instances within the Town where a boathouse can be easily constructed. They cannot be built to be greater than 1 meter above the crest of the road. Docks are permitted as they do not block the vision from the road to the lake, but boathouses can block the vision. He indicated that the Town has not been requested by the Ministry to give its consent for the boathouse construction.

Mr. Redinger stated that if he was permitted to build the boathouse, it could easily meet the 1 metre restriction as the boathouse would be just below the one metre restriction. He noted that the boathouse would be entirely built on the lakebed, not on Town property.

Mr. Magloughlen noted that the lake is zoned Open Space (OS), but he doesn't think a zoning amendment would be required for this boathouse application.

11. DEPUTATIONS cont'd:

Moved by Councillor Szollosy

Seconded by Councillor Hackenbrook

**RESOLUTION NO. C-2008-0431**

THAT THE DEPUTATION MADE BY BOB REDINGER REQUESTING PERMISSION TO CONSTRUCT A BOATHOUSE ON THE LAKEBED BE RECEIVED AND ACCORDINGLY, THAT STAFF ADVISE THE MINISTRY OF NATURAL RESOURCES THAT THE TOWN OF GEORGINA HAS NO CONCERNS WITH A PERMIT BEING ISSUED IN THE NAME OF BOB REDINGER TO CONSTRUCT A BOATHOUSE ON THE LAKEBED AT 905 LAKE DRIVE NORTH.

Carried.....

- 11.3 Heather Fullerton, Executive Director, and Laurence Ritchie, Chairman, Georgina Arts Center & Gallery, concerning the expansion of the centre's roof and to review the budget for the balance of 2008 and for 2009.

Mr. Laurence Ritchie, Chairman for the Georgina Arts Centre and Gallery, thanked Council Members at this time for their assistance in August of this year by providing \$10,000 to deal with urgent matters. Mr. Ritchie updated Council members, indicating that their Dina Christie Auction was a great success, raising \$8,000 with the help of an original Robert Bateman painting. He stated that other fundraisers will be taking place.

Mr. Ritchie explained that the gallery has had a series of break-ins, resulting in the door being destroyed and their donation box being stolen. Due to these break-ins, the employees took turns staying on the premises day and night. He indicated that luckily the building is town-owned property and therefore the Town's insurance company covered the damages from the break-ins.

Mr. Ritchie stated that he has met with staff since the August meeting and will meet with them again. He indicated that funding was not in place for the Art Centre and South Lake Community Futures Development Corporation had to withdraw its \$75,000 grant until the spring of 2009. They have received from its director a strong letter of support and indications that the Art Centre will be on their list in the spring of next year for financial support.

Mr. Ritchie advised that temporary repairs were made to the flat roof which has been adequate and they are hoping that these repairs will last until the spring of next year at which point they will hopefully receive funding from South Lake Community Futures to either do major repairs on the roof or reconstruct it. He stated that copies of their budget for 2008 and 2009 have been submitted to the Town indicating that they are not yet at a break-even point, but they are working hard towards that end.

11. DEPUTATIONS cont'd:

Moved by Councillor Szollosy

Seconded by Councillor Smockum

**RESOLUTION NO. C-2008-0432**

THAT THE DEPUTATION MADE BY LAURENCE RITCHIE, CHAIRMAN OF THE GEORGINA ARTS CENTRE AND GALLERY, UPDATING COUNCIL ON THE INITIATIVES TAKEN BY THE CENTRE AND FUNDING OPTIONS BE RECEIVED.

Carried.....

12. PRESENTATIONS:

None.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:14. PUBLIC MEETINGS:14.1 Statutory Public Meeting (Interested Parties Notified):

(7:53 p.m.)

14.1.1 Application to Amend the Official Plan and Zoning By-law  
No. 500,  
PENFEI ZHANG  
Plan 472, Lot 75, 12 Irving Dr, Pepperlaw  
AGENT: Michael Smith Planning Consultants

Report No. PB-2008-0102

Mayor Grossi explained the procedure for a public meeting at this time.

Mr. Gord Mahoney of Michael Smith Planning Consultants, agent for the applicant, indicated that the applicant is in attendance. He stated that the applicant is requesting an official plan amendment and zoning by-law amendment in order to permit the construction of a single family dwelling fronting on a private right-of-way. The owners own Lots 75 and 76, each being 1300 square metres in size with 75 foot frontages. Lot 76 contains a single family dwelling and a boathouse, while Lot 75 is vacant. A small building on Lot 76 encroaches onto Lot 75 marginally which the applicant intends to remedy with a lot addition. He indicated that the properties front onto a private road thereby requiring the official plan and zoning by-law amendment applications as a property owner cannot construct a dwelling on a private road. The applicant is also requesting a reduction in the side yard setback from 1.7 metres to 1.2 meters.

14. PUBLIC MEETINGS cont'd:

Mr. Mahoney indicated that of the six lots in this immediate vicinity, only Lot 75 remains undeveloped. The applicant retained the services of Jagger Hims Limited to complete a Sewage System Capability Assessment and Water Balance Analysis. The assessment indicates that the property can support a single family dwelling on a private septic system, with no negative impact on the Provincially Significant Wetland.

Mr. Mahoney advised that comments have not yet been received from several of the commenting agencies, but he is aware that the Town's On-Site Sewage Inspector has asked several questions of the consultant.

Regional Councillor Wheeler left the meeting at this time (8:00 p.m.).

Adam Lucas, Planner, reviewed the report briefly at this time, indicating that because the subject property is identified as being located adjacent to a Provincially Significant Wetland, the Natural Heritage policies of the Provincial Policy Statement do not permit development and site alteration unless the lands have been evaluated and it has been demonstrated that there will be no negative impacts on the natural features. He indicated that staff is not yet in receipt of comments from the Region of York, the Lake Simcoe Region Conservation Authority, the Town's On-Site Sewage Inspector or the Engineering and Public Works Department, and therefore a full evaluation has not yet been conducted.

Mr. Lucas indicated that a letter of objection was received from the owner to the east of the subject property with regard to concerns with property values, the removal of mature trees on the property and the importance of the vista to the water. He indicated that he has also received letters of support from other property owners along Irving Drive.

Mr. Lucas indicated that the applicant is also requesting a reduction in the easterly side yard setback of 1.2 metres from the required 1.7 metres. The property is an existing lot of record, but it fronts onto a private right-of-way rather than an assumed road and the Official Plan and Zoning By-law documents do not permit the construction of a single family dwelling on a private right-of-way and amendments are therefore required. He explained that construction on any of the other lots in the same position would have been grandfathered and any structures built prior to these restrictions being put in place.

Mr. Mahoney stated the Lake Simcoe Region Conservation Authority has advised him that the subject property is not within the flood plain and their written comments should arrive at the Town offices by the middle of this week. He mentioned that if this portion of Irving Drive was assumed by the Town, these applications would not be necessary.

14. PUBLIC MEETINGS cont'd:

Mr. Jim Hill stated that Irving Drive is half of a kilometer long and all of the lots along that road have 75 foot frontages and all of the lots contain either a permanent residence or cottage with two exceptions; the subject lot and one other lot that contained a cottage which was torn down and will eventually be replaced. He believes that this seems to be a small infill situation.

Mr. Hill indicated that technically, the lots on the lake-side front on the lake and creek and if this portion of Irving Drive was assumed, it would no longer be private and a number of people from the general public would be able to use it to access the lake to fish.

Mr. Magloughlen stated that the creek runs up the road allowance, so the road had to deviate from its original course to service the homes. The Town reconstructed the road and offered to assume the private right-of-way at the time it resurfaced it, but the property owners did not agree with the assumption of the road. He stated that if the portion of Irving Drive was assumed, the Town would post signs along its length to restrict its use, but the Town would need to obtain ownership of it first.

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

**RESOLUTION NO. C-2008-0433**

- A. THAT REPORT NO. PB-2008-0102 BE RECEIVED AS INFORMATION.
- B. THAT STAFF REPORT FURTHER TO COUNCIL FOLLOWING THE RECEIPT AND ASSESSMENT OF PUBLIC, COUNCIL, INTERNAL DEPARTMENT AND EXTERNAL AGENCY COMMENTS.

Carried.....

Councillor Smockum directed the other Council Members to review Item No. ix of the Routine matters, being a letter from the Ministry of Natural Resources concerning the Sunday hunting of migratory birds.

15. COMMUNICATIONS:

15.2 Matters for Disposition:

- 15.2.1 Corporation of the Municipality of Tweed requesting support of its position that the governments become involved to reduce taxes on petroleum products, including provincial road taxes and federal excise tax.

15. COMMUNICATIONS cont'd:

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

**RESOLUTION NO. C-2008-0434**

THAT CORRESPONDENCE FROM THE CORPORATION OF THE MUNICIPALITY OF TWEED REQUESTING SUPPORT OF ITS POSITION THAT THE GOVERNMENTS BECOME INVOLVED TO REDUCE TAXES ON PETROLEUM PRODUCTS, INCLUDING PROVINCIAL ROAD TAXES AND FEDERAL EXCISE TAX, BE RECEIVED.

Carried.....

Regional Councillor Wheeler returned to the meeting at this time (8:15 p.m.).

- 15.2.2 Douglas G. Martin, Mayor, Town of Fort Erie, requesting support of its position respecting the Niagara Health System and subsequent Hospital Improvement Plan.

Moved by Councillor Jamieson

Seconded by Councillor Smockum

**RESOLUTION NO. C-2008-0435**

THAT CORRESPONDENCE FROM DOUGLAS G. MARTIN, MAYOR, TOWN OF FORT ERIE, REQUESTING SUPPORT OF ITS POSITION RESPECTING THE NIAGARA HEALTH SYSTEM AND SUBSEQUENT HOSPITAL IMPROVEMENT PLAN, BE RECEIVED.

Carried.....

16 PETITIONS:

None.

17 COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

- 17.1.16 THAT TOWN COUNCIL ENDORSE THE POSITION TAKEN BY HELMUT KIK IN HIS CORRESPONDENCE CONCERNING THE NEED FOR A MODULAR, SINGLE-CYCLE ELECTRIC POWER PLANT WITH HYBRID TURBINES AND BIO-FUEL OPTIONS, BUT THAT NO FURTHER ACTION BE TAKEN AT THIS TIME.



17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Moved by Councillor Szollosy

Seconded by Councillor Jordan

**RESOLUTION NO. C-2008-0436**

THAT RESOLUTION NO. CW-2008-0249 OF THE COMMITTEE OF THE WHOLE MEETING HELD ON SEPTEMBER 15, 2008, WHICH READS AS FOLLOWS: 'THAT TOWN COUNCIL ENDORSE THE POSITION TAKEN BY HELMUT KIK IN HIS CORRESPONDENCE CONCERNING THE NEED FOR A MODULAR, SINGLE-CYCLE ELECTRIC POWER PLANT WITH HYBRID TURBINES AND BIO-FUEL OPTIONS, BUT THAT NO FURTHER ACTION BE TAKEN AT THIS TIME', BE RECONSIDERED AT THE COUNCIL MEETING TO BE HELD ON MONDAY, OCTOBER 14, 2008.

Carried.....

17.3 Report from the Administrative Services Department:

17.3.1 Lake Simcoe Clean-Up Fund  
Application for Round Two

Report No. EPW-2008-0035

Moved by Councillor Szollosy

Seconded by Councillor Smockum

**RESOLUTION NO. C-2008-0437**

1. THAT REPORT NO. EPW-2008-0035 BE RECEIVED FOR INFORMATION.
2. THAT A LETTER OF INTENT BE SENT TO ENVIRONMENT CANADA TO SEEK FUNDING UNDER THE LAKE SIMCOE CLEAN-UP FUND PROGRAM TO SHARE IN THE COST OF SEAWEED REMOVAL.

Carried.....

18 UNFINISHED BUSINESS:

None.

19 REGIONAL BUSINESS:

None.

20 BY-LAWS:

Moved by Councillor Jordan

Seconded by Regional Councillor Wheeler

That the following by-laws be given three readings:

- |      |                                |   |
|------|--------------------------------|---|
| 20.1 | By-law Number 2008-0102 (TR-1) | Being a By-law to further amend Schedule IV of By-law 2002-0046 (TR-1), being a by-law to govern and control no parking zones within the Town of Georgina; to establish a two (2) hour parking restriction on Market Square in Sutton |
| 20.2 | By-law Number 500-2008-0019    | Being a By-law to amend Zoning By-law No. 500, Debbie Kimel, Part of Lots 15 & 16, Concession 9 (NG)  |
| 20.3 | By-law Number 2008-0103 (PL-2) | Being a By-law to adopt Amendment No. 102 to the Official Plan, Debbie Kimel, Part of Lots 15 & 16, Concession 9 (NG)   |

Carried.....

21 MOTIONS:

Moved by Councillor Szollosy

Seconded by Councillor Jamieson

**RESOLUTION NO. C-2008-0438**

1. THAT RESOLUTION NO. C-2008-0397 BE RESCINDED.
2. THAT THE TENDER FOR JANITORIAL SERVICES FOR THE STEPHEN LEACOCK THEATRE/CLUB 55, SUTTON CLUB 55, SUTTON YOUTH CENTRE, PEFFERLAW YOUTH CENTRE, PEFFERLAW AND THE PETER GZOWSKI LIBRARIES BE AWARDED TO C.A. SELLERS NOT TO EXCEED \$81,793.40 FOR YEAR 1, WITH AN OPTION FOR YEAR 2 AT \$83,434.40 AND WITH AN OPTION FOR YEAR 3 AT \$85,097.76

21. MOTIONS cont'd:

3. THAT THE PURCHASING MANAGER BE AUTHORIZED TO ISSUE A PURCHASE ORDER ACCORDINGLY.

Carried.....

22. NOTICES OF MOTION:

None.

23. OTHER BUSINESS:

Moved by Councillor Smockum

Seconded by Councillor Szollosy

**RESOLUTION NO. C-2008-0439**

WHEREAS THE PARTICIPANTS OF THE MAYORS' FORUM HELD IN THE TOWN OF GEORGINA ON SEPTEMBER 17, 2008 RECOGNIZED AND IDENTIFIED THAT THERE IS A NEED FOR ADDITIONAL POWER RESOURCES IN NORTHERN YORK REGION;

AND WHEREAS WE, THE UNDERSIGNED MAYORS REPRESENTING OUR RESPECTIVE COUNCILS AND MUNICIPALITIES HAVING DISCUSSED THE PROPOSAL FOR NEW ELECTRICITY GENERATION IN NORTHERN YORK REGION;

AND WHEREAS DUE TO THE CHANGING CONTEXTS, INCLUDING RATES OF CONSUMPTION, AND ADDITIONAL INFORMATION, PARTICULARLY WITH RESPECT TO RENEWABLE ENERGY SOURCES NOW AVAILABLE, AND BECAUSE THE ORIGINAL WORKING GROUP CONSULTATION WAS INCOMPLETE;

THEREFORE BE IT RESOLVED THAT THERE IS AN URGENT NEED FOR A MEETING BETWEEN THE MAYORS OF THE NORTHERN YORK REGION MUNICIPALITIES AND THE TOWN OF BRADFORD WEST-GWILLIMBURY WITH THE MINISTER OF ENERGY AND INFRASTRUCTURE, THE HONOURABLE GEORGE SMITHERMAN, TO REQUEST THE MINISTER TO RECONVENE AND RECONSTITUTE THE NORTHERN YORK REGION WORKING GROUP AND THAT IT INCLUDE REPRESENTATION FROM ALL MUNICIPALITIES.

Carried.....

24. RECESS COUNCIL AND RESOLVE INTO CLOSED MEETING:

Moved by Councillor Szollosy

Seconded by Councillor Smockum

That the Council Meeting recess at this time (8:43 p.m.) and move into a Closed Meeting pursuant to Section 239 of The Municipal Act, 2001, as amended, to consider:

i) Update on the CAO Recruitment Process, Section 239(2)(b), MA

Carried.....

25. RISE AND REPORT FROM CLOSED MEETING:

Moved by Councillor Hackenbrook

Seconded by Regional Councillor Wheeler

That Council rise and report from the Closed Meeting at this time (9:06 p.m.); no motions emanated from the closed meeting.

Carried.....

26. CONFIRMING BY-LAW

Moved by Councillor Jamieson

Seconded by Councillor Smockum

That the following by-law be given three readings:

By-law Number 2008-0104 (COU-2)

Being a by-law to confirm the proceedings of meetings.

Carried.....

27. ADJOURNMENT:

Moved by Councillor Smockum

Seconded by Councillor Jordan

That the meeting adjourn at this time (9:08 p.m.).

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Robert Grossi, Mayor

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Roland Chenier, Town Clerk