

**THE CORPORATION OF THE
TOWN OF GEORGINA**

**COUNCIL
MINUTES**

February 28, 2011
(7:00 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 Craig	Councillor Davison (arrived at 7:05 p.m.)
Councillor Hackenbrook	Councillor Smockum
Councillor Szollosy	

3. COMMUNITY SERVICE ANNOUNCEMENTS:

None.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:

None.

5. APPROVAL OF AGENDA:

Moved by Councillor Smockum

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0083

THAT THE AGENDA BE APPROVED AS PRESENTED.

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

None.

7. ADOPTION OF THE MINUTES:

None.

8. BUSINESS ARISING FROM THE MINUTES:

None.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

All matters were identified for separate discussions:

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

None.

10.2 Matters subject to individual conflicts

None.

11. DEPUTATIONS:

None.

12. PRESENTATIONS:

None.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

17.1 Report from the Administrative Services Department:

17.1.1 Audit Plan for the 2010 Fiscal Year

Report No. DAS-2011-0014

Moved by Regional Councillor Wheeler

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0084

1. THAT COUNCIL RECEIVE REPORT DAS-2011-0014 REGARDING THE ATTACHED REPORT TO THE AUDIT COMMITTEE - INITIAL COMMUNICATION ON AUDIT PLANNING FOR THE 2010 FISCAL YEAR.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

2. THAT COUNCIL ADOPT THE AUDIT PLAN FOR THE 2010 FISCAL YEAR AS PREPARED BY GRANT THORNTON LLP CHARTERED ACCOUNTANTS IN CONSULTATION WITH TOWN STAFF.

Carried.....

Councillor Davison arrived at this time (7:05 p.m.).

17.2 Report from the Recreation, Parks and Culture Department:

17.2.2 Community Hall Committees

RPC-2011-0009

Moved by Councillor Hackenbrook

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0085

1. THAT REPORT RPC-2011-0009 BE RECEIVED.
2. THAT MAYOR AND COUNCIL APPROVE THE COMMUNITY HALL EXECUTIVE MEMBERS FOR THE TERM 2011 – 2014 AS LISTED IN THE ABOVE-NOTED REPORT.

Carried....

17.3 Report from the Engineering & Public Works Department:

17.3.1 Consent Agreement
ELLIS, Allan
Lot 168, Judge's Plan 602
Part Lot 16 and 17, Concession 9 (NG)
Woda Avenue, Jackson's Point

Report No. EPW-2011-0008

Moved by Councillor Hackenbrook

Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2011-0086

1. THAT REPORT NO. EPW-2011-0008 IS RECEIVED FOR INFORMATION.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

2. THAT A BY-LAW BE PASSED TO AUTHORIZE THE MAYOR AND CLERK TO EXECUTE A CONSENT AGREEMENT BETWEEN ALLAN ERNEST ELLIS, AS OWNER, AND THE CORPORATION OF THE TOWN OF GEORGINA, RESPECTING LOT 168, JUDGE'S PLAN 602, PART LOT 16 AND 17, CONCESSION 9 (NG), WODA AVENUE, JACKSON'S POINT.

Carried.....

17.2 Reports from the Recreation, Parks and Culture Department:

- 17.2.1 Recreation, Parks and Culture Department Fees and Services

Report No. RPC-2011-0008

Moved by Regional Councillor Wheeler

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0087

THAT REPORT NO. RPC-2011-0008 ENTITLED 'RECREATION, PARKS AND CULTURE DEPARTMENT FEES AND SERVICES' BE RECEIVED AND REFERRED TO THE MARCH 7TH COMMITTEE OF THE WHOLE MEETING FOR FURTHER INFORMATION AND CLARIFICATION.

Carried.....

15. COMMUNICATIONS:

15.2 Matters for Disposition:

- 15.2.1 Denis Kelly, Regional Clerk, Region of York, respecting report entitled 'Update on Clean Water Requirements and Replacement of Municipal Representative on South Georgian Bay Lake Simcoe Source Protection Committee'.

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0088

THAT THE CORRESPONDENCE FROM DENIS KELLY, REGIONAL CLERK, REGION OF YORK, RESPECTING REPORT ENTITLED 'UPDATE ON CLEAN

15. COMMUNICATIONS cont'd:

WATER REQUIREMENTS AND REPLACEMENT OF MUNICIPAL REPRESENTATIVE ON SOUTH GEORGIAN BAY LAKE SIMCOE SOURCE PROTECTION COMMITTEE" BE RECEIVED AND ENDORSED.

Carried.....

15.2.2 Denis Kelly, Regional Clerk, Region of York, respecting report entitled 'Inflow and Infiltration Reduction Strategy'.

Moved by Regional Councillor Wheeler

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0089

THAT CORRESPONDENCE FROM DENIS KELLY, REGIONAL CLERK, REGION OF YORK, RESPECTING REPORT ENTITLED 'INFLOW AND INFILTRATION REDUCTION STRATEGY' BE RECEIVED.

Carried.....

15.2.3 Denis Kelly, Regional Clerk, Region of York, respecting report entitled 'Smoke-Free Outdoor Recreational Spaces'.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

RESOLUTION NO. C-2011-0090

THAT CORRESPONDENCE FROM DENIS KELLY, REGIONAL CLERK, REGION OF YORK, RESPECTING REPORT ENTITLED 'SMOKE-FREE OUTDOOR RECREATIONAL SPACES' BE RECEIVED AND REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE AND THE RECREATION, PARKS AND CULTURE DEPARTMENT FOR REVIEW OF THE BY-LAW AND A REPORT TO COUNCIL.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.4 Denis Kelly, Regional Clerk, Region of York, respecting report entitled 'Long Term Water Conservation Strategy'.

Moved by Councillor Szollosy

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0091

THAT CORRESPONDENCE FROM DENIS KELLY, REGIONAL CLERK, REGION OF YORK, RESPECTING REPORT ENTITLED 'LONG TERM WATER CONSERVATION STRATEGY' BE RECEIVED.

Carried.....

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

(7:31 p.m.)

- 14.1.1 Application to Amend Zoning By-law No. 500, Removal of Holding (H) Provision
WILSON, Steve & Sandi
Lot 5, Judge's Plan 602, Birch/Trillium Court
AGENT: Michael Smith Planning Consultants

Report No. PB-2011-0017

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

No members of the public having an interest in this application were in attendance.

Ms. Laura Diotte, Planner, explained that the circulation for this application was circulated as if for a public meeting for a zoning by-law amendment. This is a zoning by-law application, but it is for removal of a Holding (H) provision under regulation 545.06 of the Planning Act and as such, it does not require notice to be given to the public within 120 metres of the property and noted that only the owner has the right to appeal Council's decision.

14. PUBLIC MEETINGS cont'd:

Ms. Diotte stated that the application was submitted by the applicant to remove the Holding (H) provision on the subject property to facilitate the construction of a single family dwelling. The current zoning was implemented by Zoning By-law No. 500 2006-0011 which affected all lands in the area known as Judges Plan 602 in the Sutton Secondary Plan south of Metro Road. The purpose of the by-law was to implement a range of low density residential zoning for municipally serviced lots. She stated that this area was previously on private septic systems and the properties were mainly zoned Rural (RU), but municipal water and sewer services were installed through the 'Willow Beach and Surrounding Lakeshore Residential Areas Servicing Project' in late 2005.

Ms. Diotte explained that this property contains a Holding (H) zone due to its proximity to the Provincially Significant Willow Beach Wetland Complex and prohibits development on the land until such time as an Environmental Assessment has been submitted for review by Town staff. Now that an Environmental Impact Statement has been submitted, the applicant is seeking removal of the Holding (H) zone restriction. She advised that the Statement shows that the construction of a single family dwelling would not affect the habitat of any known species at risk and would not impact upon the designated provincially significant wetland, valleyland or significant wildlife habitat, fish habitat or significant environmentally sensitive areas. Mitigation measures have been recommended within the Study restricting timing of construction activities involving the removal of vegetation to between April and mid-July, to contact the Ministry of Natural Resources should any snakes or turtles be observed during clearing or construction and to impose sediment/erosion controls and low impact development techniques during construction.

Ms. Diotte stated that the Lake Simcoe Region Conservation Authority has reviewed the Study and has no objection to the removal of the Holding (H) zone symbol to facilitate the construction of a single family dwelling. A permit from the Authority is required for any site alteration/development on the lot and it will impose timing restrictions or mitigation measures on the removal of vegetation and removal or disruption of amphibian habitat through their permitting process.

Ms. Diotte advised that the Engineering and Public Works Department have indicated no objections to the application and that specific requirements respecting driveway location will be reviewed at such time as the owner applies for an entrance permit through the Town.

Ms. Diotte noted that site visits occur through the Conservation Authority permitting process.

14. PUBLIC MEETINGS cont'd:

Mr. Harold Lenters, Director of Planning and Building, explained that Town staff follow the development to some degree through the consultant to the applicant's agent advising when certain issues are being performed. The subject property is a compatible lot size for the area, there is development surrounding it and it is a logical infill situation in the Judge's Plan.

Mr. Lenters stated that when a property is within 120 metres of a wetland, provincial policy states that the property owner should have an Environmental Impact Statement performed prior to any construction taking place. He believes only minimal fill will need to be brought in which will help to maintain existing water and flow patterns on the site. He explained that the applicant will have to deal with positive grading and drainage on the site, noting that by law, they cannot increase the amount of drainage off the property and must direct drainage back to drainage swales as opposed to neighbouring properties. He stated that there are no flooding concerns in this area.

Moved by Councillor Hackenbrook

Seconded by Councillor Craig

RESOLUTION NO. C-2011-0092

- A. THAT REPORT PB-2011-0017 BE RECEIVED AS INFORMATION.
- B. THAT THE APPLICATION SUBMITTED BY STEVE AND SANDI WILSON TO REMOVE THE HOLDING (H) SYMBOL FROM PART LOT 18, CONCESSION 9 (NG); LOT 5, JUDGE'S PLAN 602, BE APPROVED.

Carried.....

15. COMMUNICATIONS:

15.1 Matters for Routine:

None.

16. PETITIONS:

None.

18. UNFINISHED BUSINESS:

None.

19. REGIONAL BUSINESS:

None.

20. BY-LAWS:

Moved by Councillor Szollosy

Seconded by Councillor Smockum

That the following by-laws be given three readings:

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|------|---------------------------------|---|
| 20.1 | By-law Number 2011-0020 (LI-3) | Being a By-law to amend Appendix 'C' to By-law No. 2002-0169 (LI-3), Taxi Tariff Fees |
| 20.2 | By-law Number 2011-0021 (CON-1) | Being A By-law to authorize the Mayor and Clerk to execute a Consent Agreement between Allan Ernest Ellis, as owner, and the Town of Georgina, Development of Lot 168, Judge's Plan 602, part Lot 16 and 17, Conc. 9 (NG) |
| 20.3 | By-law Number 500-2011-0002 | Being a By-law to Amend Zoning by-law 500, Removal of Holding (H) Provision, Steve & Sandi Wilson, Lot 5, Judge's Plan 602, Birch/Trillium Court |

Carried.....

20. MOTIONS:

None.

21. NOTICES OF MOTION:

None.

22. OTHER BUSINESS:

None.

24. CONFIRMING BY-LAW

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

That the following by-law be given three readings:

By-law Number 2011-0022 (COU-2)	Being a by-law to confirm the proceedings of Council.
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Carried.....

25. ADJOURNMENT:

Moved d by Councillor Davison

Seconded by Councillor Craig

That the meeting adjourn at this time (7:43 p.m.)

Carried.....

Robert Grossi, Mayor

Roland Chenier, Town Clerk