

# THE CORPORATION OF THE TOWN OF GEORGINA

## COUNCIL MINUTES

February 27, 2012  
(7:07 p.m.)

1. MOMENT OF MEDITATION:

A moment of meditation was observed.

Council acknowledged the passing of George Everest Munro, a long-time resident of Sutton.

2. ROLL CALL:

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

Mayor Grossi	Regional Councillor Wheeler
Councillor Craig	Councillor Davison
Councillor Hackenbrook	Councillor Smockum
Councillor Szollosy	

3. COMMUNITY SERVICE ANNOUNCEMENTS:

Mayor Grossi advised that residents are able to take advantage of the free bus service between Pefferlaw and the Ice Palace without needing to visit the ROC facility, noting that it is a free bus route between Pefferlaw and the Ice Palace.

3.1 Presentation of the 2011 Heritage Community Recognition Award to the following recipients:

Carol McDermott	Natural Heritage Award
Leslie Sedore	Cultural Heritage Award
Donald Gordon Harper	Built Heritage Award

Ms. Dawn Bennett, member of the Board of Directors of the Ontario Heritage Trust, stated that she brings greetings from the Chairman and fellow members of the Ontario Heritage Trust. She advised that the Ontario Heritage Trust was established in 1967 as the lead heritage agency for heritage properties. The awards program began in 1996 in order to honour Ontario's exceptional heritage volunteers.

3. COMMUNITY SERVICE ANNOUNCEMENTS cont'd:

Ms. Bennett indicated that Leslie Sedore, Carol McDermott, Larry Pegg and Donald Gordon Harper have provided significant contributions towards Ontario's heritage. She thanked Council and commended them in recognizing the importance of heritage within this community indicating that heritage can only flourish when citizens come together to recognize, protect and celebrate our built, natural and cultural heritage.

Mayor Grossi introduced Carol McDermott as the recipient of the Natural Heritage Award. He indicated that she is a long-time and very active member of the South Lake Simcoe Naturalists, that she has worked tirelessly both behind the scenes and publicly for this group, the most public face of our natural heritage in Georgina. Ms. McDermott provides articles for local papers, voicing the South Lake Simcoe Naturalists opinions and concerns while educating the public about natural heritage issues. Ms. McDermott is an excellent example of the importance of natural heritage to Georgina and represents the unstinting work of all the members of the South Lake Simcoe Naturalists.

Mr. Lorne Prince, Chair of the Georgina Heritage Committee, along with Ms. Bennett, presented a framed Natural Heritage Award from the Ontario Heritage Trust and a bouquet of flowers to Ms. McDermott at this time.

Mayor Grossi introduced Reverend Leslie Sedore as the recipient of the Cultural Heritage Award. He indicated that for over ten years Reverend Sedore has conducted services at the Knox United Church in Sutton and has strived to bring the service to the people through outreach programs. A creative, passionate person, Reverend Sedore takes parishioners on canoe rides and conducts services on the lake as well as having participated in the Georgina Dragon Boat Club. Rev. Sedore is also known for her weaving and conducts classes in the church basement and is one of the artists on the Georgina Studio Tour, noting that much of her weaving is focused on creating ceremonial robes.

Mr. Lorne Prince, Chair of the Georgina Heritage Committee, along with Ms. Bennett, presented a framed Cultural Heritage Award from the Ontario Heritage Trust and a bouquet of flowers to Reverend Sedore at this time.

Mayor Grossi indicated that Donald Gordon Harper is not in attendance but is this year's recipient of the Built Heritage Award for the restoration work he has completed on his property at 262 The Queensway South in Keswick. This property is otherwise known as 'The Vanzante Log Cabin' which is believed to be the oldest standing structure in the Town.

3. COMMUNITY SERVICE ANNOUNCEMENTS cont'd:

3.2 Presentation of the 2011 Lieutenant Governor's Ontario Heritage Award for Lifetime Achievement to the following recipient:

Mayor Grossi introduced Larry Pegg as this year's recipient of the 2011 Lieutenant Governor's Ontario Heritage Award for Lifetime Achievement. He indicated that Mr. Pegg has been an active member of the Sutton Agricultural Society for over twenty-five years and has worked both behind the scenes and in more public arenas promoting the Sutton Agricultural Society's aims, goals and services. At heart, Mr. Pegg is a farmer and a successful one. The Peggs' business "Homestead Orchards" is well-known and the business has participated in the Doors Open event, featuring heritage apples, baked goods and a pick-your-own orchard. Mr. Pegg, upon hearing of his award, stressed the fact that his wife Nora Pegg and his family have been there every step of the way and deserve just as much recognition as he.

Mr. Lorne Prince, Chair of the Georgina Heritage Committee, along with Ms. Bennett, presented a framed 2011 Lieutenant Governor's Ontario Heritage Award for Lifetime Achievement from the Ontario Heritage Trust to Mr. Pegg at this time, along with a special pin and flowers for his wife Nora.

Mayor Grossi thanked Councillor Craig and Councillor Szollosy for their participation as members of the Georgina Heritage Committee.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS:

- 4.1 Correspondence from Doug Poirier concerning the 'Perchin for MS' ice fishing fundraiser event, as Item No. 15.2.4
- 4.2 An additional Closed Meeting issue concerning acquisition of Willow Beach property, as 24(v)
- 4.3 Item No. 15.2.2 was requested to be divided into two separate pieces of correspondence, correspondence from Ontario Clean Air Alliance as Item No. 15.2.2a and correspondence from AMO regarding the Drummond Recommendations as Item No. 15.2.2b

5. APPROVAL OF AGENDA:

Moved by Councillor Craig

Seconded by Councillor Smockum

**RESOLUTION NO. C-2012-0068**

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

5. APPROVAL OF AGENDA cont'd:

- 5.1 CORRESPONDENCE FROM DOUG POURIER CONCERNING THE 'PERCHIN FOR MS' ICE FISHING FUNDRAISER EVENT, AS ITEM NO. 15.2.4
- 5.2 AN ADDITIONAL CLOSED MEETING ISSUE CONCERNING ACQUISITION OF WILLOW BEACH PROPERTY, AS 24(V)
- 5.3 ITEM NO. 15.2.2 WAS REQUESTED TO BE DIVIDED INTO TWO SEPARATE PIECES OF CORRESPONDENCE, CORRESPONDENCE FROM ONTARIO CLEAN AIR ALLIANCE AS ITEM NO. 15.2.2A AND CORRESPONDENCE FROM AMO REGARDING THE DRUMMOND RECOMMENDATIONS AS ITEM NO. 15.2.2B

Carried.....

6. DECLARATION OF PECUNIARY INTEREST:

None.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Smockum

Seconded by Regional Councillor Wheeler

**RESOLUTION NO. C-2012-0069**

THA THE MINUTES OF THE COUNCIL MEETING HELD ON FEBRUARY 13, 2012, BE ADOPTED AS PRESENTED.

Carried.....

8. BUSINESS ARISING FROM THE MINUTES:

It was noted that the new ROC Bus Route 59 does not travel through the Simcoe Landing Subdivision and there is a 45 minute delay between this route's arrival at the Ice Palace and the arrival of the connecting bus. It was suggested that this route access ward 1 via Ravenshoe Road and Woodbine Avenue and that it begin earlier and end later in the day.

Mayor

Mayor Grossi indicated that he will take these suggestions to York Region Transit for their consideration for next year's schedule.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

The following addendum items were identified for separate discussion:

- 9.1 Item No. 12.1, presentation
- 9.2 Item No. 14.1.1, Report No. PB-2012-0012 entitled 'Application to Amend Zoning By-law 500, Norman and Patricia Stapley'
- 9.3 Item No. 14.2.1, Report No. PB-2012-0013 entitled 'Application to Amend Zoning By-law 500, Ninthuja Mahalingam'
- 9.4 Item No. 15.2, various matters for disposition
- 9.5 Item No. 16, Petition requesting Council to rescind By-law 2011-0121 (COU-5) to indemnify member of council against damages and the costs of legal proceedings
- 9.6 Item No. 17.2.1, Report No. EPW-2012-0010 entitled 'Site Alteration Permit, Glenwoods Developments Inc., Glenwoods Gateway Investments Inc., and Woodglen Developments Inc.'
- 9.6 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 Smockum

Seconded by Councillor Craig

- 17.1 Recommendations from the Committee of the Whole Meeting held on February 21, 2012:

**RESOLUTION NO. C-2012-0070**

Rebecca M.

- 17.1.1 THAT THE DEPUTATION MADE BY HEATHER FULLERTON, EXECUTIVE DIRECTOR, AND SUZANNE SMOKE, MARKETING MANAGER FOR THE GEORGINA ARTS CENTRE AND GALLERY BE RECEIVED AND THAT TOWN COUNCIL APPROVE THE \$12,000 PROVIDED TO THE GEORGINA ARTS CENTRE AND GALLERY AS AN ADVANCE ON ITS 2012 BUDGET REQUEST.

**RESOLUTION NO. C-2012-0071**

Rebecca M.

- 17.1.2 THAT REPORT NO. DAS-2012-0011 ENTITLED 'RESIDENT PETITION FOR A MEDICAL LAB IN THE TOWN OF GEORGINA' BE RECEIVED AND THAT THE PETITION BE

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

CIRCULATED TO THE LOCAL HEALTH INTEGRATION NETWORK (LHIN), TO MPP JULIA MUNRO AND TO DALTON MCGUINITY, PREMIER OF ONTARIO, TO FACILITATE THE SECURING OF SUCH A RESOURCE TO SERVE THE MEDICAL NEEDS OF THE GEORGINA COMMUNITY.

**RESOLUTION NO. C-2012-0072**

Harold L.

- 17.1.3 A. THAT REPORT PB-2012-0009 BE RECEIVED AS INFORMATION.
- B. THAT THE COMMENTS/QUESTIONS ON THE DRAFT SOURCE PROTECTION PLAN, OCTOBER 2011, CONTAINED IN SECTION 7 OF REPORT PB-2012-0009 BE ENDORSED BY COUNCIL.
- C. THAT THE TOWN CLERK FORWARD A COPY OF REPORT NUMBER PB-2012-0009, TO THE SOUTH GEORGIAN BAY LAKE SIMCOE SOURCE WATER PROTECTION COMMITTEE AS THE TOWN OF GEORGINA'S COMMENTS ON THE DRAFT SOURCE PROTECTION PLAN, OCTOBER 2011.
- D. THAT THE TOWN CLERK ALSO FORWARD A COPY OF REPORT NUMBER PB-2012-0009 TO DON GOODYEAR, RISK MANAGEMENT OFFICIAL AT THE REGIONAL MUNICIPALITY OF YORK.

**RESOLUTION NO. C-2012-0073**

Rebecca M.

- 17.1.4 THAT THE TOWN OF GEORGINA DONATE \$100.00 TO THE ONTARIO 9-1-1 ADVISORY BOARD IN ORDER FOR IT TO CONTINUE AS THE TECHNICAL AND INFORMATION AUTHORITY RESPECTING THE IMPLEMENTATION AND OPERATION OF 9-1-1 EMERGENCY NUMBER SYSTEMS IN ONTARIO.

**RESOLUTION NO. C-2012-0074**

Michele V.

- 17.1.5 THAT COUNCIL SUPPORT THE PARTICIPATION OF THE CHAIR AND VICE-CHAIR OF THE GEORGINA ACCESSIBILITY ADVISORY COMMITTEE IN AN EPISODE OF A NEWLY DEVELOPED ROGERS TELEVISION SHOW ENTITLED "UNIVERSAL LIVING – BREAKING DOWN

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

BARRIERS' AND THAT IF ANY MEMBER OF COUNCIL IS WILLING AND ABLE TO PARTICIPATE AS A COUNCIL REPRESENTATIVE, THEY ARE TO CONTACT THE GAAC ACCORDINGLY.

Carried.....

10.2 Matters subject to individual conflicts

None.

11. DEPUTATIONS:

None.

12. PRESENTATIONS:

- 12.1 Steve Schaefer of SCS Consulting Group Ltd. representing Glenwoods Gateway Developments Inc., to make a power point presentation and addressing issues with the site alteration permit application.

Mr. Schaefer, principle with SCS Consulting Group Ltd., stated that they are the engineering consulting firm representing Glenwoods Gateway Developments Inc. and the site alteration permit application for the proposed business park. The site alteration permit is for part of the future development application for the site. He stated that SCS has been involved with fill operations for over 200,000 metres. The Glenwoods site has been working its way through the process since 2004 and has had to meet a number of requirements through the Lake Simcoe Region Conservation Authority.

Mr. Schaefer explained that they must bring in 150,000 cubic metres of fill to continue drainage of the land. It is a very comprehensive process, noting that the site is not a dump site, but is a construction site. They are attempting to advance ahead of the development process in order to bring in the fill material. It is difficult to find material that has to be clean, dry, compactible and contain no organics, and the site must be ready to accept it when it is found. He explained that based on the limitations of fill sources, the length of time to complete the fill program, and rigorous controls in place at the source and at the site, he is requesting modifications to the fill program and to the permit.

1. Item 17 of the agreement, security of \$75,000 to be refunded in full upon execution of development agreement. Because they are just commencing the process and there is a chance that they could have the fill material in place this

12. PRESENTATIONS cont'd:

- year ahead of the development agreement, they are requesting that instead of a refund at the development agreement stage, that it be refunded at completion of the fill program.
2. Item 21 of the agreement, duration of one year for placement of fill. Based on their inability to know ahead of time the potential source of fill and the timeframe for availability, they are requesting a two-year duration for placement of fill.
  3. Item 25 of the agreement, ground water monitoring program. They believe this to be inappropriate for a development site importing clean, dry fill material which is carefully monitored at both ends, No fill will be brought in that would impact the ground water. No deep excavation is proposed.
  4. Item 30 of the agreement, two-year completion of tree compensation plan. He agrees with the tree compensation plan but is requesting that instead of it being completed in two years, that it be completed in accordance with the development agreement.
  5. Item 13 of the agreement, \$25,000 security requirement. Based on the fact that they are already supplying a \$75,000 security because of the extensive amount of fill required, they are requesting that the additional \$25,000 security requirement be waived.

Mike Baskerville, Engineering Manager, stated that the subject land cannot be called a development site because the owners have not yet entered into a development application. He considers it a dump site. The insertion of timelines in the agreement is to force forward the development application process. The one-year timeline for the fill permit is part of the by-law and would need Council's approval to extend that timeline, which could set a precedent.

Mr. Baskerville explained that the \$75,000 security is compensation for use of the municipal roads at 50 cents per cubic metre. Staff recommend that it be refunded upon execution of the development agreement. The placement of fill within a one-year timeframe is part of the by-law, but if Council wishes an extension, staff is in agreement. Staff would also be in agreement in eliminating the ground water monitoring requirement.

Mr. Baskerville stated that the tree compensation has a \$600,000 value. The arborist report points out that a buffer is to be planted along the Maskinonge and there is no reason why the majority of the tree planting could not be accommodated. If no development occurs on the property, policy calls for payment or equivalent plantings and staff feels a timeline is necessary.



12. PRESENTATIONS cont'd:

Mr. Baskerville stated that the \$25,000 Letter of Credit is part of the process, reiterating that it is not a development site at this point in time, but a dump site.

Mr. Harold Lenters, Director of Planning and Building, explained that the subject lands are designated in the Official Plan to become a business park. The owners want to advance the filling of the property in advance of the development agreement. It is unusual that the placement of the fill would be completed in advance of the planning approval being submitted, but the land is designated for development and business land uses. He stated that it is a fill site with no plan of subdivision approved and it will remain as a fill site if a planning application is never submitted, but staff does not believe that will occur. The advance filling of the property makes sense from both an engineering and planning perspective.

Mr. Baskerville stated that it is the intended use of the lands that determines the quality of fill to be used, and in this case it is Table 2, Industrial/Commercial. The fill will be clean, not contaminated which is part of the reason staff is not objecting to the elimination of the ground water monitoring program. The soil must be tested at its source although the source sites are not yet known. He noted that one source site was lost because the process was not advanced enough to allow fill onto the site.

Mr. Baskerville advised that the Lake Simcoe Region Conservation Authority is involved in the process. No wells will be impacted by the development, as all of the nearby homes with wells are to the south, while the groundwater flows to the north-east.

Mr. Lenters explained that through the Ontario Municipal Board process of designating the Keswick Business Park, the Greenbelt Plan was introduced and this development was caught in the middle of that process. Through a long settlement process, healthy and generous buffers were required between the Maskinonge River and the developable lands on the property and this buffer area is where staff would like to see the replanting to take place, along the entire riverfront area, 60 metres deep. That area is currently being farmed and any runoff, drainage and sediment problems occurring near the river at this time will be corrected through the replanting requirement.

Mr. Baskerville explained that the fill material is to be stockpiled and protected with sediment control features, several hundred metres from the river.

Mr. Schaefer stated that they would prefer to spread the fill out the way they need it to be, rather than stockpiling it on the property. They are trying to take advantage of the Highway 404 construction taking place as savings could be realized.

12. PRESENTATIONS cont'd:

Mr. Baskerville stated that the soil from the Highway 404 construction is farm land and one would assume that farm land today should be free of contaminants and be good fill material. He added that Item No. 16 of the agreement covers the fee to use the municipal roads, while Item 17 is the security guarantee for payment of that fee.

Mr. Schaefer explained that there are onerous costs throughout the entire development. The need to bring in extra fill was not envisioned at the beginning of this process. The development process is underway.

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

17.2 Report from the Engineering and Public Works Department:

17.2.1 Site Alteration Permit  
Glenwoods Development Inc., Glenwoods Gateway Investments Inc., and Woodglen Developments Inc.  
Part Lots 6, 7 and 8, Concession 4 (NG), Keswick Business Park  
Glenwoods Avenue, Keswick  
AGENT: SCS Consulting Group Ltd.

Report No. EPW-2012-0010

Moved by Regional Councillor Wheeler

Seconded by Councillor Smockum

**RESOLUTION NO. C-2012-0075**

Mike B.

1. THAT REPORT EPW-2012-0010 BE RECEIVED FOR INFORMATION.
2. THAT A BY-LAW BE PASSED AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A SITE ALTERATION AGREEMENT WITH GLENWOODS DEVELOPMENTS INC., GLENWOODS GATEWAY INVESTMENTS INC. AND WOODGLEN DEVELOPMENTS INC., AS OWNERS, AND THE CORPORATION OF THE TOWN OF GEORGINA, RESPECTING PART LOTS 6, 7 AND 8, CONCESSION 4 (NG), GLENWOODS AVENUE AND THAT THE AGREEMENT BE EXECUTED BY MAY 31, 2012.
3. THAT THE MUNICIPAL SERVICES FEE PAYABLE PURSUANT TO SCHEDULE 'A' OF BY-LAW 2011-0044 (REG-1) RESPECTING THE SITE ALTERATION APPLICATION BY GLENWOODS DEVELOPMENTS INC., GLENWOODS GATEWAY INVESTMENTS INC. AND WOODGLEN DEVELOPMENTS INC. BE REFUNDED UPON EXECUTION OF

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

DEVELOPMENT AGREEMENT BY THE OWNERS RELATING TO A DRAFT PLAN OF SUBDIVISION PURSUANT TO THE PLANNING ACT WITHIN ONE (1) YEAR OF THE DATE OF EXECUTION OF THE SITE ALTERATION AGREEMENT.

4. THAT ITEM NO. 13 OF THE AGREEMENT REQUIRING A \$25,000 LETTER OF CREDIT TO GUARANTEE ALL WORK TO BE CARRIED OUT IN ACCORDANCE WITH BY-LAW 2011-0044 (REG-1) BE WAIVED.
5. THAT ITEM 21 OF THE AGREEMENT REQUIRING THE PLACING OF FILL TO BE CARRIED OUT WITHIN A PERIOD OF ONE (1) YEAR FOLLOWING THE DATE OF THE ISSUANCE OF THE PERMIT, BE EXTENDED TO A PERIOD OF TWO (2) YEARS.
6. THAT ITEM 25 OF THE AGREEMENT REQUIRING THE PREPARATION OF A GROUNDWATER MONITORING PROGRAM TO ENSURE THAT THE FILLING OPERATION WILL NOT ADVERSELY AFFECT ANY SURROUNDING WELLS BE WAIVED.

Carried.....

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:14. PUBLIC MEETINGS:14.1 Statutory Public Meeting:

(8:09 p.m.)

- 14.1.1 Application to Amend Zoning By-law 500, Implementing a Holding Symbol 'H'  
STAPLEY, Norman and Patricia  
Lots 57, 58 and part of the former Metropolitan Avenue road allowance, Plan 189, Pugsley Avenue  
AGENT: Michael Smith Planning Consultants

Report No. PB-2012-0012

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

Michael Smith, agent for the applicant, stated that Mr. Stapley owns Lot 58 and the former road allowance, while Mrs. Stapley owns Lot 57 on Plan 189. He advised that these are three separate lots. He explained that this application is for a change of zoning on the three existing lots located on the west side of Pugsley Avenue in Island Grove. The lots are designated 'Serviced Lakeshore Residential Area' in the

14. PUBLIC MEETINGS cont'd:

Official Plan and zoned 'Rural' in the zoning by-law, noting that the rural zoning has served as a form of holding until such time as Pugsley Avenue is constructed to municipal standards for assumption purposes.

Mr. Smith stated that there are two houses to the north of the subject property, two houses to the west, and vacant land to the east. He explained that the zoning change from 'Rural' to 'Residential' is to permit the construction of a one two-storey single family dwelling with attached garage on each of the three lots. In addition, the zoning change is to permit a reduced southerly interior side yard on lot 58 from 1.7 metres to 1.2 metres, a reduced northerly interior side yard on Lot 57 from 1.7 metres to 1.2 metres and on the southerly lot, an increased front yard from 8 metres to 10 metres, a reduced interior side yard on the north side from 1.7 metres to 1.2 metres and a reduced exterior side yard from 7 metres to 5 metres.

Mr. Smith explained that the reduced interior side yards on each of the three lots of 1.2 metres for a two-storey dwelling will permit a larger dwelling on each property with no impact on the neighbouring property to the north. The increased front yard on the southerly lot is to permit the road end design proposed by the Town's Engineering Department. Finally, the reduced exterior side yard for the southerly lot is to permit the larger dwelling on the southerly lot, while respecting the planned street width of Metro Road.

Mr. Smith explained that the Town has proposed a holding zone be applied and removed after the road has been upgraded and municipal services extended to the satisfaction of the Town, to which the applicant does not object. The applicant has also agreed to enter into an agreement with the Town regarding the construction of the road and the posting of securities. The applicant will be required to retain an engineer to prepare a lot grading and drainage plan to the Town's satisfaction and to enter into an agreement providing the Town with permission to allow its vehicles to back up into the driveway on the south side.

Mr. Smith requested Council to approve the application, including the holding zone provision. He noted that the agreement regarding the road construction and turnaround will be subject to further approval and the lot grading and drainage plan will be a prerequisite to the building permit approval.

Todd Evershed, Planner, stated that the applicant wishes to rezone the subject land from 'Rural' to 'Residential' in order to permit the construction of a single family dwelling on each of the three existing lots. Staff received correspondence from a Ms. Howard-Dunn outlining her concerns with traffic and drainage. He noted that these concerns will be addressed by the Engineering Department through the owner

14. PUBLIC MEETINGS cont'd:

being required to design and construct the road extension of Pugsley Avenue including a hammerhead turnaround. In addition, the owners will be required to submit a detailed lot grading and drainage plan for each lot. He noted that no agencies have indicated any concerns.

Mr. Evershed stated that the subject lands are designated as 'Serviced Lakeshore Residential Area' which permits single detached dwellings. From a zoning by-law perspective, a zoning amendment is required as the properties would be considered rural undersized due to minimum lot frontage and area requirements under the Rural zoning standards. The applicant agreed that on Lot 57, being the centre lot, it would be more appropriate to maintain the northerly interior side yard setback at 1.7 metres and the southerly interior side yard setback at 2 metres, resulting essentially in the same relief requested. He indicated that there is no certainty of when the extension of Pugsley Avenue will be completed but in order to ensure that it is constructed, the holding symbol is being recommended prior to development being permitted to occur on the subject lands.

Mr. Evershed indicated that the proposed dwellings appear to generally comply with the applicable provisions of the Residential zone and would maintain the character of the neighbourhood.

Harold Lenters, Director of Planning and Building, stated that the proposed setbacks are comparable to existing development in the area and will fit into the streetscape.

Mike Baskerville, Engineering Manager, explained that the road extension to be constructed will extend to the end of the road allowance. The driveway is to be used as the turnaround and would be on title to the property. He indicated that two of the lots are on a plan of subdivision and are included in the allocation allotment, while the third lot is not. Laterals are in place to service some, but not all of the properties along Pugsley Avenue. The two properties registered on the plan of subdivision were counted in the allocation, while the former Metropolitan Avenue road allowance property was not.

Mr. Lenters clarified that all three lots had water and sewer servicing allocation assigned from the capacity that was originally assigned to the Willow Beach and Surrounding Lakeshore Communities Water and Sewer Project. The east side of Pugsley Avenue was not included in that designation and there are no laterals along the east side of the road.

Mr. Baskerville stated that he will need to confirm if there will be water and sewage frontage charges and development charges applicable to the lots.

Mr. Lenters confirmed that the lots would be subject to development charges.

14. PUBLIC MEETINGS cont'd:

Margaretha Howard-Gunn stated that she owns the abutting Lot 59 to the north which contains a small bungalow.

Mr. John Gunn, speaking on his wife's behalf, stated that she has two concerns with the application, one being the drainage and the other being the desire for Pugsley Avenue not to be accessible from Metro Road. He explained that she does not want to see a traffic problem created on Pugsley Avenue and believes a turning circle should be provided at the end of the road with no exit onto Metro Road. A turning circle would eliminate the need for the snow plows to use the driveways to turn around in, nothing that her driveway is the last one on the street currently and has been used for that purpose over the years. He stated that during the winter months it is difficult to determine where the gravel is located and quite frequently it is pushed and displaced. He suggested that the southerly lot which consists of part of Old Metropolitan Avenue before it was closed, should be 66 feet wide which is wide enough to provide for a turning circle.

Mr. Gunn expressed his wife's concern with providing adequate drainage on the subject lands, suggesting that the owner should provide full drainage at the rear of the lots to drain towards the ditch. There was supposed to be drainage via a swale at the rear of her property but it is always wet in the spring and into the summer. He also mentioned that the side yard setback should remain at 1.7 metres and not reduced to 1.2 metres as requested by the applicant.

Gary Patrick of 24 Ivygreen Drive stated that he owns 816 Pugsley Avenue and inquired if the cost to upgrade the road will be at the expense of the applicant, and was advised that the applicant would be responsible for the cost of upgrading the road. He also inquired whose responsibility it will be to maintain the road once it has been extended especially following the construction work and large machinery working on the road.

Mr. Baskerville advised that it is a municipally-owned road and as such, it would be the Town's responsibility to maintain it.

Mr. Lenters advised that Pugsley Avenue is not planned nor intended to be opened to Metro Road North.

Mr. Baskerville stated that turning circles cannot be constructed at the end of some roads due to lack of space, noting that 120 feet is necessary to construct a turning circle.

14. PUBLIC MEETINGS cont'd:

Mr. Lenters stated that a dead end is not uncommon and that the streets to the west are of a similar pattern and a higher density. To go to the expense of a turning circle for three homes would be considered excessive. He stated that the neighbour's concern about the setback is unfounded, that the northerly interior setback between her home and the home to be constructed will remain at 2.5 metres.

Mr. Lenters explained that the reason for larger setbacks is due to the fact that some properties are on private services. Those setbacks were not put in place on a compatibility or impact perspective. There are a number of situations where smaller setbacks were permitted in serviced areas.

Mrs. Howard-Gunn stated that the setbacks between the two-storey homes between Lots 57 and 58 will not provide enough space for a drainage ditch. She believes that there would be enough room to construct a turning circle at the end of the road as she believes a turning circle is a necessity, and that there would still be enough room to build a nice home.

Mr. Lenters stated that the northerly interior side yard setback for Lot 57 will be increased from 1.2 metres to 1.7 metres and the southerly interior side yard setback will be 2 metres which will be included in the zoning by-law.

Mike Baskerville, Manager of Engineering, stated that there are swales between Lots 57, 58 and 59 and any standing water will be directed to a ditch. A requirement of building permit approval will be an approved lot grading plan to address all lot grading and drainage issues. He noted that some of the newer subdivisions have 0.6 metre side yard setbacks and it is difficult to maneuver a lawnmower between the homes, but there will be sufficient setbacks between these lots.

Mr. Baskerville advised that the dead end at the end of the road will consist of steel guardrails erected on steel posts and will be constructed at the applicant's expense.

Moved by Councillor Szollosy

Seconded by Councillor Davison

**RESOLUTION NO. C-2012-0076**

Harold L.

- A. THAT REPORT PB-2012-0012 BE RECEIVED AS INFORMATION.
- B. THAT THE APPLICATION SUBMITTED BY NORM AND PATRICIA STAPLEY, TO REZONE LOTS 57, 58, AND PART OF THE FORMER METROPOLITAN AVENUE ROAD ALLOWANCE, PLAN 189 FROM RURAL (RU) TO SITE-SPECIFIC RESIDENTIAL (R) ZONES TO PERMIT THE CONSTRUCTION OF A SINGLE FAMILY DWELLING ON EACH OF THE EXISTING THREE (3) LOTS BE APPROVED.

14. PUBLIC MEETINGS cont'd:

- C. THAT THE AMENDING ZONING BY-LAW CONTAIN THE SITE- SPECIFIC PROVISIONS OUTLINED IN REPORT PB-2012-0012, AND INCLUDING MINIMUM INTERIOR SIDE YARD SETBACKS OF 1.7 METRES FROM THE NORTH LOT LINE AND 2 METRES FROM THE SOUTH LOT LINE OF LOT 57, PLAN 189.
- D. THAT THE AMENDING ZONING BY-LAW IMPLEMENT A HOLDING SYMBOL "H" AND PROVISIONS TO ENSURE NO BUILDINGS OR STRUCTURES SHALL BE ERECTED ON THE SUBJECT LANDS UNTIL SUCH TIME AS WRITTEN CONFIRMATION HAS BEEN RECEIVED FROM THE DEPARTMENT OF ENGINEERING AND PUBLIC WORKS THAT:
- (i) THE REQUIRED ROAD EXTENSION OF PUGSLEY AVENUE HAS BEEN CONSTRUCTED TO THE SATISFACTION OF THE DEPARTMENT OF ENGINEERING AND PUBLIC WORKS; AND,
  - (ii) IF APPLICABLE, THE OWNERS OF LOTS 57, 58, AND PART OF THE FORMER METROPOLITAN AVENUE ROAD ALLOWANCE, PLAN 189 HAVE MADE SATISFACTORY ARRANGEMENTS WITH RESPECT TO THE PAYMENT OF ANY REQUIRED FRONTAGE CHARGES RELATED TO THE WILLOW BEACH AND SURROUNDING LAKESHORE COMMUNITIES WATER AND SEWAGE PROJECT.
- AND, COUNCIL ENACTS A BY-LAW TO REMOVE THE HOLDING SYMBOL "H".
- E. THAT PURSUANT TO SECTION 34(17) OF THE PLANNING ACT, R.S.O. 1990, C.P.13, IN THE EVENT MINOR REVISIONS ARE NECESSARY RESPECTING THE PROPOSED AMENDING ZONING BY-LAW, FURTHER NOTICE SHALL NOT BE REQUIRED.
- F. THAT PRIOR TO THE PASSING OF THE AMENDING ZONING BY-LAW, STAFF ADVISE COUNCIL OF ALL APPLICABLE AND/OR OUTSTANDING PAYMENTS AGAINST THE SUBJECT LANDS WITH RESPECT TO THE WILLOW BEACH AND SURROUNDING LAKESHORE COMMUNITIES WATER AND SEWAGE PROJECT.

Carried.....

The Council meeting recessed at 8:59 p.m. and resumed at 9:09 p.m.



14. PUBLIC MEETINGS cont'd:14.2 Continuation of a Planning Application (interested parties notified):

(9:09 p.m.)

- 14.2.1 Application to Amend Zoning By-law 500  
MAHALINGAM, Ninthuja  
Part Lot 12, Concession 7 (G); 28230 Highway 48  
AGENT: Jeff Boylin

Report No. PB-2012-0013

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

Jeff Boylin, agent for the applicant and a broker with Remax, stated that the subject property is a 3.48 acre, rural vacant lot located in Virginia. The applicants wish to amend the zoning on the subject land from 'Rural' to 'Hamlet Residential' in order to construct a single family dwelling. He advised that the applicant had contracted Brian Whitehead, an engineer, to prepare a preliminary drainage plan, showing the proposed dwelling along with the proposed location for well and septic system.

Barbara Mugabe, Planner, explained that the applicant is seeking to amend the rural zoning on the property by adding site specific provisions in order to facilitate the construction of a single detached dwelling and accessory buildings. The parcel is considered undersized as it does not comply with the minimum lot frontage of 180 metres and minimum lot area of 50 acres as required by the rural zone. She stated that the main complaint at the statutory public meeting held in January of last year was drainage and the applicant has now submitted a preliminary lot grading plan and detailed design. She noted that the applicant will be required to obtain a site alteration agreement and that the owners of 162 Hadden Road, being the adjacent farm property to the north of the subject land, have no concerns with the drainage plan.

Ms. Mugabe advised that the possibility of farming the subject property is non-existent. She also advised that the Town's Engineering Department is satisfied that the existing 18 foot (4.59 metre) frontage is of sufficient width for a driveway entrance, it will support the proposed development and that the drainage will be adequately addressed onsite. She advised that the test well drilled on the site will provide adequate water supply for a normal home. Although the house will be raised by 1 metre, there will be no visual impact. She concluded that the development is considered appropriate land use for the area and represents good planning.

Gordon Smith of 28190 Highway 48, in front of the subject land, stated that he is concerned with the proposed elevation of the property and the water use. According to the report, the applicant will be bringing in 1100 cubic metres of fill and this will raise the property 1.2 metres. He also does not believe that the swales on the property will be sufficient for drainage.

14. PUBLIC MEETINGS cont'd:

Mr. Smith pointed out that the driveway on the subject property is very long and inquired where the snow will be pushed off of the driveway as it cannot be pushed onto the highway. If it is pushed towards the swales, the swales will be buried and the property will flood in the spring.

Mr. Smith stated that the water quality report indicated reports of a well at 28258 Highway 48 contaminated with gasoline, but the well was not found. If that is the case and the property is raised, the water level would rise into that existing lost well and drain towards the lake. He also advised that the report indicates an approximate water yield of 8.5 litres per minutes, while the average yield is 13.5 litres per minute on a continuous basis and that a storage tank may work, or may not.

Mr. Smith noted that one transducer was lost or stolen from the three wells being monitored to access the impacts of well pumping on local wells so that data is not available and creates a much larger variable. His well was not tested because of its distance from the subject property but it may be on the same aquifer as the subject property and may therefore be impacted by the proposed development. The well report indicated a water over-usage by the O'Neills but in his opinion, the surrounding houses have been in existence since the 1880's and to allow a new property to be developed that may create problems with those existing properties should not be permitted to occur.

Mr. Smith stated that there are still a lot of variables. The location of the swales is insufficient. He stated that neither a pool nor a three-car garage were mentioned in this report, but they were mentioned originally. He inquired if there will be any type of foundation under the proposed two-storey house and if so, what the approximate height of the finished grade will be and he does not believe the proposed two-storey dwelling will fit in with the surrounding area. He indicated that a 2,800 square foot home with three-car garage is a lot larger than any of the surrounding homes.

Mr. Smith inquired how many bathrooms are proposed in the home, noting that 8.5 litres of water per minutes is not sufficient for a shower.

Ms. Mugabe stated that a detailed design was not available at the previous public meeting. Staff is satisfied that the drainage would work and that there would be no adverse impacts on adjacent properties. She stated that this property is large and that the applicants could shovel snow onto their own property towards the east.

Mr. Lenters stated that the applicant did an excellent job on the detailed design for grading and drainage. For much of the property, the elevation would remain the same. The location in which the house would be constructed would be raised by

14. PUBLIC MEETINGS cont'd:

slightly more than one metre in height, but this elevation would be negligible given the distance to neighbouring homes. Drainage currently runs in a northerly direction. He noted that it is not permitted to install additional drainage on abutting properties to accommodate new development.

Mr. Lenters explained that with regard to the well situation, the municipality does not have well water authority as it is a provincial matter and a requirement of the landowners. At the building permit stage, the owner must demonstrate to the Chief Building Official that there is potable water on the property. He stated that throughout the Virginia area there have been numerous instances of situations where properties did not meet the planning requirements and it is not unusual to permit water tanks.

Mr. Baskerville stated that existing swales are shown on the plan at low points and drainage is expected to continue. The subject land is a very large piece of land and a swimming pool is proposed. The development will not alter the existing drainage. He noted that if problems arise with abutting neighbours regarding snow removal, it would be considered a simply neighbour dispute.

Mr. Lenters stated that staff will ensure that the zoning by-law restricts the height of the two-storey dwelling to that which is permitted in the area. He is unsure as to whether or not a basement is proposed but there are ways in which to deal with basements in wet areas. He also noted that all of the lots surrounding the subject property are vastly smaller in size and all contain their own individual septic systems. The subject property is a size that can easily accommodate a septic system.

Mr. Lenters noted that he does not recall the loss of a contaminated well on this site or an abutting site.

Mr. Whitehead stated that careful investigation is carried out when reviewing properties, in order to determine any kind of risks. The report does indicate that there was a contaminated dug well on the property to the south-east where a gas station was originally situated, which is two lots to the east of the driveway and has nothing to do with the subject property, noting that with the type of use that was and is in operation, one could anticipate some lost fuel at some point. The proposed well on the subject land will be a deeper drilled well and most likely will not affect other water supply.

Mr. Smith stated that the large size of the subject property has been pointed out several times compared to the size of the lots surrounding it. When it comes to the septic system, all of the septic systems surrounding the subject property were built

14. PUBLIC MEETINGS cont'd:

years ago, even earlier than 1940 prior to a conservation authority requiring raised beds. He explained that there is fencing on either side of the extremely narrow driveway and he does not agree with staff that letting the neighbours argue over a snow issue is an appropriate answer. If a problem is created, it must be dealt with.

Mr. Smith stated that another concern is the low points where the driveways intersect with the property lines. He explained that there is basically non-existent drainage at these points as it takes approximately 50 minutes for one centimetre of water to be absorbed. When there has been a heavy rainfall, he has witnessed many times over the years the slow soil absorption rate which causes the rainwater to run off in all directions.

Mr. Smith stated that a two-storey home on top of a foundation built on a raised portion of property fill will look like a huge building in his backyard.

Mr. Whitehead explained that the Lake Simcoe Region Conservation Authority will have control with regard to potential flooding, but the municipality has responsibility for septic systems.

Mr. Smith noted that the O'Neill's have concerns with where snow will go as well as melt water.

Mr. Baskerville stated that a grading inspector has reviewed the preliminary site plan and it appears to work with regard to drainage. Snow removal is not normally an issue that the municipality becomes involved with, but regardless, whether a house is on the subject property or not, the owners own a 5 1/2 metre strip of land that can be used as a driveway if they obtain a permit from the Ministry of Transportation. It exists and the owner has the right to use it, noting that the neighbours may have to work together.

Mr. Lenters stated that the average grade from the base of the foundation is a maximum of 11 metres. If the subject property is not utilized for residential use, its current rural designation allows for agricultural uses. The Ministry of Transportation would be hard pressed not to provide an access as that would leave the property landlocked. Currently, the owners could construct a driveway and a barn for farming purposes but he does not believe that would be in the best interest of the community.

Moved by Councillor Smockum

Seconded by Councillor Craig

**RESOLUTION NO. C-2012-0077**

Harold L.

A. THAT REPORT PB-2012-0013 BE RECEIVED AS INFORMATION.

14. PUBLIC MEETINGS cont'd:

- B. THAT THE APPLICATION SUBMITTED BY NINTHUJA MAHALINGAM TO AMEND THE RURAL (RU) ZONE ON LAND DESCRIBED AS PART LOT 12, CONCESSION 7 (G), AND MUNICIPALLY KNOWN AS 28230 HIGHWAY 48, IN ORDER TO FACILITATE THE CONSTRUCTION OF A SINGLE DETACHED DWELLING AND ACCESSORY USES/BUILDINGS BE APPROVED.
- C. THAT THE AMENDING ZONING BY-LAW CONTAIN THE FOLLOWING SITE SPECIFIC PROVISIONS:
- (I) THAT THE MINIMUM LOT FRONTAGE SHALL BE 5.49 METRES.
- (II) THAT THE MINIMUM LOT AREA SHALL BE 1.37 HECTARES.
- D. 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.

Carried.....

16. PETITIONS:

- 16.1 A petition requesting Council to rescind By-law No. 2011-0121 (COU-5), being a by-law to indemnify member of council against damages and the costs of legal proceedings.

Mayor Grossi, having declared an interest in Item No. 4.1 because he is the Member of Council named in the legal proceedings, did not participate in any discussion or vote and vacated the chair at this time. Deputy Mayor Wheeler assumed the chair at this time (9:45 p.m.).

Moved by Councillor Smockum

Seconded by Councillor Davison

**RESOLUTION NO. C-2012-0078**

Winanne G.

THAT THE PETITION SUBMITTED BY WILLIAM MCCLURE REQUESTING TOWN COUNCIL TO RESCIND BY-LAW NO. 2011-0121 (COU-5), BEING A BY-LAW TO INDEMNIFY MEMBER OF COUNCIL AGAINST DAMAGES AND THE COSTS OF LEGAL PROCEEDINGS, BE RECEIVED AND THAT THE CHIEF ADMINISTRATIVE OFFICER TO SUBMIT A REPORT TO COUNCIL RESPECTING THE LEGAL MATTER.

Carried.....

Mayor Grossi resumed the chair at this time (9:54 p.m.).

15. COMMUNICATIONS:

15.1 Matters for Routine:

None.

15.2 Matters for Disposition:

- 15.2.1 Nokiidaa Trail Association requesting municipalities consider the need for safe and accessible trails and to assess the feasibility of preparing a long range plan to connect to the Nokiidaa trail system.

Moved by Councillor Szollosy

Seconded by Councillor Craig

**RESOLUTION NO. C-2012-0079**

Robin M.

THAT CORRESPONDENCE FROM THE NOKIIDAA TRAIL ASSOCIATION REQUESTING MUNICIPALITIES CONSIDER THE NEED FOR SAFE AND ACCESSIBLE TRAILS AND TO ASSESS THE FEASIBILITY OF PREPARING A LONG RANGE PLAN TO CONNECT TO THE NOKIIDAA TRAIL SYSTEM, BE RECEIVED AND REFERRED TO THE RECREATION, PARKS AND CULTURE DEPARTMENT TO SUBMIT A REPORT ADDRESSING THE ISSUE OF TRAILS IN GEORGINA, HOW THE TRAILS WILL INTEGRATE WITH THE REGIONAL TRAIL SYSTEM AND WHETHER THE PROPOSED MASKINONGE PEDESTRIAN BRIDGE WILL INTEGRATE WITH THE TRAIL SYSTEM.

Carried.....

- 15.2.2a Ontario Clean Air Alliance regarding the shortfalls of the recently released Drummond report pursuing efficiencies in public services.

Moved by Councillor Szollosy

Seconded by Councillor Davison

**RESOLUTION NO. C-2012-0080**

Michele V.

THAT CORRESPONDENCE FROM THE ONTARIO CLEAN AIR ALLIANCE REGARDING THE SHORTFALLS OF THE RECENTLY RELEASED DRUMMOND

15. COMMUNICATIONS cont'd:

REPORT PURSUING EFFICIENCIES IN PUBLIC SERVICES BE RECEIVED AND REFERRED TO THE GEORGINA ENVIRONMENTAL ADVISORY COMMITTEE FOR ITS RECOMMENDATION BACK TO COUNCIL.

Carried.....

15.2.2b the Drummond Report pursuing efficiencies in public services to address the deficit.

Moved by Councillor Szollosy

Seconded by Councillor Smockum

**RESOLUTION NO. C-2012-0081**

Roland C.

THAT THE RECENTLY RELEASED DRUMMOND REPORT PURSUING EFFICIENCIES IN PUBLIC SERVICES TO ADDRESS THE DEFICIT BE RECEIVED.

Carried.....

15.2.3 The Ontario Urban Forest Council requesting endorsement of its proclamation calling for a federal and provincial role in urban forestry to provide funding assistance to municipalities for the control and management of the Emerald Ash Borer and other future significant imported diseases and insects.

Moved by Councillor Davison

Seconded by Regional Councillor Wheeler

**RESOLUTION NO. C-2012-0082**

Roland C.

THAT CORRESPONDENCE FROM THE ONTARIO URBAN FOREST COUNCIL REQUESTING ENDORSEMENT OF ITS PROCLAMATION CALLING FOR A FEDERAL AND PROVINCIAL ROLE IN URBAN FORESTRY TO PROVIDE FUNDING ASSISTANCE TO MUNICIPALITIES FOR THE CONTROL AND MANAGEMENT OF THE EMERALD ASH BORER AND OTHER FUTURE SIGNIFICANT IMPORTED DISEASES AND INSECTS BE RECEIVED.

Carried.....

15. COMMUNICATIONS cont'd:

- 15.2.4 Doug Pourier, organizer and founder of 'Perchin for MS', requesting consideration of a parking exemption in the immediate vicinity of the Peninsula Resort and Holmes Point Road, in case the location of the ice fishing event needs to be held at the Peninsula Resort and area, rather than Sibbald Point Provincial Park.

Moved by Councillor Smockum

Seconded by Councillor Hackenbrook

**RESOLUTION NO. C-2012-0083**

Roland C.  
Tom H.

THAT PARKING BE PERMITTED ALONG ONE SIDE OF HOLMES POINT ROAD ON SATURDAY, MARCH 3, 2012, DURING THE 'PERCHIN FOR MS' ICE FISHING DERBY IN THE EVENT THE DERBY IS RELOCATED FROM SIBBALD POINT PROVINCIAL PARK TO THE PENINSULA RESORT DUE TO ICE CONDITIONS, AND THAT THE ORGANIZER MANAGE THE ISSUE OF PARKING WITHIN THE VICINITY OF HOLMES POINT PARK.

Carried.....

18. UNFINISHED BUSINESS:

None.

19. REGIONAL BUSINESS:

None.

20. BY-LAWS:

Moved by Councillor Wheeler

Seconded by Councillor Smockum

That the following by-law be given three readings:

Mike B.

- 20.1 By-law Number 2012-0023 (CON-1) Being a By-law to authorize the Mayor and Clerk to execute a site alteration agreement between Glenwoods Developments Inc., Glenwoods Gateway Investments Inc. and Woodglen Developments Inc. as



20. BY-LAWS cont'd:

owners, and the Town of Georgina, placement or dumping of fill material and the alteration of the grade, Part Lot 6, 7 and 8, Concession 4 (NG), Glenwoods Avenue.

Carried.....

Moved by Councillor Smockum

Seconded by Councillor Szollosy

That the following by-law be given three readings:

**Mike B.**

20.2 By-law Number 2012-0024 (AD-3) Being a By-law to delegate site plan control powers and authority of Council relating thereto; appoint the Mayor, Regional Councillor and appropriate Ward Councillor to Site Plan Review Committee.

Carried.....

21. MOTIONS:

None.

22. NOTICES OF MOTION:

None.

23. OTHER BUSINESS:

23.1 Verbal update by the Chief Administrative Officer concerning the Georgina Independent Health Facility (IHF) License MOU.

**Winanne G.**

The Chief Administrative Officer updated Council members on a recent meeting regarding the transfer of the x-ray license. She advised that she will provide a further update to Council members via e-mail later this week.

24. RECESS COUNCIL AND RESOLVE INTO CLOSED MEETING:

Moved by Councillor Smockum

Seconded by Councillor Craig

Be it resolved that the Council Meeting recess at this time (10:16 p.m.) and move into a closed meeting pursuant to Section 239 of The Municipal Act, 2001, as amended, to consider:

- i) Personal matter about an identifiable individual, Section 239(2)(b), MA; update on restructuring of the Recreation, Parks and Culture Department
- ii) Advice that is subject to solicitor-client privilege, Section 239(2)(f); MA; advisement regarding personal matter
- iii) Labour relations or employee negotiations, Section 239(2)(d), MA; update respecting Fire Fighter Arbitration
- iv) Advice that is subject to solicitor-client privilege, Section 239(2)(f); MA; correspondence from Town Solicitor regarding claim for legal costs
- v) Advice that is subject to solicitor-client privilege, Section 239(2)(f), MA; regarding acquisition of Willow Beach property

Carried.....

25. RISE AND REPORT FROM CLOSED MEETING:

The Council members rose from the Closed Meeting at 11:58 p.m. and dealt with the following directions:

- i) Personal matter about an identifiable individual, Section 239 (2) (b), MA; update on restructuring of the Recreation, Parks and Culture Department

**Winanne G.**

Direction was given to staff that a subsequent Closed Meeting discussion be included in the Committee of the Whole agenda of March 5, 2012, to accommodate further discussion on the topic of the restructuring of the Recreation, Parks and Culture Department and that the agenda be developed such that ample time is available for discussion.

- iv) Advice that is subject to solicitor-client privilege, Section 239 (2) (f); MA; correspondence from Town Solicitor regarding claim for legal costs

**Winanne G.**

That in the matter of Grossi v. McLean, the Chief Administrative Officer be directed to pay the costs as sought by Mr. McLean.

- ii) Advice that is subject to solicitor-client privilege, Section 239(2)(f); MA; advisement regarding personal matter
- iii) Labour relations or employee negotiations, Section 239(2)(d), MA; update respecting Fire Fighter Arbitration
- v) Advice that is subject to solicitor-client privilege, Section 239(2)(f), MA; regarding acquisition of Willow Beach property

**Winanne G.**

That due to the later hour, closed meeting items ii) advisement regarding personal matter, iii) update respecting Fire Fighter Arbitration and v) acquisition of Willow Beach property be deferred to a closed meeting to be scheduled on the agenda of the Committee of the Whole meeting of March 5, 2012.

**26. CONFIRMING BY-LAW**

Moved by Councillor Szollosy

Seconded by Councillor Davison

That the following by-law be given three readings:

By-law Number 2012-0025 (COU-2)

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

Carried.....

**27. ADJOURNMENT:**

Moved by Councillor Craig

Seconded by Councillor Smockum

That the meeting adjourn at this time (12:00 a.m.).

Carried.....

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Robert Grossi, Mayor

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Roland Chenier, Town Clerk