

THE CORPORATION OF THE TOWN OF GEORGINA

COUNCIL MINUTES

Monday, September 9, 2013
(7:06 p.m.)

Staff in attendance:

Winanne Grant, Chief Administrative Officer
Rebecca Mathewson, Director of Administrative Services
Harold Lenters, Director of Planning and Building
Robin McDougall, Director of Recreation and Culture
Dan Pisani, Director of Operations and Engineering
Steve Richardson, Director of Emergency Services/Fire Chief
Shawn Conde, Manager of Information Technology Services
Tolek Makarewicz, Junior Planner
Todd Evershed, Planner
Barbara Mugabe, Planner
Jordan Redshaw, Communications Coordinator
Patricia Nash, Deputy Clerk
Carolyn Lance, Council Services Coordinator

Others:

Michael Smith of Michael Smith Planning Consultants
Gord Mahoney of Michael Smith Planning Consultants
Karen Wolfe, The Pefferlaw Post

1. MOMENT OF MEDITATION:

A moment of meditation was observed.

2. ROLL CALL:

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

Mayor Grossi
Councillor Craig
Councillor Smockum
Councillor Davison

Regional Councillor Wheeler
Councillor Hackenbrook
Councillor Szollosy

3. COMMUNITY SERVICE ANNOUNCEMENTS:

The Council Members were advised of a number of community events taking place.

4. INTRODUCTION OF ADDENDUM ITEMS AND DEPUTATIONS: None.

5. APPROVAL OF AGENDA:

Moved by Councillor Smockum, Seconded by Councillor Craig

RESOLUTION NO. C-2013-0335

That the agenda be approved as presented.

Carried.

6. DECLARATION OF PECUNIARY INTEREST: None.

7. ADOPTION OF THE MINUTES:

Moved by Councillor Hackenbrook, Seconded by Councillor Craig

RESOLUTION NO. C-2013-0336

That the following minutes be adopted as presented:

- Council Meeting held on August 12, 2013.

Carried.

8. BUSINESS ARISING FROM THE MINUTES: None.

9. DETERMINATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

The following items were identified for separate discussion:

- 14.1.1 Report No. PB-2013-0087 entitled 'Application to Amend Zoning By-law 500, DOAN, Luy and Yen, Part Lot 124 on Registered Plan 251; 31298 Lake Ridge'
- 14.1.2 Report No. PB-2013-0088 entitled 'Application to Amend Zoning By-law 500 and proposed revisions to Draft Plans of Subdivision 19T-05G07 and 19T-05G08, Greenvilla Development Group Inc., 208856 Ontario Inc., Greenvilla (Sutton) Investments Limited, and 935860 Ontario Limited ("Greenvilla"), Part Lot 3, Concession 7 (G)'
- 17.2.1 Committee of the Whole/Council Meeting Structure and Proposed Procedural Changes

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

- 17.2.2 Report No. DAS-2013-0032 entitled 'Remuneration for Members of the Public and Elected Officials as Committee Appointees'
- 17.2.3 Report No. DAS-2013-0035 entitled 'Corporate Website Redesign Project'
- 17.3.2 Report No. PB-2013-0090 entitled 'Appeal to the Ontario Municipal Board respecting the Committee of Adjustment Decision on Minor Variance Application A16-13, Brenda Thornton'
- 17.3.3 Report No. PB-2013-0091 entitled 'Request to Extend Time Period for Part Lot Control Exemption for Eastbourne Estates, Metrus Development Inc.'
- 17.3.4 Report No. PB-2013-0092 entitled 'Appeal to the Ontario Municipal Board respecting the Committee of Adjustment Decision on minor Variance Application A19-13, Martin Chung and Laura Mensch'
- 20 Various by-laws

It was noted that Report No. DAS-2013-0037 entitled 'License Appeal Hearing Decision – Yun Sheng Chen/Pinky's Variety - Keswick' and listed as Item No. 17.2.3 should have been listed as Item No. 17.2.4.

10. ADOPTION OF ITEMS NOT REQUIRING SEPARATE DISCUSSION:

10.1 Matters not subject to individual conflicts

Moved by Councillor Smockum, Seconded by Councillor Davison

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-2013-0337

That the following routine correspondence be received for information:

- i) Kathleen Wynne, Premier of Ontario, expressing appreciation for Council's views regarding anti-SLAPP legislation to help protect the freedom of everyday Ontarians to voice their opinions in good faith and participate in open debate on matters of public interest.
- ii) Annabel Slaight, President, Ladies of the Lake, expressing appreciation to the efforts of the Town of Georgina staff in participating in this year's SPLASH Floating Water Festival, working tirelessly to make everyone feel welcome.

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

Recommendations from the Committee of the Whole Meeting held on August 26, 2013:

RESOLUTION NO. C-2013-0338

- 17.1.1
1. That Report No. DAS-2013-0034, dated August 26, 2013 and prepared by the Administrative Services Department respecting "Unsold 2011 tax sale land vested in the name of the Corporation of the Town of Georgina" be received.
 2. That Council authorize the Treasurer to contact the Region of York regarding File No. 08-27 to inquire if the Region had interest in the property for re-forestration purposes before offering the property to the Lake Simcoe Region Conservation Authority.
 3. That the Treasurer review one property, File No. 08-18, to determine the potential for future use if merged with an abutting property, and report back to Council.
 4. That the Treasurer review two properties, File Nos. 08-16 and 08-17, to determine if the Ministry of Transportation would consider abandoning lands that currently land lock the properties and report back to Council.
 5. That Council waive the provisions of the Town's policy *Governing the Sale and Disposal of Land* with respect to those lands vested to the Corporation of the Town of Georgina due to the unsuccessful sale of land through tax sale provisions of the Municipal Act.
 6. That staff be authorized to draft an updated policy *Governing the Sale and Disposal of Land* for Council's consideration that contains specific provisions with respect to those lands that become vested to the Corporation of the Town of Georgina due to unsuccessful sale of land though the tax sale provisions of the Municipal Act.
 7. That Council authorize the Treasurer to proceed with the sale of any remaining properties by public tender with no minimum bid.

RESOLUTION NO. C-2013-0339

- 17.1.2
1. That Report RC-2013-0030, prepared by the Recreation and Culture Department, dated August 26, 2013 respecting Community Hub Architect Consulting Services (RFP 2013-051) be received.

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

2. That Mayor and Council authorize staff to enter into a contract with Hilditch Architect to provide architect consulting services for the conversion of the Former Sutton Public School into a community hub at a total cost of \$233,775.00 + HST.
3. That the Purchasing Manager be authorized to issue a Purchase Order and Agreement accordingly, for request for proposal Contract No. RC 2013-051.

RESOLUTION NO. C-2013-0340

- 17.1.3 That correspondence from Mary Jo Verissimo and Adair Heath requesting Council address the issue of bull-fighting occurring at Madiera Park on Highway 48, be received and that the Ontario Society for the Prevention of Cruelty to Animals (OSPCA) be requested to provide a written response to the Town's Municipal Law Enforcement Office inquiry on whether or not an investigation was carried out and if so, the results of that investigation, and that staff report back with this OSPCA response.

RESOLUTION NO. C-2013-0341

- 17.1.4 That Town Council grant temporary closure of Simcoe Avenue and the section of The Queensway South between Simcoe Avenue and Church Street during the Uptown Keswick Harvest Festival being held on September 21, 2013 from 9:00 a.m. to 4:00 p.m., that staff advise the emergency services accordingly and provide the necessary requirements for the closure.

RESOLUTION NO. C-2013-0342

- 17.1.5 That correspondence from Bonnie Dyer, Team Canada, National Dance Director requesting a donation to sponsor three talented dancers from our community, Erinn White, Shelby Straeche and Alyssa Webster from Allegro Dance Academy, to attend the World Dance Championships in Europe in the fall of 2013 be received and advised that, in future, Council contribute by participating or making an appearance at the academy.

RESOLUTION NO. C-2013-0343

- 17.1.6 1. That Report No. DAS-2013-0041, dated August 26, 2013, prepared by the Department of Administrative Services entitled Committee of the Whole/Council Meeting Structure and Proposed Procedural Changes be received;

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

2. That Council approve the following preparation and implementation schedule for the proposed procedural changes:
- August 21, 2013 – Public Notice advising of consideration of Proposed Procedural By-law by Council (*Report and DRAFT Procedural By-law will be posted and be available for review on August 21, 2013 prior to the COW on August 26, 2013)
 - August 26, 2013 - COW Meeting – First opportunity to receive Council and public input
 - September 9, 2013 Council Meeting – further opportunity for Council and public comments
 - September 10 – 30, 2013 - Revisions to draft By-law resulting from Council and public feedback made on August 26, 2013 and September 9, 2013
 - October 7, 2013 COW Meeting – Final Draft of Procedural By-law presented to COW
 - October 15, 2013 Council Meeting – New Procedural By-law presented for consideration and adoption
 - October 30, 2013 - Implementation of New Procedural By-law for a 6 month pilot project period,
 - November 1, 2013 to April 30, 2014 - Ongoing feedback received from Council, public and staff
 - May, 2014 – Comprehensive Report, from Council, public and staff feedback, presented to Council and Final Revised By-law, if required

Reports:

17.2.4 License Appeal Hearing Decision – Yun Sheng Chen / Pinky's Variety - Keswick

Report No. DAS-2013-0037

RESOLUTION NO. C-2013-0344

1. That Report DAS-2013-0037 dated September 9th, 2013 prepared by the Administrative Services Department entitled License Appeal Hearing Decision – Yun Sheng Chen/Pinky's Variety Keswick be received for information.

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

17.3 Reports from the Planning and Building Department:

- 17.3.1 Application for Deeming By-law Approval
Paul Hammond
28 Victoria Road, Udora
Lot 68 and Part Lot 67, Plan 178; 28 Victoria Rd, Udora

Report No. PB-2013-0089

RESOLUTION NO. C-2013-0345

- A. That Report PB-2013-0089 prepared by the Planning Division dated September 9, 2013 respecting an application for deeming by-law, be received.
- B. That Council approve the application submitted by Paul Hammond to Deem Lot 68, Plan 178 not to be a lot on a registered Plan of Subdivision for the purpose of Section 50(3) and in accordance with Section 50(4) of the Planning Act, R.S.O. 1990.

Carried.

- 10.2 Matters subject to individual conflicts None.

11. DEPUTATIONS: None.

12. PRESENTATIONS: None.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION:

17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:

- 17.2.1 Committee of the Whole/Council Meeting Structure and Proposed Procedural Changes
(Refer to Report No. DAS-2013-0041 of the September 9th, 2013 Committee of the Whole agenda)

Verbal Report from the Chief Administrative Officer

No members of the public were in attendance to address this issue.

The Chief Administrative officer provided a verbal report.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:

Moved by Councillor Szollosy, Seconded by Councillor Craig

RESOLUTION NO. C-2013-0346

That the decision on the dates for the new Committee of the Whole/Council meeting structure be deferred to the September 16th Committee of the Whole meeting for discussion.

Carried.

14. PUBLIC MEETINGS:14.1 Statutory Public Meetings:

(7:32 p.m.)

- 14.1.1 Application to Amend Zoning By-law 500
DOAN, Luy and Yen
Part Lot 124 on Registered Plan 251; 31298 Lake Ridge
Road, Port Bolster
AGENT: Michael Smith Planning Consultants

Report No. PB-2013-0087

Gord Mahoney, Michael Smith Planning Consultants, agent for the applicants, addressed Council as follows;

- application to amend the zoning by-law to change the 'Highway Commercial (C2)' zone and front portion of the 'Tourist Commercial (C5-6)' zone to a site specific 'Residential' (R) zone to legalize four dwelling units already established on ten acre property
- one-storey brick building formerly used as a restaurant, 247 square metres in size, now containing two dwelling units
- 1 ½ storey frame building, 150 square metres in size, previously used as a single family dwelling presently containing two units
- two one-storey accessory buildings on property
- front portion designated 'Commercial' and small area to the west is designated 'Residential', balance designated 'Rural' in the Pefferlaw Secondary Plan.
- In 2012, owners were notified that the conversion of the restaurant and single family dwelling units to two dwelling units each does not comply with the zoning by-law. Owner advised of choices; either revert the buildings back to the previous uses or obtain planning approvals to legalize dwelling units.
- to facilitate legalization, amend 'Highway Commercial' and a portion of 'Tourist Commercial' zones to site specific 'Residential' zone.
- Lake Simcoe Region Conservation Authority requesting that the Significant Woodland area and an associated 15 meter buffer area be rezoned to a site specific 'Open Space' zone and the applicant is agreeable to this request.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:
14. PUBLIC MEETINGS cont'd:

- application is consistent to the Provincial Policy Statement, Greenbelt Plan, Lake Simcoe Protection Plan, Greater Golden Horseshoe and Region's Official Plan.
- majority of land occupied by buildings is designated 'Commercial' under the Pefferlaw Secondary Plan, predominant use of land for buying, selling, leasing and exchanging of commodities and for supplying, selling and leasing of personal, business and recreational services. Section 6.7.3.4.2 (a)(ii) provides for residential uses in commercial designations and Section 5.2.3.3 permits the conversion of a commercial building use to an exclusive residential building use through an amendment to the zoning by-law.
- visual inspection conducted by agent; only two commercial properties on the west side of Lake Ridge Rd, a gas station and the subject land, along with two institutional properties, a church and the Port Bolster Community Hall. Two commercial uses on the east side of Lake Ridge Road, a garage, a restaurant and a convenience store. Conversion would not have a negative effect.
- Medium Density Residential Uses; all buildings are below the maximum permitted height of 11 metres, each unit will not exceed 10 persons, each unit larger than 35 metres in size, adequate parking will be provided, adequate open space is available on site, direct access onto arterial roadway Lake Ridge Road, new use less intrusive to area
- consistent with Provincial Policy Statement, concurs with all planning policies and represents good planning.

Barbara Mugabe, Planner, addressed Council as follows:

- throughout Report PB-2013-0087, all references to '(C6-6)' should be replaced with '(C5-6')
 - no comments from the public, no objections from circulated agencies
 - restaurant business did not perform as well as expected, residential use is a better utilization of the building.
 - Local residential will continue to be served by the existing restaurant located opposite the subject property
 - opportunities for commercial activity continue to exist at the junction of Lake Ridge Road and Highway 48
 - open storage of boats and recreational vehicles on subject property will continue
 - application conforms to the Pefferlaw Secondary Plan and the York Region official Plan, is consistent with the Provincial Policy Statement, the Growth Plan, the Greenbelt Plan and is good land use planning.
- Planning staff has no objection to approval of this application.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:
14. PUBLIC MEETINGS cont'd:

Harold Lenters, Director of Planning and Building, addressed Council as follows:

- construction was conducted without a building permit, therefore an additional fee of up to 100% of the original building fee up to maximum of \$5,000 can apply
- development charges would not apply to a second unit in a house, as it would be considered an accessory apartment. Existing commercial zoning permits a non-residential building plus an accessory unit in the upper floor or rear of a commercial bldg. Therefore, there will be one development charge for one new residential unit, and a certain percentage of credit based on the fact that the commercial use has been downzoned to a residential use.
- Planning Act allows municipalities to request site plan approval with new buildings/structures in terms of size, but this is not the case for this application as the property is being downzoned, making it into a less intensive use.
- zoning must be in place in order for the Town to issue a building permit. There is a process in the Building Code Act that would allow the Town to take the owners to court to apply penalties if they did not apply for a building permit. He will determine whether fees can be paid prior to moving forward with the rezoning.

Mr. Mahoney advised that the applicants are aware of the process and the need to obtain building permits for the conversions they have conducted.

Moved by Councillor Davison, Seconded by Councillor Smockum

RESOLUTION NO. C-2013-0347

- A. That Report PB-2013-0087 prepared by the Planning Division dated September 9, 2013 respecting an application to amend Zoning By-law 500, be received.
- B. That the Zoning Amendment Application submitted by Luy and Yen Doan for lands described as Part Lot 124 on Registered Plan 251 with the civic address 31298 Lake Ridge Road to amend Zoning By-law 500 by changing the 'Highway Commercial (C2)' zone and a portion of the 'Tourist Commercial (C6-6)' zone to a site specific 'Residential (R)' zone in order to legalize the conversion of a former restaurant building and a single detached dwelling into 4 dwelling units (2 units in each building) be approved.
- C. That prior to the adoption of an amending zoning by-law, Town Planning staff meet with the Lake Simcoe Region Conservation Authority to finalize the location and extent of an Open Space (OS) zone to be applied to the applicants' lands in order to protect the existing woodlands to the satisfaction of the authority.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:
14. PUBLIC MEETINGS cont'd:
- D. That Planning staff finalize the amending zoning by-law and return to Council for its adoption in the near future.
- E. That pursuant to Section 34 (17) of the Planning Act R.S.O. 1990, c.p.13, as amended, in the event that minor revisions are necessary respecting the proposed amending zoning by-law, further notice shall not be required.

Carried.

(8:03 p.m.)

- 14.1.2 Application to Amend Zoning By-law 500 and proposed revisions to Draft Plans of Subdivision 19T-05G07 and 19T-05G08
Greenville Development Group Inc., 208856 Ontario Inc., Greenville (Sutton) Investments Limited, and 935860 Ontario Limited ("Greenville")
Part Lot 3, Concession 7 (G), n/s Highway 48, Sutton
AGENT: Michael Smith Planning Consultants

Report No. PB-2013-0088

Michael Smith of Michael Smith Planning Consultants, agent for the applicants, addressed Council as follows:

- three parcels of land described collectively as the Greenville subdivision are located on the north side of Highway 48 in Sutton and are within the South East Sutton Development Area.
- Parcel 1 on the east adjacent to the Sutton Motel is referred to as the Lee Subdivision, Parcel 2 on the west, abutting the Sutton Fair Grounds, is referred to as the Cedar Ridge Subdivision and Parcel 3 to the immediate north of Parcel 1 is the former DeChevigne property.
- draft plan approvals obtained for the Greenville subdivisions December 1, 2008, permitting 194 dwelling units, three blocks for open space purposes and an elementary school site
- servicing allocation has been secured for these units
- commercial block which previously formed part of the Lee subdivision has been severed from the subdivision land
- determined through the detailed engineering design submissions that changes to the draft plan are required

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:14. PUBLIC MEETINGS cont'd:**•Cedar Ridge - Parcel 2 - Pumping Station Block;**

•sanitary pumping station, originally proposed at north end of the Cedar Ridge property to pump the sewage north and east to the Region's Sewage Treatment Plant is no longer required. Through the Region's review of the engineering drawings, an alternative route to the High Street Pumping Station, which lies to the north and west

•proposed that pumping station block be changed to a residential lot and zoned accordingly, from 'Open Space (OS-74)' to a site specific 'Low Density Urban Residential (R1 – 128)' zone

•new route required delineating the servicing route through the Cedar Ridge subdivision

•Lee Subdivision/DeChevigne - Storm Water Management Block, Parcels 1 and 3;

•alternative location negotiated for storm water management pond for the Greenville subdivision, originally proposed on the Cedar Ridge land, negotiated on lands owned by the Region of York directly north of the DeChevigne property and south of the Region's sewage lagoon.

•DeChevigne property acquired for storm water management pond and road access originally designed to allow for the DeChevigne property to be developed is not required.

•Town requires a 6 metre driveway to the pond.

•road allowance shown on the draft plan is 20 metres wide and the driveway is 6 metres wide, leaving a residual parcel which is 14 metres wide immediately east of the access driveway is proposed to be a residential lot requiring a revision to the draft plan of subdivision.

•Storm water management pond is currently zoned 'Disposal Industrial' and the change in zoning to 'Open Space' with special provisions is proposed.

•driveway is currently zoned 'Residential' and is proposed to be zoned 'Open Space' consistent with the zoning for the pond.

•proposed residential lot does not require a change in zoning as it is already appropriately zoned 'Residential'.

•servicing assigned for 194 residential lots.

•proposed that the two additional residential lots created as a result of the changes to the draft plan to accommodate the removal of the pumping station and the relocation of the pond be identified on the draft plan as future development blocks, but that the development of these lots be restricted until such time as additional servicing capacity is made available through an inhibiting order.

•minor increase in the number of lots is permissible pursuant to the Secondary Plan interpretation policies which allow minor flexibility.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:14. PUBLIC MEETINGS cont'd:

•one set of three blocks and another set of four blocks shown on the Lee Subdivision are to be conveyed to the Town for temporary road purposes until such time as the First Sutton Six II subdivision to the east is developed, being the simplest way to accommodate the temporary roads.

Todd Evershed, Planner, addressed Council as follows:

•application submitted to rezone the subject lands in two ways, together with a request for related redline revisions to the Greenville Subdivisions.

The subject lands are designated 'New Residential Area', 'Environmental Protection Area', and 'General Commercial Area' on Schedule 'B' to the Sutton/Jackson's Point Secondary Plan, and subject to Special Provisions Items 9 and 10 on Schedule 'E' (Special Provisions).

•Zoning By-law Amendments and Draft Plan Revisions do not require an amendment to the secondary plan.

•none of the circulated residents, internal departments or external agencies have indicated any objections or concerns with the application.

•staff are of the opinion that the proposed Zoning By-law Amendment application and the request for redline revisions to the draft approved plans of subdivision conform with the Sutton/Jackson's Point Secondary Plan and represents good planning.

•proposal is consistent with the Provincial Policy Statement and conforms with the Greenbelt Plan and the Growth Plan.

•requested approval of the subject Zoning By-law Amendment application and the request for redlined revisions.

Harold Lenters, Director of Planning and Building, advised that there is no additional servicing allocation available for the one lot.

Moved by Councillor Hackenbrook, Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2013-0348

A. That Report PB-2013-0088 prepared by the Planning Division dated September 9, 2013 respecting an application for Zoning By-law Amendment and a request for revisions to the approved Draft Plans of Subdivision 19T-05G07 and 19T-05G08 be received.

B. That the Zoning By-law Amendment Application submitted by Greenville to rezone lands described as Part Lot 3, Concession 7 (G) and shown on page 2 of Schedule '5' as Lot 5, from Open Space (OS-74) to Site Specific Low Density Urban Residential (R1) zone be approved; and,

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:14. PUBLIC MEETINGS cont'd:

- C. That the Zoning By-law Amendment Application submitted by Greenvilla to rezone lands described as Part Lot 3, Concession 7 (G) and shown on page 1 of Schedule '5' as Block 126, from Disposal Industrial (M5) to Site Specific Open Space (OS) zone be approved.
- D. That the request for revisions to Draft Plans of Subdivision 19T-05G07 and 19T-05G08, including the incorporation of lands described as Part Lot 3, Concession 7 (G) and shown on page 1 of Schedule '5' as Block 126, into the Draft Plan of Subdivision 19T-05G07 as a redline revision, be approved.
- E. That Planning staff finalize the amending zoning by-law and revisions to the draft plan conditions applied to Draft Plans of Subdivision 19T-05G07 and 19T-05G08, and return to Council for its adoption of these documents in the near future.
- F. That pursuant to Section 34(17) of the Planning Act, R.S.O. 1990, c.p.13, as amended, in the event minor revisions are necessary respecting the proposed amending zoning by-law, further notice shall not be required.
- G. 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.

Carried.15 COMMUNICATIONS: None.16 PETITIONS: None.17 COMMITTEE RECOMMENDATIONS AND STAFF REPORTS:17.2 Reports from the Administrative Services Department:

17.2.2 Remuneration for Members of the Public and Elected Officials as Committee Appointees

Report No. DAS-2013-0032

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:
17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

Moved by Councillor Craig, Seconded by Councillor Szollosy

RESOLUTION NO. C-2013-0349

That Report No. DAS-2013-0032 dated September 9, 2013, prepared by the Department of Administrative Services entitled Remuneration for Members of the Public and Elected Officials as Committee Appointees, be received for information.

Carried.

17.2.3 Corporate Website Redesign Project

Report No. DAS-2013-0035

Moved by Councillor Craig, Seconded by Councillor Szollosy

RESOLUTION NO. C-2013-0350

That Report No. DAS-2013-0035 prepared by the Administrative Services Department regarding the Town of Georgina Website Development and Content Management System Project be referred back to staff to prepare a further report for clarification purposes.

Carried.

17.3.3 Request to Extend Time Period for Part Lot Control Exemption for Eastbourne Estates
METRUS DEVELOPMENT INC.
Lots 15 and 20, Plan 65M-2885, n/e corner of Lake Drive N.
and Metro Road N, just west of the Eastbourne Golf Course
AGENT: Warren Melbourne

Report No. PB-2013-0091

Moved by Councillor Davison, Seconded by Councillor Craig

RESOLUTION NO. C-2013-0351

- A. That Report PB-2013-0091 prepared by the Planning Division dated September 9, 2013 respecting a request to extend the time period for the expiration of By-law No. 2011-0094 (PL-4), passed to remove certain lands from Part Lot Control, be received.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- B. That the request submitted by Maple Lake Estates to extend the time period for the expiration of By-law No. 2011-0094 (PL-4) from September 26, 2013 to September 26, 2015 as it pertains to Lots 15 and 20, Plan 65M-2885, as per Section 50 (7.4) of the Planning Act, R.S.O. 1990, c.p.13, as amended, be approved.
- C. That staff's request to delete Lots 16, 17, 18, and 19, Plan 65M-2885 from the proposed amending by-law, as per Section 50 (7.5) of the Planning Act, R.S.O. 1990, c.p.13, as amended, be approved.
- D. That Council enact the amending by-law, attached hereto as Schedule '3'.
- E. That the Town Clerk forward a copy of Council's resolution and By-law No. 2011-0094 (PL-4), as amended, to the applicant for registration.

Carried.24. RECESS COUNCIL AND RESOLVE INTO CLOSED SESSION:

Moved by Councillor Smockum, Seconded by Councillor Craig

Be it resolved that the Council Meeting recess at 8:43 p.m. and move into a closed session pursuant to Section 239 of The Municipal Act, 2001, as amended, to consider:

- I) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – SECTION 239 (2) (e), MA**
-Danbrook ats Town of Georgina

Carried.

The Council Services Coordinator left the meeting at 8:43 p.m.

25. RISE AND REPORT FROM CLOSED SESSION:

The Council Members rose from Closed Session at 9:25 p.m.

The Council Services Coordinator returned at 9:25 p.m.

25. RISE AND REPORT FROM CLOSED SESSION cont'd:

- I) LITIGATION OR POTENTIAL LITIGATION, INCLUDING MATTERS BEFORE ADMINISTRATIVE TRIBUNALS, AFFECTING THE MUNICIPALITY OR LOCAL BOARD – SECTION 239 (2) (e), MA**
-Danbrook at Town of Georgina

Moved by Councillor Craig, Seconded by Councillor Szollosy

RESOLUTION NO. C-2013-0352

That Council receive confidential correspondence from Loopstra Nixon, LLP Barristers & Solicitors, dated September 7, 2013, and that staff and legal counsel proceed as recommended by legal counsel.

Carried.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- 17.3.2 Appeal to the Ontario Municipal Board respecting the Committee of Adjustment Decision on Minor Variance Application A16-13
THORNTON, Brenda
Lot 7, Registered Plan 208, Part 3, Concession 9 (NG); n/s of Lake Drive East, Crescent Beach
AGENT: Michael Smith Planning Consultants

Report No. PB-2013-0090

Moved by Councillor Szollosy, Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2013-0353

- A. That Report PB-2013-0090 prepared by the Planning Division, dated September 9, 2013 respecting an appeal to the Ontario Municipal Board with respect to the Committee of Adjustment decision for Minor Variance Application A16-13, be received.
- B. That Council direct staff to retain a solicitor and Independent Planning Services to defend the Committee of Adjustment decision for Minor Variance Application A16-13 at the Ontario Municipal Board and that staff report back with an estimate of the costs involved.

Carried.

13. CONSIDERATION OF ITEMS REQUIRING SEPARATE DISCUSSION cont'd:17. COMMITTEE RECOMMENDATIONS AND STAFF REPORTS cont'd:

- 17.3.4 Appeal to the Ontario Municipal Board respecting the Committee of Adjustment Decision on Minor Variance Application A19-13
CHUNG, Martin and MENSCH, Laura
Plan 197, Block K, 121 Hedge Road

Report No. PB-2013-0092

Moved by Councillor Smockum, Seconded by Regional Councillor Wheeler

RESOLUTION NO. C-2013-0354

- A. That Report PB-2013-0092 prepared by the Planning Division, dated September 9, 2013 respecting an appeal to the Ontario Municipal Board with respect to the Committee of Adjustment decision for Minor Variance Application A19-13, be received.
- B. That Council direct staff and a Solicitor to defend the Committee of Adjustment decision for Minor Variance Application A19-13 at the Ontario Municipal Board.

Carried.

18 UNFINISHED BUSINESS: None.

19 REGIONAL BUSINESS: None.

20 BY-LAWS:

Moved by Councillor Smockum, Seconded by Councillor Craig

That the following by-law be given three readings:

- 20.1 By-law No. 2013-0125 (PL-4), a by-law to extend the time period for Part Lot Control Exemption for Eastbourne Estates, METRUS DEVELOPMENT, Lots 15 and 20, Plan 65M-2885, n/e corner of Lake Drive N. and Metro Road N., just west of the Eastbourne Golf Course.

Carried.

20. BY-LAWS cont'd:

Moved by Councillor Smockum, Seconded by Councillor Craig

That the following by-law be given three readings:

- 20.2 By-law No. 2013-0126 (PL-1), a by-law to Deem Lot 68, Plan 178, not to be a lot on a Registered Plan of Subdivision, HAMMOND, Paul, Lot 68 and Part Lot 67, Plan 178, 28 Victoria Road, Udora

Carried.

21. MOTIONS: None.22. NOTICES OF MOTION: None.23. OTHER BUSINESS:

Mayor Grossi provided information on the following issues:

- 23.1 JOINT AND SEVERAL LIABILITY; There have been recent settlements in the Province of Ontario in which municipalities become the bearer of the costs.
- 23.2 ABILITY TO PAY; Rural municipalities with Ontario Provincial Police, in the same situation as Georgina, there have been arbitrated settlements beyond their ability to pay.
- 23.3 \$100 MILLION RURAL ASSISTANCE PROGRAM; Georgina is still considered rural and is therefore eligible for a portion of this funding.
- 23.4 CONVERSION OF STREET LIGHTS TO LED; it would not be affordable for the municipality to convert its 4,500 street lights to LED. Based on the amount of power to be saved through this conversion, there is a program through the Association of Municipalities of Ontario (AMO) that could front end the cost of conversion and would be recovered over ten years through an agreement, directing the electrical savings to the proponent.

26. CONFIRMING BY-LAW

Moved by Councillor Smockum, Seconded by Councillor Craig

That the following by-law be given three readings:

Confirming By-law 2013-0127 (COU-2), being a by-law to confirm the proceedings of Council.

Carried.

27. ADJOURNMENT:

Moved by Councillor Szollosy, Seconded by Regional Councillor Wheeler

That the meeting adjourn at 10:08 p.m.

Carried.

Robert Grossi, Mayor

Patricia Nash, Deputy Clerk