

Meeting No. 27
Time: 7:00 p.m.
Location: Sydenham

Present: **Mayor,** **Gary Davison**
 Councillors, **John Fillion**
 Jim Hicks
 Allan McPhail
 Bill Robinson
 Del Stowe
 Ron Vandewal
 Larry York

Absent: **David Hahn**

Staff: **Wayne Orr, Clerk-Administrator; Lindsay Mills, Planning Coordinator;**
 Angela Maddocks, Confidential Secretary

1. Call to Order

Resolution No. 2010-27-01
Moved by Allan McPhail

Seconded by Jim Hicks

THAT the Council meeting of September 21st, 2010 be convened at 7:00 p.m.
Carried.

2. Declarations of Pecuniary Interest - nil

3. Delegations - nil

4. Public Meeting - nil

5. Approval of Minutes

(a) Council

It was noted that the recorded vote information on Page 7 with regard to the O'Neil Lane resolution was incorrect. It was clarified that this was a typo and the minutes will be amended accordingly.

Jim Hicks questioned the status of the previous agenda item #6(b).

Lindsay Mills stated that communication has been directed to the owner and the township is awaiting a response from the property owner.

Jim Hicks also asked about the status of the report from the CAO on land purchases and a report from the Fire Chief on snow plowing at fire halls.

Wayne Orr indicated that the snowplowing report will be brought forward to the September 28th, Committee of the Whole meeting.

Resolution No. 2010-27-02
Moved by Jim Hicks

Seconded by Allan McPhail

THAT the Council meeting minutes of September 7th, 2010 be approved.
Carried.

6. Business Arising

(a) Report from Wayne Orr, Clerk-Administrator, re: Notice of Motion – Sunday Hunting

Mayor Davison noted that there were over 60 residents in attendance that were most likely to be supporters of Sunday hunting.

Allan McPhail felt a public meeting should be held to present both sides of the issue before a formal decision is made.

Larry York commented that people want an answer and felt Council should agree to Sunday hunting.

Bill Robinson noted that David Hahn was not in attendance and questioned proceeding with a decision without full council.

Mayor Davison stated that Councillor Hahn was aware that this item would be on the agenda and that he had decided to attend an alternate meeting.

Ron Vandewal stated that there had been opposition to Sunday hunting in the past however he felt those in attendance were mostly in support of Sunday hunting.

Bill Robinson commented that he had undertook two individual polls regarding Sunday hunting and determined that this is what the people want .

Mayor Davison requested a recorded vote.

Resolution No. 2010-27-03
Moved by Ron Vandewal

Seconded by John Fillion

That the Council of the Township of South Frontenac endorse Sunday hunting in the Township and inform the Ministry of Natural Resources of their position on this issue. **Carried.**

RECORDED VOTES

	YES	NO	ABSTAIN
J. Fillion	√		
D. Hahn			Absent
J. Hicks			√
A. McPhail		√	

	YES	NO	ABSTAIN
B. Robinson	√		
D. Stowe	√		
R. Vandewal	√		
L. York	√		
G. Davison	√		

Mayor Davison noted that there is still a process to follow through with the Ministry of Natural Resources before it is actually legal.

7. Reports Requiring Action

(a) Accounts

Resolution No. 2010-27-04
Moved by Allan McPhail

Seconded by Jim Hicks

THAT Council approve the payment of the Accounts Payable Voucher dated September 16th, 2010 in the amount of \$2,250,801.85. Carried.

(b) Livestock Valuations

Resolution No. 2010-27-05
Moved by Jim Hicks

Seconded by Allan McPhail

THAT subject to the completion of the required affidavit, that Council approve the following livestock valuations:

	<u>NAME</u>	<u>AMOUNT</u>	<u>LIVESTOCK</u>
1.	Percy Snider	\$ 175.00	One Lamb
2.	Irwin Babcook	\$ 0.00	Purebred Holstein Heifer Carried.

(c) Report from Ashley Brown, Recreation Coordinator, re: Fence Installation-Sunbury Park

Wayne Orr referred to the report and noted that fencing of this park is required due to the abuse of the field by ATV's. He noted the three options explored for fencing.

Ron Vandewal asked if this fencing would actually keep the ATV's out of the park. He stated that it would have been nice to have Ashley Brown present at this meeting to be introduced to Council.

Wayne Orr explained that the park will be completely fenced and will include pedestrian gates.

Allan McPhail questioned the rock landscaping as another option for this site.

Wayne Orr noted that the rock landscaping would provide openness.

Larry York spoke to the abuse that this field has incurred from ATV's.

Del Stowe agreed that it would have been nice to meet Ashley Brown and to have her present her report.

Resolution No. 2010-27-06

Moved by Allan McPhail

Seconded by Jim Hicks

That Council authorizes Option A: Chain Link Fencing as the appropriate means to surround the field;

And that Council authorizes the awarding of the fence installation for Sunbury Park to the lowest bidder; Total Fence in the amount of \$22,148.00;

And that Council authorizes the CAO to execute the required contract.

Carried.

(d) Report from Alan Revill, Chief Building Official, re: Photocopiers

Wayne Orr stated that funds were allocated in the capital budget for a new photocopier. The recommended copier is the same one used by the Roads Department and that it meets their needs well.

Ron Vandewal questioned the service plan.

Wayne Orr explained that the township uses the cost per copy maintenance plan.

Resolution No. 2010-27-07

Moved by Jim Hicks

Seconded by Allan McPhail

That Council adopt the recommendation of the Chief Building Official to purchase a Ricoh Copier Model 171 SPF Digital System from Upper Canada Office Systems at a cost of \$2690.00 plus taxes.

Carried.

- (e) **Report from Anne Levac, Planning Assistant, re: Assumption of Road Widening**

Lindsay Mills explained that this is a standard requirement as a condition of severances.

See By-law 2010-71

- (f) **Report from David Holliday, Technical Assistant, re: Tender #2010-10 - Hartington Patrol Yard**

Wayne Orr referred to the report prepared by David Holliday.

Mayor Davison was not familiar with AWD Contractors.

Resolution No. 2010-27-08

Moved by John Fillion

Seconded by Ron Vandewal

That Council approves the bid of AWD Contractors for the construction of the Hartington three bay garage complete with associated works in the amount, including HST of \$257,647.63. Carried.

8. **By-laws**

Resolution No. 2010-27-09

Moved by Ron Vandewal

Seconded by John Fillion

THAT the following by-laws be given first and second reading:

- **By-law 2010-70**
- **By-law 2010-71**

Carried.

- (a) **By-law 2010-70**

Resolution No. 2010-27-10

Moved by John Fillion

Seconded by Ron Vandewal

THAT By-law 2010-70, being a by-law to authorize the levy of taxes in the Township of South Frontenac on multi-residential, commercial and industrial properties for the year 2010. Carried.

- (b) **By-law 2010-71**

Resolution No. 2010-27-11

Moved by Ron Vandewal

Seconded by John Fillion

THAT By-law 2010-71, being a by-law to assume as common and public highways certain lands in the Township of South Frontenac, as described in Schedule "A" of this by-law, pursuant to Section 31(6) of the Municipal Act, 2001, be read a third time, signed and sealed. Carried.

9. **Reports for Information**

- (a) **Report from Lindsay Mills, Planning Coordinator, re: Update on Changes and Revisions to the Township of South Frontenac Official Plan**

Lindsay Mills referred to his report which identified the provincially mandated changes, internal policy changes, extra schedules to the plan, all of which will help to make the Official Plan clearer. He noted that the "holding" symbol is now included as well as wording for agriculture. He stated that when the OP was sent to the Ministry for their review, they gave a lengthy list of items which they had concerns with. He noted that the Ministry was supposed to make a presentation to Council in March or April

but this did not take place and they have not contacted the township to reschedule a meeting.

Some of the issues that the Ministry have identified are allowing 5 lots from a parcel that existed on September 5, 2000 and no severances in rural areas.

Lindsay Mills felt that the township could justify development in rural areas because there would be concerns with groundwater contamination if development was only permitted in hamlet areas that are not serviced as the Ministry is requesting. He felt their concerns were "Toronto" based and do not reflect rural municipalities such as South Frontenac. He further explained that the Ministry objects to development on private lanes over concerns about maintenance of these lanes. He clarified that South Frontenac only permits lot creation on private lanes that are waterfront lots and that we have had a policy in place since 2006 regarding minimum lane standards.

With respect to expanding the hamlet area of Sydenham, any new development will be required to be connected to the municipal water system but there will need to be a study undertaken to support the expansion of the boundary.

Lindsay Mills noted that the Ministry of Municipal Affairs and Housing have expanded the Prime Agriculture designation in Portland and Storrington Districts. He noted that he reviewed these proposed designations on his GIS system and the expanded prime agriculture land is in fact being formed, but there are two areas where the designation should not be applied.

Del Stowe felt the owners of this Prime Agriculture designation should have some say in how their property is designated. He felt that residents should be advised that this is out of the township's hands and they will have to contact their federal and provincial members of parliament.

Mayor Davison stated that there had only been one or two residents interested in retaining the Prime Agriculture designation during the last review of this issue.

Ron Vandewal commented that the new mapping is different than what residents were shown previously. He noted that he had attended the Ontario East Municipal Conference and there was a lot of concern that the five year policy review does not fit any areas other than the Toronto area. He noted that in speaking with a Ministry representative, that they had commented that South Frontenac had approved nine severances on a private lane. He noted that the area that was being referred to was Holleford Road which is a township road. He stated that he was also advised of a meeting scheduled for October and that it did not matter if there was opposition to the provincial policies.

Lindsay Mills stated that he has not been advised of any meeting.

Larry York questioned farm operations and the potential for lots to be created from an existing parcel.

Lindsay Mills explained that there is no development permitted on Prime Agriculture and no opportunity to sever a lot for a retiring farmer.

John Fillion felt that the provincial policy will change and he suggested that the township drag their feet. He questioned why we were not using 2002 as the starting point for severances he did not see the logic in using 2000. He noted that he has over 700 acres himself and that he would like to be able to sever lots for his children some day.

Ron Vandewal referred to the five lots and asked why there was even a number included. He noted that proposed development in any area would be based on the properties own merit. With respect to the hamlet area, he noted that the owner would have to provide proof that it would be too onerous or too costly to connect to the municipal water system.

Lindsay Mills felt that this could be a provision in the Official Plan and that the property owner would have to provide proof of reasons not to connect.

Ron Vandewal stated that the township will have to start over with the agriculture designation changes and allow for public input.

Allan McPhail questioned the mindset of the provincial government as down the road they will have to address the septic issues as South Frontenac can't put septic and water systems into every hamlet.

Mayor Davison asked the planner about the status of the four issues.

Lindsay Mills explained that he met with staff at the Ministry and identified the township position and reinforced that there are already a lot of restrictions in place to new lot creations in rural areas.

Mayor Davison asked if the Ministry offered any concessions.

Lindsay Mills replied no, they did not make any concessions. He also noted that we still have to schedule a statutory public meeting.

Ron Vandewal felt that we should stay with our position as we have provided lots of reasoning.

Del Stowe asked Lindsay Mills if he had to attend the Ministry offices regularly.

Lindsay Mills noted that he went on a tour with Laurie Miller and John O'Neill, Ministry of Agriculture and Food and Brent Barnes and that the areas identified by the Ministry seemed to meet the criteria.

Del Stowe felt that there have been lots of negative comments about subdivision developments and that it appears to be the only means for development if the province does not want development in rural areas. He noted that some of the concerns are legitimate however lots within the hamlets are small and there are not a lot of hamlets within the township.

Lindsay Mills stated that most people desire the rural environment and these rules are "made in Toronto" guidelines that don't work elsewhere.

John Fillion felt that Council should stay with their original position and defend it accordingly.

Allan McPhail stated that he agreed with Ron Vandewal and John Fillion in that we have already made our decision and we should proceed with it. He felt that there may be an opportunity later on for negotiations.

Ron Vandewal referred to the hamlet designation and noted that development could be one acre if connection is made to the municipal water system.

Lindsay Mills stated that the proposal to expand the Sydenham hamlet boundary came from the Ministry of the Environment.

Del Stowe was concerned about what would be required next, possible water systems for Verona and other hamlets.

Mayor Davison noted that concentrated development within hamlets can result in contamination.

Del Stowe asked if the affected property owners for the Prime Agricultural designation would be informed of the changes.

Lindsay Mills confirmed that they had been advised by mail the last time. He also noted there would be a need for another public meeting.

Allan McPhail agreed with the statutory requirement for a public meeting on the items that Council has agreed to and that the Ministry comments are not a part of the township plan.

10. Information Items - nil

11. New Business

- (a) Bill Robinson was concerned that items he brought up under new business previously have not been addressed or answered. He had concerns about why there had been a delay in the library project, the need for annual inspection on the Pleasant Valley Municipal Drain and the status of the hazardous waste facility.**
- (b) Bill Robinson also questioned the requirement for a berm at the car wash in Hartington. He felt the site was very tidy and neat now.**

Lindsay Mills confirmed that he advised the applicant that this was a requirement of the site plan for this property that the applicant had signed. The berm will provide visual screening for the area.

Ron Vandewal asked if this can be appealed as he thought that only tree planting was required and he was not aware of the three foot high berm requirement.

Mayor Davison commented that the road is already 1 metre above the level of the car wash.

Lindsay Mills noted that the lights which shine to the south are bothering the neighbour across the road and she complained that the berm had not been constructed as required.

Larry York felt this requirement did not make sense.

Del Stowe recalled seeing the written requirement for a berm.

Mayor Davison felt there should be some investigation into this requirement.

- (c) Mayor Davison brought forth a request for financial assistance to help the son of a previous employee pay for a headstone on his father's grave. It was recognized that there had been overwhelming financial support for this young man however it was noted that Council members could support this personally if they wished to.**

12. Committee Minutes - nil

13. In Camera - nil

14. Confirmatory By-law

Resolution No. 2010-27-12
Moved by Del Stowe

Seconded by Bill Robinson

THAT By-law 2010-72, a by-law to confirm generally previous actions of the Council of the Township of South Frontenac, be given read a first and second time this 21st day of September 2010.

Carried.

Resolution No. 2010-27-13
Moved by Bill Robinson

Seconded by Del Stowe

THAT By-law 2010-72, be read a third time, signed and sealed this 21st day of September 2010.

Carried

15. Adjournment

Resolution No. 2010-27-14
Moved by Del Stowe

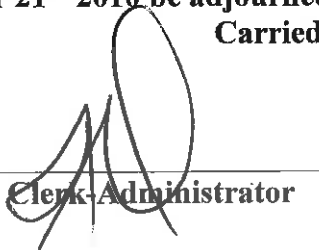
Seconded by Bill Robinson

THAT the Council meeting of September 21st, 2010 be adjourned at 7:57 p.m.

Carried



Mayor



Clerk-Administrator