

Minutes of Council
March, 15, 2016

Time: 6:00 PM

Location: Council Chambers

Meeting # 8

Present: Mayor Ron Vandewal, Pat Barr, John McDougall, Alan Revill, Norm Roberts, Mark Schjerning, Ron Sleeth Ross Sutherland

Staff: Wayne Orr, Chief Administrative Officer, Lindsay Mills, Planner, Mark Segsworth, Public Works Manager, Angela Maddocks, Executive Assistant.

1. Call to Order

a) Resolution

Resolution No. 2016-8-1

Moved by Councillor Revill

Seconded by Deputy Mayor Sutherland

THAT the Council meeting of March 5, 2016 be called to order at 6:00 p.m.

Carried

2. Declaration of pecuniary interest and the general nature thereof

a) Councillor Roberts declared a pecuniary interest with respect to Item 8 (a) Page 1.

Councillor Sleeth declared a pecuniary interest with respect to Items 5 (b) and 10 (a) as an abutting landowner.

Mayor Vandewal declared a pecuniary interest with respect to labour relations in closed session.

3. Scheduled Closed Session

a) Move into Closed Session to adopt prior closed minutes, discuss matters about an identifiable individual, property matters and labour relations

Resolution No. 2016-8-2

Moved by Deputy Mayor Sutherland

Seconded by Councillor Sleeth

THAT the Council meeting of March 15, 2016 move into closed session to adopt prior closed minutes, discuss matters about an identifiable individual, property matters and labour relations.

Carried

4. ***Recess - reconvene at 7:00 p.m. for Open Session

5. Public Meeting

a) Open Public Meeting - Resolution

Resolution No. 2016-8-6

Moved by Deputy Mayor Sutherland

Seconded by Councillor Revill

THAT a public meeting be held to discuss planning matters related to:

- Review of Application for Zoning By-law Amendment in Part of Lot 15, Concession IX, Storrington District: Campbell

- Review of Application for Zoning By-law Amendment in Part of Lot 5, Concession III, Loughborough District: Snider
- Review of Application for Zoning By-law Amendment in Part of Lot 24, Concession XI, Bedford District: Lamoureux
- Township Initiated Housekeeping Amendments to the Comprehensive Zoning By-law

Carried

- b) Review of Application for Zoning By-law Amendment in Part of Lot 15, Concession IX, Storrington District: Campbell

Lindsay Mills explained that the rezoning is for a proposed new 2.7 acre residential lot from rural to a special waterfront residential zone to recognize that it would have less than the normally required water frontage. Both the new lot and the retained lot are undeveloped and both would have frontage on Wellington Street which is a fully maintained public road. This proposal appears to meet the intent of the Official Plan in terms of use, minimum size and location on a public road. The purposes already exists, given that there is a separate gap at the waterfront and given that the proposed water frontage is very close to the normal minimum requirement.

Mayor Vandewal questioned the small open space indicated on the second attachment of the report.

There were no other comments from Council or the public.

- c) Review of Application for Zoning By-law Amendment in Part of Lot 5, Concession III, Loughborough District: Snider

Lindsay Mills explained that this application is to rezone a proposed new 5.56 acre lot from Rural to a Special Rural Industrial zone to recognize that it would be used as a bulk storage yard including equipment storage and equipment repair, welding and accessory uses. The new lot would have frontage on Lambert Road, a fully maintained public road. The UI zoning requires a buffer strip along the north side of Lambert Road that will visually protect by way of a continuous hedgegrow of trees, evergreens or shrubs. A site plan agreement will also be required to ensure a properly constructed entrance, proper access aisles and manoeuvring areas and significant buffering from the abutting residential uses to the west and north. The "H" symbol will be removed once the site plan agreement is in place.

Deputy Mayor Sutherland asked if the driveway could be located to the east along the boundary line. Mr. Mills responded that this could be part of the site plan.

Kate Kristiansen, 2747 Lambert Road, asked why Mr. Snider was being asked to move from his current location. She questioned the ongoing maintenance of the property and being mindful of the use of space going forward. She wondered if the building could be required to be located at the back of the lot. She indicated that Mr. Snider was a good neighbour and she wanted to continue to be a good neighbour to him.

Wayne Orr stated that Mr. Snider is currently on a township leased property and that the lease expires in April 2017. The township does have plans for the potential use of the property.

Mr. Mills noted that the concerns from Ms. Kristiansen would be addressed in the site plan agreement.

There were no other comments from the public.

- d) Review of Application for Zoning By-law Amendment in Part of Lot 24, Concession XI, Bedford District: Lamoureux

Mr. Mills explained that the rezoning application is for two proposed new residential lots at Wolfe Lake from Rural to Limited Service Residential. Both new lots would have frontage on Harding Lane while the retained portion has frontage on Lee Road. The two new lots would both be approximately 5.4 acres in size with 300 feet of water frontage and 250 feet of frontage on Harding Lane.

Mr. Don Stricelj asked for confirmation on the water frontage for the proposed lots.

There were no comments from Council.

- e) Township Initiated Housekeeping Amendments to the Comprehensive Zoning By-law

Mr. Mills reviewed his report that included eleven amendments that would help correct the by-law along with an explanation and rationale for the changes. He circulated pictures to Council that demonstrated that dilapidated structures should be rebuilt further back from the water. He read correspondence received from Graeme Watson and Jeff Peck that outlined their concerns about the housekeeping amendment.

Mayor Vandewal referred to the Committee of Adjustment and that 6-8 people reviewing an application provides a more subjective view than just one person. He stated that if people are up front, the committee bends over backwards to help with the process. He agreed with the setbacks and felt that if the lot supports it, then structures when rebuilt, should be setback further from the water.

Don Stricelj felt this amendment was directed at him and that landowners rights are diminishing. He suggested there are issues with the minor variance process and that it is an unfair process with predetermined decisions. He felt it was not good timing for this amendment and there should be an open process to include seasonal residents. Mr. Stricelj referred to his own property and felt the structure was grandfathered and it was not his intent to break any by-laws and that the CRCA had given him approval as there was no impact to the environment. He reiterated his support for public debate on the proposed changes.

Jennifer Garrah, Fotenn Consulting, felt the proposed housekeeping by-law was not addressing clarification and to fix minor errors or omissions, but that it included new language and direction that was not the original intent of the by-law. She felt 5.10.2 was new language and are not technical in nature. She felt these changes would have significant impact on residents and there should be more consultation. The removal of walls needs clarification as to the number of walls or does it include "down to the studs". She felt this by-law should not be used to legitimize how staff have interpreted this section.

Resolution No. 2016-8-7
Moved by Councillor Revill
Seconded by Deputy Mayor Sutherland

THAT an opportunity having been provided, the public meeting be closed.

Carried

6. Approval of Minutes

a) March 1, 2016 Council Meeting

Deputy Mayor Sutherland requested the March 1, 2016 minutes of the public meeting be amended.

Resolution No. 2016-8-8
Moved by Deputy Mayor Sutherland
Seconded by Councillor Schjerner

THAT the March 1 Public Meeting minutes be amended to indicate "That Mr. Bannon would be supportive of holding a meeting with residents within 3- 4 months of the opening of the group home."

Defeated

Resolution No. 2016-8-9
Moved by Councillor Revill
Seconded by Deputy Mayor Sutherland

THAT Council approves the minutes of the March 1, 2016 Council meeting.

Carried

7. Business Arising from the Minutes

a) Wayne Orr, Chief Administrative Officer, re: Notice of Motion - Electric Vehicle Proposal

Resolution No. 2016-8-10
Moved by Councillor Revill
Seconded by Councillor Sleeth

THAT the motion be amended to replace "on how best to integrate" with "and have staff examine the merits of".

Carried

Resolution No. 2016-8-11
Moved by Deputy Mayor Sutherland
Seconded by Councillor Revill

THAT Council support the resolution attached to this report regarding the exploration of options on how best to integrate an electric vehicle into the township fleet as amended.

Carried

b) Wayne Orr, Chief Administrative Officer, re: 2015 Deficit Recommendations

Councillor Schjerner proposed an amendment to the resolution.

Resolution No. 2016-8-12
Moved by Councillor Schjerner
Seconded by Councillor Barr

THAT the motion be amended by adding:

AND THAT the CAO take the steps necessary to ensure that budget overages do not occur, and

THAT when a budget overage is anticipated that a report be brought forward to Council for authorization and consideration and,

THAT when a non-budgeted item is required that a report be brought forward to Council or consideration and authorization.

Carried

Resolution No. 2016-8-13
Moved by Councillor Revill
Seconded by Deputy Mayor Sutherland

THAT Council authorize the implementation of the staff recommendations to address the 2015 budget deficit and to adjust the 2016 budget and reserves accordingly as amended.

Carried

- c) Mark Segsworth, Public Works Manager, re: Sydenham Village Parking and Traffic Restrictions

8. Reports Requiring Action

- a) Accounts Payable and Payroll Listing

Resolution No. 2016-8-14
Moved by Deputy Mayor Sutherland
Seconded by Councillor Revill

THAT Council receives for information the Accounts Payable and Payroll Listing dated March 15, 2016 in the amount of \$1,948,819.31.

Carried

- b) Louise Fragnito, Treasurer, re: Arena Board Loan

Resolution No. 2016-8-15
Moved by Councillor Revill
Seconded by Deputy Mayor Sutherland

THAT Council support the Township extending a loan to the Arena Board to an upset limit of \$190,497.12 with investments being held as security and further authorize the CAO and Mayor to execute the promissory note.

Carried

- c) Lindsay Mills, Planner, re: Review of Application for a Zoning By-law Amendment to Expand a Quarry in Part of Lot 17, Concession VI -Portland

See By-law 2019-21

- d) Mark Segsworth, Public Works Manager, re: Local Road Side Mowing

Resolution No. 2016-8-16
Moved by Deputy Mayor Sutherland
Seconded by Councillor Revill

THAT Council extends the contract for Percy Snider for local road side mowing for 2016 at \$26,426.35 per cut.

Carried

- e) Mark Segsworth, Public Works Manager, re: Anderson Road Emergency Construction

Resolution No. 2016-8-17

Moved by Councillor Schjerning
Seconded by Councillor McDougall

THAT an amount of up to \$50,000.00 be approved from the Working Fund Reserve for the emergency reconstruction of Anderson Road.

Carried

9. Committee Meeting Minutes - n/a

10. By-Laws

a) By-law 2016-08 - Campbell Rezoning, Concession IX, Part Lot 15

Resolution No. 2016-8-18
Moved by Councillor McDougall
Seconded by Councillor Schjerning

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

- By-law 2016-08
- By-law 2016-09
- By-law 2016-10
- By-law 2016-18
- By-law 2016-19
- By-law 2016-20
- By-law 2016-21

Carried

Resolution No. 2016-8-19
Moved by Councillor Schjerning
Seconded by Councillor McDougall

THAT By-law 2016-08, being a by-law to amend By-law 2003-75, as amended to rezone land from Rural (RU) to Special Waterfront Residential (RW-37), Part Lot 15, Concession IX, District of Storrington, be given third reading, signed and sealed.

Carried

b) By-law 2016-09 - Snider Rezoning, Concession III, Part Lot 5

Resolution No. 2016-8-20
Moved by Councillor McDougall
Seconded by Councillor Schjerning

THAT By-law 2016-09. being a by-law to amend By-law 2003-75, as amended, to rezone land from Rural (RU) Zone to Special Rural Industrial (RI-10-H) , Part Lot 5, Concession III, Loughborough District, be given third reading, signed and sealed.

Carried

c) By-law 2016-10 - Lamoureux Rezoning, Concession XI, Part Lot 24

Resolution No. 2016-8-21
Moved by Councillor Schjerning
Seconded by Councillor McDougall

THAT By-law 2016-10, being a by-law to amend By-law 2003-75, as amended to rezone lands from Rural (RU) to Limited Service Residential- Waterfront, Part Lot 24, Concession XI, District of Bedford, be given third reading, signed and sealed.

Carried

d) By-law 2016-18 Restricted Parking for Sydenham

Resolution No. 2016-8-22
Moved by Councillor McDougall
Seconded by Councillor Schjerning

THAT By-law 2016-18, being a by-law to amend By-law 2000-01 as amended, to regulate the use of traffic, parking and stopping on highways and bridges in the Township of South Frontenac, to create no parking and parking restrictions in the village of Sydenham, be given third reading signed and sealed.

e) By-law 2016-19 - Through Highways (Sydenham Cross St)

Resolution No. 2016-8-23
Moved by Councillor Barr
Seconded by Councillor Roberts

THAT By-law 2016-19, being a by-law to amend By-law 2000-01, being a by-law to regulate the use of traffic parking and stopping on highways and bridges in the Township of south Frontenac, to create no parking and parking restrictions in the Village of Sydenham, be given third reading, signed and sealed.

Carried

f) By-law 2016-20 - Housekeeping By-law

Amendments to the motion were proposed.

Resolution No. 2016-8-24
Moved by Councillor Schjerning
Seconded by Councillor Sleeth

THAT Items 6 and 7 be removed from the by-law and deferred for further discussion and meetings.

Carried

Resolution No. 2016-8-25
Moved by Deputy Mayor Sutherland
Seconded by Councillor Roberts

THAT this matter be deferred for two months.

Carried

Resolution No. 2016-8-26
Moved by Councillor Barr
Seconded by Councillor Roberts

THAT By-law 2016-20, being a township initiated housekeeping by-law to amend By-law 2003-75, as amended, to effect a number of changes to correct mapping errors that have been identified and to clarify the wording of parts of the text be given third reading, signed and sealed as amended.

g) By-law 2016-21- Jackson Quarry Rezoning

Resolution No. 2016-8-27
Moved by Councillor Barr
Seconded by Councillor Roberts

THAT By-law 2016-21, being a by-law to amend By-law 2003-75, as amended, to rezone land from Quarry "A" and Rural (RU) to Special Quarry "A:" (QA-3) Zone, Part Lot 17, Concession VI, District of Portland, be given third reading, signed and sealed with the following changes:

- Remove the fifth bullet under "Permitted Uses - Blasting"
- Remove Clause 2.

Carried

11. Reports for Information

- a) Wayne Orr, Chief Administrative Officer, re: LRP 1 Projects awarded by IESO
- b) Councillor Revill, re: Ontario On-site Waste Water Conference

12. Information Items

- a) Art Booth, Operations Manager, Ministry of Community Safety and Correctional Services, re: Compliance with Emergency Management and Civil Protection Act
- b) Derek Matheson, RVCA, re: Rural Clean Water Program
- c) Sheri Vivian - copy of presentation and petition from March 8, 2016 meeting

Councillor Sleeth questioned the status of this request to reconsider the by-law.

Wayne Orr confirmed that this item will be discussed at the Corporate Services meeting on March 18.

- d) Joanna Stricker, re: 10 Hickory Lane Rezoning
- e) Jannette Amini, County of Frontenac, re: Request for Proclamation - Accessibility Awareness Week

Resolution No. 2016-8-28
Moved by Councillor McDougall
Seconded by Councillor Schjerning

THAT Council support and proclaim the week of April 3- 9, 2016 as Accessibility Awareness Week.

Carried

- f) Ontario News Release - 2014 Air Quality Report

13. Notice of Motions

- a) Deputy Mayor Sutherland suggested that public meetings and the passing of by-laws should be dealt with at separate meetings. This would allow the township planner to review and ensure all concerns are addressed. There was no support from Council to have staff change this process.

14. Announcements

- a) Councillor McDougall provided an update on Councillor Robinson and his progress with therapy.

15. Question of Clarity (from the public on outcome of agenda items) - n/a

16. Closed Session - n/a

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17. Confirmatory By-law

a) By-law 2016-22

Resolution No. 2016-8-29
Moved by Councillor Roberts
Seconded by Councillor Barr

THAT By-law 2016-22, being a by-law to confirm generally previous actions of the Council of the Corporation of the Township of South Frontenac be given first and second reading this 15, day of March, 2016.

Carried

Resolution No. 2016-8-30
Moved by Councillor Barr
Seconded by Councillor Roberts

THAT By-law 2016-22, being a by-law to confirm generally previous actions of the Council of the Corporation of the Township of South Frontenac be given third reading signed and sealed this 15, day of March, 2016.

Carried

18. Adjournment

a) Resolution

Resolution No. 2016-8-31
Moved by Councillor Roberts
Seconded by Councillor Barr

THAT the Council meeting of March 15, 2016 be adjourned at 9:10 p.m.

Carried

Ron Vandewal, Mayor

Wayne Orr, Chief Administrative Officer