

Township of Seguin
Draft Minutes of Council Meeting
May 7th, 2007

A regular meeting of the Township of Seguin Council was held May 7th, 2007 at the Township of Seguin Council Chambers. Mayor Conn presided with Councillors Adams, Chidley, Jacklin, Sainsbury and Sturgeon present. Councillor Gibbon sent his regrets.

After the meeting was called to order Mayor Conn asked for approval of the agenda. Council approved the agenda as presented with the following addendum. A request from John Jackson, Agent for Consent Application B-2006-0022-F (Kronberger) to adjourn the matter. Correspondence from Verners Alksnis supporting Consent Application B-2007-0014-F (Guzewski). Correspondence from the Ministry of Transportation Ontario regarding Consent Application B-2007-0017-F (Halloran). Correspondence from Tony Usher, Agent for the Estate of Catherine Scroggie supporting By-law No. 2007-062. Discussion of the proposed Seguin Adult Lifestyle Community.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. There were no disclosures of pecuniary interest declared.

The following resolutions were considered by Council:

2007-166 Sainsbury-Sturgeon **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting in order to address a matter(s) pertaining to:
• litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.”

2007-167 Sturgeon-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened.”

2007-168 Sainsbury-Sturgeon **Carried**
“**THAT**, regarding Ontario Municipal Board Case No. PL060103 (Basdeo/Daly Zoning Appeal) Council of The Corporation of the Township of Seguin does hereby authorize and direct Dennis Trinaistich, legal counsel for the Township, to provide Notice to the Ontario Municipal Board and the Appellants that the Township wishes to reserve the right to make a claim for costs, at the appropriate time, in accordance with the Board’s Rules for motions.”

2007-169 Sturgeon-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the meetings of Council of April 16th and April 21st, 2007 as circulated.”

2007-170 Sturgeon-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$631,411.85.”

2007-171 Adams-Jacklin **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Audited Consolidated Financial Statements for the Year Ended December 31st, 2006 as presented by Don Garrioch of the firm KPMG.”

2007-172 Jacklin-Adams **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda and the addendum for the May 7th Meeting of Council.

Community Services:

- Report CS-FD-2007-001, Fire Protection Agreement with Muskoka Lakes.
- Report CS-FD-2007-002, Automatic Aid Agreement with Muskoka Lakes.
- Report CS-FD-2007-003, Mutual Aid Agreement with the Township of Georgian Bay.

- Report CS-FD-2007-004, Joint Emergency Preparedness Plan (JEPP) Grant approval and Joint Emergency Plan consultant.
- Memo re: Update on Summer ice rentals for 2007.
- Report CS-PL-2007-056, Consent Application B-2006-0022-F (Kronberger).
- Report CS-PL-2007-053, Consent Application B-2007-0012/13-C (Alyange Holdings Inc.).
- Report CS-PL-2007-0057, Consent Application B-2007-0014-F (Guzewski).
- Report CS-PL-2007-0052, Consent Application B-2007-0017-F (Halloran).
- Report CS-PL-2007-049, By-law No. Z294-2007, Being a By-law to amend By-law Z 200-97 of the former Township of Humphrey (Rezoning Application R-2007-0004-H Maile).
- Report CS-PL-2007-048, By-law No. Z295-2007, Being a By-law to amend By-law Z 200-97 of the former Township of Humphrey and By-law No. 2007-026, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125. (Rezoning R-2007-0005-H Mullen).
- Report CS-PL-2007-050, By-law No. F-2007-1095, Being a By-law to amend Zoning By-law No. 93-1000 of the former Township of Foley and By-law No. 2007-060, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125. (Rezoning R-2007-0007-F McGarrell).
- Report CS-PL-2007-059, By-law No. 2007-062, Being a By-law to amend certain Sections of Zoning By-law No. 2006-125.
- Report CS-PL-2007-058, By-law No. 2007-063, Being a By-law to correct Township of Seguin Zoning By-law No. 2006-125 as amended by By-law No. 2006-157. (Rezoning R-2006-0013-H Klug).
- Report CS-PL-2007-070, By-law No. Z290-2007, Being a By-law to amend By-law No. Z200-97 of the former Township of Humphrey and By-law No. 2007-036, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125. (Rezoning R-2007-0003-H Cleland).

Public Works Services:

- Report PW-RD-2007-011, Purchase of Tandem Axle Truck Tender No. 2007-008 and Winter Control Contracted Service Tender No. 2007-006.
- Report PW-WD-2007-002, Proposed Free Bulk Waste Disposal Days.
- Verbal update re: Turtle Lake Bridges reconstruction projects.”.

2007-173 Sainsbury-Jacklin

Carried

“**THAT** as per Report CS-FD-2007-004 Council of The Corporation of the Township of Seguin does hereby accept the Proposal submitted by Community Emergency Management Solutions Inc. on October 10th, 2006 for the preparation of a Joint Emergency Plan for the West Parry Sound Municipalities at a cost of \$24,800 plus GST.

AND FURTHER THAT Council, with the approval of the Municipalities of Carling, McDougall, McKellar, Parry Sound, Seguin, The Archipelago and Whitestone, does hereby authorize Fire Chief Dave Thompson to represent the Municipalities and negotiate a contract with Community Emergency Management Solutions Inc. with an upset value of \$24,800 plus GST for the preparation of a Joint Emergency Plan for the West Parry Sound Municipalities.”.

2007-174 Sturgeon-Sainsbury

Recorded Vote Carried

“**THAT** as per Report PW-RD-2007-011 Council of The Corporation of the Township of Seguin does hereby accept the bid from Near North Truck Centre, North Bay, Ontario (Sterling/Viking) in the adjusted amount of \$198,381.96 plus G.S.T. for the purchase of a 2008 tandem axle truck complete with dump body and plow and wing and award Tender No. 2007-008 to Near North Truck Centre.

AND FURTHER THAT Council does hereby approve the extension of contracted winter control services with D.W. Construction for one year (2007/2008 winter control season) at a rate of \$103.00 per and \$55.00 per day standby rate.”.

Division List

Adams - Yea
 Chidley - Yea
 Gibbon - Absent
 Jacklin - Nay

Sainsbury - Nay
Sturgeon - Yea
Conn - Yea

John Jackson, Agent for the Applicant explained the reasons for his request that Council defer their decision on Consent Application B-2006-0022-F (Kronberger).

Marion Kapralos spoke in objection to Consent Application B-2006-0022-F (Kronberger) and supported the Staff Report on this Application.

Andy Stivrins spoke in objection to the process and amount of notice the Applicant was provided regarding the Staff Report on Consent Application B-2006-0022-F (Kronberger).

Don Parker spoke in objection to Consent Application B-2006-0022-F (Kronberger) as the access to the property is over his lands and he objects to the potential increased traffic.

2007-175 Jacklin-Sturgeon **Carried**
“**THAT**, as per Report CS-PL-2007-056, Council of The Corporation of the Township of Seguin does hereby deny Consent Application B-2006-0022-F (Kronberger).”.

2007-176 Sturgeon-Jacklin **Carried**
“**THAT**, as per Report CS-PL-2007-053, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Applications B-2007-0012-C and B-2007-0013-C (Alyange).”.

2007-177 Sturgeon-Sainsbury **Carried**
“**THAT**, as per Report CS-PL-2007-057, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2007-0014-F (Guzewski).”.

2007-178 Sainsbury-Sturgeon **Carried**
“**THAT**, as per Report CS-PL-2007-052, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2007-0017-F (Halloran).”.

2007-179 Sturgeon-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for the following Applications for Rezoning:

- Rezoning Application R-2007-0004-H (Maile).
- Rezoning Application R-2007-0005-H (Mullen).
- Rezoning Application R-2007-0007-F (McGarrell).”.

The Mayor advised Council would now hold a public meeting regarding three applications to amend the comprehensive Zoning By-laws, as follows:

- Application No. R-2007-0004-H, applicant Maile, to amend Township of Humphrey Zoning By-law No. Z200-97;
- Application No. R-2007-0005-H, applicant Mullen, to amend Township of Humphrey Zoning By-law No. Z200-97 and Township of Seguin Zoning By-law No. 2006-125; and
- Application No. R-2007-0007-F, applicant McGarrell, to amend Township of Foley Zoning By-law No. 93-1000 and Township of Seguin Zoning By-law No. 2006-125.

The Mayor asked the Clerk to state the method by which Notice of the meeting was given, and the dates on which that Notice was given.

The Clerk advised that Notice was given by first class mail and by posting on April 17th, 2007.

The Mayor advised anyone who wished to receive notice of the passing of any of these zoning by-laws not owning land within 120m of the area to which it applies and who has not submitted such a request in writing should give their full name and address to the Clerk before leaving the meeting.

The Mayor asked the Clerk to explain the purpose for and effect of the first application, File No. R-2007-0004-H (Maile).

The Clerk advised the purpose and effect of this application is to rezone the property to recognize the lot frontage and area as the minimum required by the Zoning By-law as required by a condition of Provisional Consent Approval regarding Application B12/2006-H.

The Mayor asked if there was anyone present who wished to speak in opposition to the amendment to the Zoning By-law proposed by File No. R-2007-0004-H. There were no verbal objections received.

The Mayor asked if there was anyone present who wished to speak in favour of the amendment to the Zoning By-law proposed by File No. R-2007-0004-H. John Jackson, Agent advised he was present to answer any questions on the proposed amendment.

The Mayor asked if any letters were received in opposition to or support of the amendment to the Zoning By-law proposed by File No. R-2007-0004-H. The Clerk advised, no letters were received.

The Mayor asked the Clerk to explain the purpose for and effect of the second application, File No. R-2007-0005-H (Mullen).

The Clerk advised the purpose and effect of this application is to revise and refine the Environmental Protection "EP" Zoning on the subject lands to accurately reflect the extent of the environmental features on the site as required by a condition of Provisional Consent Approval regarding Applications B-2006-61/62/63-H.

The Mayor asked if there was anyone present who wished to speak in opposition to the amendment to the Zoning By-law proposed by File No. R-2007-0005-H. There were no verbal objections received.

The Mayor asked if there was anyone present who wished to speak in favour of the amendment to the Zoning By-law proposed by File No. R-2007-0005-H. There were no verbal submissions in support.

The Mayor asked if any letters were received in opposition to or support of the amendment to the Zoning By-law proposed by File No. R-2007-0005-H. The Clerk advised, no letters were received.

The Mayor asked the Clerk to explain the purpose for and effect of the third and final application, File No. R-2007-0007-F (McGarrell).

The Clerk advised the purpose and effect of this application is to rezone the lands in order to protect areas where species at risk and fish habitat have been identified on the property, as required by a condition of severance approval under File No. B-2006-0014-F with respect to the subject lands.

The Mayor asked if there was anyone present who wished to speak in opposition to the amendment to the Zoning By-law proposed by File No. R-2007-0007-F. There were no verbal objections received.

The Mayor asked if there was anyone present who wished to speak in favour of the amendment to the Zoning By-law proposed by File No. R-2007-0007-F. John Jackson, Agent advised he was present to answer any questions on the proposed amendment.

The Mayor asked if any letters were received in opposition to or support of the amendment to the Zoning By-law proposed by File No. R-2007-0007-F. The Clerk advised, no letters were received.

The Mayor advised Council would consider all matters placed before it before passing a zoning by-law. The Mayor informed the public, as required by Section 34 Subsection 25 of the Planning Act, R.S.O. 1990, c. P.13, that the Ontario Municipal Board has the power to dismiss

an Appeal if the appellant has not provided Council with oral submissions at a public meeting or written submissions prior to it passing a zoning by-law.

2007-180 Sainsbury-Sturgeon **Carried**

“THAT the public meeting held for the following Applications for Rezoning is hereby closed and the regular meeting is reconvened:

- Rezoning Application R-2007-0004-H (Maile).
- Rezoning Application R-2007-0005-H (Mullen).
- Rezoning Application R-2007-0007-F (McGarrell).”.

2007-181 Jacklin-Sainsbury **Carried**

“THAT By-law No. Z294-2007 is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-182 Sturgeon-Sainsbury **Carried**

“THAT By-law No.’s 2007-026 and Z295-2007 are hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-183 Jacklin-Sainsbury **Carried**

“THAT By-law No.’s 2007-060 and F-2007-1095 are hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-184 Sturgeon-Sainsbury **Carried**

“THAT By-law No. 2007-062, Being a By-law to amend certain sections of Zoning By-law No. 2006-125, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-185 Sainsbury-Jacklin **Carried**

“THAT By-law No. 2007-063, Being a By-law to correct Township of Seguin Zoning By-law No. 2006-125 as amended by By-law No. 2006-157, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-108 Adams-Chidley **Carried**

“THAT By-law No.’s 2007-041 and Z293-2007 are hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-186 Sainsbury-Sturgeon **Carried**

“THAT By-law No. 2007-067, being a By-law to enter into a Commercial Lease Agreement between Mike Beasley and The Corporation of the Township of Seguin for facilities located on Plan 163 Part Lot 18, Village of Rosseau known as 1142 Highway #141, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-187 Jacklin-Sainsbury **Carried**

“THAT By-law No.’s 2007-064, 2007-065 and 2007-066, are hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-188 Sainsbury-Jacklin **Carried**

“THAT By-law No. 2007-068, being a By-law to Authorize the Execution of a Facility Licence Agreement Between Seguin Bruins Inc. and The Corporation of the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-189 Sturgeon-Sainsbury **Carried**

“THAT By-law No.’s 2007-036 and Z290-2007 are hereby deemed to have been read a first, second and third time and passed by Council.”.

The Mayor advised Council would now consider the following shore/concession road allowance applications:

- By-law No. 2007-057, (Georgian Green CRA).
- By-law No. 2007-058, (Georgian Green SRA Richmond Lake).

The Mayor asked if there was any member of the public who believed their land would be prejudicially affected by the closure of any of these road allowances or who wished to be heard on any of these road allowance closures and sales. No verbal submissions were received.

The Mayor asked if there had been any written objections received. The Clerk advised, no objections had been received.

2007-190 Sainsbury-Jacklin

Carried

“**THAT** By-law No.’s 2007-057 and 2007-058, are hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-191 Sainsbury-Sturgeon

Carried

“**THAT** as per Report PW-WD-2007-002 Council of The Corporation of the Township of Seguin does hereby adopt the Free Bulk Waste Disposal Days Operating Plan and approve Free Bulk Waste Disposal Days at the Christie Landfill Site from June 30th, 2007 to September 3rd, 2007 (on the normal days of Operation - Saturday, Sunday, Monday and Wednesday, 8:00 a.m. to 4:00 p.m.).”.

2007-192 Sturgeon-Jacklin

Carried

“**THAT** as per Report OP-RD-2007-006, Council of The Corporation of the Township of Seguin does hereby approve that an entrance requiring a final inspection and approval, constructed prior to January 2007, which does not meet all the requirements of By-law No. 2005-098, Being a Bylaw to Adopt a Policy and Prescribe Fees and Charges for Regulating the Construction OR Alteration Of Any Entrance Way or Access to a Township Road in the Township of Seguin, but that, in the opinion of the Director of Operations or designate substantially meets safety and construction requirements may be considered accepted and approved by the Township of Seguin.”.

2007-193 Chidley-Adams

Carried

“**WHEREAS**, Seniors’ Month is an annual nation-wide celebration;

AND WHEREAS, seniors have contributed and continue to contribute immensely to the life and vibrancy of this community;

AND WHEREAS, seniors continue to serve as leaders, mentors, volunteers and important and active members of this community;

AND WHEREAS, their contributions past and present warrant appreciation and recognition and their stories deserve to be told;

AND WHEREAS, the health and well-being of seniors is in the interest of all and further adds to the health and well-being of the community;

AND WHEREAS, the knowledge and experience seniors pass on to us continues to benefit all;

THEREFORE Council of The Corporation of the Township of Seguin does hereby proclaim June 1st to 30th, 2007 as Seniors’ Month in the Township of Seguin and encourage all citizens to recognize and celebrate the accomplishments of our seniors.”.

2007-194 Sturgeon-Jacklin

Withdrawn

“**THAT** Council of The Corporation of the Township of Seguin does hereby request the District of Parry Sound Social Services Administration Board provide the Council of The Corporation of the Township of Seguin with a written report with respect to the projected Revenues and Expenses of the 2007 Daycare Program and if there are any variances from the budget, explain how those variances will be funded within the 2007 and future District of Parry Sound Social Services Administration Board budget.”.

2007-195 Sturgeon-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Correspondence as presented on the Agenda and the Addendum for the May 7th meeting of Council.”.

2007-196 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2007-069, being a By-law to confirm the proceedings of meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2007-197 Sturgeon-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn to meet again on May 22nd, 2007 or at the call of the Mayor.”.

Don Garrioch of KPMG, the Auditors for the Township of Seguin presented the 2006 Audited Financial Statements.

Fire Chief Dave Thompson introduced the Township of Seguin’s Fire Prevention Officer Patrick Shoebottom to the Members of Council.

Ryan Tarrant of K&H Engines Ltd. addressed Council to request permission to erect a commercial sign at the intersection of Oastler Park Drive and James Bay Junction Road. The proposed sign does not meet the current regulations for commercial signage in the Township. Council informed Mr. Tarrant the Township is currently reviewing regulations for signage in the Township and a public meeting will be held to receive input from Ratepayers.

Darrin O’Brien of the Christie Recreation Committee addressed Council to request funding for the 2007 Canada day Festivities. Council requested Mr. O’Brien submit a written request for funding to the Township and Staff will forward the request to the Parry Sound Area Community Business & Development Centre (CB&DC). Council informed Mr. O’Brien, and directed Staff, that the Township would provide funding in addition to the funding received from the CB&DC to make the total funding \$1,500.

*David Conn,
Mayor*

*Craig Jeffery,
Clerk*