

Township of Seguin
Draft Minutes of Council Meeting
July 19th, 2010

A regular meeting of the Township of Seguin Council was held July 19th, 2010 at 9:00 a.m. at the Township of Seguin Council Chambers. Mayor Conn presided with Councillors Adams, Chidley, Gibbon, Jacklin, Sainsbury and Sturgeon present.

After the meeting was called to order Mayor Conn asked for approval of the agenda. Council approved the agenda with the following additions/changes. Addition to Staff Reports of a verbal update from the Acting Director of Public Works on the proposed erection of stop sign(s) at the intersection of Cardwell Road and Lock Street. Addition of a closed session for discussion on the disposal of Township lands described as Part of Block A, Plan M-296 and portions of the shore road allowance in front thereof.

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:

2010-246 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the July 5th, 2010 regular and closed session meetings of Council as circulated.”.

2010-247 Gibbon-Adams

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public hearing for the following matters:

- Rezoning Application No. R-2010-0009-C (Clark).
- Consent Application B-2010-0009-H (Hamilton).
- Consent Application B-2010-0012-C (Forbes).”.

The Mayor advised Council would now hold concurrent public meetings for a proposed Zoning By-law Amendment and Consent Applications.

The Mayor advised the purpose of Rezoning Application R-2010-0009-C (Clark) PSR 1070 Lot 15, vacant parcel is to rezone the lands from the Shoreline Residential One (SR1) zone to the Shoreline Residential One exception sixty-nine (SR1-69) zone.

The Mayor advised anyone who wished to receive notice of the passing of this zoning by-law not owning land within 120 metres of the area to which it applies and who has not submitted such a request in writing should provide their full name and address to the Clerk before leaving this meeting. The Mayor advised Council would consider all matters placed before it before passing a zoning by-law. As required by Section 34 Subsection 25 of the Planning Act, R.S.O. 1990, c. P.13., the Mayor informed the public if a person or public body does not make oral submissions at a public meeting or make written submissions to the Township of Seguin before the by-law is passed, the person or public body is not entitled to appeal the decision of Council of the Township of Seguin to the Ontario Municipal Board and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to do so.

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 for Application R-2010-0009-C.

The Clerk advised Notice was given by first class mail, and by posting the property on June 25th, 2010. Notices were therefore considered to be given in accordance with the requirement of Section 34 of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to the application.

No verbal submissions were received.

The Mayor asked if the Township had received any correspondence with respect to the Application.

The Clerk advised correspondence had been received from the Ministry of Transportation Ontario stating no objections.

The Mayor advised Council would now hear the following Consent Applications:

- B-2010-0009-H (Hamilton).
- B-2010-0012-C (Forbes).

The Mayor advised Council would consider all matters placed before it prior to making a Decision. As required by Section 53 Subsection 31 of the Planning Act, the Mayor advised if a person or public body that files an appeal of a decision of the Township of Seguin in respect of a proposed consent does not make written submissions to the Township before it gives or refuses to give a provisional consent, the Ontario Municipal Board may dismiss the appeal. The Mayor advised anyone wishing to receive Notice of the Consent decisions who has not submitted such a request in writing should provide their full name and mailing address to the Clerk before leaving this meeting.

The Mayor asked the Clerk to state the method by which Notices of the meeting were given and the dates on which Notices were given for the Consent Applications.

The Clerk advised the Notices were given by first class mail and by posting on the properties on July 5th, 2010. Notices were therefore considered to be given in accordance with the requirement of Section 53 of the Planning Act.

The Mayor advised Consent Application B-2010-0009-H (Hamilton) is for the lands located at 56 Willow Ridge Road and on Clear Lake. The proposed Consent is to permit a lot addition of a 0.10 hectare parcel to the adjacent benefitting lands. No new lots will be created.

The Mayor asked if there was anyone present who wished to speak to this Application for Consent.

No verbal submissions were received.

The Mayor asked if any correspondence had been received in opposition to or support of the proposed Consent.

The Clerk advised no correspondence had been received.

The Mayor advised Consent Application B-2010-0012-C (Forbes) is for the lands located on Maple Lake Estates Road. The proposed Consent is to permit a lot addition of a 0.39 hectare parcel and frontage of 20 metres on Maple Lake Estates Road, from a large rural parcel to a neighbouring rural residential parcel. No new lots will be created.

The Mayor asked if there was anyone present who wished to speak to this Application for Consent.

No verbal submissions were received.

The Mayor asked if any correspondence had been received in opposition to or support of the proposed Consent.

The Clerk advised no correspondence had been received.

2010-248 Adams-Gibbon

Carried

“**THAT** the public hearing held for the following matters is hereby closed and the regular meeting is reconvened:

- Rezoning Application No. R-2010-0009-C (Clark).
- Consent Application B-2010-0009-H (Hamilton).
- Consent Application B-2010-0012-C (Forbes).”.

2010-249 Gibbon-Adams

Carried

“THAT By-law No. 2010-069, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Property Roll No. 4903-040-003-03131, Rezoning Application R-2010-0009-C, Clark), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2010-250 Adams-Gibbon

Carried

“THAT as per Report No. DPS-PL-2010-054, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2010-0009-H (Hamilton), subject to the conditions set out in the decision.”.

2010-251 Gibbon-Adams

Carried

“THAT as per Report No. DPS-PL-2010-055, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2010-0012-C (Forbes), subject to the conditions set out in the decision.”.

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

- By-law No. 2010-073, (Farkas) SRA Otter Lake.
- By-law No. 2010-074, (Wilson) SRA Otter Lake.

The Mayor asked if there was any member of the public who believed their land would be prejudicially affected by the closure of these shore road allowances or who wished to be heard on these shore road allowance closures and sales.

No verbal submissions were received.

The Mayor asked if any correspondence had been received in opposition to the closures and sales.

The Clerk advised no correspondence had been received.

2010-252 Sainsbury-Jacklin

Carried

“THAT By-law No.’s 2010-073 and 2010-074, Being By-laws to authorize the stop up, closure and sale of various portions of shore road allowance (Farkas, Wilson), are hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-406 Gibbon-Jacklin

Recorded Vote Carried

“THAT Council of The Corporation of the Township of Seguin does hereby approve the recommendation of Report No. AD-2009-015 and that the position of the Township Staff as outlined in the Report to Council dated July 30th, 1998 be reaffirmed and Mr. Bartlett be so advised of the position, that the Township believes the matter is a civil matter between the property owners.

AND THAT the Township recommend the property owners including Mr. Bartlett dialogue and work towards a resolution of this matter.”.

Division List

- Adams - Yea
- Chidley - Nay
- Gibbon - Yea
- Jacklin - Yea
- Sainsbury - Yea
- Sturgeon - Yea
- Conn - Yea

2010-253 Sainsbury-Jacklin

Recorded Vote Carried

“WHEREAS, Red Sky Construction (Howard Oldham and Joel L’Ecuyer) obtained Sign Permit No. 2008-0003 for their location at 411 Oastler Park Drive;

AND WHEREAS, the owners subsequently had the subject lands rezoned to residential and the owners had been advised when they submitted the application for rezoning that the rezoning would make the sign illegal and the sign would have to be removed;

THEREFORE BE IT RESOLVED THAT Council of The Corporation of the Township of Seguin does hereby deny the request from Red Sky Construction for a Minor Variance to By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin, and authorizes and directs Staff to commence the process to have the sign removed.”.

Division List

Adams - Yea
Chidley - Nay
Gibbon - Yea
Jacklin - Yea
Sainsbury - Yea
Sturgeon - Yea
Conn - Yea

2010-254 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve a donation to Park-To-Park Trail Inc. in the amount of \$16,500. from the 2010 Grants and Donations.”.

2010-255 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby accept, with regret the resignation of Paul Taylor from the Township of Seguin Committee of Adjustment and the Township of Seguin Finance Committee.”.

2010-256 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2010-075, Being a By-law to Repeal By-law No. 2008-040, a By-law to limit the gross weight of any vehicle or any class thereof passing over a bridge under the jurisdiction of The Corporation of the Township of Seguin pursuant to the Highway Traffic Act, R.S.O. 1990, c. H.8, as amended, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2010-257 Jacklin-Sainsbury

Carried

“**THAT** By-law No. 2010-076, Being a By-law to authorize the establishment of the West Parry Sound Joint Election Compliance Audit Committee, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2010-258 Jacklin-Sturgeon

Carried

“**THAT** By-law No. 2010-061, Being a By-law to write off taxes on property in the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2010-259 Jacklin-Sturgeon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the Agenda for the July 19th, 2010 meeting of Council.

Development and Protective Services:

- Report No. DPS-BD-2010-002, Update of activity in the Building Department – Mid-year Report.
- Report No. DPS-PL-2010-062, Rezoning Application R-2010-0009-C (Clark).
- Report No. DPS-PL-2010-054, Consent Application B-2010-0009-H (Hamilton).
- Report No. DPS-PL-2010-055, Consent Application B-2010-0012-C (Forbes).

Corporate Services:

- Financial update to July 9th, 2010.
- Memo re: Charles Bartlett and Bartlett Springs Estates Owners Association erosion matter.
- Memo re: Application from Red Sky Construction for minor variance to the Sign By-law.
- Memo re: By-law No. 2010-076, Being a By-law to authorize the establishment of the West Parry Sound Joint Election Compliance Audit Committee.

Public Works:

- Report No. PW-RD-2010-014, Extension of Contract No. 2009-022, Supply, Delivery, Mixing and Stockpiling of Winter Sand.
- Report No. PW-RD-2010-016, Renewal of TODS (Tourism Ontario Destination Sign) Agreement.”.

2010-228 Jacklin-Sturgeon

Withdrawn

“THAT as per Report PW-RD-2010-014, Council of The Corporation of the Township of Seguin does hereby approve the extension of Contract No. 2009-022, Supply, Delivery, Mixing and Stockpiling Winter Sand with Fowler Construction Company Ltd., subject to mutually agreeable negotiated rates for the 2010-2011 season.

AND THAT as per Section 5.1.3 of By-law No. 2005-009, Being a By-law Governing Procurement Policies and Procedures, Council of The Corporation of the Township of Seguin does hereby waive the requirements of the Procurement Policy for this matter.”.

2010-260 Chidley-Gibbon

Carried

“THAT By-law No. 2010-071, Being a By-law to enter into an Agreement between The Corporation of the Township of Seguin and Canadian TODS Limited for the provision of placing and maintaining signs on municipal roads, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2010-261 Gibbon-Chidley

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby approve the following accounts in the amount of:

July 8 th , 2010	\$78,348.98
TOTAL	<u>\$78,348.98</u>

2010-262 Chidley-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Minutes and the Correspondence as presented on the Agenda for the July 19th, 2010 meeting of Council.”.

2010-263 Adams-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting at 10:41 a.m. in order to address matters pertaining to:

- a proposed or pending acquisition or disposition of land for municipal or local board purposes.

Surplus Lands – Salmon Lake Road, Block A Plan M-296.”.

2010-264 Adams-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened at 10:59 a.m.”.

2010-265 Gibbon-Chidley

Carried

“THAT By-law No. 2010-077, 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.”.

2010-266 Sturgeon-Jacklin

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby adjourn at 11:02 a.m. to meet again on August 3rd, 2010 or at the call of the Mayor.”.

Mr. Howard Oldham addressed Council to explain the reasons for his application for a variance to By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin. Council thanked Mr. Oldham for his submission however, denied the request.

David Conn,
Mayor

Craig Jeffery,
Clerk