



**THE PUBLIC MEETING OF COUNCIL
OF THE TOWN OF ESPANOLA**

**Council Chambers
Municipal Office**

**May 14, 2019
7:03 pm**

Mayor Beer presided over the meeting.

Present:

Councillors K. Duplessis, R. Dufour, B. Foster, H. Malott, M. Van Alstine

Staff: P. Roque, Clerk/Manager of Planning Services; C. Townsend, CAO/Treasurer; T. Denault-Roque, Recording Secretary

Sarah Vereault, MCIP, RPP; Planner

Absent:

Councillor S. Hayden

The Mayor advised this meeting would be posted online following the meeting.

Disclosure of pecuniary interest and the general nature thereof.

Public Hearing

Under Section 34 of the Planning Act, a public hearing is being held to consider a proposed Zoning Bylaw amendment for the following property;

Applicant: Canadian Tire Properties Inc.

Purpose: The purpose of the proposed Zoning Bylaw Amendment is to rezone the affected property from the Highway Commercial (C2) Zone to the Highway Commercial Special Exception Seven (C2-7) Zone in order to permit a reduction in the number of required parking spaces and include provisions regarding a permanent garden centre. The effect of the proposed amendment will permit the establishment of a new fast-food restaurant and a permanent garden centre on the property.

The Applicant's agent was present. There was one written comments received. Ms. Vereault provided a brief summary of the application.

Councillor Dufour questioned if summer parking would be an issue. Ms. Vereault advised that the traffic engineering report supports year round parking.

There were no further questions. Mayor Beer closed this portion of the meeting at 7:08 pm

Delegations/Petitions None

Question Period

Mr. Andy McKechnie, owner of Espanola Home Hardware asked what the traffic flow would be to the fast food restaurant, would it be accessed through the lights or at the southern exit. Ms. Vereault advised people can enter at lights and the existing southern exit. Mr. McKechnie questioned how people will access the restaurant to which Ms. Vereault confirmed access will be through the parking area; she further confirmed access can be obtained by both lights and the south entrance. Mr. Aaron Scully, owner of Northern Ford stated that south access would only allow access to the southbound lanes; Ms. Vereault agreed and stated that people travelling from the south would need to access at the lights. Mr. McKechnie questioned if there is a concern with traffic flow heading south turning into the restaurant backing traffic up. Ms. Vereault advised they did not feel this was a concern.

Mayor Beer advised that the hearing portion of the meeting is now closed. Time: 7:15 pm

The Clerk clarified that the Public Hearing is strictly for the zoning, parking and garden centre. During the Site Plan review is the opportunity to look at entrances, which she advised is still being worked on. Mr. Scully asked when the Site Plan would be finalized. Ms. Roque advised in the near future and once ready they can be notified. Mr. Scully stated that snow removal is a concern. Ms. Roque advised that the Site Plan will contain snow removal expectations.

The Mayor commented that the public hearing portion is closed, if there are additional questions they can be forwarded to the Clerk. She further clarified that those who have requested notification of a completed Site Plan will be contacted when it is ready to come to Council.

The Mayor explained the purpose of the Question Period.

Mayor Beer advised there was a request under Section 22 of the Procedural Bylaw that an add on item be placed on the agenda. The Clerk requested that a time sensitive item be placed on the agenda regarding the Terms of Reference for the Committee of Adjustment. It was the consensus of Council to add the item.

Mayor Beer requested that a second item, that Council had previously been notified of, which was a resolution from Aurora regarding the proper consultation process with municipalities be added to the agenda. It was the consensus of Council to add this item.

Mayor Beer asked if there were any to be severed. Councillor Dufour requested item D1 to be severed.

CONSENT AGENDA

CA-019-09 K. Duplessis – B. Foster

Be It Resolved That: Items A1 to F3 excluding D1 contained in Part 1, Consent Agenda be adopted.

Carried

Items A1-A3
Council Minutes

19-098 B. Foster – K. Duplessis

Be It Resolved That: : The following Minutes are hereby accepted; Regular Meeting of Council of April 23, 2019; Special Meeting of Council of April 23, 2019; Special Meeting of Council of May 7, 2019.

Carried

Board and Committee Reports

Items B1
Board and
Committee Reports

19-099 B. Foster – K. Duplessis

Be It Resolved That: The following board and committee reports are hereby received; Corporate Services Committee Meeting of May 7, 2019.

Carried

Matters arising from the "In Camera Session"

None

Business Arising from Board and Committees

Corporate Services Committee Meeting of May 7, 2019

Item D1 Item Severed. See Regular Agenda.

Item D2

19-101 H. Malott – M. Van Alstine

Be It Resolved That: As Recommended by the Corporates Services Committee That: The Strategic Asset Management Policy be approved as presented.

Carried

Bylaws and Resolutions

Item E1
Confirmatory Bylaw

19-102 M. Van Alstine – H. Malott

Be It Resolved That: Bylaw No 2918/19 be adopted; being a Being a Bylaw of the Town of Espanola to confirm the proceedings of Council at its Meeting of April 23, 2019.

Carried

Item E2

19-103 R. Dufour – H. Malott

**Laneway Plow
Routes**

Be It Resolved That: Bylaw No 2919/19 be adopted, being a Bylaw of the Town of Espanola to Adopt Laneway Plow Routes.

Carried

**Items F1-F3
Reports**

19-104 H. Malott – R. Dufour

Be It Resolved That: The following reports are hereby received; POA Department Departmental Reports for January – March 2019; Public Health Sudbury & Districts Meeting Minutes of April 18, 2019 – Unapproved; Joint Health and Safety Meeting Minutes of April 4, 2019.

Carried

**PART II
REGULAR AGENDA
Bylaws and Resolutions**

Item D1

19-100 K. Duplessis – B. Foster

Be It Resolved That: As Recommended by the Corporate Services Committee That: Council approves the Scent Free Policy as presented.

Carried

Councillor Dufour questioned why the public would be named in the policy. It was explained to Councillor Dufour that the public is named to ensure a scent free facility is available for everyone entering the facility.

**Item G1
Zoning Bylaw
Amendment**

19-105 B. Foster – K. Duplessis

Be It Resolved That: Bylaw 2912/19 be adopted, being a bylaw to rezone the property described as Part Lot 7, Concession IV, Merritt Twp; Pcl 30295 SEC SWS; Parts 1,2,2 and3, Plan 53R-15083 together with Part 4, Plan 53R-15083; 801 Centre St, Town of Espanola zoned as Highway Commercial (C2) to Highway Commercial special exception seven (C2-7)) in order to permit a reduction in the number of required parking spaces to permit the establishment of a new fast-food restaurant and to permit a permanent garden centre.

Carried

**Item G2
Asset Transfer Policy**

19-106 B. Foster – K. Duplessis

Be It Resolved That: 1. Bylaw No 2913/19 be adopted, being a bylaw to adopt an Asset Transfer Policy. 2. Policy D02-01878 be adopted, being a policy to establish an Asset Transfer Policy.

Carried

The Clerk explained the reason for the policy. A discussion ensued. Staff was directed to invite a Specialist to discuss Economic Development Corporations to Council.

Item G3
Deeming Bylaw for Lot Consolidation

19-107 R. Dufour – H. Malott

Be It Resolved That: Bylaw 2914/19, being a Deeming Bylaw for lot consolidation of PIN# 73409-0968, 592 Second Ave & PIN# 73409-0342, 387 Mead Blvd be adopted.

Carried

Item G4
2019 Municipal Budget

19-108 B. Foster – K. Duplessis

Be It Resolved That: The 2019 Municipal Budget be adopted as presented

Carried

Item G5
Bylaw to Adopt the Estimates of all Sums Required During the Year and to Strike the Rates Of Taxation for the Year 2019

19-109 B. Foster – M. Van Alstine

Be It Resolved That: Bylaw No 2915/19 be adopted, being a Bylaw to Adopt the Estimates of all Sums Required During the Year and to Strike the Rates Of Taxation for the Year 2019.

Carried

Item G6
By-law to Establish Tax Ratios for Prescribed Property Classes

19-110 M. Van Alstine – K. Duplessis

Be It Resolved That: Bylaw No 2916/19 be adopted, being A Bylaw to Establish Tax Ratios for Prescribed Property Classes.

Carried

Item G7
By-law to Adopt Optional Tools for the Purposes of Administering Limits for Eligible Properties within the meaning of Section 331

19-111 H. Malott – R. Dufour

Be It Resolved That: Bylaw No 2917/19 be adopted, being a Bylaw to Adopt Optional Tools for the Purposes of Administering Limits for Eligible Properties within the meaning of Section 331 (New Construction) for the Commercial, Industrial and Multi-Residential Property Classes.

Carried

Item G8
Committee of Adjustment

19-112 H. Malott – B. Foster

Be It Resolved That:

1. The committee composition in the Terms of Reference of the Committee of Adjustment be amended as follows:
 - Two (2) members who are citizen volunteers who reside and/or own property within the municipality, voting members

- One (1) member of Council
- Staff Liaison as required as a non-voting staff resource
- Recording Secretary, the Manager of Planning Services as a non-voting staff resource

2. This committee composition be reflected in the new Procedural Bylaw.

Carried

Item G9
Appointment to
Committee of
Adjustment

19-113 R. Dufour – M. Van Alstine

Be It Resolved That:

Councillor Malott be appointed to the Committee of Adjustment. M. Van Alstine be appointed to the Committee of Adjustment as an alternate.

Carried

Item G10
Resolution regarding
Bill 108

19-114 K. Duplessis – B. Foster

Be It Resolved That: WHEREAS the legislation that abolished the OMB and replaced it with LPAT received unanimous – all party support; and

WHEREAS All parties recognized that local governments should have the authority to uphold their provincially approved Official Plans; to uphold their community driven planning; and

WHEREAS Bill 108 will once again allow an unelected, unaccountable body make decisions on how our communities evolve and grow; and

WHEREAS On August 21, 2018 Minister Clark once again signed the MOU with the Association of Municipalities of Ontario and entered into "...a legally binding agreement recognizing Ontario Municipalities as a mature, accountable order of government."; and

WHEREAS This MOU is "enshrined in law as part of the Municipal Act". And recognizes that as "...public policy issues are complex and thus require coordinated responses...the Province endorses the principle of regular consultation between Ontario and municipalities in relation to matters of mutual interest"; and

WHEREAS By signing this agreement, the Province made "...a commitment to cooperating with its municipal governments in considering new legislation or regulations that will have a municipal impact"; and

WHEREAS Bill 108 will impact 15 different Acts - Cannabis Control Act, 2017, Conservation Authorities Act, Development Charges Act, Education Act, Endangered Species Act, 2007, Environmental Assessment Act, Environmental Protection Act, Labour Relations Act, 1995, Local Planning Appeal Tribunal Act, 2017, Municipal Act, 2001, Occupational Health and Safety Act, Ontario Heritage Act, Ontario Water Resources Act, Planning

Act, Workplace Safety and Insurance Act, 1997

Now Therefore Be it Hereby Resolved that Council for the Town of Espanola oppose Bill 108 which in its current state will have negative consequences on community building and proper planning; and

Be it further resolved that Council for the Town of Espanola call upon the Government of Ontario to halt the legislative advancement of Bill 108 to enable fulsome consultation with Municipalities to ensure that its objectives for sound decision making for housing growth that meets local needs will be reasonably achieved; and

Be It Further Resolved That a copy of this Motion be sent to the Honourable Doug Ford, Premier of Ontario, The Honourable Christine Elliott, Deputy Premier, the Honourable Steve Clark, Minister of Municipal Affairs, the Honourable Andrea Horwath, Leader of the New Democratic Party, and all MPPs in the Province of Ontario; and

Be It Further Resolved That a copy of this Motion be sent to the Association of Municipalities of Ontario (AMO) and all Ontario municipalities for their consideration.

Carried

Correspondence For Information Only

None

Information

This information was previously circulated to Council. If required a copy of the information is available at the Municipal Office.

Cheque Register for April 2019

Correspondence re: MPAC Annual Report

Correspondence re: More Homes; More Choices: Ontario's Housing Supply Action Plan

Correspondence re: OGRA & ROMA conference

Correspondence re: OMPF

Conference and Conventions

2019 AMO AGM & Annual Conference; August 18-21, 2019; Ottawa

Mayor and Councillors Reports and Announcements

FONOM Conference Councillor Foster will prepare his report on the FONOM conference and submit to Council.

Notice of Motion Councillor Van Alstine advised she will be bringing forth a Notice of Motion regarding the budget to actual reporting.

Councillor Hayden

Mayor Beer advised that she has received a request from Councillor Hayden for a 1 month medical leave. It was the consensus of Council that a resolution was not required and the leave was granted.

Future Council Meetings


Community Services Committee Meeting of May 21, 2019 @ 4:00 pm
Special Meeting of Council of May 21, 2019 @ 5:00 pm
Regular Meeting of Council of May 28, 2019 @ 7:00 pm

Adjournment

R. Dufour – M. Van Alstine

Be It Resolved That: The Regular Meeting of Council is hereby adjourned.
Time: 8:30 pm

Carried



Jill Beer
Mayor



Paula Roque
Clerk