

Township of Seguin
Draft Minutes of Council Meeting
April 7th, 2008

A regular meeting of the Township of Seguin Council was held April 7th, 2008 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 as presented with the addition of correspondence from Mr. R.C. Hawkins regarding Consent Application B-2008-0003-H (Phillips Island Association) concerning a slight revision to the proposed severance line.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. Councillor Adams declared a possible pecuniary interest regarding the Public Meeting for Rezoning Application R-2008-0003-F (OSPCA) and By-law No. 2008-043, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning Application R-2008-0003-F OSPCA) and vacated her seat during consideration of these matters.

The following resolutions were considered by Council:

2008-103 Jacklin-Sainsbury **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:

- personal matters about an identifiable individual, including municipal employees.
- labour relations or employee negotiations.”

2008-104 Sainsbury-Jacklin **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened.”

2008-105 Jacklin-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the regular and closed session meetings of Council of March 3rd, 2008 as circulated.”

2008-106 Sainsbury-Jacklin **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$3,028,056.57.”

2008-107 Jacklin-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda for the April 7th meeting of Council.

Corporate Services:

- Report AD-2008-01, Records Management Systems.
- Report TR-2008-01, 2007 Year End Surplus Allocation.
- Report TR-2008-02, 2008 OMPF Funding and 2008 Provincial Infrastructure Investment.

Public Works:

- Report PW-WD-2008-001, Christie Landfill Expansion and conveyance of an easement from the Ministry of Natural Resources to the Township of Seguin.

Community Services:

- Report CS-PL-2008-028, Seguin Lake Water Quality Program.
- Report CS-PL-2008-039, Application B-2008-0001-H (Halls Quarries Ltd.).
- Report CS-PL-2008-030, Application B-2008-0002-H (Johnson).
- Report CS-PL-2008-031, Application B-2008-0003-H (Phillips Island).
- Report CS-PL-2008-022, Application R-2008-0003-F (OSPCA).
- Report CS-PL-2008-029, Application R-2008-0005-H (Green).
- Report CS-PL-2008-034, Application R-2008-0002 (Halls Quarries Ltd.).

- Report CS-PL-2008-033, By-law No. 2008-038, Being a By-law to enter into an Agreement with Garry Laurence Hurvitz related to an Agreement under Section 51(26) of the Planning Act R.S.O. as amended.”.

2008-108 Sainsbury-Jacklin

Carried

“**THAT**, as per Report TR-2008-01, Council of The Corporation of the Township of Seguin does hereby authorize the following 2007 Year End Transfers from Surplus to Reserves:

To Cemetery Reserve	-	\$5,000
To Capital Reserve Fund	-	<u>\$572,813</u>
Total Transfers to Reserves	-	<u>\$577,813”.</u>

2008-109 Jacklin-Sainsbury

Carried

“**THAT** By-law No. 2008-041, Being a By-Law to enter into an Agreement for Easement for Part of Lot 15, Concession 7, Geographic Township of Christie, now Township of Seguin, designated as Parts 2 and 4, Plan 42R-18093 (Landfill Site) is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-110 Sainsbury-Jacklin

Carried

“**THAT**, as per Report CS-PL-2008-028, Council of The Corporation of the Township of Seguin does hereby approve the Seguin Water Quality Program and the Work Plan and cost estimate of \$29,206.80 from Gartner Lee Limited titled “Watershed-Based Phosphorus Model and Management Input for Recreational Lakes in Seguin Township”, dated March, 2008.”.

2008-111 Jacklin-Sainsbury

Carried

“**THAT** Council does hereby authorize Mayor David Conn and Councillor Alex Chidley to attend the 2008 Federation of Northern Ontario Municipalities Annual Conference & Trade Show in Sault Ste. Marie on May 14th to May 16th. Reimbursement of expenses will be as per Township Policy.”.

2008-112 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the following 2008 Donations/Grants:

Organization	Amount
Georgian Jumpers	\$500
Georgian Nordic Ski and Canoe Club	100
Horseshoe Men's Club – 2008 Property Taxes	Estimate 564
Humphrey Figure Skating Club	2,000
North Muskoka Lightning	1,500
Humphrey Playgroup	3,000
Humphrey School – Including Graduation Awards	400
Maple Lake Club – 2008 Property Taxes	Estimate 408
Muskoka Watershed Brochure	500
Muskoka Lakes Marine Patrol	2,000
Parry Sound Anglers & Hunters – 2008 Property Taxes	Estimate 795
Parry Sound High School Graduation	500
Rosseau Horticultural Society	2,000
William Beatty School MusicFest	400
TOTAL	\$14,667.00

2008-113 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the following 2008 Discretionary Levies:

Organization	Amount
Park-To-Park Trail Inc. - Operations	\$16,500
Park-To-Park Trail Inc. - Rose Point Recreational Trail Maintenance Agreement	5,100
Parry Sound Area Chamber of Commerce	4,057
Parry Sound Area Community Business & Development Centre	20,000

West Parry Sound District Museum	12,925
TOTAL	\$58,582.00

2008-114 Gibbon-Chidley

Carried

“**THAT** as per the recommendation of the Rose Point Recreational Trail Committee, Council of The Corporation of the Township of Seguin does hereby approve the request of the 295 MacPherson Royal Canadian Air Cadets Squadron to conduct abseiling and rock climbing training on a portion of the Rose Point Recreational Trail subject to the following:

- Air Cadets providing the Township of Seguin with a Certificate of Insurance confirming coverage and inclusion of the Township and Park-To-Park Trail Inc. as additional insured with respect to this training.
- Air Cadets authorized to provide one time clearing as per instructions from the Rose Point Recreational Trail Committee.”.

2008-115 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby support the position of the District Municipality of Muskoka regarding the management of Lakes Joseph and Rosseau as outlined in the correspondence dated March 18, 2008 from the District to The Honourable John Gerretsen, Minister of the Environment (copy attached as Schedule “A”).

AND THAT copies of this Resolution be circulated to The Honourable John Gerretsen, Minister of the Environment, and the Councils of the District Municipality of Muskoka and the Township of Muskoka Lakes.”.

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

- By-law No. 2008-035, SRA (Liguori & 439436 Ontario Inc.) – Lake Joseph.
- By-law No. 2008-036, SRA (Hamilton & Wood) – Horseshoe Lake.
- By-law No. 2008-037, SRA (Sloan & JAS Management) – 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 any of these road allowances or who wished to be heard on any of these road allowance closures and sales.

There were no verbal submissions received.

The Mayor asked if there had been any written objections received.

The Clerk advised no written objections had been received.

2008-116 Jacklin-Sturgeon

Carried

“**THAT** By-law No.’s 2008-035, 2008-036 and 2008-037, Being By-laws regarding road allowance closures and sale are hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-117 Chidley-Gibbon

Carried

“**THAT** By-law No. 2008-038, Being a By-law to enter into an Agreement with Garry Laurence Hurvitz related to an Agreement under Section 51(26) of the Planning Act R.S.O. as amended, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-118 Gibbon-Chidley

Carried

“**THAT** By-law No. 2008-039, 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.”.

2008-119 Chidley-Gibbon

Carried

“THAT By-law No. 2008-040, Being 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 and to repeal By-law No.’s 2005-002 and 2008-019, is hereby deemed to have been read a first, second and third time and passed by Council.”

2008-120 Gibbon-Chidley

Carried

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

2008-089 Sainsbury-Jacklin

Carried

“THAT as per Report CS-PL-2008-008, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2007-0028-H (Soutendijk) subject to the conditions set out in the decision.”

The Mayor advised Council would now hear the following Consent Application(s):

- B-2008-0001 (Halls Quarries Ltd.)
- B-2008-0002-H (Johnson)
- B-2008-0003-F (Phillips Island Association).

The Mayor advised Council would consider all matters placed before it prior to making a Decision. The Mayor advised, as required by Section 53 Subsection 31 of the Planning Act, R.S.O. 1990, c. P.13., if a person or public body that files an appeal of a decision of the Township of Seguin in respect of the 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. Anyone wishing to receive Notice of the Consent Decision 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 asked if there was anyone who wished to speak regarding Consent Application B-2008-0001 (Halls Quarries Ltd.).

There were no verbal submissions in opposition to or support of the proposed Consent.

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

The Clerk advised no written submissions had been received.

2008-121 Sainsbury-Jacklin

Carried

“THAT, as per Report CS-PL-2008-039, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0001-H (Halls Quarries Ltd.) subject to the conditions setout in the Decision.”

The Mayor asked if there was anyone present who wished to speak regarding Consent Application B-2008-0002-H (Johnson).

There were no verbal submissions in opposition to or support of the proposed Consent.

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

The Clerk advised no written submissions had been received.

2008-122 Sturgeon-Jacklin

Carried

“THAT, as per Report CS-PL-2008-030, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0002-H (Johnson) subject to the conditions setout in the Decision.”

The Mayor asked if there was anyone present who wished to speak regarding Consent Application B-2008-0003-F (Phillips Island Association).

There were no verbal submissions in opposition to or support of the proposed Consent.

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

The Clerk advised correspondence had been received from R.C.Hawkins, Agent requesting a slight revision to the proposed severance line.

2008-123 Jacklin-Sainsbury

Carried

“**THAT**, as per Report CS-PL-2008-031, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0003-H (Phillips Island Association) subject to the conditions setout in the Decision.”.

2008-124 Chidley-Gibbon

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 Rezoning Applications:

- R-2008-0003-F (Liguori & 439436 Ontario Inc.).
- R-2008-0005-H (Green).
- R-2008-0002 (Halls Quarries Ltd.).”.

The Mayor advised Council would now hold a public meeting regarding the following application(s) to amend the Zoning By-law:

- Application No. R-2008-0003-F (Ontario Society For The Prevention Of Cruelty To Animals). The Owners have applied to rezone the lands from the Rural Residential “RR” Zone to Highway Commercial C3 exception 14 Hold Zone.
- Application No. R-2008-0005-H (Green). The Owners have applied to rezone the lands from the Seasonal Residential One “SR1” Zone to Limited Service Residential (LSR) and Limited Service Residential Exception 39.
- Application No. R-2008-0002-H (Halls Quarries Ltd.). The Owners have applied to rezone the lands from the Aggregate-Pit & Quarry and Environmental Protection “EP” Zone to Aggregate-Pit & Quarry “MQ-4”, Shoreline Residential One “SR1” and Rural “RU” Zone.

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 each proposed amendment.

The Clerk advised Notice was given by first class mail on March 17th, 2008 and by posting on March 14th, 2008 for each proposed amendment.

The Mayor advised anyone who wished to receive notice of the passing of the zoning by-laws not owning land within 120m of the area to which they apply 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 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.

The Mayor asked if there was anyone who wished to speak to rezoning application R-2008-0003-F (OSPCA).

Bob Clark, representing Canadian Tire Real Estate Corporation addressed Council to express concerns. Mr. Clark also submitted his concerns in writing.

John Jackson, Agent for the Applicant was present to answer any questions on the application.

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

The Clerk advised correspondence had been received from the Ministry of Transportation Ontario, the Town of Parry Sound and Canadian Tire Real Estate Corporation. All expressed concerns with the application.

The Mayor asked if there was anyone who wished to speak to rezoning application R-2008-0005-H (Green).

John Jackson, Agent for the Applicant was present to answer any questions on the application.

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

The Clerk advised no correspondence had been received.

The Mayor asked if there was anyone who wished to speak to rezoning application R-2008-0002-H (Halls Quarries Ltd.).

There were no verbal submissions received.

The Mayor asked if any correspondence had been received in opposition to or support of the Rezoning Application?"

The Clerk advised no correspondence had been received.

2008-125 Gibbon-Chidley

Carried

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

- R-2008-0003-F (Liguori & 439436 Ontario Inc.).
- R-2008-0005-H (Green).
- R-2008-0002 (Halls Quarries Ltd.).”

2008-126 Chidley-Gibbon

Carried

“**THAT** By-law No.’s 2008-043, 2008-044 and 2008-045, Being By-laws to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning Applications R-2008-0003-F OSPCA, R-2008-0005-H Green & R-2008-0002 Halls Quarries Ltd.), are hereby deemed to have been read a first, second and third time and passed by Council.”

2008-127 Chidley-Gibbon

Carried

“**THAT** By-law No. 2008-042, 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.”

2008-128 Sainsbury-Sturgeon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn to meet again on April 21st, 2008 or at the call of the Mayor.”

Kaitlin Chantler and Ashley Gardner addressed Council to provide information on the Lake Huron Charter and request Council have the Township register to support the Charter. Council thanked Ms. Chantler and Ms. Gardner for their presentation and directed Staff to register the Township’s support of the Charter.

Lisa Ernst representing the West Muskoka Trail Riders Snowmobile Club addressed Council to request written permission for the Club to construct/reconstruct bridges on Trail C102. Council supported the request in principle.

Rod Hall of the West Parry Sound District Museum addressed Council to provide an update on the 2007 activities and the 2008 proposed activities as well as the Museum's 2007 financial report and the 2008 Budget. Council thanked the Museum Board for their work.
Conn - Yea

David Conn,
Mayor

Craig Jeffery,
Clerk