

TOWNSHIP OF AMARANTH

November 19, 2008

The Township of Amaranth Council met in the Council Chambers of the municipal office on November 19, 2008, commencing at 5:00 p.m.

PRESENT: Councillor (Acting Head) P. Way
Councillor J. Aultman
Councillor B. Cowie
CAO/Clerk-Treasurer S. Stone
Planner C. Gervais
Director of Public Works D. Price
Deputy-Clerk C. Doherty

ABSENT: Mayor MacIver & Deputy-Mayor Kolodziechuk (both with notice)

1. **Opening of Meeting**

Due to the absence of both the Mayor and Deputy-Mayor, the following resolution was set forth.

Resolution # 1

Moved by B. Cowie - Seconded by J. Aultman

Resolved that members of council do hereby appoint Percy Way as Acting Head of Council/Chair for the purpose of chairing this regular meeting of council, due to the absence of the Mayor and Deputy-Mayor (both with notice). **Carried.**

2. **Late Submissions** (to be in the office prior to the meeting)

2.1 **Resolution # 2**

Moved by J. Aultman - Seconded by B. Cowie

Resolved that the following items be hereby added to / deleted from the agenda.

Added

1. Centre Dufferin Medical Recruitment Committee
Draft Minutes - October 3, 2008

Carried.

3. **Approval of Agenda**

3.1 **Resolution # 3**

Moved by B. Cowie - Seconded by J. Aultman

Resolved that Council approve the agenda as amended. **Carried.**

4. **Disclosure of Pecuniary Interest**

Can be declared at any time during the meeting. None declared at this time.

5. Approval of Minutes

Regular Council Meeting - November 5, 2008

Dealt with further along in the meeting.

6. Closed Meeting (approximately 5:00 p.m.)

6.1 Employment / Employee Matters
Twp. Recreation Coordinator Position
Twp. Road Department Position

Resolution # 4 (approximately 5:10 p.m.)

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council move into a Closed Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons(s):
Personal matters about identifiable individuals(s), including employees
Carried.

Resolution # 5 (approximately 6:35 p.m.)

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do now rise and report from Closed Meeting, and resume regular business. **Carried.**

As a result of the Closed Session discussions, the following resolutions were passed.

Resolution # 6

Moved by B. Cowie - Seconded by J. Aultman

Resolved that Council do hereby concur with the recommendation of the Director of Public Works that the Amaranth Road Department position be offered to Sam Boswell. **Carried.**

Resolution # 7

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do hereby appoint Kevin Ewen as the Township of Amaranth Recreation Coordinator for a three year term. **Carried.**

Recess Meeting (approximately 6:45 p.m.)
Council agreed to recess and reconvene at 7:00 p.m.

Resumed Meeting (approximately 7:00 p.m.)

Item 5 - Approval of Minutes

Council minutes of the November 5, 2008 meeting were dealt with at this time.

Resolution # 8

Moved by B. Cowie - Seconded by J.Aultman

Resolved that Council do hereby approve the minutes of the regular meeting of Council held November 5, 2008 as printed. **Carried.**

7:00 p.m. to 7:15 p.m.

7. **Public Question Period**

Nothing at this time.

7:15 p.m.

8. **Delegations**

8.1 **Property Matter (Con. 9, East Part Lot 25) - Closed Session**

Resolution # 9 (approximately 7:10 p.m.)

Moved by B. Cowie - Seconded by J. Aultman

Resolved that Council move into a Closed Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons(s):
Litigation or potential litigation
Carried.

Resolution # 10 (approximately 8:00 p.m.)

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do now rise and report from Closed Meeting, and resume regular minutes. **Carried.**

Various litigation matters discussed during Closed Session and staff instructed accordingly. Owners of Con. 9, East Part Lot 25 arrived at meeting at 7:35 p.m. and were directed by Council accordingly.

7:30 p.m.

8.2 **Brian Logel - The Maples Independent Country School
Site Plan Compliance**

Mr. and Mrs. Logel were in attendance.
Mr. Logel addressed Council, providing photos concerning trees and fencing on his property, along with request for site plan deposit refund.
Mr. Logel spoke of the difficulties in complying with the site plan agreement with respect to the location of the trees. The two maple trees and juniper bush have been placed in a different area, due to concerns with salt exposure, their proximity to hydro lines and general winter conditions. He stated that the new location will still provide screening from the roadside and if needed, they are willing to plant additional trees. Council indicated that the site plan agreement is very specific and that there are other types of trees which could be planted at this location and survive, and instructed that the Site Plan be red-lined accordingly. The issue with respect to the fencing and berm not complying with the Site Plan Agreement was also raised. Mr. Logel advised that the berm does not extend all the way to the rear property line to accommodate drainage; however, the fence in this location does not meet the 8 foot requirement; also, berm does not extend at front of

property, and fence is not 8 feet high either. Council agreed that the Site Plan can be red-lined to allow for the deficiency at the front of the property, and eliminate the berm at the rear; however, fence to comply with respect to height at the rear, and 50% of security plus costs to be retained by Township, and balance to be returned to Mr. and Mrs. Logel.

8:00 p.m.

9.

Public Meeting

Resolution # 11

Moved by B. Cowie - Seconded by J. Aultman

Resolved that Council do now hold a public meeting regarding the following:

1. Consent Application B11-08 - Kenneth McClintock (Owner) & Susan McClintock-Teeter (Agent/Applicant) Concession 4, West Part Lot 31
Creation of a new lot for residential and agricultural purposes.
2. Consent Application B12-08 - Ken & Sharon Mirander (Owners) & Christine Gracey (Agency.Applicant) Concession 2, Part Lot 26
Lot addition to abutting property (10.30 ac) located on the north-west half of Part Lot 26, Concession 2.

Carried.

9.1

Consent Application B11-08 - Kenneth McClintock (Owner) & Susan McClintock - Teeter (Agent/Applicant) Concession 4, West Part Lot 31
Creation of a new lot for residential and agricultural purposes.

Agent/Applicant Susan McClintock-Teeter and Martin Teeter were in attendance. Owner Ken McClintock was not in attendance.

Township Planner Christine Gervais reviewed application to sever agricultural property into two parcels.

The Official Plan designates property as Rural (RU) which allows three severances from original farm of approximately 40 ha., which parcels shall have a minimum size of 1 ha. and sufficient room to establish a building envelope outside the MDS and GRCA regulated area.

Under Zoning By-law 46-88 the property is zoned Agricultural (A1) and a rezoning is required for both parcels, to allow the continuation of agricultural uses, as they do not meet the minimum lot size requirements of 32 ha.

Under Zoning By-law 69-2004 the property is zoned Rural (RU) and Environmental Protection (EP). There is sufficient room on the proposed retained parcel to meet setback requirements re MDS, and from watercourse and wetland. Both severed and retained parcels are allowed agricultural uses, as they meet the minimum lot size of Bylaw 69. Under the Provincial Policy Statement the proposal is not contrary to the policies.

Correspondence:

Grand River Conservation Authority - no objection

Township of Amaranth Public Works Department - entrance granted - no culvert required as water runs both ways from the entrance, road widening required.

County of Dufferin Public Works Department - road widening and visibility triangle as per County policy, new entrances onto County Road 12 require the issuance of an entrance permit and up-to-date digital copy of severance survey
There were no members of the public in attendance to support or oppose the application.

Council thanked the applicant for attending and matter to be brought back to next meeting of Council for decision.

9.2 **Consent Application B12-08 - Ken & Sharon Mirander (Owners) & Christine Gracey (Agent/Applicant) Concession 2, Part Lot 26**
 Lot addition to abutting property (10.30 ac) located on the north-west half of Part Lot 26, Concession 2

Owners Ken and Sharon Mirander and Applicant Christine Gracey were in attendance.

Township Planner Christine Gervais reviewed application to sever 4.1 ha. parcel from the Mirander property to be added to the Gracey property.

Both parcels will be 4 ha. in size following the severance.

The Official Plan designates property as Rural (RU) and Environmental Protection (EP) which allows three severances from original farm of approximately 40 ha. and parcels to have a minimum size of 1 ha. A building envelope shall be identified unless the retained parcel is merged with Mr. Mirander's property to the west. Retained parcel is subject to MDS.

Under Zoning By-law 46-88 the property is zoned Agricultural (A1) and Open Space Conservation (OS2) and proposed retained lot can only be used for residential purposes because the size does not comply with the minimum lot size of 32 ha. required for farming purposes.

Under Zoning By-law 69-2004 the property is zoned Rural (RU) and Environmental Protection (EP). The general provisions require that no residential dwelling be erected within the minimum distance separation to a barn and a minimum setback of 15m is maintained from any buildings to a watercourse and 30m to a wetland.

The proposed retained parcel would not be allowed agricultural uses as the proposed size is less than the minimum lot size required of 10 ha. but would be allowed for residential purposes.

Correspondence:

Nottawasaga Valley Conservation Authority - no objection

County of Dufferin Public Works Department - no comments

Mr. Mirander's barn on adjacent property was questioned, however owners and applicant stated the barn is longer there. They also clarified that this application is for a lot enlargement only, and are not creating a separate severed parcel, and Mrs. Gracey explained this enlargement is to add privacy to their property and for additional recreational use.

There were no members of the public in attendance to support or oppose the application.

Council thanked the owners and applicant for attending and matter to be brought back to the next meeting of Council for decision.

Resolution # 12

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do hereby adjourn public meeting and resume regular business. **Carried.**

10. **Unfinished Business**

The following matters were received and/or dealt with.

10.1 **Building Maintenance Report**

10.1.1 Update

Deferred.

10.2 **Fire Permit By-law**

Deferred.

10.3 **Smoke Alarm Policy**

Deferred.

10.4 **PSAB/Asset Management**

10.4.1 Update

Deferred.

10.5 **Insurance Proposals for 2009**

Discussion resulted in matter to be brought back to next meeting of Council.

10.6. **Other**

Nothing at this time.

11. **Road Business**

The following matters were received and/or dealt with.

11.1 **Director of Public Works Report**

11.1.1 Report

Director of Public Works reported on roads department matters.

11.2. **Landfill Site**

11.2.1 Ministry of the Environment - Solid Non-Hazardous Waste Disposal Site
Inspection Report

11.2.2 Bale Wrap

MOE Inspection Report very favourable. Discussion resulted in the following resolution.

Resolution # 13

Moved by B. Cowie - Seconded by J. Aultman

Resolved that due to the rising cost of recycling bale wrap, the Amaranth Council do hereby agree with the quotation from JEMEV Waste Recycling Inc. in the amount of \$ 1,500.00 plus GST per annum, for the pickup and recycling of bale wrap at our landfill site. **Carried.**

11.3 **Adopt-A-Road Program**

11.3.1 Request from Amaranth resident

Matter received and referred to staff.

11.4 **Yield Signs**

11.4.1 Request from Amaranth resident

Matter received and referred to staff.

- 11.5 **Ministry of Transportation Ontario**
11.5.1 Hwy/ 10/89 By-Pass - Minutes of Meeting No. 1 - September 24/08
- 11.6 **Amaranth Roads - 5 Year Plan**
Director of Public Works Doug Price provided Council with a 5 year plan for their review and consideration.
- 11.7 **Other**
Bridge Study
The bridge study is in progress and Director of Public Works to follow up with K. Smart Associates.
Councillor Percy Way (Acting Head of Council) declared pecuniary interest on the following item and left chambers.
Councillor Jane Aultman assumed Chair.
Snow Clearing Quote
One quote was received and the following resolution was set forth.
Resolution # 14
Moved by J. Aultman - Seconded by B. Cowie
Resolved that Council do hereby accept tender from P.W. Auto Sales for the removal of snow on municipal building parking areas and sidewalks for the 2008/2009 season, in the amount of \$50.00 plus GST per required visit. **Carried.**
Councillor Percy Way (Acting Head of Council) returned to the chambers and resumed his seat.
12. **Planning**
The following matters were received and/or dealt with:
12. **Canadian Hydro**
12.1.1 Letter - Summary of Notice Complaints as required by Certificate of Approval
- 12.2 **Ontario Municipal Board**
12.2.1 Grand Valley Wind Farms Inc. & Kavadas Appeal - Hearing scheduled for Nov. 12, 2008 - 9:00 a.m. - East Luther Grand Valley Council Chambers
- 12.3 **Other**
Country Meadows subdivision has first layer of asphalt.
13. **By-Law Enforcement**
13.1 **Procedures**
Matter deferred to next meeting of Council.

14. **Committee Reports**

All matters read, received and dealt with.

14.1 **County of Dufferin**

14.1.1 Agenda - November 13/08 @ 7:00 p.m. / Minutes - October 9/08 & Addendum - November 13/08

14.1.2 Grand Valley & District Fire Board Letter - Fire Call Cost Recovery on County roadways

14.1.3 Town of Shelburne Resolution - Fire Rescue Calls

14.1.4 Township of East Luther Grand Valley Resolution - Fire Rescue Calls

14.1.5 Township of Mulmur Resolution - Fire Rescue Calls

14.1.6 Township of Mulmur Resolution - Control of Nuisance Coyotes

14.1.7 County Rail Line Negotiating Committee Appointment

Discussion on Item 14.1.7 - County Rail Line Committee, resulted in the following resolution.

Resolution # 15

Moved by B. Cowie - Seconded by J. Aultman

Resolved that as the County of Dufferin have invited representatives from the Town of Shelburne, Township of Melancthon and Township of Amaranth, to join the committee for the sale of the County rail line; Council do hereby appoint Percy Way to represent the Township of Amaranth on this committee. **Carried.**

14.2 **Source Water Protection**

14.2.1 CTC Source Protection Committee - Draft Proposed Terms of Reference - October 2008 (comments due by November 19/08)

14.2.2 Credit Valley Source Water Protection Authority - 3rd Meeting Minutes - October 17/08

14.2.3 GRCA Source Protection Area (Lake Erie Source Protection Region) - Proposed Terms of Reference - November 2008 (comments due by December 20/08)

Township letter to CTC Source Protection Committee with respect to proposed Terms of Reference discussed. Same letter to be forwarded to Lake Erie Source Protection Committee, and to include emphasis on the need to have proper co-ordination of plans, particularly for municipalities such as Amaranth who are in multiple source water protection regions.

14.3 **County of Dufferin Growth Management Steering Committee**

14.3.1 Update

Public Information Centres planned for December 2nd in Orangeville, and December 4th, 2008 in Shelburne.

14.4 **Amaranth Recreation Committee**

14.4.1 Update

New co-ordinator appointed. To work with staff and community with respect to existing programme and any added programmes.

- 14.5 **Economic Development Committee (EDC)**
 14.5.1 Update
 Nothing at this time.
- 14.6 **Grand River Conservation Authority**
 14.6.1 Summary of Municipal Levy - 2009 Draft Budget
- 14.7 **Credit Valley Conservation**
 14.7.1 Resolution - Proposed Lake Simcoe Protection Act (Bill 99)
 14.7.2 Board of Director's Meeting Minutes - October 17/08
- 14.8 **Other**
 Nothing at this time.
15. **General Business & Correspondence**
 All matters read, received and dealt with.
- 15.1 **Hero's with Heart**
 15.1.1 Request for cost sharing for the rental of the Grand Valley and District
 Community Centre for a fundraising event
 15.1.2 Township of East Garafraxa resolution - cost sharing for fundraising event
 Discussion resulted in the following resolution.
 Resolution # 16
 Moved by B. Cowie - Seconded by J. Aultman
 Resolved that Council of the Township of Amaranth agree to share the costs of
 the Grand Valley and District Community Centre rental per request of the Hero's
 with Heart Fund Raiser for Weekend to end Breast Cancer, conditional on joint
 participation in the cost sharing with the Township of East Garafraxa and
 Township of East Luther Grand Valley, in the amount of \$166. 66. **Carried.**
- 15.2 **Crime Stoppers - Simcoe Dufferin Muskoka**
 15.2.1 Proclaim January as "Crime Stoppers Month"
 Resolution # 17
 Moved by J. Aultman - Seconded by B. Cowie
 Resolved that to assist in the continuing effort to promote Crime Stoppers in our
 community, Council do hereby proclaim the month of January as Crime Stoppers
 Month within the Township of Amaranth. **Carried.**
- 15.3 **Town of East Gwillimbury**
 15.3.1 Resolution - Provincial & Federal Government to provide more funding to
 municipalities to support aging roads and bridges
 Matter to be brought back to next meeting of Council.
- 15.4 **AMO**
 15.4.1 2007 Federal Funding Annual Expenditure Report
 15.4.2 Provincial-Municipal Fiscal and Service Delivery Review Released

- 15.4.3 Canadian Sport Tourism Alliance re: Partnering to Compete Workshop
 15.4.4 Draft Joint AMO and OMSSA Paper on Poverty Reduction
- 15.5 **Ministry of Municipal Affairs and Housing**
 15.5.1 Letter - Investing in Ontario Act, 2008
 15.5.2 Report of the Provincial Municipal Fiscal and Service Delivery Review
- 15.6 **Other**
 Nothing at this time.
16. **Closed Meeting**
 Closed meeting issues dealt with earlier in the meeting under Item # 8.1
17. **By-laws** (if any)
 Nothing at this time.
18. **Late Submissions**
 All matters read, received and dealt with.
- 18.1 **Centre Dufferin Medical Recruitment Committee**
 Draft Minutes - October 3,
 Councillor Bill Cowie reported on emergency meeting of the committee and are looking for contributions. Proposed budget to be brought back to next meeting.
19. **General Accounts and Road Accounts**
Resolution # 18
Moved by J. Aultman - Seconded by B. Cowie
Resolved that Road Department bills and accounts in the amount of \$319,047.09 for the period of October 15, 2008 to November 18, 2008 be approved for payment. **Carried.**
Resolution # 19
Moved by B. Cowie - Seconded by J. Aultman
Resolved that General bills and accounts in the amount of \$266,290.96 for the period of October 15, 2008 to November 18, 2008 be approved for payment. **Carried.**
20. **Budget Report**
 Received.
21. **New Business**
- 21.1 **Township Policies / Job Descriptions**
 Deferred.

21.2 **Other**

Fiddle Park - Councillor Cowie reported that a permanent structure is being proposed for the park, however funding is an issue.

22. **Confirming By-law**

22.1 **Resolution # 20**

Moved by B. Cowie - Seconded by J. Aultman

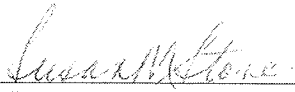
Resolved that leave be given to introduce a by-law to confirm the proceedings of the regular meeting of Council of the Township of Amaranth for November 19, 2008 and that it be given the necessary readings and be passed and Numbered 86-2008. **Carried.**

23. **Adjournment** (10:59 p.m.)

23.1 **Resolution # 21**

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do now adjourn to meet again on December 3, 2008 at 10:00 a.m. or at the call of the Mayor. **Carried.**



CLERK



HEAD OF COUNCIL