

TOWNSHIP OF AMARANTH

September 17, 2008

The Township of Amaranth Council met in the Council Chambers of the municipal office on September 17, 2008 commencing at 7:00 p.m.

PRESENT: Mayor D. MacIver
Deputy-Mayor W. Kolodziechuk
Councillor J. Aultman
Councillor P. Way
Councillor B. Cowie
CAO/Clerk-Treasurer S. Stone
Planner C. Gervais
Director of Public Works D. Price
Deputy-Clerk C. Doherty

1. **Opening of Meeting**

Mayor MacIver opened meeting.

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

2.1 **Resolution # 1**

Moved by J. Aultman - Seconded by W. Kolodziechuk

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

Added:

1. OPP Detachment Commander Interviews
2. OMB - Oral Decision dated August 28/08 re: Grand Valley Wind Farms
3. Township of East Luther Grand Valley
Notice of Passing of Zoning By-law #2008-32 - Granny Flat (Con. 12, Part Lot 20)
Notice of Passing of Zoning By-law # 2008-33 - Relief and reduce minimum distance separation from South Luther Community Centre to proposed dairy barn and manure storage system (Con. 2, Lot 19)
4. Grand Valley & District Community Centre - Proposed Renovations
5. Traffic Operation - Hwy. 10 & Hwy. 89 - Meeting agenda for September 24/08 from 10:00 a.m. to 3:00 p.m. - Town of Shelburne Council Chambers
6. The Adrenaline Project - Invitation to Season Finale on October 11/08
7. Stantec Letter - Notice of Commencement of an Environmental Screening & Notice of Public Open House - Plateau Wind Project (Melancthon Wind Project)
8. Tax Arrears - Extension Agreement (Closed Session)
9. Secondary Dwelling Concession 9, East Part Lot 25 - (Closed Session)

Carried.

3. **Approval of Agenda**

3.1 **Resolution # 2**

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council approve the agenda as circulated. **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 - September 3, 2008

5.1 **Resolution # 3**

Moved by P. Way - Seconded by W. Kolodziechuk

Resolved that Council do hereby approve the minutes of the regular meeting of Council held September 3, 2008 as printed and circulated. **Carried.**

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

6. **Public Question Period**

Nothing at this time.

7:15 p.m.

7. **Delegations**

7.1 **Bob Currie - Con. 6, Pt. Lot 30**
Fire Permit & Shelburne Fire Dept.

Mr. Currie addressed Council concerning a situation with respect to burning hay, for which he obtained a fire permit from the Township office, and subsequent fire call by the Shelburne Fire Department.

Mr. Currie stated he was not violating the rules and regulations of the burn permit, that the fire was not out of control, and that he was on site and monitoring the fire. He also asked that Council assure him that he will not be charged for this fire call.

CAO Susan Stone noted that reports have been received and it does not appear there has been any contravention of the permit requirements.

It was agreed that Mr. Currie will not be charged for the fire call and staff to contact Shelburne, Grand Valley and Orangeville fire departments to review and comment on Township fire permit and bylaw. Mr. Currie was advised to request attendance at Shelburne and District Fire Board if he had any further issues to discuss.

9:00 p.m.

7.2

Al Burton (Solicitor) - Thomson, Rogers - Closed Meeting

1. Grand Valley Wind Farms re: OMB
2. Shannon Court - Lots 11 & 13
3. OMB Appeal re: B5-08
4. By-law Enforcement re: Update
5. Hamount/Valleygrove re: OMB Update

Matters dealt with in Closed Meeting. See Item 15 - Closed Meeting.

8:00 p.m.

8.

Public Meeting**Resolution # 4**

Moved by B.Cowie - Seconded by P.Way

Resolved that Council do now hold a Public Meeting regarding the following:

1. Consent Application B6-08 (Hie: Gerald & Donna) Con. 1, Lot 9
To create residential building lot
2. Consent Application B7-08 (Hie: Gerald & Donna) Con. 1, Lot 9
To create residential building lot
3. Consent Application B8-08 (Hie: Gerald & Donna) Con. 1, Lot 9

Carried.

8.1

Consent Application B6-08 (Hie: Gerald & Donna) Con. 1, Lot 9

To create residential building lot

8.2

Consent Application B7-08 (Hie: Gerald & Donna) Con. 1, Lot 9

To create residential building lot

8.3

Consent Application B8-08 (Hie: Gerald & Donna) Con. 1, Lot 9

To create residential building lot

Applicants were in attendance.

Township Planner Christine Gervais reviewed applications B6-08, B7-08 and B8-08 and presented report.

Purpose of the applications are to sever a 40 ha.(100 ac) farm to create three new lots having an area of approximately 1 ha. (2.5 ac) each. Retained parcel is approximately 37 ha. in size. The existing dwelling will remain on the retained portion.

The Official Plan designates the property as Rural and Environmental Protection.

The proposed severed and retained parcels are not affected by the MDS calculations.

Under Zoning By-law 46-88 the lands are zoned General Agricultural and meet the minimum lot size and frontage requirements; and can accommodate the development of a residential dwelling on each lot.

The proposal also meets the minimum distance requirement of 15 metres to a watercourse, drainage channel and irrigation channel.

Under Zoning By-law 69-2004 the lands are zoned Rural and Environmental Protection.

The proposed severed parcels meet the minimum lot requirements of the Rural zone and the retained parcel still can be used for agricultural purposes.

The properties are impacted by the Environmental Protection zoning and regulated under the Nottawasaga Valley Conservation Authority.

The building envelope on each parcel can be accommodated beyond the 30 metre buffer area; however staff recommends that the NVCA establish the line of the regulated area, in order to determine if the 30 metre buffer is maintained.

Under the Minimum Distance Separation the properties are not significantly affected.

In conclusion, the proposed severances do not conflict with the policies of the Provincial Policy Statement nor the Official Plan and Zoning By-laws and recommends approval of the proposed consents.

Comments:

Nottawasaga Valley Conservation Authority - no objection

Township of Amaranth Public Works Dept. - granted with requirement of an entrance permit and road widening on severed and retained lands.

There were no members of the public in attendance to oppose or support the application, and there were no written objections.

Matter to be brought back to next meeting of Council for decision.

Resolution # 5

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council do now adjourn Public Meeting and resume regular business. **Carried.**

9. **Unfinished Business**

The following matters were received and/or dealt with.

9.1 **Amaranth Christmas Dinner**

9.1.1 Date & Time

Amaranth Christmas Dinner will be December 10th, 2008, also only one Council meeting in December, being December 3rd, 2008 at 10:00 a.m.

9.2 **Scouts Canada**

9.2.1 Honorary Member Nomination - Mayor MacIver

Discussion led to the following resolution.

Resolution # 6

Moved by B.Cowie - Seconded by P. Way

Resolved that Council are pleased to support the request by Scouts Canada, to nominate Mayor Don MacIver, to hold an honorary position with this organization who are dedicated to the development of our youth. **Carried.**

9.3 **Physician Recruitment Committee**
9.3.1 Option 4

Discussion led to the following resolution.

Resolution # 7

Moved by W. Kolodziechuk - Seconded by B. Cowie

Resolved that Whereas municipalities are no longer permitted to split their population between two physician search teams, as would be desirable and, Whereas placing Amaranth's population with Centre Dufferin, while Mono's population could be placed with South Dufferin, would achieve the same result;

Whereas targets for both centres would have the required opportunities for physician recruitment;

Therefore the Council of the Township of Amaranth supports Option 4, placing the Amaranth population in the Centre Dufferin population centre.

Carried.

9.4 **Tax Capping**
9.4.1 Resolution

Resolution # 8

Moved by B. Cowie - Seconded by P. Way

Resolved that Council do hereby support the resolution of the Dufferin Municipal Officers Association with respect to 10-5-5 tax phase in program;

And petition the Ministry of Finance to allow individual counties to opt out of the 10-5-5 tax phase in program, or alternatively discontinue the 10-5-5 tax phase in program with implementation of the new four year assessment phase in program in 2009. **Carried.**

9.5 **Grand River Estates**
9.5.1 Settlement Funds

Deferred.

9.6 **Building Maintenance**
Update

CAO Susan Stone updated Council on various issues concerning the Township building. Discussion ensued regarding water system. Staff to investigate costs and report back to Council.

Generator was also discussed, along with emergency supplies to accommodate Amaranth building as an emergency shelter.

9.7 **Other**

Nothing at this time.

10. **Road Business**

The following matters were received and/or dealt with.

10.1 **Director of Public Works Report**

10.1.1 Report

Director of Public Works updated Council with respect to roads department.

10.2 **Bridge 9**

10.2.1 Update

Bridge 9 works ongoing, and road opening is scheduled for beginning of November 2008.

10.3 **Road Department Position**

10.3.1 New Position

Staff provided Council with a job description for roads department position, which will be advertised within next couple of weeks. Director of Public Works and CAO to interview candidates, and recommend accordingly.

10.4 **Other**

10.4.1 Canadian Hydro transformer discussed. No further noise complaints have been received.

10.4.2 Vandalism at Laurel Cemetery discussed, and staff to follow up.

11. **Planning**

The following matters were received and/or dealt with:

11.1 **Consent B5-08 - Lundy (East Part Lot 9, Con. 2) Appeal to OMB**

Appeal decision of Council (August 20/08) to the Ontario Municipal Board

Resolution # 9

Moved by B. Cowie - Seconded by P. Way

Resolved that Council receive OMB appeal on Consent Application B5-08, Concession 2, East Part Lot 9 (Lundy), and instruct staff to forward file to the Township Solicitor. **Carried.**

11.2 **Grand Valley Wind Farm Inc.**

11.2.1 Ministry of the Environment - letter to Thomson, Rogers re: Environmental Assessment

Response letter from Thomson, Rogers provided to Council.

11.2.2 Ontario Municipal Board - Appeal by Grand Valley Wind Farm re: Appointment for Hearing by telephone October 16/08 @ 8:30 a.m.

11.3 **Other**

Nothing at this time.

12. **By-Law Enforcement**

Nothing at this time.

13. **Committee Reports**

All matters read, received and dealt with.

13.1 **County of Dufferin**

13.1.1 Press Release - Warden Oosterhof appointed to AMO Board of Directors

13.1.2 Reports to County Council re: Provincial Infrastructure Funds, Tax Capping, Rural Broadband Second Round of Financing, EA for Easterly Extension of SAR, Updated Accommodation Study

13.2 **Source Water Protection**

13.2.1 Lake Erie Region Source Protection Committee Meeting Minutes of August 7/08

13.2.2 Grand River Source Protection Area - Draft proposed Terms of Reference (Sept.2008)

Draft Agenda for October 15/08 @ 12:30 p.m. Water Services Technical Group Meeting - GRCA Head Office in Cambridge

13.3 **Advisory Committee - By-Pass @ Hwy. 89 & 10 - Relocation / Extension**

13.3.1 Meeting - September 24, 2008 @ Town of Shelburne Council Chambers, Municipal Office, 10:00 a.m. to 3:00 p.m.

It was agreed that Councillor Way and Public Works Director Doug Price attend the September 24th meeting with respect to the proposed by-pass at Hwy. 89 & 10.

13.4 **Amaranth Recreation Committee**

13.4.1 Mandate & Program Expansion

13.4.2 Recreation Coordinator Position

A draft financial report was provided to Council along with survey results. Recreation Co-Ordinator position to be advertised, as the 3 year term is up December 31st, 2008.

Request that current recreation co-ordinator attend the October 15th, 2008 meeting to update Council, and consideration regarding expansion of the recreation program to be considered. Open House to be held October 4th, 2008 between 11:00 a.m. and 3:00 p.m., for the public to share their thoughts and ideas concerning future recreational activities with council members.

13.5 **Nottawasaga Valley Conservation Authority**

13.5.1 Dufferin Headwaters Pilot Project Final Report

13.6 **Other**

13.6.1 Councillor Cowie reported on the Shelburne Library Board.

Resolution # 10

Moved by P. Way - Seconded by B. Cowie

Resolved that Council continue past 11:00 p.m. Carried.

14. **General Business & Correspondence**

All matters read, received and dealt with.

14.1 **Dufferin Municipal Officers Association (DMOA)**

14.1.1 Resolution - Provincial Tax Capping Programme (10-5-5)

14.2 **Sandhill Disposal & Recycling Inc.**

14.2.1 Announcement - Sandhill Disposal and Dufferin Transfer & Recycling Facility has new owner - Turtle Island Recycling Corporation

14.3 **Ontario Medical Association**

14.3.1 Province wide recruitment of physicians

Councillor Aultman requested information with respect to the physician recruitment tour being arranged by Town of Shelburne.

14.4 **Ontario Heritage Trust**

14.4.1 2008 Young Heritage Leaders Program

14.5 **Township of Melancthon**

14.5.1 Resolution - Provincial Growth Legislation

14.6 **Township of Elizabethtown-Kitley**

14.6.1 Resolution - Amend Assessment Act to exempt municipality owned property located in neighbouring municipalities from all municipal and education taxes

14.7 **Town of Innisfil**

14.7.1 Resolution - Ontario Energy Board

14.8 **City of Orillia**

14.8.1 Resolution - Ontario Energy Board

14.9 **A.M.O.**

14.9.1 Infrastructure Funding Announcement at 2008 AMO Conference

14.9.2 Local Municipal Official Appointed to AMO Board of Directors

14.9.3 Federal Gas Tax & Federal Public Transit Fund Program Evaluation

14.9.4 Federal Gas Tax Communications Process during Federal Election Campaign

14.10 **Ministry of Natural Resources**

14.10.1 Sunday Hunting

14.10.2 Human-Wildlife Conflicts

14.11 **Ministry of Municipal Affairs & Housing**
 14.11.1 Appointment of New Deputy Minister - Municipal Services Division
 14.11.2 Growing the Greenbelt14.12

14.12 **Ministry of the Environment**
 14.12.1 Organic Soil Conditions Site - Con. 8, Part Lot 26

14.13 **Province of Ontario / Ministry of Natural Resources**
 14.13.1 Controlling Disease - Bait containing a vaccine to control rabies

14.14 **Other**
 Nothing at this time.

15. **Closed Meeting**

15.1 **Legal Matters**
 15.2 **Property Matters**
 15.3 **Personnel Matters**
 15.4 **Education & Training Matters**

Township Solicitor, Al Burton, in attendance.

Resolution # 11 (approximately 9:15 p.m.)

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that Council move into closed meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason(s):

Personal matters about identifiable individuals(s), including employees

Litigation or potential litigation

Advice that is subject to solicitor-client privilege

Carried.

Resolution # 12 (approximately 10:10 p.m.)

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council do now rise and report from closed meeting and resume regular business. **Carried.**

Added Item # 17.8 - Late Submissions - Closed Session
 Tax Arrears - Extension Agreement

Resolution # 13

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that leave be given to introduce a by-law to authorize the execution of an extension agreement for tax arrears; and that it be given the necessary readings and be passed and Numbered 75-2008. **Carried.**

16. **By-laws** (if any)

17. **Late Submissions**

The following matters were received and/or dealt with:

17.1 **OPP Detachment Commander Interviews**

Mayor MacIver reported on the OPP interviews, to be held in Amaranth September 29th and 30th.

17.2 **OMB - Oral Decision dated August 28/08**

Grand Valley Wind Farms

17.3 **Township of East Luther Grand Valley**

Notice of Passing of Zoning By-law #2008-32 - Granny Flat (Con. 12, Part Lot 30)

Notice of Passing of Zoning By-law # 2008-33 - Relief and reduce minimum distance separation from South Luther Community Centre to proposed dairy barn and manure storage system (Con.2, Lot 19)

17.4 **Grand Valley & District Community Centre**

Proposed Renovations

Deputy-Mayor Kolodziechuk reported and updated Council on proposed renovations etc. to the community centre.

Discussion resulted in the following resolution.

Resolution # 14

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that the Township of Amaranth gives support for Dufferin Early Years to proceed with the proposed renovations to the Grand Valley arena as presented.

Carried.

17.5 **Traffic Operations - Hwy. 10 & Hwy. 89**

Meeting agenda for September 24/08 from 10:00 a.m. to 3:00 p.m. - Town of Shelburne Council Chambers

17.6 **The Adrenaline Project**

Invitation to season finale on October 11/08

The public are invited to attend the filming of the seasons finale of the Adrenaline Project on October 11/08.

Councillor Aultman and Deputy-Mayor Kolodziechuk indicated they were planning to attend.

17.7 **Stantec Letter**

Notice of Commencement of an Environmental Screening & Notice of Public Open House - Plateau Wind Project (Melancthon wind Project)

- 17.8 **Tax Arrears**
Extension Agreement (Closed Session)

Dealt with under Item # 15 - Closed Meeting
- 17.9 **Secondary Dwelling**
Con 9, E. Part Lot 25 (Closed Session)
18. **General Accounts and Road Accounts**
- 18.1 **Resolution # 15**

Moved by P. Way - Seconded by B. Cowie

Resolved that Road Department bills and accounts in the amount of \$98,443.16 for the period of August 16th, 2008 to September 17th, 2008 be approved for payment. **Carried.**
- 18.2 **Resolution # 16**

Moved by B. Cowie - Seconded by P. Way

Resolved that General bills and accounts in the amount of \$864,651.21 for the period of August 16, 2008 to September 17, 2008 be approved for payment. **Carried.**
- 18.3 **Resolution # 17**

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that the Recreation account in the amount of \$6,689.50 for the period of August 16th, 2008 to September 17th, 2008 be approved for payment. **Carried.**
19. **New Business**
- 19.1 **Other**

Public Meeting will be scheduled for November 5, 2008 at 7:00 p.m. with respect to the Official Plan and Zoning By-law.
20. **Confirming By-law**
- 20.1 **Resolution # 18**

Moved by J. Aultman - Seconded by W. Kolodziechuk

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 September 17, 2008, and that it be given the necessary readings and be passed and Numbered 76 -2008. **Carried.**

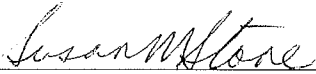
21. Adjournment (approx. 11:40 p.m.)

21.1 **Resolution # 19**

Moved by P. Way - Seconded by B. Cowie

Resolved that Council do now adjourn to meet again on October 1, 2008 at 10:00 a.m. or at the call of the Mayor. **Carried.**

CLERK



HEAD OF COUNCIL

