



## TOWNSHIP OF AMARANTH COUNCIL MINUTES

**Wednesday, November 3, 2010**

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on November 3, 2010, commencing at 10:00 a.m.

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

**10:00 a.m.**

1. **OPENING OF MEETING**

Mayor MacIver called the meeting to order.

2. **LATE SUBMISSIONS** (to be in the office prior to the meeting)

**Resolution # 1**

Moved by J. Aultman - Seconded by P. Way

**Resolved** that the following items be hereby added to the agenda.

Added:

1. ADE Olumide, Municipal Taxpayer Advocacy Group re: Hydro One and Rising Energy Costs
  2. Siva Sivoththaman - Chair of Renewable Energy Technologies and Health University of Waterloo re: Response to the Township of Amaranth's invitation to address Council
  3. Remembrance Day
  4. 2010 Las Connections Symposium re: Energy & Conservation Plans - December 3/10 @ Toronto Don Valley Hotel
  5. R.J. Burnside - Municipal Client Appreciation Evening - Thursday, November 18, 2010 @ Orangeville Agricultural Centre
  6. Proposed Noise By-law - Low Frequency Noise
- Carried.**

3. **APPROVAL OF AGENDA**

3.1 **Resolution # 2**

Moved by P. Way - 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 - October 20, 2010

**Resolution # 3**

Moved by J. Aultman - Seconded by P. Way

**Resolved** that Council do hereby approve the minutes of the regular meeting held October 20, 2010 as circulated. **Carried.**

**10:00 a.m. to 10:15 a.m.**

6. **PUBLIC QUESTION PERIOD**

Paul Thompson, Township resident, questioned if response received from TransAlta with respect to his request for tax relief due to transformer substation. CAO indicated response still pending, although Mr. Edworthy of TransAlta did indicate he would be responding but has been out of the country.

Mr. Thompson also noted to council proposed bylaw for low frequency noise.

Bob Currie, Township resident, questioned the status of the proposed sale of the rail line and whether County Council has considered public input into this matter. Mayor MacIver responded that recommendation for public consultation already raised at County Council, and there will be a public meeting, and that no final decision made as yet.

Mr. Currie also enquired about the sale of the Amaranth landfill site and why there was no public meetings held.

Councillor Aultman responded that the proponent requested confidentiality during negotiations; however, the decision to sign Letter of Intent was in public session of council meeting, and will result in the residents receiving the same service as before, but with significant financial benefits and no long term liability.

Matt and Kelly Kulik, Township residents, questioned whether council could interpret zoning bylaw provisions with respect to placing a mobile home on their property for farm help. They were directed to contact the Township Planner to discuss their proposal.

Brad Sawyer, Township resident, questioned if his request for kennel to be addressed. It was noted that this matter on the agenda under Planning, and would be addressed later in the meeting.

Bruce Horsley, Township resident, questioned added item matter regarding hydro costs. Matter to be discussed later in meeting.

7. **DELEGATIONS**

**10:15 a.m.**

7.1 **Credit Valley Conservation - Representatives are Kerry Mulchansingh Source Water Protection Project Manager/Hydrogeologist & Thomas Dole Water Resources Engineer**

Update on Source Water Protection and Subwatershed 19

Kerry Mulchansingh, Thomas Dole, also Bob Shirley, in attendance regarding Source Water Protection Committee update and Subwatershed 19 update. Handout provided regarding Source Protection Area Assessment report, and public consultation process. Mr. Mulchansingh confirmed that CVC's hydrogeologist would defend any challenges with respect to the mapping and the reports should a court situation occur.

Further discussion ensued regarding public information sessions held in October,

for which the Township did not appear to have received notice. Also stewardship program deadline questioned, and it was suggested that residents funding for replacing septic and wells should be paid directly to the contractors by the conservation authorities to alleviate financial burden on residents. It was also noted that policies regarding existing septic systems and new systems within capture zones not yet written. It was suggested that Bob Burnside be invited to attend the December 1<sup>st</sup> Inaugural meeting of Council to discuss source water protection, and Mr. Shirley indicated he would also try to attend.

Thomas Dole updated Council with respect to Subwatershed 19 Study and also addressed Low Impact Development (LID's) which CVC is promoting and conducting pilot projects, though more for urban development. Discussion ensued regarding maintenance costs in long term, which is an issue for small rural municipalities.

Council also questioned the budget process at CVC, which Mr. Shirley advised has commenced but not definite yet as to what is being considered.

8. **PUBLIC MEETING**

Nothing at this time.

9. **UNFINISHED BUSINESS**

The following matters were received and/or dealt with.

9.1 **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 Doug Price reported on roads matters, including drainage complaint received from resident of Devonleigh subdivision, which is actually a natural wet area, which drains toward 30 Sideroad. Walkways in Waldemar also to be repaired. Council noted that while on their campaign visits to residents, they received good feedback regarding Township roads and service, and positive comments regarding the split shift that Amaranth has introduced the last couple of winters.

10.2 **Landfill Site**

10.2.1 Update

Director of Public Works reported that a chipper will be at landfill site next week to clean up brush.

10.3 **Other**

Nothing at this time.

## 11. PLANNING

The following matters were received and/or dealt with:

### 11.1 **Alternative Energy**

#### 11.1.1 Paulette Crawley

Daily Noise Reports re: October 20, October 24, October 26, 2010

Correspondence re: Jason Edworth (Transalta) & Paulette Crawley - Call Log

Correspondence re: Paulette Crawley to Minister Wilkinson - Society for Wind Vigilance Health Symposium

Refusal by Chair of Renewable Energy Study to attend Amaranth Council meeting (Late Submission) discussed. CAO to follow up with MOE regarding their invitation to the Chair to visit the Amaranth transformer substation and wind farm sites.

Discussion also ensued regarding ARB appeal with respect to wind farm. Matter adjourned pending additional submissions to address procedural issues, and hearing, if to proceed, will not occur until 2011.

### 11.2 **Temporary Use By-law Application Z4-10 - Paradis, Jeannie & Christian (Owners) Concession 6, West Part Lot 6**

To propose a temporary use by-law to allow motor vehicle events (mud bog competition) on lands zoned Agricultural (A) and Environmental Protection (EP) (Decision)

Township Planner, Christine Gervais, presented planning report and recommendation to approve temporary use bylaw, subject to conditions, and the following resolution were passed:

#### **Resolution #4**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Temporary Use By-Law Application Z4-10 by Jeannie and Christian Paradis (Owners), Concession 6, West Part Lot 6, which will permit motor vehicle events (known as Mud Bog Competitions) on lands zoned Agricultural and Environmental Protection, be hereby approved, subject to the following conditions being incorporated into the bylaw;

- a. Shall be permitted a maximum of 3 times a year (calendar year) for a maximum of 3 years from the date of passing of the bylaw;
- b. Shall be located only on the north half of the property and the mud bog activities be only in the specific area shown on the Conceptual Plan, attached as Schedule "B" to bylaw but not within the 30 metre buffer from the Drainage Ditch which is zoned Environmental Protection;
- c. That any derelict and/or abandoned and/or un-licensed motor vehicles be removed immediately from the property at the end of the day of an event.

And Further, subject to the financial and insurance requirement per Township being met, and that vehicles leaving the mud bog events are to be cleaned, and washing station to be available on site accordingly. **Carried.**

#### **Resolution #5**

**Resolved** that leave be given to introduce a bylaw to authorize a Temporary Use By-Law, on a portion of land zoned Agricultural and Environmental Protection (Concession 6, West Part Lot 6 - Jeannie & Christian Paradis) which will permit motor vehicle events (known as Mud Bog Competitions); and that it be given the necessary readings and be passed and numbered 48-2010. **Carried.**

11.3 **Consent Application B14-10 - Wheaton, Gerald (Owner)**  
**Concession 4, East Part Lot 1**  
 Creation of a new parcel (Decision)

Christine Gervais, Township Planner, presented planning report and recommendation to deny application, as proposed severance does not meet the Official Plan Policies with respect to Rural designation. Discussion ensued regarding the severance policies and the fact that there are other severed parcels in same area, and residents notified of the proposed severance did not object, and the following resolution was passed:

**Resolution #6**

Moved by P. Way - Seconded by W. Kolodziechuk

**Resolved** that Consent Application B14-10 by Gerald Wheaton, Concession 4, East Part Lot 1, for consent to sever a new parcel of approximately 3.1 ha. (7.6 ac.) be approved.

**REASONS:**

Conforms to other residential lots in the adjacent area.

**CONDITIONS:**

Park Dedication in the amount of \$250.00.

Taxes paid in full.

Conservation Authority approval on both severed and retained.

Entrance permit approval required for severed parcel.

Approval for septic system for severed parcel.

Plan of Survey required (paper & digital format) for both severed and retained.

Consent Agreement to be registered on title of both severed and retained.

Consent Agreement to include requirement for fencing around boundaries of both severed and retained parcels when required by adjacent landowner (with exception of road frontage.)

Road Widening required for both severed and retained.

Road Widening shall be conveyed to the appropriate road authority, in accordance with applicable road authority policies.

If road widening has been obtained at an earlier date, condition would not apply.

Any unregistered road widenings to be deeded to the Township or appropriate road authority.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and Certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void. **Carried.**

11.4 **Consent Application B15-10, B16-10, B17-10 - 1066886 Ontario Inc. (Owner)**  
**& Mills, Ron (Applicant/Agent)**  
 Creation of three new parcels (Decision)

Township Planner, Christine Gervais, presented planning report and recommendation to approve the 3 lots, which conform to the Official Plan severance policies. Ms. Gervais noted that while Applications B15-10 and B16-10 are not contentious, the applicants have contacted the MNR with respect to unmapped wetland that has been identified by NVCA with respect to B17-10, which has not been determined to be a local wetland or a Provincially Significant Wetland (PSW's), and the outcome of those discussions may result in a reconfiguration of the proposed lot under Consent Application B17-10.

However, due to the fact that the relocation of the lot line would not be

considered a significant change, and has been addressed through the Public Meeting process, and as there have been no concerns raised by the public with respect to the proposed severances, re-circulation of Application B17-10 would not be required.

The following resolutions were passed:

**Resolution #7**

Moved by B. Cowie - Seconded by P. Way

**Resolved** that Consent Application B15-10 by 1066886 Ontario Inc. (Owner) & Ron Mills (Applicant/Agent) Concession 1, East Part Lot 27, for consent to sever a new parcel of approximately 1.2 ha. (3 ac.) be approved.

REASONS:

Conforms to Official Plan.

CONDITIONS:

Park Dedication in the amount of \$250.00.

Taxes paid in full for severed and retained.

Conservation Authority approval on both severed and retained.

Entrance permit approval required for severed parcel.

Approval for septic system for severed parcel.

Plan of Survey required (paper & digital format) for both severed and retained.

Consent Agreement to be registered on title of both severed and retained.

Consent Agreement to include requirement for fencing around boundaries of severed parcel when required by adjacent landowner (with exception of road frontage.)

Any unregistered road widenings to be deeded to the Township or appropriate road authority.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

That all conditions be fulfilled and Certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void. **Carried.**

**Resolution # 8**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Consent Application B16-10 by 1066886 Ontario Inc. (Owner) & Ron Mills (Applicant/Agent) Concession 1, East Part Lot 27, for consent to sever a new parcel of approximately 1.2 ha. (3 ac.) be approved.

REASONS:

Conforms to Official Plan.

CONDITIONS:

Park Dedication in the amount of \$250.00.

Taxes paid in full for severed and retained.

Conservation Authority approval on both severed and retained parcels.

Entrance permit approval required for severed parcel.

Approval for septic system for severed parcel.

Plan of Survey required (paper & digital format) for both severed and retained.

Consent Agreement to be registered on title of both severed and retained.

Consent Agreement to include requirement for fencing around boundaries of severed parcel when required by adjacent landowner (with exception of road frontage.)

Road Widening required for severed.

Road Widening shall be conveyed to the appropriate road authority, in accordance with applicable road authority policies.

If road widening has been obtained at an earlier date, condition would not apply.  
Any unregistered road widenings to be deeded to the Township or appropriate

road authority.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and Certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void. **Carried.**

### **Resolution # 9**

Moved by B. Cowie - Seconded by P. Way

**Resolved** that Consent Application B17-10 by 1066886 Ontario Inc. (Owner) & Ron Mills (Applicant/Agent) Concession 1, East Part Lot 27, for consent to sever a new parcel of approximately 21.4 ha. (53 ac.) be approved.

REASONS:

Conforms to Official Plan.

CONDITIONS:

Park Dedication in the amount of \$250.00.

Taxes paid in full for severed and retained.

Conservation Authority approval on both severed and retained.

Entrance permit approval required for both severed and retained parcels.

Approval for septic system for both severed and retained parcels.

Plan of Survey required (paper & digital format) for both severed and retained.

Consent Agreement to be registered on title of both severed and retained.

Consent Agreement to include requirement for fencing around boundaries of both severed and retained parcels when required by adjacent landowner (with exception of road frontage.)

Road Widening required for both severed and retained.

Road Widening shall be conveyed to the appropriate road authority, in accordance with applicable road authority policies.

If road widening has been obtained at an earlier date, condition would not apply.

Any unregistered road widenings to be deeded to the Township or appropriate road authority.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and Certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void. **Carried.**

11.5

### **Amaranth Kennel By-law**

11.5.1

Request to vary distance requirement under by-law re; Concession 7, West part Lot 23

Applicant, Mr. Brad Sawyer, in attendance. Township Planner, Christine Gervais, explained that the applicant has requested kennel license; however, distance requirement in Township Kennel Bylaw cannot be met; also, details of the kennel operation are not known at this time, and other provisions of the Township Zoning and Kennel bylaws will need to be met. The following resolution was passed:

### **Resolution # 10**

Moved by B. Cowie - Seconded P. Way

**Resolved** that Council approve the issuance of a kennel licence for Concession 7, West Part Lot 23 notwithstanding distance requirement of Kennel Bylaw 2013, and subject to all other requirements being met of Township Kennel Bylaw and Township Zoning Bylaw. **Carried.**

11.6 **Amaranth Country Estates (File 22T-06001)**

11.6.1 Request for an Extension of Draft Approval

Township Planner, Christine Gervais, indicated that Draft Approval for Amaranth Country Estates will expire later in November, and Ministry of Municipal Affairs require Council resolution in order to extend. The following resolution was passed:

**Resolution # 11**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Council concur with request by Amaranth Country Estates Inc. to extend Draft Plan Approval for a period of one (1) year to avoid a potential lapse with current Draft Plan Approval which expires November 27, 2010. **Carried.**

11.7 **Development Updates**

11.7.1 Centurian Subdivision, Waldemar discussed. Enquiries received regarding well testing and monitoring occurring in the area which Township Planner, Christine Gervais, confirmed were valid investigations being conducted by Terraprobe on behalf of the developers.

11.8 **Other**

Nothing at this time.

12. **BY-LAW ENFORCEMENT**

12.1 **Other**

Nothing at this time.

13. **COMMITTEE REPORTS**

All matters read, received and/or dealt with.

13.1 **County of Dufferin**

13.1.1 County Waste Management - Resolution

13.1.2 Council In Brief - October 14, 2010

Discussion regarding County Waste Management resolution which was tabled pending investigation regarding the status of the County Certificate of Approval.

13.2 **Source Water Protection**

13.2.1 South Georgian Bay Lake Simcoe SWP - Notice of Consultation for Proposed Assessment Report - Deadline for Comment November 22, 2010

13.2.2 Credit Valley SWP - Notice of Consultation for Draft Proposed Assessment Report - Deadline for Comment November 2/10 and Draft Proposed Assessment Report - Volume 1 of 2: Report

13.3 **Amaranth Building Committee**

13.3.1 Update

13.4 **Dufferin Municipal Officers Association**

13.4.1 Minutes of September 17, 2010 & MMAH Handout

13.5 **Shelburne Public Library**

13.5.1 Board Meeting Minutes - September 21, 2010

- 13.6 **Grand Valley Public Library**
- 13.6.1 3<sup>rd</sup> Quarter Financial Report - Operating Budget 2010, Summary of Revenues 2010, Statistics 2010
- 13.7 **Grand Valley & District Community Centre**
- 13.7.1 Board Meeting Minutes - October 4, 2010
- 13.8 **Headwaters Communities in Action**
- 13.8.1 Bulletin Highlights - Great Happenings in the Headwaters
- 13.9 **Grand River Conservation Authority**
- 13.9.1 Minutes of October 2010
- 13.10 **Nottawasaga Valley Conservation Authority**
- 13.10.1 Draft NVCA Groundwater Management Plan
- 13.11 **Other**

Nothing at this time.

#### 14. **GENERAL BUSINESS & CORRESPONDENCE**

All matters read, received and dealt with.

- 14.1 **Town of Mono & Town of Caledon**
- 14.1.1 Resolutions in support of Town of Halton Hills and Region of Halton re: Request for Province to cover all appeal costs to the OMB for Growth Plan Conformity Exercises

The following resolution was passed:

##### **Resolution # 12**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Council do hereby support the resolution of the Town of Caledon (dated August 20, 2010) with respect to requesting the Province of Ontario to take financial responsibility for any Ontario Municipal Board appeal hearings related to any approvals of the Regional or Local Official Plan Amendment related to the Places to Grow Act. **Carried.**

- 14.2 **The Ontario Aggregate Resources Corporation**
- 14.2.1 2009 Annual Report
- 14.3 **Town of Petrolia**
- 14.3.1 Resolution - signs on Hwy.402
- 14.4 **AMCTO**
- 14.4.1 In The Loop Newsletter - October 28/10
- 14.5 **MPAC**
- 14.5.1 Municipal Status Report - Third Quarterly Report 2010
- 14.6 **Ministry of Citizenship and Immigration**
- 14.6.1 Nominations for the June Calwood Outstanding Achievement Award for Voluntarism in Ontario

#### 15. **BY-LAWS**

Nothing at this time.

16. **LATE SUBMISSIONS**

All matters read, received and/or dealt with.

16.1 **ADE Olumide, Municipal Taxpayer Advocacy Group**  
Hydro One and Rising Energy Costs

**Resolution # 13**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that whereas increase in Hydro rates has been brought to Council's attention as a major concern by Township residents;

And whereas overhead costs are rising at Ontario Power Authority, Ontario Power Generation, Hydro One, Independent Electricity System Operators, Ontario Energy Board, Ontario Electricity Financial Corp and Ontario Hydro, Be it resolved that this Council send a letter to the Premier of Ontario and the Ontario Minister of Energy asking that any increase in Hydro rates does not exceed the rate of inflation.

Be it resolved that this Council send a letter to the Premier of Ontario and the Ontario Minister of Energy, Ontario Minister of the Environment asking that municipalities be consulted in drafting waste to energy policies and choosing locations for windmills.

16.2 **Siva Sivoththaman - Chair of Renewable Energy Technologies and Health - University of Waterloo r**

Response to the Township of Amaranth's invitation to address Council

16.3 **Remembrance Day**

16.4 **2010 Las Connections Symposium**

Energy & Conservation Plans - December 3/10 @ Toronto Don Valley Hotel

16.5 **R.J. Burnside - Municipal Client Appreciation Evening**

Thursday, November 18, 2010 @ Orangeville Agricultural Centre

16.6 **Proposed Noise By-law - Low Frequency Noise**

17. **ACCOUNTS**

No accounts at this meeting.

18. **BUDGET**

Nothing at this time.

19. **NEW BUSINESS**

The following were received and/or dealt with:

19.1 **Municipal Election**

19.1.1 Request for recount

**Resolution # 14**

Moved by W. Kolodziechuk - Seconded by J. Aultman

**Resolved** that Amaranth Council authorize a recount for the position of Councillor, as requested by Bill Cowie. **Carried.**

19.2 **Election Sign By-law** (Town of Caledon for discussion)

Matter deferred pending further investigation and to be brought to new council for consideration.

19.3 **Other**

Nothing at this time.

20. **CLOSED MEETING**

Nothing at this time.

21. **CONFIRMING BY-LAW**

21.1 **Resolution # 15**

Moved by B. Cowie - Seconded by P. Way

**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 3, 2010 and that it be given the necessary readings and be passed and Numbered 49- 2010. **Carried.**

22. **ADJOURNMENT** (approximately 2:00 p.m.)

22.1 **Resolution # 16**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Council do now adjourn to meet again November 17, 2010 at 7:00 p.m. for regular meeting, or at the call of the Mayor. **Carried.**

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CLERK

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HEAD OF COUNCIL