

The Council of the Township of East Garafraxa held their regular meeting of Council in the Administration Office, Laurel, Ontario on July 10, 2007 at 2:00 p.m. Councillors Fran Pinkney, Tom Nevills, Allan Boynton and Deputy Mayor Guy Gardhouse were present with Mayor Allen Taylor presiding. Susan M. Stone, C.A.O./Clerk-Treasurer; Tracey Atkinson, Planner and David Menary, Director of Public Works were also in attendance.

#### OPENING OF MEETING

Mayor Taylor brought the meeting to order.

#### 1 AGENDA

- 1.1 Approval of Agenda
- 1.2 Added Items - resolution.

#### 2 MINUTES

- 2.1 Council Minutes - June 19, 2007 - approved as circulated.
- 2.2 Business arising from minutes - none at this time.

#### 3 DISCLOSURE OF PECUNIARY INTEREST WITH REASONS

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

#### 4 DELEGATIONS AND PUBLIC MEETINGS

- 4.1 2:30 - Al Burton, Township Solicitor - Legal Matter - In Camera
- 4.2 4:00 - Public Meetings:
  - 4.2.1 Consent Application B2/07 and B3/07 - Adrian Maes, applicant on behalf of Patricia Grimley for consent to sever 10.9 hectares and 15.4 ha. from Concession 12, West Part Lot 4. Adrian Maes and neighbouring landowners, Bill Elgie and Ray Carbery were in attendance. Tracey Atkinson, Planner presented the planning report which indicated that the subject lands are designated and zoned Rural and Environmental Protection, however are part of a current LEAR review. One 2.6 ha. lot had been created from the original 100 acre parcel in 1979. Ray Carbery who lives on the lot, submitted a letter of concern with respect to possibility of future development occurring directly behind them on a knoll. A letter from Lynne Saunders was received objecting to the proposed consent, citing non-compliance with Township policies; however the policies she was referring to were from the 1980 Official Plan, and the proposed consents do meet the policies of the 2004 Official Plan. Mrs. Grimley submitted a letter regarding discussion with neighbouring landowner. Minimum Distance Separation calculations indicate a sufficient area beyond the MDS for a building envelope. Road comments were received confirming access on B2/07, but access for B3/07 would be permitted only 30 metres to the south of the north property line in order to have proper sightlines for a 80 km./hour speed limit. Grand River Conservation Authority stated they had no concern with B2/07, but future construction on the severed or retained will require the prior written approval of the GRCA. The rear portion of B3/07 contains a unevaluated wetland; therefore, no development would be permitted within the limit of the wetland including a laneway to access the rear portion of the lot. A site visit will be conducted to determine if any variance to this would be permitted. Tracey Atkinson indicated various options ie., lot line adjustment for Carbery lot, or special zoning to restrict building envelope for Consent Application B2/07. Mr. Elgie questioned the size of the severances and was advised that the Official Plan designates a 10 ha. minimum in the Rural area. Planning Advisory Committee had recommended approval subject to Conservation authority comments. Motion to approve Consent Application B2/07, subject to rezoning and to motion to defer decision of Consent Application B3/07 until Grand River Conservation Authority site visit is conducted.
  - 4.2.2 Zoning Amendment Application Z3/07 by Rick Leitch for a Temporary Use Bylaw for Peat Extraction Operation at Concession 15, East Part Lot 7 was held. The applicant was not in attendance. Linda Rebhan, neighbouring landowner and Shane McNevin, were in attendance. Tracey Atkinson, Planner presented the Planning Report. The applicant has applied to permit the extraction and sale of peat from a 2.0 hectare (5.0 acre) peat deposit. Ms. Rebhan stated she had no objection to one pond; however is concerned about the extent of the works, number of trucks and rehabilitation of lands. A meeting with Grand River Conservation is scheduled which will answer some of the questions and determine the actual size of the extraction, which appears to be about 10 acres. Grand River is also requesting that the matter be deferred until the applicant has prepared an Environmental Impact study. The Road Department commented that the entrance culvert is not

satisfactory and will restrict water flows and must be replaced in accordance with specifications. Planning Advisory Committee recommended deferral. Motion to defer the decision until Grand River comments and receipt of Environmental Impact Study.

## **5 UNFINISHED BUSINESS**

- 5.1 Grand River Watershed Water Forum - Sept. 14, 2007 - 8:30 a.m. to 3:30 p.m. in Cambridge. Matter deferred until next meeting.

## **6 COUNTY COUNCIL BUSINESS**

- 6.1 County correspondence re Fire Service Invoicing - Motion carried to recommend rescinding of County Council resolution.
  - 6.1.1 Township of Melancthon - motion of objection to County discontinuing payments
  - 6.1.2 Township of Mulmur - motion of objection to County discontinuing payments
- 6.2 County correspondence re:
  - 6.2.1 County Growth and Employment Strategy
  - 6.2.2 County Assumption of Household Hazardous Waste Programs and Services
- 6.3 Dufferin County Council in Brief - June 14, 2007
- 6.4 Building Department Reserve Fund - resolution and report - Special Meeting of the Dufferin Municipal Officers Association to be held to provide recommendations to the County Public Works Committee.
- 6.5 Dufferin County Council
  - 6.5.1 Agenda - July 12, 2007
  - 6.5.2 Minutes - June 14, 2007
  - 6.5.3 General Government Services Committee Minutes - June 25, 2007
  - 6.5.4 Community Development Committee Minutes - June 26, 2007
- 6.6 Town of Orangeville re The Ontario Municipal Rural Broadband Partnership Program
- 6.7 County of Dufferin re Rural Broadband Program - Motion carried to support joint application.
- 6.8 Dufferin County Museum - Great Canadian Quilt at Museum
- 6.9 Other - nothing at this time.

## **7 COMMITTEES**

- 7.1 Headwaters Pilot Study Source Water Protection - Mayor Taylor, Deputy Mayor Gardhouse and Councillor Nevills attended the session held at Monora.
  - 7.1.1 Information Session - July 10, 2007 - 10 a.m. to 12 p.m. - Monora Park Pavilion
  - 7.1.2 Monthly Update: June 2007
- 7.2 GRCA
  - 7.2.1 Source Protection Committee Appointment Process - Report dated June 29, 2007 - Tracey Atkinson, Planner, reported that East Garafraxa is part of the largest area which will only have 1 representative.
- 7.3 East Garafraxa Police Services Board
  - 7.3.1 Myrna Roberts appointment - Provincial member
  - 7.3.2 Paid Duty Contact Sheets re Marsville, Dufferin Rd. 3, A Line/Townline/Woodland Heights
- 7.4 Town of Caledon POA - revenues for April 2007
- 7.5 Grand Valley & District Community Centre Board - minutes June 11, 2007 - Councillor Boynton reported that the Board is seeking funding for new glass around the boards.
- 7.6 Groves Community Stakeholders Group for Health Professionals Recruitment/Retention - minutes April 11, 2007 and June 21, 2007 agenda - Councillor Nevills reported
- 7.7 Grand Valley Public Library Board Minutes June 27, 2007
- 7.8 DMOA Minutes May 4, 2007
- 7.9 Other - Mayor Taylor reported on the Grand Valley Medical Dental Board.

## **8 ROADS DEPARTMENT:**

- 8.1 Bridge 21 Replacement - minutes of pre-construction meeting June 22, 2007 - Dave Menary provided a status report of the bridges
- 8.2 Bridge 23 Replacement - minutes of pre-construction meeting June 22, 2007
- 8.3 OGRA Board Brief - June 15, 2007
- 8.4 OGRA - Milestones June 2007
- 8.5 Other -
  - 8.5.1 Paving of the Townline is finished with the exception of line painting which will take place later this month.
  - 8.5.2 New grader is to be delivered in September.
  - 8.5.3 Discussion regarding existing by-law regulating placement of board fences along road frontages. Copy of the by-law to be provided with all building permits and staff to prepare new by-law for Council's consideration.

**9 PLANNING AND BY-LAW ENFORCEMENT MATTERS:**

The following matters were received and/or dealt with:

- 9.1 LEAR - Draft Report dated June 26, 2007 and July 3, 2007 Minutes - Revised report and correspondence from the Ministry of Agriculture Food and Rural Affairs received . Tracey Atkinson reviewed the proposed changes from Rural to Agricultural and Agricultural to Rural. Motion carried.
- 9.2 East Luther Grand Valley re Bruce-Milton Transmission Corridor
- 9.3 Town of Orangeville - Notice of Decision - Draft Plan of Subdivision S 3/02 - Edgewood Valley
- 9.4 Town of Orangeville - Notice of Passing of Zoning Bylaw 58-2007 - Edgewood Valley
- 9.5 Nature's Landing Draft Plan of Subdivision - North East Half Lot 1, Concession A
- 9.6 Universal Sand and Gravel - In Camera
- 9.7 Consent Application B2/07 and B3/07 - Grimley
  - 9.7.1 Planning Report June 27, 2007
  - 9.7.2 Planning Advisory Committee Minutes June 27, 2007
- 9.8 Rezoning Application Z3-07 - Leitch
  - 9.8.1 Planning Report June 27, 2007
  - 9.8.2 Planning Advisory Committee Minutes June 27, 2007
- 9.9 Dufferin County Growth Plan Implementation Team - Meeting #6 June 27, 2007
- 9.10 Other - nothing at this time.

**10 CORRESPONDENCE**

- 10.1 Waste Diversion Ontario - Industry's Stewardship of Municipal Blue Box Recycling Program
- 10.2 AMCTO - Achieving Results through AMCTO Zone Participation
- 10.3 Ministry of Citizenship and Immigration - Ontario Medal for Good Citizenship
- 10.4 Municipality of Huron East - resolution re MOE delays in approvals related to municipal water
- 10.5 Toronto and Region Conservation for the Living City - CTC Source Protection Committee
- 10.6 Charles Hooker re Banner News Item -County Tree Cutting Bylaw
- 10.7 Township of Essa - Provincial/Municipal Fiscal Imbalance
- 10.8 EOB Coordinator MOE - Source Protection Program Proposals 2007/2008
- 10.9 Environmental Registry - Regulation Proposal Notice - Measures to Reduce Lead in Drinking Water
- 10.10 Municipality of Trent Hills - Canadian Advocates for Tax Awareness (CAFTA)
- 10.11 Ontario Power Generation - Waterways Safety Awareness Program
- 10.12 Other - nothing at this time.

**11 BILLS AND ACCOUNTS**

- 11.1 Roads and General - motion to approve carried.
- 11.2 Other

**12 BY-LAWS**

- 12.1 By-Law 27-2007 to amend By-Law 51-2006 - Heavy Truck Bylaw - by replacing Schedule A - carried.
- 12.2 Confirming By-Law 28-2007 carried.

**13 LEGAL, PROPERTY and PERSONNEL**

- 13.1 Property Matters
- 13.2 Legal Matters
- 13.3 Personnel Matters
- 13.4 Education and Training

In Camera session held, and staff instructed accordingly.

**14 NEW BUSINESS**

- 14.1 Sandhill Disposal & Recycling - Large Item Collection - correspondence regarding number of items and materials to be accepted were received.
- 14.2 Frank Cowan Company - Risk Management Overview - received
- 14.3 Other - proposal to purchase a dedicated printer for treasury department discussed and approved as per procurement by-law.

**15 BULLETINS AND INFORMATION**

- 15.1 AMO
- 15.1.1 June 2007 Board Meeting
- 15.1.2 Province Proclaims Clean Water Act - Municipal Government Action Required
- 15.1.3 Federal Gas Tax Implementation Update
- 15.2 OPP News Release - July 3, 2007
- 15.3 Municipal Monitor - POA Court Administration - A Work in Progress
- 15.4 OGRA - Gas Tax Revenue Reporting for Road and Bridge Projects
- 15.5 Municipal World July 2007
- 15.6 GROVES Report to the Community 2006-2007

**16 ADJOURNMENT****RESOLUTIONS:****MOVED BY GARDHOUSE, SECONDED BY PINKNEY**

THAT the Agenda be amended by adding the following:

1. County of Wellington regarding Official Plan Amendment OPA53
2. SENES Consultants Ltd re Electromagnetic Fields
3. Ministry of Agriculture, Food and Rural Affairs email re Concession 10 , East Part Lot 5
4. Dufferin County Growth Plan Implementation Strategy
5. Ray and Betsy Carbery regarding B2/07
6. Grove Cemetery request for grant re insurance **CARRIED.**

**MOVED BY PINKNEY, SECONDED BY GARDHOUSE**

THAT the minutes of the Council Meeting held June 19, 2007 be adopted as circulated. **CARRIED.**

**MOVED BY NEVILLS, SECONDED BY GARDHOUSE**

THAT Council of the Township of East Garafraxa proceed in camera to address legal and property matters. **CARRIED.**

**MOVED BY PINKNEY, SECONDED BY GARDHOUSE**

THAT Council now rise from in camera session and resume regular business. **CARRIED.**

**MOVED BY NEVILLS , SECONDED BY PINKNEY**

WHEREAS the County of Dufferin is responsible for County roads and properties;

AND WHEREAS the County of Dufferin has decided to discontinue payments to area municipalities and fire boards for fire calls and false alarms by rescinding Policy 5-3-7 as replaced by policy 1-3-13 effective January 1, 2008;

AND WHEREAS fire calls on County Roads are a service to the County, and Emergency vehicles are required to respond to false alarm calls at County facilities;

AND WHEREAS the Municipal Act 2001, Section 390 (1) authorizes the municipalities and boards to impose fees or charges for services and activities provided or done on behalf of the Corporation;

THEREFORE the Township of East Garafraxa hereby notifies the County that they intend to pursue this matter in the strongest possible manner, and request that the County of Dufferin hereby rescind the motion of June 14, 2007;

AND FURTHER that Council of the Township of East Garafraxa request that any matter dealt with at County Council that directly affects local municipalities be forwarded to the local Councils for consultation and input. **CARRIED.**

**MOVED BY GARDHOUSE, SECONDED BY NEVILLS**

THAT Council of the Township of East Garafraxa hereby support the application by County of Dufferin under the Rural Broadband Program and will support with in-kind contribution such as access to public lands for placement of infrastructure and provision of services to assist in implementing this initiative.

**CARRIED.**

**MOVED BY NEVILLS , SECONDED BY BOYNTON**

THAT **Consent Application B2/07**, by Adrian Maes/Patricia Grimley for consent to sever 15.4 hectares from part West part Lot 4, Concession 12, be **approved**.

REASONS: Conforms to the Official Plan.

CONDITIONS:

- Park Dedication in the Amount of \$400.00
- Taxes Paid in Full; Severed and Retained
- Rezoning Required (exception re building envelope); Severed
- Conservation Authority Approval
- Entrance Permit Required
- Approval for Septic System
- Plan of Survey Required ~ Paper & Digital format on diskette
- Consent Agreement to be registered
- Fence to be around severed lot on the North, South, and East sides
- Road Widening Required; Severed and Retained

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.**

**MOVED BY PINKNEY, SECONDED BY GARDHOUSE**

THAT **Consent Application B3/07**, by Adrian Maes/Patricia Grimley for consent to sever approximately 10.9 hectares from part West part Lot 4, Concession 12, be deferred.

**CARRIED.**

**MOVED BY BOYNTON , SECONDED BY GARDHOUSE**

THAT Rezoning Application Z3/07 by Richard Leitch to rezone Concession 15, East Part Lot 7 from Rural and Environmental Protection to permit a Temporary Use for the period of one year be deferred.

**CARRIED.**

**MOVED BY NEVILLS , SECONDED BY BOYNTON**

THAT Bills and Accounts in the amount of:

Roads	\$67,645.49	
General	\$79,119.40	be paid.

**CARRIED.**

**MOVED BY BOYNTON , SECONDED BY NEVILLS**

THAT Council of the Township of East Garafraxa receive the Land Evaluation and Area Review Study prepared by Meridian Planning Consultants Inc. dated July 6, 2007.

**CARRIED.**

**MOVED BY GARDHOUSE, SECONDED BY PINKNEY**

THAT leave be given to introduce a by-law to amend By-Law 51-2006 by replacing Schedule "A" and that it be given the necessary readings and be passed and numbered 27-2007.

**CARRIED.**

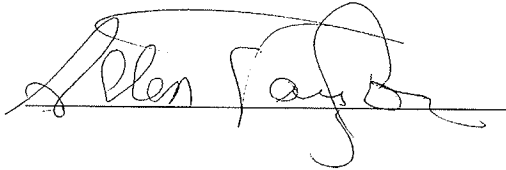
**MOVED BY PINKNEY, SECONDED BY GUARDHOUSE**

THAT leave be given to introduce a by-law to confirm the proceedings of the July 10, 2007 meeting of the Council of the Township of East Garafraxa and that it be given then necessary readings and be passed and numbered 28-2007.

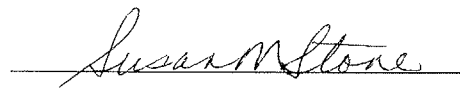
**CARRIED.**

**MOVED BY BOYNTON , SECONDED BY NEVILLS**

THAT Council now adjourn to meet again August 14, 2007 at 2:00 p.m. at the Administration offices, Laurel  
ON or at the call of the Mayor. **CARRIED.**

A handwritten signature in cursive script, appearing to read "Allen Taylor", written over a horizontal line.

HEAD OF COUNCIL

A handwritten signature in cursive script, appearing to read "Susan M. Stone", written over a horizontal line.

CLERK