

Minutes of the Regular Meeting of Council, plus the holding of two Public Meetings held Tuesday, August 25th, 2009 at 7:00 p.m. in the Council Chambers.

PRESENT:

C. Patterson	Mayor
D. Foster	Deputy Mayor
R. Archdekin	Councillor
N. Bifulchi	Councillor
C. Gray	Councillor
G. Watson	Councillor
S. Wells	Councillor
G. Vadeboncoeur	CAO
P. Archdekin	Deputy Clerk (Acting)
R. Kelso	Manager of Planning & Development
N. Wukasch	Planner

1. CALL TO ORDER

Mayor Patterson called the meeting to order at 7:00 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

Councillor Gray declared a Pecuniary Interest with respect to Agenda Item 7 Committee & Other Board Reports d) General Government: cheque 4705 as it pertains to a family business.

Councillor Bifulchi declared a Pecuniary Interest with respect to Public Works minutes cheque 4674 as it pertains to a family member.

Councillor Watson declared a Pecuniary Interest with respect to Agenda Item A & E-B Blue Beach as he has a business relationship with them, as well as Council By-Law B – Beachfront Developments as he has a business relationship with them.

Councillor Archdekin noted he may be in conflict of an In Camera item with respect to a relative, however there is no report on that item.

Deputy Mayor Foster noted that he declared a Pecuniary Interest at General Government Committee with Item B as he has a business relationship with the person.

3. ADOPTION OF MINUTES

MOVED BY R. ARCHDEKIN
SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2009-14-01

RESOLVED THAT the Minutes of the Regular Meeting of Council held Tuesday, July 28th, 2009 at 7:00 p.m. in the Council Chambers, are hereby adopted, as circulated.

CARRIED

4. DEPUTATIONS, PETITIONS AND PUBLIC MEETINGS

- a) **Ms. Heidi Fediow will be in attendance to present Council with a petition from the residents of the Shore Lane with respect to the removal of ‘Killer Attack Dogs’.**

Mayor Patterson advised that Ms. Fediow is not attendance to present her petition however the petition is included the Agenda. Mayor Patterson advised that he asked Ms. Fediow to put this petition together and it was her dog that was attacked.

Deputy Mayor Foster felt that the words ‘killer attach dogs’ is extremely strong and would prefer that ‘killer’ not be used. Mayor Patterson noted that this was not the first time the dogs have attacked and there were witnesses as well as Ms. Fediow’s dog did die. It was then;

MOVED BY R. ARCHDEKIN
SECONDED BY G. WATSON

RESOLUTION NO. 2009-14-02

RESOLVED THAT Council does hereby receive the Petition with respect to the ‘killer attack dogs’ from the residents of Shore Lane and refers the Petition to the By-Law Department for a recommendation to General Government Committee.

CARRIED

- b) **Linda Caron, Special Project Coordinator will be in attendance to update Council on the 28th Annual Doc’s on Ice Charity Hockey Tournament in April of 2010 and to request sponsorship.**

Mayor Patterson welcomed Ms. Jory Pritchard Kerr and Ms. Caron to the table. Ms. Pritchard-Kerr advised they are before Council to promote the hockey tournament. It is a fantastic event hosted in the area next April. Ms. Pritchard-Kerr advised that Linda Caron will assist her with a powerpoint presentation. These hockey players are the backbone to the medical community and felt it was our duty to support them in human resources, facilities and equipment. Doc’s on Ice, is great opportunity to

bring 800 doctors over six municipalities for three days. It is an opportunity to raise money and recruit staff to the area. Ms. Pritchard-Kerr noted this is a different approach and should be a viable method. The tournament has a twenty-seven year history and is the only medical staff tournament in Ontario. The tournament attracts 600 practicing physicians and 200 students and other medical personnel. Due to the size of the tournament they require the six municipalities and it is a large undertaking. This tournament is an excellent fundraiser for the General & Marine Hospital and they expect to raise \$75,000 for equipment. It will offer a unique opportunity to speak to the physicians one on one and showcase the area. The tournament will have an impact on the whole area and will bring in a large number of people during the off season. Players will be accommodated at Village of Blue and spread amongst the municipalities for tournaments. Players will be welcomed on Thursday and games will be Friday and Saturday. Friday night there is a dinner at Monterra. They have booked ice time in Wasaga Beach April 9th and 10th, 2010. Ms. Pritchard-Kerr noted how she appreciated the willing assistance from Gerry Reinders and he has been a terrific help. The players will stay in the municipality they are playing in for the day which provides a good opportunity to showcase the area. Ms. Pritchard-Kerr advised that what they are requesting is access to change rooms before and after the games and would like to use a hall at the Wasaga Stars Arena for smaller organizations to fund raise.

Ms. Pritchard-Kerr advised that a website is being created, docsonice.ca, and will have links to each municipality that are hosting games. There will be welcome kits and tournament programs to promote local attractions. Those in a position to donate ice time will have an in kind opportunity to have staff or Council attend the welcome reception and help in setting up your display. Municipalities will have face to face time with the physicians, not just those practicing in Ontario but students and those who have not chosen a locale to practice. It is a great opportunity to talk with them.

Ms. Pritchard-Kerr advised that tonight they are asking for an in kind donation of ice time and arena facilities with a value of about \$3,000 and in return you will be given an opportunity to meet with physicians and showcase Wasaga Beach. All areas have been trying to recruit physicians. The investment is well placed and a unique opportunity.

Ms. Pritchard-Kerr thanked Council for all the support provided to the General & Marine Hospital over the last few years and Wasaga Beach is head and shoulders over other municipalities and they appreciate it. With the Town's latest gift they purchased a digital x-ray and provide other services back to the community. She noted they are most appreciative of what Wasaga Beach has done. An invitation was extended as a group or individual to tour and see where Wasaga Beach money is going.

Mayor Patterson thanked Ms. Pritchard-Kerr for the excellent presentation and appreciates her comments. This is an outstanding opportunity to showcase our community to new doctors. The Mayor noted that we also have an underserved designation.

Councillor Archdekin advised that he was aware of this tournament through a student doctor and likes the way the communities are being included and expressed his 'kudo's' to the organizers. The plans involve the entire region and we will do what we can. He stated that it was very exciting.

Mayor Patterson stated that Ms. Pritchard-Kerr does a wonderful job for the Hospital Foundation and we will help where we can to make it happen.

Councillor Watson felt Council should embrace this with both arms as it an excellent opportunity and whatever we need to do we should.

Mayor Patterson noted that Councillor Bifulchi is on the Minor Hockey Executive and this is an excellent opportunity for them to make some money that day too.

Mayor Patterson felt this was a wonderful opportunity to show the young doctors our area and the coordinators should work with Holly Haire-Ellis, our Special Events Coordinator. It was then;

MOVED BY N. BIFOLCHI
SECONDED BY C. GRAY

RESOLUTION NO. 2009-14-03

RESOLVED THAT Council does hereby receive and refer the 28th Annual Doc's on Ice Charity Hockey Tournament request for sponsorship to the Parks & Facilities Manager for a recommendation to Community Services Committee.

CARRIED

PUBLIC MEETING

A Public Meeting with respect to a Draft Plan of Subdivision according to Section 51 of the Planning Act, RSO, 1990 with respect to 4.81 hectares described as Part of Lots 24 and 25, Concession 8, in the former Township of Flos, being two parcels, one located at 235 Golf Course Road and the other at 161 Bell's Park Road. (Joe Donato – Golf Course Road)

Notice of Public Meeting was published in the Wasaga Sun Newspaper on August 5th, 2009 and circulated to all property owners and assessed persons within 400 feet

from the subject lands. The 20-day notice requirement for public meeting expired on August 24th, 2009 and this meeting is therefore properly constituted.

The subject land affected by the proposed Plan of Subdivision is situated on the south side of Golf Course and Bell's Park Roads, north of the Marl Lake Golf Course. The site is comprised of two separate parcels of land. Each of the parcels currently supports a single detached residential dwelling. One of the residential dwellings will be demolished, and the other residence will be incorporated into the plan of subdivision.

The first and largest parcel is approximately 3.64 ha (8.99 acres) in size, is generally rectangular in shape with approximately 130.0 metres (426.5 feet) of frontage on Golf Course Road. The second smaller parcel is approximately 1.17 ha (2.89 acres) in size, is generally square in shape with approximately 105.0 metres (344.5 feet) of frontage on Bell's Park Road. The combined parcels are approximately 4.81 ha (11.88 acres) in size, with a combined frontage of 235.0 metres (770.9 feet) on a municipal road allowance.

The Plan of Subdivision proposes 42 single detached dwellings on full municipal water and sewer services, 1 drainage block, 1 municipal road and 1 road allowance Block to provide for a future roadway connection to the east.

The following written correspondence was received as a result of the circulation of the Notice of Public Meeting:

Letters of Support: None

Letters of No Objection: None

Letters of Concern: None

Letters of Objection:

Letter from Laura Lee Millard Smith and Kevin Smith indicating their opposition to the plan due to concerns regarding the lack of information relating to noise impacts from the nearby snowmobile trail, lot pattern, size and design, street pattern design, stormwater management report and protection of the Marl Lake and the lack of a tree buffer between existing residential and proposed lots.

Mr. Clerk, have we received any further letters or correspondence in regard to this application?

The Clerk advised that no further correspondence had been received.

The planning consultant for the applicant, Ms. Brandi Clement of Jones Consulting Group Ltd., will make a brief presentation and will provide further details with respect to the proposed plan of subdivision.

Ms. Clement reiterated the site location and sizes. She advised that there currently exists two houses, one being a log home which will remain on site and be integrated into the plan as Lot 20. The second house on the east side of the property will be demolished.

The surrounding land use is residential, a small commercial node, Marlwood Golf Course and residential and a campground/RV park. The application this evening is for a Plan of Subdivision. Through meetings with the Town, County and NVCA it was noted an old landfill existed that was never mapped and the County of Simcoe requested a D-4 study, which has been completed. This Plan of Subdivision meets Provincial Policy, confirms to the Places to Grow Policy, utilizes land more efficiently, and there is infrastructure for future development. There are no natural heritage features, there is an established neighbourhood nearby which have larger lots, however the Provincial Policy Statements is for intensification for years to come. This subdivision will add to the housing supply and is a wise use of resources. The County of Simcoe has designated the area as a settlement area and the Town's Official Plan designates the lands as residential and there is no policy change.

Ms. Clement advised that the development is for a 42 lot subdivision and the lots will have 55-60 foot frontages. Ms. Clement noted that there will be an access realignment and they propose to purchase lands from the municipality for future lots. There will be a 30 foot tree buffer between the established subdivision located on the west side and have allowed for deeper lots in this location, plus the 30 foot tree buffer will allow for further separation. There is also a buffer on the travelled road portion. The Snowmobile Trail will remain and have an added additional tree buffer to minimize noise as much as they can. The subdivision will be fully serviced and have storm water management. Reports have been submitted to the Planning Department for review and support the proposed subdivision.

Ms. Clement noted that this development is consistent with policies, is located within the settlement boundary, is easily serviced, additional buffers have been provided, the developments fit into the area and is compatible, there are no contaminates on the site, this development will add to the housing supply, there is no negative natural or heritage affected and this development will add positive growth in Wasaga beach.

Mayor Patterson thanked Ms. Clement for her presentation.

Mayor Patterson asked if there is anyone present that would like to provide input either in support of, or in opposition to, this proposed Draft Plan of Subdivision? If so, please stand and clearly state your name and address in order that it may be correctly entered into the records of today's proceedings.

Joseph Strite inquired if there are any blue prints he could see of where the road is going as per the original discussion and an agreement he has with Joe Donato.

Ms. Clement Brandi advised that if he provided an address she will mail something out to him and indicated that they worked around where the agreement lands.

Andrew Beattie, 17 Downer Crescent advised he is a member of the Marlwood Homeowners Association and has been asked to speak for the concerned residents. He advised that he spoke to the previous Council on the previous plan and the issue at that time was tree preservation. Marlwood is one of the few subdivisions that was not clear cut and have larger lots. It is a source of pride for residents and they were looking for assurance from the developer and Council at that time about clear cutting. Wasaga Beach had a history of clear cutting in those days, 5-6 years ago. He understands there is a tree cutting By-Law and when we hear words like tree buffer it seems fine but what does that mean. What they are concerned with and looking for is that the tree cutting By-Law would impose restrictions on the developer, builder and owners that they could not arbitrarily cut down these trees in this buffer. They are looking for some support that the tree cutting By-Law would apply to all the people in that area. He noted a sanitary sewer issue and that has been resolved, as it would have cut down a lot of trees. The residents support single family development but it comes down to the tree issue and on another development Council did make an effort to preserve trees.

Mr. Beattie's second concern is with respect to the snowmobile trail. He advised that he talked to the President of the Snowmobile Association and suggested it would be better in the long term to find another location. He assumes the present plan has been put together with the Town, developer and Snowmobile Association, but on behalf of the residents and those moving in, they are nervous of having a snowmobile trail adjacent to a plan of subdivision. He felt it was short sighted of Council and staff not to deal with this as a long term interest. Come the first winter season new residents will be coming before Council and staff complaining.

Mayor Patterson offered Mr. Kelso an opportunity to respond. Mr. Kelso advised that with respect to the tree issue, there was a public meeting in August 2003 and at that time the Town did not have a tree preservation By-Law. At the current time we do require a tree preservation plan and we look a buffers and preserving through the development process. The Town does not have a restriction that binds the future residential owners. Properties less than 1 hectare in size are not subject to the Tree Cutting By-Law. It will be up to the individual homeowner to protect that tree buffer and once again at the present time, the Tree Cutting By-Law does not pertain to those lots.

Mayor Patterson asked Ms. Clement to comment on the snowmobile trail. Ms. Clement indicated there appears to be a need for further discussion with the snowmobile association and noted that the developer was requested by the Town to leave space aside for the trail.

Mr. Kelso advised that he was asked that the trail be maintained as we have snowmobile trails throughout Wasaga Beach. Possibly the location needs to be looked at but the Town's policy is that we have trails along other subdivisions and through Town and we do not try to avoid them.

Mayor Patterson inquired if there were any further comments?

Hearing none, Mayor Patterson asked members of Council if they had any questions or comments with regards to the proposed Draft Plan of Subdivision.

No comments from Council.

Mayor Patterson stated that the comments received tonight will be considered by Development Committee who will recommend whether the proposed Draft Plan of Subdivision proceed further through the approval process.

If you wish to receive a copy of the decision of the County of Simcoe in respect of the proposed Draft Plan of Subdivision, please make a written request to the Clerk of the County of Simcoe, as they are the approval authority for Plans of Subdivision.

Anyone who did not receive a Notice and would like to obtain a copy, please leave your name and address with the Town Clerk.

Mayor Patterson closed the Public Meeting.

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PUBLIC MEETING

A Public Meeting with respect to a Draft Plan of Subdivision and Zoning By-Law Amendment according to Sections 51 and 34 of The Planning Act, R.S.O, 1990 with respect to Part of Lot 4, 5 and 6, Concession 14 and Part of Lot 4, east side of Sunnidale Road, Concession 13, former Township of Sunnidale, be known as the lands that form the north portion of the Sunnidale Trails Secondary Plan (Rivers Edge, Sunnidale Estates, Fresun Estates – Knox Road & Sunnidale)

Notice of Public Meeting was published in the Wasaga Sun Newspaper on August 5, 2009 and circulated to all property owners and assessed persons within 120 metres (400 feet) from the subject lands. The notice requirement for this public meeting has therefore been properly constituted.

The subject land affected by the proposed Zoning By-Law Amendment and Draft Plan of Subdivision is situated on the east side of Sunnidale Road, south of the Nottawasaga River. The subject site is 107 hectares (264 acres) in size, and is described as Part of Lots 4, 5, and 6, Concession 14 and Part of Lot 4, East Side of Sunnidale Road, Concession 13, (former Geographic Township of Sunnidale), Town of Wasaga Beach, County of Simcoe.

The lands form the north portion of the Sunnidale Trails Secondary Plan. Portions of the lands are farmed and contain an existing single detached residence with agricultural buildings. Other portions of the property are forested, containing wetlands and wooded areas, and slopes associated with McIntyre Creek, the Nottawasaga River, and an unnamed tributary.

The Plan of Subdivision proposes a residential development consisting of 940 residential dwelling units, including 728 single detached dwellings, 70 semi-detached dwelling units, 93 townhouse dwelling units and 49 apartment dwelling units. The lands are proposed to be accessed from Sunnidale Road and not from Freethy Road. The plan of subdivision proposes to protect environmental features, including wetlands, forested areas, and the valley lands associated with the watercourses. Parkland and a trail network are proposed. The plan also proposes two stormwater management ponds and two institutional blocks.

The Zoning By-law Amendment application proposes to implement the proposed plan of subdivision by rezoning the lands from the Rural (RU) and the Environmental Protection (EP) Zones to the Residential Type One Exception (R1-X) Zone, two separate Residential Type Two Exception (R2-X) Zones, Residential Type Three Exception (R3-X) Zone, Residential Type Four (R4) Zone, Institutional (I) Zone, Open Space (OS) Zone, and the Environmental Protection (EP) Zones. The R1-X, R2-X, R3-X, R4, and I zones will be subject to a Holding “H” Provision which may be lifted upon the completion of certain conditions.

The following written correspondence was received as a result of the circulation of the Notice of Public Meeting:

Letters of Support:

A letter was received from Mr. Ray Duhamel representing Pacific Developments who are owners of a Draft Plan Approved Subdivision to the south of the property. They indicate support provided that the River’s Edge plan is subject to the same/similar draft approval requirements as Pacific is subject to, particularly with respect to Cost-sharing and Front-Ending of various internal and external works.

Letters of No Objection: None

Letters of Concern:

A letter was received from the Simcoe Muskoka Catholic District School Board, dated June 3, 2009, which stated that the current shape and lot frontage of the

elementary school block does not meet the Board's criteria, for placement of a building, bus loop/parking area, driveway entrances, and play fields. The Board requests an alternative to the current proposed school site.

A letter was received from the NVCA, dated August 12, 2009, noting that the NVCA, Town, landowner, and agents staked the top of bank of the watercourses on the property on May 26, 2009, and it does not appear that this information is reflected on the revised plan. There are other comments from their correspondence of November 17, 2008 which remain outstanding.

Letters of Objection: None

Mr. Clerk, have we received any further letters or correspondence in regard to these applications?

The Clerk advised that an email was received from Ian Grinnell and referred to the Planner, Nathan Wukasch for comment. Mr. Wukasch summarized Mr. Grinnell's comments with respect to preserving the River corridor, the limits of the Environmental Protection buffer between the River and the residential portion, visual aspects including the views from the high dunes for hiking trails and canoeists, impact of lighting at night and the dune environment on the north side of the River.

Mayor Patterson advised that the planning consultant for the applicant, Ms. Celeste Phillips of Meridian Planning, will now make a brief presentation and will provide further details with respect to the proposed Draft Plan of Subdivision and Zoning By-Law Amendment.

Ms. Phillips reiterated the property location and noted there are three parcels that make up the ownership. They are proposing 940 units of residential mixed use, which is consistent with Provincial Policy. The Sunnidale Trails Secondary Plan is the guiding document for development in this part of Town. These lands are bordered by water courses. On the north is the Nottawasaga River, south east is the McIntyre Creek and an unnamed tributary. On a powerpoint presentation Ms. Phillips pointed out the area. The property is vacant and the surrounding uses are the Wasaga Beach Provincial Park, agriculture lands, and residential uses. Their proposed subdivision has 728 single detached dwellings, with a variety of lot sizes, 43 – 60 feet; 70 semi-detached dwellings, 93 townhouse and 49 apartment dwellings. The Plan provides for the retention of environmental features, open space, parks and trails, and 2 educational facilities being a Separate elementary school and lands set aside for a public High School. This development will form part of the basically Sunnidale Secondary Plan.

Ms. Phillips then pointed out the lands for active or passive recreational use, EP lands, residential uses, a school site for a separate elementary school. Ms. Phillips

noted there is a letter filed by the Separate school board stating that they are happy with the site which meets their guidelines, but unhappy with shape of school site. Ms. Phillips advised that they will be meeting with the School Board to resolve their concerns with respect to the shape of school site. The other site is for the high school and has been reviewed by the school board. The storm water management facilities and two apartment blocks area were noted. They are providing for road connections to Sunnidale Road to the west and to another subdivision to the south and a connection to the east towards Klondike Park Road. Ms. Phillips spoke to the street pattern being known as a modified grid pattern, window streets, a traffic circle, and a 6 meter wide trail proposed along Sunnidale Road.

Ms. Phillips advised that the application was filed a year ago and the County has deemed it complete. The plans have also been reviewed by Development Committee two times resulting in the plan being revised and resubmitted to County of Simcoe. They continue to work with the NVCA and other agencies on their comments. As part of their submission there were a number of issues that needed to be addressed; environmental impact statement, urban design guidelines, Assessment of Species at Risk (snake study), archaeological evaluation - 17 sites of concern on the property with further work on 10 of the 17. The ten sites of significance are being assessed by the archaeologist and team. The lands would be serviced with water and sewer and storm water management ponds. The subdivision protects environmental features, and includes open space parkland and the trail system. As previously noted there are two sites for school facilities, a wide range of lot sizes, and the supporting elements, storm water management and sanitary sewage pumping station.

Council must be satisfied that the plan adheres to the policy framework of the Province and Town. This plan adheres to the Provincial Policy Statement, the Places to Grow Growth Plan, and the Sunnidale Trails Secondary Plan that was approved prior to the Growth Plan Provincial document. The subdivision satisfies the goals of the Growth Plan and the plan of subdivision adheres to the Provincial Policy Statement.

Ms. Phillips noted the requirements to amend the Zoning By-Law as previously listed and they are asking for various set-backs and standards consistent to recent approvals to a subdivision to the south of the property (Pacific Homes).

Ms. Phillips asked for Council's consideration for approval of the Plan of Subdivision, draft approval conditions and site specific zoning amendments. She believes this plan represents good land use.

Mayor Patterson thanked Ms. Phillips for her presentation and inquired if there was anyone present that would like to provide input either in support of, or in opposition to, this proposed amendment? If so, please stand and clearly state your name and

address in order that it may be correctly entered into the records of today's proceedings.

Ms. Sandra Boland - 259 River Road East, advised she is the owner of 174 Freethy Road, and inquired if the existing road allowances will be incorporated into plan of subdivision as it would create a main east/west corridor that could be extended to Klondike Park Road and connect to 45th Street via Morgan Road. An east/west corridor is needed in Wasaga Beach and it would create access to a major commercial node and golf club, provide access to the Sports park and east end of Town (Stonebridge). She also spoke to the issue of bussing and the need for more direct routes to the rest of Wasaga Beach. She felt the keeping of road allowances is crucial in providing the public with transportation connectivity and more of a link to this new community as opposed to an island off Sunnidale Road.

Ms. Phillips advised that she will review the plans.

Mr. Kelso advised that there were questions in 1999 whether the Morgan Road allowance still existed. The Morgan Road allowance is gone and the applicant owns the entire property. That portion was abandoned 30-40 years ago and is no longer there.

Mr. John Hillier - 630 Sunnidale Road, advised that he has attended every meeting and the entrance off Sunnidale Road is 20 feet offset from their driveway and the Cemetery on Sunnidale Road. Sunnidale Road has high traffic. He had concern with the main entrance off Sunnidale Road and stop lights to handle traffic. He noted that Orchard Drive is to the north of his property.

Mr. Bob Kirkman - 170 Freethy Road, agreed that where Freethy Road makes a sharp right and goes to the river believes there is road allowance and if road went straight through would be for better flow of traffic.

Mr. Kelso advised that Freethy Road allowance in that location does not exist. He stated there is an allowance on the north-south portion of Freethy Road, but that there is a trespass road that goes through the 'Spence' property. He stated that it is his understanding that when it hits the Freethy property the road ends. There is a portion of the road allowance that continues to the west but does not go as far as the 'Spence' property.

Mr. Ian Grinnell thanked Mr. Wukasch for summarizing his e-mail and wanted to highlight a couple of things. He is directly opposite the northern portion of the development. The dunes are spectacular and its height is remarkable. The bank on north side of the river is as high as a 10 story building. People who frequent the area do so through trails and he is concerned about the visual impact from that height looking south toward the development. Will the development be buffered

sufficiently by the EP zone and the top of the bank? He requested that there be an opportunity to consult to ensure that his concerns can be met. Mr. Grinnell then offered Council and staff a guided tour of our most outstanding features in this region that needs to be protected and preserved.

Ms. Phillips advised that she will meet with Mr. Grinnell and it may be helpful if he gets a copy of Mr. Wukasch's July 22nd Report.

Mr. Carmelo Angilletta - 176 Freethy Road, advised that the road allowance bisects their property. He felt it was a great opportunity to align the East-West collector road now so that it no longer bisects their property and would have to be planned today to be aligned properly.

Mayor Patterson inquired if there are any further comments?

Hearing no further comments, he asked Members of Council if they had any questions or comments with regards to the proposed Draft Plan of subdivision and Zoning By-Law Amendment.

Councillor Archdekin asked for an explanation of the set back between the river and back of the lots as a lot of work has been done on that strip of land with MNR, NVCA, Meridian and our planners. He asked what the width of the land is and where are trails.

Ms. Phillips agreed that there has been a lot of study on this part. The NVCA is the governing authority on the appropriate setbacks from the Nottawasaga River and McIntyre Creek. The top of the bank was staked and surveyed and set back to the rear lot line. In some instances it is 115 meters to as low as 40 meters before to rear lot lines. The intent is this area will be maintained for passive recreation and trail system. There is no intention of removing trees.

Councillor Gray questioned the archaeological study that is in process and if it is within the EP lands.

Ms. Phillips advised that there are 10 sites being studied and they are screening soil and removing artifacts for assessment and cataloging. These sites are throughout the Plan of Subdivision and in some EP areas. There is no intent to change the Plan based on the archaeological study.

Mayor Patterson advised that the comments received tonight will be referred back to Development Committee where a decision will be made whether to recommend the proposed Draft Plan of Subdivision and Zoning By-Law Amendment proceed further through the approval process.

Anyone receiving Notice of the Public Meeting will receive Notice of the Decision of Council for the Zoning By-law Amendment. If you wish to receive a copy of the Notice of Decision for the Zoning By-law Amendment, please make a written request to the Clerk of the Town of Wasaga Beach.

If you wish to receive a copy of the Decision of the County of Simcoe in respect of the proposed Draft Plan of Subdivision, please make a written request to the Clerk of the County of Simcoe, as they are the approval authority for Plans of Subdivision.

Anyone who did not receive a Notice and would like to obtain a copy, please leave your name and address with the Town Clerk.

Mayor Patterson adjourned the Public Meeting.

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Mayor Patterson called for a five minute break.
Committee reconvened.

5. CORRESPONDENCE – Received for Information

- a) **Correspondence from the County of Simcoe with respect to the its resolution – Provincial Growth Paper – ‘Simcoe Area: Strategic Vision for Growth’ – Bill 186, Barrie-Innisfil Boundary Adjustment Act, 2009**

MOVED BY G. WATSON
SECONDED BY S.WELLS

RESOLUTION NO. 2009-14-04

RESOLVED THAT Council does hereby receive the correspondence from the County of Simcoe with respect to the County of Simcoe not supporting Bill 186, Barrie-Innisfil Boundary Adjustment Act, 2009, as it currently stands and the invitation for Ministers Watson and Smitherman to attend County Council on August 25th, 2009, for information.

CARRIED

- b) **Correspondence from the Township of Tiny requesting support of its resolution to declare a One Year Moratorium on Landfill Site 41**

Mayor Patterson advised that earlier today at County Council the one year moratorium was approved by the majority of County Council. It was then;

MOVED BY C. GRAY
 SECONDED BY G. WATSON

RESOLUTION NO. 2009-14-05

RESOLVED THAT Council does hereby receive the correspondence from the Township of Tiny with respect to requesting a One Year Moratorium on Landfill Site 41, for information.

CARRIED

CORRESPONDENCE - Requiring Action

- a) **Correspondence from the Ontario Medical Association with respect to obesity in children and adults and proposed legislation that would require calorie counts to be listed adjacent to the items on menus and menu boards at chain restaurants and school cafeterias.**

Deputy Mayor Foster advised that a sample menu is available at oma.org which will give people an idea of caloric intake. It was then;

MOVED BY R. ARCHDEKIN
 SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2009-14-06

RESOLVED THAT Council does hereby support the Ontario Medical Association in its request to the Provincial Government to introduce legislation that would require calorie counts to be listed adjacent to the items on menus and menu boards at chain restaurants and school cafeterias across the Province.

CARRIED

CORRESPONDENCE - Referred

- a) **Correspondence from Pupil Accommodation Review – Simcoe Muskoka Catholic District School Board with respect to the SMCDSB Georgian West Area Elementary School Pupil Accommodation Review Committee Process**

MOVED BY C. GRAY
 SECONDED BY S. WELLS

RESOLUTION NO. 2009-14-07

RESOLVED THAT Council does hereby receive the correspondence from the Pupil Accommodation Review – Simcoe Muskoka Catholic District School Board with respect to the SMCDSB Georgian West Elementary School Pupil Accommodation Review Committee Process and refer same to Mayor Patterson for review and recommendation.

CARRIED

6. **UNFINISHED BUSINESS**

7. **COMMITTEE & OTHER BOARDS REPORTS**

a) **Community Services Committee – 11 August 2009**

Councillor Gray spoke to the Report and it was then;

MOVED BY N. BIFOLCHI

SECONDED BY R. ARCHDEKIN

RESOLUTION NO. 2009-14-08

RESOLVED THAT Council does hereby adopt the Community Services Committee Report dated August 11th, 2009, as circulated and approve all action contained therein.

CARRIED

b) **Committee of the Whole – 11 August 2009**

Mayor Patterson noted we have not received any financial information yet and it has been two weeks. It was then;

MOVED BY C. GRAY

SECONDED BY D. FOSTER

RESOLUTION NO. 2009-14-09

RESOLVED THAT Council does hereby adopt the Committee of the Whole Report dated August 11th, 2009, as circulated and approve all action contained therein.

CARRIED

c) **Public Works Committee – 13 August 2009**

Councillor Bifulchi spoke to the Report and it was then;

MOVED BY R. ARCHDEKIN

SECONDED BY S. WELLS

RESOLUTION NO. 2009-14-10

RESOLVED THAT Council does hereby adopt the Public Works Committee Report dated August 13th, 2009, as circulated and approve all action contained therein.

CARRIED

d) **General Government Committee – 13 August 2009**

Deputy Mayor Foster spoke to the Report and it was then;

MOVED BY G. WATSON
 SECONDED BY R. ARCHDEKIN

RESOLUTION NO. 2009-14-11

RESOLVED THAT Council does hereby adopt the General Government Committee Report dated August 13th, 2009, as circulated and approve all action contained therein.

CARRIED

- e) **Tender Report - 45th Street South Reconstruction – 19 August 2009**

MOVED BY R. ARCHDEKIN
 SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2009-14-12

RESOLVED THAT Council does hereby receive the 45th Street South Reconstruction Tender Opening Report of August 19th, 2009, for information.

CARRIED

- f) **Accounts – July 1-31, 2009**

MOVED BY G. WATSON
 SECONDED BY R. ARCHDEKIN

RESOLUTION NO. 2009-14-13

RESOLVED THAT the Accounts for the month of July 2009 be approved, as paid, in the amount of \$1,898,979.97.

CARRIED

8. NOTICES OF MOTION

9. MOTIONS – WHERE NOTICE HAS BEEN PREVIOUSLY GIVEN

- a) **Violence in the Workplace Policy**

MOVED BY C. GRAY
 SECONDED BY N. BIFOLCHI

RESOLUTION NO. 2009-14-14

RESOLVED THAT as recommended by the Fire Chief to General Government Committee, Council does hereby adopt the attached ‘Violence in the Workplace Policy.’

CARRIED

b) **Awarding of the 45th Street South Reconstruction Tender**

MOVED BY D. FOSTER
SECONDED BY C. GRAY

RESOLUTION NO. 2009-14-15

RESOLVED THAT as recommended by the Public Works Director and the Ainley Group, Council does hereby award the 45th Street South Reconstruction Tender to Arnott Construction Limited at the tender price of \$1,511,790.00, GST included.

CARRIED

10. BY-LAWS AND CONFIRMATORY BY-LAW

- a) **A By-Law of the Corporation of the Town of Wasaga Beach to Authorize the Borrowing upon Amortizing Debentures in the Principal amount of \$1,500,000.00 towards the cost of the West End Servicing Contract 10/15**

MOVED BY R. ARCHDEKIN
SECONDED BY G. WATSON

RESOLUTION NO. 2009-14-16

RESOLVED THAT a By-Law of the Corporation of the Town of Wasaga Beach to Authorize the Borrowing upon Amortizing Debentures in the Principal amount of \$1,500,000.00 towards the cost of the West End Servicing Contract 10/15, be received and be deemed to have been read a first, second and third time, passed and numbered #2009-79.

CARRIED

- b) **A By-Law to Authorize Execution of an Agreement Between the Town of Wasaga Beach and Beachfront Developments Inc.**

The CAO noted there was an error in the Agreement that has been corrected, it was then;

MOVED BY C. GRAY
SECONDED BY D. FOSTER

RESOLUTION NO. 2009-14-17

RESOLVED THAT a By-Law to Authorize Execution of an Agreement Between the Town of Wasaga Beach and Beachfront Developments Inc., be received and be deemed to have been read a first, second and third time, passed and numbered #2009-80.

CARRIED

c) **Confirmatory By-Law**

MOVED BY S. WELLS

SECONDED BY R. ARCHDEKIN

RESOLUTION NO. 2009-14-18

RESOLVED THAT a By-Law to Confirm the Proceedings of the Council of the Corporation of the Town of Wasaga Beach at its Regular Meeting held Tuesday, August 25, 2009, be received and be deemed to have been read a first, second and third time, passed and numbered #2009-81.

CARRIED

11. MAYOR AND COUNCILLORS REPORTS

Councillor Archdekin stated that lately there has been a lot of contact from people wanting information; he attended Corvette Weekend; Healthy Communities Network and they have an awareness booth at the Marketplace each week - two weeks ago they put on a demonstration and rain barrel workshop where 22 rain barrels were made and taken home. The Environmental Network supplied the raw materials. Last week he accompanied other Council Members to the AMO Conference in Ottawa, met with various ministers and attended other interesting sessions. Councillor Archdekin attended a session on the new Planning Guidelines and Green Energy Act and there is a potential impact with the GEA that could be onerous. This Act bypasses our Official Plan and Zoning By-Laws and if people wish to appeal under this Act they have to go to a tribunal. Councillor Archdekin noted it will take a lot of work with the Planning Department to understand how this all works.

Councillor Gray advised that she attended the Dome opening and the Beach Dudes Band was free to residents; attended the Trail of the Caribou Ribbon Cutting; AMO Conference in Ottawa and phragmites information night hosted by MNR.

Councillor Wells advised that he too attended the AMO Conference and found the workshops extremely informative and provided food for thought; toured the Corvettes on display during Corvette Weekend and noted that he was very pleased to have been involved in the Corvette Club early on in its history and the strength of the Club is still part of the Wasaga Beach landscape; Chamber of Commerce breakfast; Trail of the Caribou ribbon cutting and can't say enough about the effort of Mr. Reg Gilbert and his team to bring the 1/3rd scale model to fruition. Councillor Wells recalled the Trail of the Caribou being a major historic event to former Member of Council, Marj Dyer, and her always saying we needed to celebrate it.

Mayor Patterson advised that he attended the funeral for Mayor Dubeau's husband Burt; attended the Dome opening; met with Federal Minister of Small Business along with Helena Guergis and she was quite interested in Nancy Island; Trail of the Caribou ribbon cutting; Mary Kuzyk's 100th birthday party; 97.7 morning radio; new

Springwater Administration building opening and Performance Management at the County; attended Collingwood Mayors Golf Challenge; AMO Conference and met with a few different Ministers. Mayor Patterson attended the MNR phragmites meeting and Corvette Weekend. County Council held earlier today focused on Site 41 and at the end of the process a one year moratorium was voted on.

Mayor Patterson concluded by advising that on September 29th there will be a meeting with the Georgian Bay Coastal Water Group.

Deputy Mayor Foster advised that he the same events as other Members of Council, attended the AMO Conference and while in Ottawa visited the War Museum which is a fantastic tribute to our veterans; attended the Elmvale Water Festival and noted that Council has switched from bottle water to glasses of water as part of our own Greenplan. The Deputy Mayor noted that County Council has a lot of work to do on the one year moratorium.

Deputy Mayor Foster advised that he will be leaving September 18th for the Diabetes Run and will not return until September 24th, after next County Council. He has exceeded his fundraising goals and has raised over \$50,000 for the diabetes Association.

Councillor Bifulchi attended the goodbye for Suse Ives and extended best wishes to Kellie LaFlamme on her new position. Councillor Bifulchi attended the Trail of the Caribou ribbon cutting; Community Policing; Air Cadets meeting and noted that they are looking for new cadets.

Councillor Watson noted he was unable to attend but his wife Mary attended the Trail of the Caribou ribbon cutting and extended thanks to Mr. Gilbert for the hard work the group did on it; attended a Regional Airport meeting and the tender has been awarded for reconditioning of the airport runway; attended the AMO Conference and phragmites workshop. Thanks to the Corvette Club for hosting a 1st class event with about 300 corvettes registered. The Rotary Club and Corvette Club, sold out all 1400 tickets with about \$40,000 in profit for the Rotary Club. They will be able to complete their commitment of \$100,000 to cancer care centre in Barrie; support the General & Marine Hospital, Air Cadets and Big Brothers/Big Sisters. The winner of the corvette was Sheila Currier, who works for a local real estate company. The Rotary Club met yesterday and Shelia and husband attended. And she also won the 50/50 draw. Councillor Watson added that the Rotary Club did a great job, as did the Corvette Club and it is nice to be part of that. They are a great asset to the community.

12. CALLING OF COMMITTEE MEETINGS

Community Services	September 8 th at 8:30 a.m.
General Government	September 10 th at 2:30 p.m.
Development Committee	August 26 th & September 23 rd at 1:30 p.m.
Public Works	September 24 th at 8:30 a.m.
Committee of the Whole	September 1 st , 15 th and 29 th at 7:00 p.m.

13. QUESTION PERIOD

“A fifteen (15) minute session wherein persons in attendance at the Regular Meeting of Council have an opportunity to raise questions pertaining to items that were dealt with by Council on the evening’s Agenda.”

14. IN CAMERA

Committee will move In Camera to discuss:

- a) Property matter
- b) Personnel matter

Mayor Patterson advised that the personnel matter will not be discussed this evening.

MOVED BY N. BIFOLCHI

SECONDED BY R. ARCHDEKIN

RESOLUTION NO. 2009-14-19

RESOLVED THAT Council does hereby move In Camera to discuss a property matter and a personnel matter.

CARRIED

Mayor Patterson advised that Mr. Kelso is in attendance to provide an update on the property matter. Mr. Kelso then provided Council with an update on the property matter. Committee held a brief discussion.

Mayor Patterson noted that there would be no discussion on the personnel matter this evening. It was then;

MOVED BY R. ARCHDEKIN
SECONDED BY S. WELLS

RESOLUTION NO. 2009-14-20

RESOLVED THAT Council does now move from In Camera back to the Regular Council Agenda.

CARRIED

MOVED BY C. GRAY
SECONDED BY D. FOSTER

RESOLUTION NO. 2009-14-21

RESOLVED THAT Council does hereby confirm the direction given to the CAO during the In Camera session.

CARRIED

15. ADJOURNMENT

Mayor Patterson adjourned the meeting at 10:00 p.m.

The Minutes of this meeting were approved this 8th day of September 2009.

MAYOR

CLERK (Acting)