



Town of Newmarket

Minutes

Committee of the Whole - Electronic

Date: Monday, September 14, 2020
Time: 1:00 PM
Location: Streamed live from the Municipal Offices
395 Mulock Drive
Newmarket, ON L3Y 4X7

Members Present: Mayor Taylor
Deputy Mayor & Regional Councillor Vegh
Councillor Simon
Councillor Woodhouse
Councillor Twinney
Councillor Morrison
Councillor Kwapis
Councillor Broome
Councillor Bisanz

Staff Present: J. Sharma, Chief Administrative Officer
E. Armchuk, Commissioner of Corporate Services
P. Noehammer, Commissioner of Development & Infrastructure Services
I. McDougall, Commissioner of Community Services
L. Lyons, Director of Legislative Services/Town Clerk
K. Saini, Deputy Town Clerk
J. Unger, Acting Director of Planning & Building Services
R. Volpe, Deputy Fire Chief
A. Walkom, Legislative Coordinator
J. Grossi, Legislative Coordinator

For consideration by Council on September 21, 2020.
The meeting was called to order at 1:00 PM.
Mayor Taylor in the Chair.

1. Notice

Mayor Taylor advised that the Municipal Offices were closed to the public and that this meeting was streamed live at Newmarket.ca/meetings. Residents who would like to provide comment on an item on this agenda were encouraged to provide their feedback in writing through email to Legislative Services at clerks@newmarket.ca or by joining the meeting electronically through video or telephone. He advised residents that their comments would form part of the public record.

2. Additions & Corrections to the Agenda

None.

3. Conflict of Interest Declarations

None.

4. Presentations & Recognitions

None.

5. Deputations

5.1 Remote Deputation regarding Zoning By-Law Amendment: 292-294 Court Street

Deborah Alexander of Alexander Planning Inc. provided a deputation on behalf of the applicant which included updates on the project since the public meeting held on June 29, 2020. She advised that there had been a meeting with the neighbours of the property in order to address some of the concerns raised at the public meeting.

Moved by: Councillor Woodhouse

Seconded by: Councillor Kwapis

1. That the Remote Deputation provided by Deborah Alexander regarding Zoning By-Law Amendment: 292-294 Court Street be received.

Carried

6. Consent Items

Moved by: Councillor Morrison
Seconded by: Deputy Mayor & Regional
Councillor Vegh

1. That sub-items 6.2, 6.3, 6.6, and 6.7 be adopted on consent. See following sub-items 6.1, 6.4, and 6.5 for motions.

Carried

6.1 Item 7.7 of the Central York Fire Services - Joint Council Committee Meeting of September 1, 2020 Draft Minutes

An alternate motion was presented and is noted below in bold.

Moved by: Councillor Bisanz
Seconded by: Councillor Woodhouse

1. **That staff be directed to place an amended draft by-law on the agenda for the September 21, 2020 meeting of Council, reflecting the changes identified by the Committee of the Whole; and,**
2. That Council approve the following:
 - a. That Fire Services Report JCC-2020-03 Cost Recovery Program (Expansion) dated 2020-09-01 be received; and,
 - b. That the Joint Council Committee (JCC) approve this report and authorize staff to implement the updated Town of Newmarket User Fees – Schedule G **as amended**; and,
 - c. That JCC authorize a 12-month pilot of the expanded services within the cost recovery program, with phase 1 to include
 - natural gas leaks,
 - drug labs/grow ops & clandestine labs,
 - post fire investigations,

- extraordinary expenses,
- hydro incidents (down wires) and;
- Phase 2 (after the 12 month pilot program) to include
 - multi-purpose smoke alarms and carbon monoxide alarms
 - elevator rescues (non-emergency); and,
- d. That JCC approve an additional 7 hours for the Accounts Administrator permanent part time position which is an increase from 21 hours (FTE 0.6) to 28 hours (FTE 0.8) per week.

Carried

6.2 Extending the 30 Minute Downtown Parking Restrictions on Main Street

1. That the report entitled Extending the 30 Minute Downtown Parking Restrictions on Main Street dated September 14, 2020 be received; and,
2. That Council approve the amendments to Parking By-law 2019-63 as contained in Appendix A; and,
3. That staff undertake public consultation with the Main Street Newmarket Business Improvement Area to determine the impact of the parking change; and,
4. That staff report back on the findings of the public consultation, and any recommendations to further amend Main Street parking restrictions by Q1 2021; and,
5. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

6.3 Continued Transition of Regulatory By-laws to the Administrative Monetary Penalty System

1. That the report entitled Continued Transition of Regulatory By-laws to the Administrative Monetary Penalty System dated September 14, 2020 be received; and,

2. That Council amend the AMPS By-law 2019-62; and,
3. That Staff be authorized and directed to do all things necessary to give effect to this resolution.

6.4 Zoning By-Law Amendment 292-294 Court Street

Moved by: Councillor Woodhouse

Seconded by: Councillor Simon

1. That the report entitled Zoning By-Law Amendment 292-294 Court Street dated September 14, 2020 be received; and,
2. That the application for Zoning By-Law amendment, as submitted by Jawad Ali, for lands known municipally as 292-294 Court Street, be approved, and that staff be directed to present the Zoning By-law amendment to Council for approval, substantially in accordance with Schedule 1; and,
3. That staff be directed to do all things necessary to give effect to the recommendations in this report; and,
4. That Deborah Alexander, of Alexander Planning Inc., 72 Herefordshire Crescent, East Gwillimbury, L9N 0N6, be notified of this action.

Carried

6.5 Site Specific Exemption to Interim Control By-law 2019-04 for 181 Beechwood Crescent

An alternate motion was presented and is noted below in bold.

Moved by: Councillor Kwapis

Seconded by: Deputy Mayor & Regional
Councillor Vegh

1. **That the report entitled Site Specific Exemption to Interim Control By-law 2019-04 for subject property 181 Beechwood Crescent**

dated September 14th, 2020 be deferred to the Committee of the Whole meeting of October 5, 2020.

Carried

6.6 Central York Fire Services – Joint Council Committee Meeting Minutes of March 3, 2020

1. That the Central York Fire Services – Joint Council Committee Meeting Minutes of March 3, 2020 be received.

6.7 Heritage Newmarket Advisory Committee Meeting Minutes of March 3, 2020

1. That the Heritage Newmarket Advisory Committee Meeting Minutes of March 3, 2020 be received.

7. Action Items

None.

8. Notices of Motion

None.

9. Motions Where Notice has Already been Provided

9.1 Councillor Kwapis - Commercial Rooftop Patios

Moved by: Councillor Kwapis

Seconded by: Councillor Woodhouse

Whereas the Planning Act allows municipalities to amend its comprehensive zoning by-law from time-to-time; and,

Whereas it is appropriate to update the Town's comprehensive zoning by-law from time-to-time to address new circumstances, market demands, and to ensure that desirable emerging and innovative uses are permitted; and,

Whereas 'Commercial Rooftop Patios' are currently defined in the Town's comprehensive zoning by-law but are not specifically permitted or prohibited in any zone, or permitted in combination with any use;

Therefore be it resolved as follows:

1. That staff be directed to schedule a Statutory Public Meeting for the purpose of outlining specific use permissions related to 'Commercial Rooftop Patios', addressing matters such as:
 - maximum size (percentage of rooftop or gross floor area)
 - associated uses for which a 'Commercial Rooftop Patio' may be permitted
 - design (i.e. site plan) requirements
 - compliance with licensing and noise by-laws

Carried

10. New Business

None.

11. Closed Session

Mayor Taylor advised there was no requirement for a Closed Session.

12. Adjournment

Moved by: Councillor Woodhouse

Seconded by: Councillor Morrison

1. That the meeting be adjourned at 2:07 PM.

Carried

John Taylor, Mayor

Lisa Lyons, Town Clerk